

CERTIFICATION OF TRUST

Trust Name: *Howard Revocable Trust*
Date of Execution of Trust: *September 12, 2013*
Settlor: *Martin I. Howard* (Date of Death: April 4, 2023)
Trustee: *Martin I. Howard, Jr.*
Successor Trustees: *Teresa M. Ervin and Heidi J. Howard* as Co-Trustees
Trustee's Mailing Address: *10933 SW Fleming Road, Powell Butte, Oregon 97753*

Received
JUL 14 2026
OWRD

If there are multiple acting Trustees, designate how many are required to sign to exercise trust power:

All X One _____ A Majority _____ Other _____

Trust Taxpayer Identification No.: 93-6464622

The above trust is Revocable _____ Irrevocable X. The above trust Can _____ or Cannot X be modified or amended.

THE ABOVE TRUST IS IN EXISTENCE AT THIS TIME AND HAS NOT BEEN REVOKED, MODIFIED OR AMENDED IN ANY MANNER THAT WOULD CAUSE THE REPRESENTATIONS CONTAINED IN THIS CERTIFICATION TO BE INCORRECT. The trust powers include at least all of those trust powers contained in the Oregon Uniform Trust Code, and more specifically as set forth in ORS 130.720 to 130.725.

Title to Trust assets should be taken as follows: *Martin I. Howard, Jr., Trustee of the Howard Revocable Trust dated September 12, 2013, and any amendments thereto.*

Below is the signature of the currently acting Trustee.

DATED: July 5, 2023

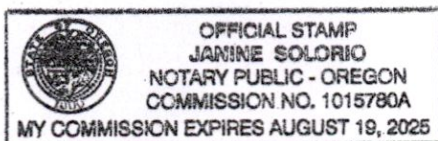
Marty Howard
MARTIN I. HOWARD, JR., Trustee

STATE OF OREGON)

COUNTY OF CROOK)

) ss.

Personally appeared the above-named person and acknowledged the Certification before me this 5 day of July, 2023.



Janine Solorio
Notary Public for Oregon

My Commission Expires: August 19, 2025

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

This application will be returned if Parts 1 through Part 4 and all required attachments are not completed and included upon submittal.

Part 1 of 4 – Permanent Water Right Transfer Application Minimum Requirements Checklist

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

Received

JUL 14 2026

OWRD

☒	Part 1 – Completed Minimum Requirements Checklist.
☒	Part 2 – Completed Transfer Application Map Checklist.
☒	Part 3 – Completed Applicant Information and Signature.
☒	NOTE: If the applicant is a public agency, corporation or business, trust, or other organization, the title or authority of the person who signs the application on behalf of the entity and evidence of signatory authority or a signed statement that such authority exists must be included.
☒	Part 4 – Information about Water Rights to be Transferred: How many water rights are to be transferred? <u>2</u> List them here: <u>C-550, C-85417</u> Please include a separate Part 4 for each water right. NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.
☒	Application Fee – payable by check to the Oregon Water Resources Department (OWRD). The online fee calculator is located: https://apps.wrd.state.or.us/apps/wr/wr_transfer_calculator/permanent_transfer.aspx NOTE: If claiming a fee waiver, you must provide documentation showing that the proposed transfer qualifies for the fee waiver pursuant to OAR 690-380-3400.
Required Attachments:	
☒	Completed Transfer Application Map.
☒	Completed Evidence of Use Affidavit and supporting documentation.
☐ Yes ☒ 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. NOTE: This form is 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.
☐ Yes ☒ N/A	Affidavit(s) of Consent from Deeded Landowner(s) or Deeded Water Right Holder(s) NOTE: only if the applicant does not own the land on which the water right is located or if the water right was severed from the land and conveyed separately to other individuals/entities.)
☐ Yes ☒ N/A	Supplemental Form D – For water rights served by or issued in the name of an irrigation district. NOTE: Complete when the transfer applicant is not the irrigation district.)
☐ Yes ☒ N/A	Supplemental Form U – For water rights involving irrigation within portions of Morrow & Umatilla Counties only.
☐ Yes ☒ N/A	Affidavit of Voluntary Cancellation or Diminution. NOTE: only if application proposes to cancel or diminish a water right.
Required Groundwater Attachments:	
☐ Yes ☒ N/A	Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. Find well logs here: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx
☐ Yes ☒ 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

Part 2 of 4 – Permanent Water Right Transfer Application

Map Requirements Checklist

The transfer application map you submit must include all the required items and match the existing water right map.

Check all boxes that apply.

☒ Yes ☐ N/A	Certified Water Right Examiner (CWRE) stamp and original signature. A digital stamp or seal and signature are acceptable, provided they meet OAR 690-014-0050. NOTE: CWRE stamp and signature are not required for substitutions. For a list of CWRE's, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/ .
☐ Yes ☒ N/A	If more than three water rights are involved, a separate map for each water right is required.
☒	Permanent quality printed with dark ink on polyester film or good quality paper. Maps may also be submitted as a PDF (portable document format) if they meet all other requirements.
☒	The preferred size is 8½ x 11 inches and should be no larger than 30 x 30 inches (one extra map copy is required for 30 x 30 inch maps). To request a waiver for a map larger than 30 x 30 inches, please send an email to mapwaiver@water.oregon.gov .
☒	A north arrow and a legend.
☒	Include the scale, which must be even-numbered and not exceed 1 inch = 1,320 feet. To request a waiver for a map scale that exceeds 1 inch = 1,320 feet, please send an email to mapwaiver@water.oregon.gov .
☒ Yes ☐ N/A	For uses other than municipal use, quasi-municipal use, and similar uses, include Township, Range, Section, ¼ ¼, tax lot boundaries (property lines) and tax lot numbers, DLC, Government Lot, and other recognized public land survey lines.
☐ Yes ☒ N/A	If the use is municipal, quasi-municipal, or similar uses, include Township, Range, Section, and service area boundaries. The map must also identify quarter-quarter (¼ ¼) sections but does not need to label the ¼ ¼.
☒	Major physical features including rivers, creeks, streams, lakes, reservoirs, ponds, roads and railroads. For any surface water on the map, indicate the direction of flow.
☒	All point(s) of diversion (POD for surface water), point(s) of appropriation (POA for wells/groundwater), or dam location(s) (or center of reservoir(s) if no dam exists) authorized by the water right(s), clearly labeled, shown by distance and bearing, or by coordinates (distance north/south and distance east/west) from a recognized public land survey corner (this information can be found in the water right certificate or decree.) In addition, include latitude and longitude for each POD or POA in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☐ Yes ☒ N/A	If a change in POD or a change in POA is proposed, include the proposed location(s), clearly labeled, shown by distance and bearing, or by coordinates (distance north/south and distance east/west) from a recognized public land survey corner. In addition, include latitude and longitude for each POD or POA in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒	General location of main canals, ditches, flumes, pipelines, pumps, or other water delivery features used to transport water from the point(s) of diversion, point(s) of appropriation, and/or reservoir/pond to the place of use, including delivery features at the place of use.
☒	Place of use (POU) by Township, Range, Section, and ¼ ¼, that includes separate hachuring for lands affected by changes proposed in this transfer application, for lands left unchanged and not affected by this transfer application, for each water right, for each priority date, for each use, and served by each point of diversion (POD), point of appropriation (POA), and/or reservoir/pond (POD).
☐ Yes ☒ N/A	For a POU limited to a point, like a stock watering tank, include latitude and longitude for the POU in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒ Yes ☐ N/A	If the USE is irrigation, nursery, cranberry, or other similar uses with acreage associated with it, the place of use must include the number of acres in each ¼ ¼ section, government lot, or in each ¼ ¼ section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
☐ Yes ☒ N/A	If the use is supplemental irrigation, include the location(s) and water right reference number of the underlying primary right, registration, or claim.

Received

Received

JUL 14 2026

Part 3 of 4 –Permanent Water Right Transfer Application Applicant(s) Information and Signature(s)

Applicant Information

APPLICANT/BUSINESS NAME Howard Revocable Trust U/T/A dated September 12, 2013	OWRD	PHONE NO(S). 541-408-7868	EMAIL ADDRESS marty@outwestinsurance.com	
ADDRESS 10933 SW Fleming Rd	CITY Powell Butte	STATE OR	ZIP 97753	

DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE.

ANY PROPOSED FINAL ORDER WILL BE SENT BY CERTIFIED MAIL AND ANY CERTIFICATE BY STANDARD MAIL.

- * **IMPORTANT NOTE - Electronic forms of documents:** Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated system (wr_d_automated_email@water.oregon.gov). Consider adding this email address to your safe sender list.

I/we affirm:

- ☒ The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located. **NOTE:** If the applicant is not the sole owner, include signatures of all deeded landowners (and mailing and e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities to which the water right(s) were conveyed.
- ☒ Amendments to the application may only be made in response to the Initial Review (IR). 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 IR, or to withdraw the application. **NOTE:** that amendments may be subject to additional fees, pursuant to ORS 536.050.
- ☒ 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.
- ☒ Approval of the change(s) proposed in this application does not constitute a right to trespass upon property or ditches not owned or controlled by the applicant.
- ☒ Prior to Department approval of the transfer application, if more than five (5) water rights would be injured as a result of my proposed transfer, then I will be required to submit payment to the Department pursuant to OAR 690-380-4020(3) 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: _____.
- ☒ 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).
- ☒ The person signing this application is doing so on behalf of a public agency, corporation or business, trust, or other organization and must provide evidence of signatory authority or a signed statement that such authority exists must be attached to this application.

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


Marty Howard Martin I Howard Jr Trustee 7-10-2026
 Applicant signature Print Name (and Title if applicable) Date

 Applicant signature Print Name (and Title if applicable) Date

Check One Box:

- ☒ By signing this application, I/we understand that, upon receipt of the Initial Review (IR) 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 690-380-4000(5)(b)(B); **OR**
- ☐ I/we 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/we 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.

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

AGENT NAME/BUSINESS NAME Bryce Withers / Water Right Services, LLC	PHONE NO(S). 541-389-2837	EMAIL ADDRESS brycewrs@gmail.com	
ADDRESS PO Box 1830	CITY Bend	STATE OR	ZIP 97709

DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE.

ANY PROPOSED FINAL ORDER WILL BE SENT BY CERTIFIED MAIL AND ANY CERTIFICATE BY STANDARD MAIL.

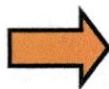
* **IMPORTANT NOTE - Electronic forms of documents:** Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated system (wrdd_automated_email@water.oregon.gov). **Consider adding this email address to your safe sender list.**

☐ 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. **NOTE: Complete Supplemental Form D.**

IRRIGATION DISTRICT NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
--------------------------	----------------------------	-------

☐ 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)	EMAIL
-------------	----------------------------	-------



To meet state land use compatibility requirements, you must list the names and mailing addresses of all affected local governments, including but not limited to county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Crook County Planning Dept.	ADDRESS (CITY, STATE, ZIP) 300 NE 3rd St Room 300 Prineville, OR 97754	EMAIL plan@crookcountyor.gov
--	---	---------------------------------

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
-------------	----------------------------	-------

Received
JUL 14 2026
OWRD

Responsibility for Completion of Changes and Receiving Landowner Information

Check the following box that applies:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant. **OR**
- ☐ 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. **NOTE:** Complete the Receiving Landowner Information Table below. **OR**
- ☐ 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. **NOTE:** Complete the Receiving Landowner Information Table below.

☐ Yes ☒ No

At this time, are the lands in this transfer application in the process of being sold?

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, a Request for Assignment form is required to be submitted to the Department at a later date. If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a properly recorded sale agreement or other document states otherwise.

NOTE: For more information:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

Receiving Landowner Information

RECEIVING LANDOWNER NAME	PHONE NO.(S)	EMAIL ADDRESS		
ADDRESS	CITY	STATE	ZIP	

DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE.

ANY PROPOSED FINAL ORDER WILL BE SENT BY CERTIFIED MAIL AND ANY CERTIFICATE BY STANDARD MAIL.

IMPORTANT NOTE - Electronic forms of documents: Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated system (wrd_automated_email@water.oregon.gov). **Consider adding this email address to your safe sender list.**

Describe any special ownership circumstances:

The confirming Certificate shall be issued in the name of: ☐ Applicant ☐ Receiving Landowner

Received

JUL 14 2026

OWRD

TACS

PROPOSED CHANGES

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

Change to Surface Water Point(s) of Diversion:

- ☐ Point(s) of Diversion (POD) – the proposed POD(s) will replace the existing authorized POD(s)
- ☐ Additional Point(s) of Diversion (APOD) – the proposed POD(s) will be in addition to the existing authorized POD(s)
- ☐ Surface Water POD to Groundwater POA (SW/GW) – proposed POA(s) will replace the existing authorized POD
- ☐ Government Action POD (GOV) – the proposed POD is due to a government action (ORS 540.510(6))

Change to Point(s) of Groundwater Appropriation:

- ☐ Point(s) of Appropriation (POA) – the proposed POA(s) will replace the authorized POA(s)
- ☐ Additional Point(s) of Appropriation (APOA) – the proposed POA(s) will be in addition to the authorized POA(s)

Changes in Place of Use and Character of Use:

- ☒ Place of Use (POU) - the proposed changes to the place of use will replace the authorized place of use
- ☐ Character of Use (USE) - the proposed changes to the character of use of the water right will modify the authorized character of use

Substitution:

- ☐ Substitution (SUB) – Substitution of Groundwater Supplemental Irrigation will be substituted for Surface Water Primary Irrigation:

Certificate#	Groundwater supplemental irrigation	Certificate#	Surface water primary irrigation
--------------	-------------------------------------	--------------	----------------------------------

Supplemental to Primary Use

- ☐ Supplemental Use to Primary Use (S to P) – supplemental groundwater irrigation replaces primary surface water irrigation:

Certificate #	Primary Surface water right to be cancelled
NOTE: If water rights will be cancelled you must submit a signed and notarized voluntary cancellation/ diminution affidavit with your application.	

Explain in your own words what you propose to accomplish with this transfer application, and why:

We would like to swap a 3.4 acre portion of irrigation for two certificated water rights in order to change the priority date. No true physical changes are proposed. The 3.4 acres served by C-550 currently has an 1894 priority date, and the 3.4 acres served by C-85417 has an 1873 priority date. We would like to swap this portion so that the senior 1873 priority irrigation is on tax lot 3502. We have previously swapped these rights under a Temporary Transfer (T-13763), we like to make the changes permanent.

Received
JUL 14 2026
OWRD

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

Part 4 of 4 – Permanent Water Right Transfer Application
Authorized POD/POA

Provide a Separate Part 4 for each water right proposed for transfer.

WATER RIGHT CERTIFICATE # 550

Name(s) appearing on the certificate: E.S. DOBBS

Description of Water Delivery System

System capacity: 59.6 ☒ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): Ochoco Creek, a tributary of Crooked River

Describe the current water delivery system. Include information on the capacity of pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Please provide as much detail as possible:

Water is diverted from Ochoco Creek at the POD into a ditch for flood irrigation. Ditch capacity is approximately 59.6 cfs.

Amount proposed for transfer: 0.04 ☒ CFS ☐ GPM ☐ AF

Please check the appropriate box below and provide the requested information:

☒ If the water right was certificated under a decree, please indicate:

- Name of Decree: Crooked River (F)

☐ If the water right was certificated through the permit process, please indicate:

- Permit # _____ and the name(s) appearing on the permit: _____

☐ If Proof of Appropriation under the water right has been determined by the Department, please indicate:

Special Order Volume # _____, Page # _____

and the name(s) appearing on the Proof of Appropriation Special Order: _____

Received

JUL 14 2026

OWRD

Table 1A – For Both SW and GW Rights - Location of Existing SW POD(s) or GW POA(s)

NOTE: If the POD/POA name is not specified on the Certificate, assign it a name or number below

Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
POD	15	S	17	E		NE	NW	TL 203/ GL3

Measured Distances (from a recognized survey corner)

780' S OF N 1/4 COR SEC 1

If authorized point is groundwater:

☐ Well log attached and associated with the well described above **and** on the accompanying application map.

AND/OR

☐ No well log is available - construction of the authorized well is provided in table below.

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right	☐ CFS ☐ GPM
L-									

WATER RIGHT CERTIFICATE # 550

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

If authorized point is groundwater:

- ☐ Well log attached and associated with the well described above **and** on the accompanying application map.
AND/OR
☐ No well log is available - construction of the authorized well is provided in table below.

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

If authorized point is groundwater:

- ☐ Well log attached and associated with the well described above **and** on the accompanying application map.
AND/OR
☐ No well log is available - construction of the authorized well is provided in table below.

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

If authorized point is groundwater:

- ☐ Well log attached and associated with the well described above **and** on the accompanying application map.
AND/OR
☐ No well log is available - construction of the authorized well is provided in table below.

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Part 4 of 4 continued – Permanent Water Right Transfer Application
Proposed POD/APOD Information – Surface Water Right(s) ONLY

WATER RIGHT CERTIFICATE # 550

Table 1B-SW - Location of Proposed Surface Water POD/APOD(s)

Proposed POD/APOD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Type of Change (from Page 6): ☐ POD or ☐ APOD			From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM			
Measured Distances (from a recognized survey corner)						
Fish Screen Information:						
☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532 If Yes , please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter. Additional Information/Remarks:						
Type of Change (from Page 6): ☐ POD or ☐ APOD			From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM			
Measured Distances (from a recognized survey corner)						
Fish Screen Information:						
☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532 If Yes , please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter. Additional Information/Remarks:						
Type of Change (from Page 6): ☐ POD or ☐ APOD			From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM			
Measured Distances (from a recognized survey corner)						
Fish Screen Information:						
☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532 If Yes , please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter. Additional Information/Remarks:						

**Part 4 of 4 continued – Permanent Water Right Transfer Application
Proposed POA/APOA Information – Groundwater Right(s) ONLY**

WATER RIGHT CERTIFICATE # 550

Table 1B-GW - Location of Proposed Groundwater POA/APOA(s)

Proposed POA/APOA Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map, AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Part 4 of 4 continued – Permanent Water Right Transfer Application
Proposed POU “TO” LANDS

WATER RIGHT CERTIFICATE# 550

Table 2B - Description of the PROPOSED (the “to” or “on” lands) Place of Use, Character of Use and POD/APOD(s) or POA/APOA(s) to the Water Right Certificate AFTER PROPOSED CHANGES are made.

NOTE: If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/APOD or POA/APOA involved in the proposed changes, specify the acreage associated with each POD/APOD or POA/APOA

[illegible]

Additional remarks:

Only the irrigation portion of the certificate is proposed for the change.

For Place of Use Changes – Irrigation Water Rights ONLY

Are there other water right certificates, water use permits or ground water registrations associated with the "to" lands?

☐ Yes ☒ No If YES, list the certificate, water use permit, or groundwater registration number(s) that may become layered if the modification is approved:

The "TO" lands have C-85417, proposed for swap.

NOTE: If water rights will be cancelled or diminished you must submit a signed and notarized voluntary cancellation/diminution affidavit with your application.

Part 4 of 4 – Permanent Water Right Transfer Application
Authorized POD/POA

Provide a Separate Part 4 for each water right proposed for transfer.

WATER RIGHT CERTIFICATE #85417

Name(s) appearing on the certificate: G.H. RUSSELL

Description of Water Delivery System

System capacity: 56.4 ☒ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): Ochoco Cr., Veazie Cr., & Lawson Cr.

Describe the current water delivery system. Include information on the capacity of pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Please provide as much detail as possible:

Water is diverted from Ochoco Creek at the POD into a ditch for flood irrigation. Ditch capacity is approximately 56.4 cfs.

Amount proposed for transfer: 0.04 ☒ CFS ☐ GPM ☐ AF

Received

JUL 14 2026

OWRD

Please check the appropriate box below and provide the requested information:

☒ If the water right was certificated under a decree, please indicate:

- Name of Decree: Crooked River

☐ If the water right was certificated through the permit process, please indicate:

- Permit # _____ and the name(s) appearing on the permit: _____

☐ If Proof of Appropriation under the water right has been determined by the Department, please indicate:

Special Order Volume # _____, Page # _____

and the name(s) appearing on the Proof of Appropriation Special Order: _____

Table 1A – For Both SW and GW Rights - Location of Existing SW POD(s) or GW POA(s)

NOTE: If the POD/POA name is not specified on the Certificate, assign it a name or number below

Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
POD	15	S	17	E		NE	NW	TL 203/ GL3

Measured Distances (from a recognized survey corner)

780' S OF N 1/4 COR SEC 1

If authorized point is groundwater:

☐ Well log attached and associated with the well described above **and** on the accompanying application map.

AND/OR

☐ No well log is available - construction of the authorized well is provided in table below.

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Part 4 of 4 continued – Permanent Water Right Transfer Application
Authorized POD/POA

WATER RIGHT CERTIFICATE # 85417

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)								
If authorized point is groundwater:								
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)								
If authorized point is groundwater:								
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)								
If authorized point is groundwater:								
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

**Part 4 of 4 continued – Permanent Water Right Transfer Application
Proposed POD/APOD Information – Surface Water Right(s) ONLY**

WATER RIGHT CERTIFICATE # 85417

Table 1B-SW - Location of Proposed Surface Water POD/APOD(s)

Proposed POD/APOD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Type of Change (from Page 6): ☐ POD or ☐ APOD			From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM			
Measured Distances (from a recognized survey corner)						
Fish Screen Information:						
☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532 If Yes, please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter. Additional Information/Remarks:						
Type of Change (from Page 6): ☐ POD or ☐ APOD			From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM			
Measured Distances (from a recognized survey corner)						
Fish Screen Information:						
☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532 If Yes, please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter. Additional Information/Remarks:						
Type of Change (from Page 6): ☐ POD or ☐ APOD			From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM			
Measured Distances (from a recognized survey corner)						
Fish Screen Information:						
☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532 If Yes, please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter. Additional Information/Remarks:						

Received
JUL 14 2026

14902 - OWRD

Part 4 of 4 continued – Permanent Water Right Transfer Application
Proposed POA/APOA Information – Groundwater Right(s) ONLY

WATER RIGHT CERTIFICATE # 85417

Table 1B-GW - Location of Proposed Groundwater POA/APOA(s)

Proposed POA/APOA Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Measured Distances (from a recognized survey corner)						☐ POA ☐ APOA		
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Received
 JUL 14 2026
 14902 - OWRD

Part 4 of 4 continued – Permanent Water Right Transfer Application
Authorized POU “FROM” LANDS

WATER RIGHT CERTIFICATE# 85417

Will ALL of the change(s) proposed on Page 6 affect the entirety of the water right?

☐ Yes - Complete **only** Table 2B on page 12. ☒ No - Complete **both** Table 2A below **and** Table 2B on page 12.

Table 2A - Description of Existing AUTHORIZED (the “from” or “off” lands) Place of Use, Character of Use, and POD/POA(s) appearing on the Water Right Certificate BEFORE PROPOSED AMENDMENTS.

NOTE: List only that part or portion of the Water Right Certificate that will be changed.

Authorized POD/POA(s) Name(s) from Table 1A	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
POD	15	S	17	E	1	NE	NW	203	1.9	IRRIGATION	1873
"	"	"	"	"	"	NW	NW	203	1.5	IRRIGATION	1873
TOTAL ACRES									3.4		

Additional remarks:
 Only the irrigation portion of the certificate is proposed for the change.

For Place of Use and Character of Use Changes – Irrigation Water Rights ONLY

☐ Yes ☒ No Are there other water right certificates, water use permits or groundwater registrations associated with the “from” lands? If YES, list the certificate, water use permit, or ground water registration number(s):

NOTE: If water rights will be cancelled or diminished you must submit a signed and notarized voluntary cancellation/ diminution affidavit with your application.

 Pursuant to ORS 540.510, any “layered” water use such as an irrigation water right that is supplemental to a primary water right proposed for permit amendment, must be included in the permit amendment or cancelled. Change(s) to a water right certificate must be filed separately in a Permanent Transfer Application. Change(s) to a groundwater registration must be filed separately in a Groundwater Registration Modification Application.

WATER RIGHT CERTIFICATE# 85417

NOTE: If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/APOD or POA/APOA involved in the proposed changes, specify the acreage associated with each POD/APOD or POA/APOA

Additional remarks:
Only the irrigation portion of the certificate is proposed for the change.

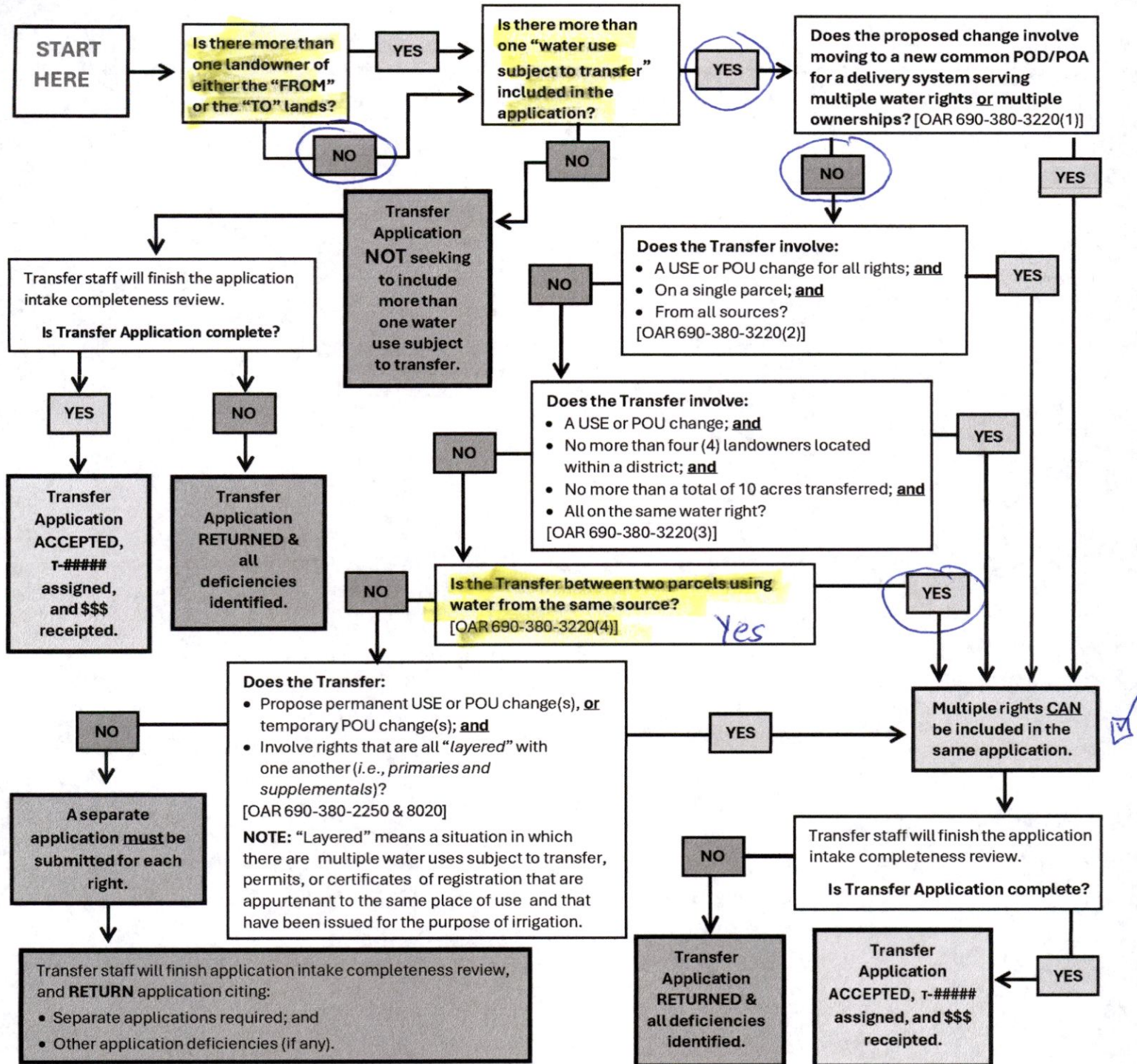
NOTE: If water rights will be cancelled or diminished you must submit a signed and notarized voluntary cancellation/diminution affidavit with your application.

14902 -

Decision Tree: Can Multiple Water Rights be included in a Single Transfer Application?

OAR 690-380-3220 – General Criteria / OAR 690-380-2250 – Suppl Water Right or Permit / OAR 690-380-8020 – Temp Transfer Suppl WR

FOR DIV. 380 TRANSFERS: The following series of questions outlined in the flow chart below can be used to determine if separate applications are required for each “water use subject to transfer” (as defined in ORS 540.505 & OAR 690-380-0100) that is proposed for transfer. To qualify for including multiple water rights in a single application, a proposed transfer application must meet at least one of the exceptions outlined in OAR 690-380-3220(1)-(4).



- **NOTE:** Only water rights that meet the criteria of a “water use subject to transfer” under ORS 540.505 may be transferred in a Div. 380 Transfer, except as otherwise noted in ORS 540.510, OAR 690-380-2240, & OAR 690-380-2250. Permit Amendments under OAR 690-380 & GR Modifications are administered under OAR 690-382, respectively.
- **“More than one landowner”** does NOT mean two individuals who are married & are both a deeded owner of the parcel(s), nor a single Trust citing more than one name.
- **Other considerations:** The claim of beneficial use for all the water rights involved in a transfer will be evaluated at one time. The Department does not allow sequential or partial perfection of the rights changed through a water right transfer. As a result, the ability of a water right holder to obtain a certificate and/or apply for a subsequent transfer, including a temporary transfer, will be limited if the first transfer includes rights held by other parties who have not completed the authorized changes.

Revised 4/1/2026

OAR 690-380-3220

Separate Application Required for Each Water Right

For changes involving more than one landowner or water use subject to transfer, a separate transfer application is required for each water use subject to transfer from each landowner involved, except when one or more of the following circumstances applies:

- (1) A change in point or points of diversion or appropriation to a new common point of diversion or appropriation for a delivery system serving multiple rights or multiple ownerships;
- (2) A change in use or place of use of all rights on a single parcel from all sources;
- (3) A change in use or place of use from as many as four land owners may be allowed within a district. Such a change must be for the same water right and not total more than 10 acres transferred, or
- (4) Transfers between two parcels using water from the same source.

Statutory/Other Authority: ORS 536.025 & 536.027

Statutes/Other Implemented: ORS 540.520

Additionally, for those transfer applications that include multiple types of changes to multiple rights (e.g., a POD change and a POU change on ten (10) water rights), as long as the circumstance meets one of the exceptions specified in OAR 690-380-3220(1)-(4), we must allow its submittal. Based on the reasoning outlined above, we would not be able to require an applicant to submit ten (10) separate transfer applications (one for each water right) if one of the circumstances in OAR 690-380-3220(1)-(4) applies. Further (assuming the POD and POU changes under each water right affect the same portion of the right), we would not be able to require an applicant to group all of the POD changes on ten (10) water rights in one application and group all of the POU changes on those same ten (10) water rights in another application. That would result in the same portion of the same water rights being inchoate under two different transfer orders and requiring two different Claims of Beneficial Use for the same portion of the same inchoate water right.

OAR 690-380-2250(1)

Transfer of Supplemental Water Right or Permit

(1) When an application for change of the use or place of use for a primary water right is submitted in accordance with OAR 690-380-3000, the applicant also shall indicate whether the land described in the application has an appurtenant supplemental water right or permit. If the applicant intends to transfer the supplemental water right or permit with the primary water right, the applicant shall include information on the supplemental right or permit as part of the transfer application for the primary water right as required under OAR 690-380-3000.

Statutory/Other Authority: ORS 536.025 & 536.027

Statutes/Other Implemented: ORS 540.510 - 540.530

OAR 690-380-8020(1) & (2)

Supplemental Water Rights

(1) When an application for a temporary transfer of the place of use is filed with the Department, the applicant also shall indicate whether the land described in the application has an appurtenant supplemental water right or permit. The applicant shall also indicate whether the supplemental water right or permit is intended to be temporarily transferred with the primary water right or to remain unexercised at the place of use as described in the original water right during the period of the temporary transfer.

(2) If the applicant also intends to temporarily transfer the supplemental water right or permit, the applicant shall include the information required under OAR 690-380-3000 and 690-380-8000 for the supplemental water right or permit.

Statutory/Other Authority: ORS 536.025 & 536.027

Statutes/Other Implemented: ORS 540.523

Received

JUL 14 2026

14902 -

OWRD

Oregon Water Resources Department
Transfer Fee Calculation for Permanent (Non-District) Transfer

[Main](#)
[Help](#)
[Return](#)
[Contact Us](#)

Today's Date: Thursday, June 18, 2026

Fee Calculation

Base Fee (includes one type of change to one water right for up to 1 cfs)

\$2,040.00

Fill in information below-- Check each box that applies.

Types of Change Proposed:

☒ Place of Use

☐ Point of Diversion (POD)/Appropriation (POA); and/or Additional POD/POA; and/or SW POD to GW POD

☐ Character of Use

\$0.00

Enter total number of water rights included in transfer.

\$915.00

☐ Check this box if you propose to add or change a well, or change from a surface water POD to a well.

Enter total number of groundwater wells (POAs) included in transfer.

\$0.00

☐ Check this box if you propose to change the place of use or character of use for a NON-irrigation right.

☒ Check this box if you propose to change the place of use or character of use for an irrigation right.

Enter the following for the primary certificates on the land included in the transfer.

(If a supplemental certificate also covers the same land as an included primary right, only list the primary.)

Certificate #	Total acres in the water right	# of acres to be transferred	Total cfs in the water right certificate	OR If certificate does not list cfs, enter 1/___ cfs per acre	Transfer cfs
550	90	3.4	1.13		0.042689
85417	13.5	3.4	0.17		0.042815

Total Transfer CFS(rounded up to the next whole cfs): 1.00

Subtotal:

\$2,955.00

Check each box that applies.

☐ The transfer is necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932.

☐ The transfer is endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

Discount:

Transfer Fee:

\$2,955.00

[Return to Edit](#)

[Clear](#)

Received
JUL 14 2026
OWRD

14902 -

Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. Applications received by OWRD without the Land Use Information Form will be returned to you. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **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 a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

Received

JUL 14 2026

OWRD

OWRD

This page intentionally left blank.

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 Marty Howard	PHONE 541-408-7868	EMAIL marty@outwestinsurance.com	
MAILING ADDRESS 10933 SW Fleming Rd	CITY Powell Butte	STATE OR	ZIP 97753

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:
14S	17E	36		3502	EFU	☐ Diverted	☒ Conveyed	☒ Used	Irrigation
14S	17E	36		3500	EFU	☐ Diverted	☒ Conveyed	☐ Used	Irrigation
15S	17E	1		203	EFU	☒ Diverted	☒ Conveyed	☒ Used	Irrigation
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Crook County.

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) Ochoco Cr., Veazie Cr., Lawson Cr.

Estimated quantity of water needed: 0.04 ☒ 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:

Transfer to swap priority dates for two existing certificates, no physical changes to system required. The existing and proposed use is on land zoned EFU, involves place of use change only, does not involve placement or modification of any structures, and involves irrigation water uses only.

See Page 4 ➔

Received

JUL 14 2026

14902 -

OWRD

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): _____
- ☐ 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.

Name: _____ Title: _____

Signature: N/A Not Required Date: _____

Government Entity: _____ Phone: _____

Received
JUL 14 2026
OWRD

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

Please print legibly or type. Be as specific as possible.

Use one affidavit for each water right.

Attach additional pages if you need more spacing.

Supporting documentation must be attached.

State of Oregon)
) ss

County of Deschutes)

I, Bryce Withers, in my capacity as Certified Water Right Examiner,

mailing address PO Box 1830 Bend, OR 97709

telephone number 541-389-2837 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. Explain the specific grounds for your knowledge:
Site inspection
- ☒ Professional expertise. Explain the specific grounds for your knowledge:
Oregon Certified Water Right Examiner #103749

2. I attest that I have read and understand the terms and conditions of water use under Certificate # 550, and that I have attached copies of documents demonstrating beneficial water use consistent with those terms and conditions (i.e., documentation showing compliance with the terms and conditions of the right).

Examples of documentation demonstrating compliance with the terms and conditions include, but are not limited to:

- Information showing that a required water meter was installed
- Copies of submitted static water level measurement reports (for groundwater sources)
- Copies of submitted annual water use reports
- Written confirmation from Oregon Department of Fish & Wildlife (ODFW) documenting installation of required fish screen(s)

3. I attest that water was beneficially used under Certificate # 550 for the following purpose (e.g., crops, pasture, commercial use, industrial use, etc.): pasture, grass
4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # 550 through the current water delivery system used to apply water or the system that was in place at some point within the five years prior to submittal of this Transfer Application.

5. I attest that the following is a description of the water delivery system attested to in Item #4 above. Please check all applicable boxes below and include information that describes the type, model, dimensions (size/diameter, length, etc.) and delivery capacity, in cubic feet per second (cfs) or gallons per minute (gpm):

- ☐ Pump(s) in stream _____
- ☐ Pump(s) in reservoir/pond _____
- ☐ Pump(s) in well(s) _____
- ☐ Headgate in stream/canal _____
- ☐ Headgate in reservoir pond _____
- ☒ Gravity Ditch 59.6 cfs capacity
- ☐ Pipeline _____
- ☐ Sprinklers _____
- ☐ Other (also include its general location in the description) _____

6. Can you attest to beneficial water use under Certificate # 550, consistent with the terms and conditions of the water right, during the past five years on the **entire** place of use or a **portion** of the place of use?

- ☐ No [skip to Question 7]
- ☐ Yes, water was used on the **entire** place of use [skip to Question 8]
- ☒ Yes, my knowledge is specific to only the **portion** of the place use described below:
[complete **Table 1** below, then go to Question 8]

Table 1. Description of Water Use

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)
550	14S	17E	W.M	36	SESW		3.4

7. I attest, as indicated under either **Item a.** or **Item b.** below, that:

a. Beneficial water use is evidenced by one of the following:

- ☐ Certificate # _____, confirming beneficial water use to perfect Permit # _____ was issued within the past five years. (**NOTE:** This cannot be a remaining right certificate.)
- ☐ Certificate # _____, confirming completion of a change in place of use, point(s) of diversion/ appropriation, or character of use authorized under Transfer Application #T- _____, was issued within the past five years.
- ☐ Part or all of the water right was leased instream at some point within the last five years. The instream lease number is: _____, (**NOTE:** If the entire right proposed for transfer was not leased, then additional evidence of use is needed for the portion not leased instream.)
- ☐ Water has been diverted at the actual current point of diversion for more than 10 years for beneficial use under Certificate # _____, (For Historic POD Transfers).

-OR-

b. Water was not used in the past 5 years, but the water right is not subject to forfeiture and documentation is attached to support the assertion that the presumption of forfeiture for nonuse would be rebutted under ORS 540.610(2) due to the following:

- ☐ Consistent with ORS 540.610(2)(e), the period of nonuse occurred during a period of time within which land was withdrawn from use in accordance with the Federal Conservation Reserve Program.
- ☐ Consistent with ORS 540.610(2)(h), the nonuse occurred during a period of time when I/we was/were using reclaimed water in lieu of using water under the water right.
- ☐ Consistent with ORS 540.610(2)(j), I/we was/were unable to make full beneficial use of the water because water was not available. During this time I/we had a facility capable of handling the full allowed rate and duty, and I/we was/were otherwise ready, willing and able to beneficially use the entire amount of water allowed under the water right.
- ☐ Consistent with ORS 540.610(2)(L), the nonuse occurred during a period of time within which the exercise of the water right was not necessary due to climatic conditions. During this time I/we had a facility capable of handling the full allowed rate and duty, and I/we was/were otherwise ready, willing and able to beneficially use the entire amount of water allowed under the water right.
- ☐ Consistent with ORS 540.610(2)(n), the nonuse of the supplemental water right occurred during a period of time when the primary water right used in conjunction with the supplemental water right was leased as an in-stream water right pursuant to ORS 537.348.
- ☐ Other (please explain and cite the statutory reference under ORS 540.610(2) that applies):

8. I understand that if I do not attach one or more of the documents shown in **Table 2** below (see page 4) to support the above statements, my application will be considered incomplete.

Bryce Withers

Bryce Withers

6-18-2026

Affiant Signature

Printed Name

Date

Signed and sworn to (or affirmed) before me this 18th day of June, 2026.



C. Hamon

Notary Public for Oregon

My Commission Expires: 2-29-28

Table 2. Supporting Documentation

Supporting Documents	Examples
A confirming water right certificate that was issued within the last five years. (NOT a remaining right certificate.)	• Copy of a water right certificate confirming the beneficial use of water under a Water Use Permit that shows date of issuance • Copy of a water right certificate confirming completion of a change in place of use, point of diversion/appropriation, or character of use authorized by an approved Water Right Transfer showing issuance date
Records such as Farm Service Agency (FSA) crop reports, irrigation district records, Natural Resources Conservation Service (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 • Conservation Reserve Enhancement Program (CREP) Report
Dated satellite imagery, aerial photos or other photographs containing sufficient detail to establish location and date of photograph (i.e., dated aerial photographs)	• Multiple photos can be submitted to show different areas of a water right • If photograph does not print with a "date stamp" or without the source identified, the date of the photograph and source should be added Sources for dated aerial photos: OSU – https://www.oregonexplorer.info OWRD – https://www.oregon.gov/owrd Google Earth – https://earth.google.com/
Approved instream lease establishing beneficial use for instream purposes within the last 5 years	Copy of final order approving an instream lease that shows instream lease number and date of issuance
If water has not been beneficially used in the past 5 years, documentation showing the right is not subject to forfeiture under ORS 540.610. (NOTE: Refer to ORS 540.610(2) for rebuttals to the presumption of forfeiture.)	• Copy of an agreement or contract for the use of reclaimed municipal water • Contract showing the authorized place of use enrolled in the Conservation Reserve Enhancement Program (CREP). • Copy of the Governor's executive order declaring a drought in the county within which the water right is located
Any other documentation with sufficient detail to support the affidavit attesting to beneficial use during the past 5 years	

Ditch Capacity Calculator			Howard C-550 Ditch		
using Manning's Formula					
Data Entry (fill in underlined blanks)					
Top Width =	6	feet			
Bottom Width =	4	feet			
Depth =	3	feet			
Fall =	14	feet	per	2790	feet of distance
Grade =	0.005017921	, or	0.5%		
n Factor =	0.03				
Results calculated					
Area of cross-section =	15	square feet			
Wetted Perimeter =	10.32455	feet			
Hydraulic Radius =	1.452847				
Velocity =	3.971	feet per second			
Calculated Ditch Capacity =	59.6	cubic feet per second			

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

Please print legibly or type. Be as specific as possible.

Use one affidavit for each water right.

Attach additional pages if you need more spacing.

Supporting documentation must be attached.

State of Oregon)
) ss

County of Deschutes)

I, Bryce Withers, in my capacity as Certified Water Right Examiner,

mailing address PO Box 1830 Bend, OR 97709

telephone number 541-389-2837 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. Explain the specific grounds for your knowledge:

☒ Professional expertise. Explain the specific grounds for your knowledge:

Oregon Certified Water Right Examiner #103749

2. I attest that I have read and understand the terms and conditions of water use under Certificate # 85417, and that I have attached copies of documents demonstrating beneficial water use consistent with those terms and conditions (i.e., documentation showing compliance with the terms and conditions of the right).

Examples of documentation demonstrating compliance with the terms and conditions include, but are not limited to:

- Information showing that a required water meter was installed
- Copies of submitted static water level measurement reports (for groundwater sources)
- Copies of submitted annual water use reports
- Written confirmation from Oregon Department of Fish & Wildlife (ODFW) documenting installation of required fish screen(s)

3. I attest that water was beneficially used under Certificate # 85417 for the following purpose (e.g., crops, pasture, commercial use, industrial use, etc.): hay
4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # 85417 through the current water delivery system used to apply water or the system that was in place at some point within the five years prior to submittal of this Transfer Application.

5. I attest that the following is a description of the water delivery system attested to in Item #4 above. Please check all applicable boxes below and include information that describes the type, model, dimensions (size/diameter, length, etc.) and delivery capacity, in cubic feet per second (cfs) or gallons per minute (gpm):

- ☐ Pump(s) in stream _____
- ☐ Pump(s) in reservoir/pond _____
- ☐ Pump(s) in well(s) _____
- ☐ Headgate in stream/canal _____
- ☐ Headgate in reservoir pond _____
- ☒ Gravity Ditch 56.4 cfs capacity
- ☐ Pipeline _____
- ☐ Sprinklers _____
- ☐ Other (also include its general location in the description) _____

6. Can you attest to beneficial water use under Certificate # _____, consistent with the terms and conditions of the water right, during the past five years on the **entire** place of use or a **portion** of the place of use?

- ☐ No [skip to Question 7]
- ☒ Yes, water was used on the **entire** place of use [skip to Question 8]
- ☐ Yes, my knowledge is specific to only the **portion** of the place use described below:
[complete **Table 1** below, then go to Question 8]

Table 1. Description of Water Use

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

7. I attest, as indicated under either **Item a.** or **Item b.** below, that:

a. Beneficial water use is evidenced by one of the following:

- ☐ Certificate # _____, confirming beneficial water use to perfect Permit # _____ was issued within the past five years. (**NOTE:** This cannot be a remaining right certificate.)
- ☐ Certificate # _____, confirming completion of a change in place of use, point(s) of diversion/ appropriation, or character of use authorized under Transfer Application #T- _____, was issued within the past five years.
- ☐ Part or all of the water right was leased instream at some point within the last five years. The instream lease number is: _____, (**NOTE:** If the entire right proposed for transfer was not leased, then additional evidence of use is needed for the portion not leased instream.)
- ☐ Water has been diverted at the actual current point of diversion for more than 10 years for beneficial use under Certificate # _____, (For Historic POD Transfers).

-OR-

b. Water was not used in the past 5 years, but the water right is not subject to forfeiture and documentation is attached to support the assertion that the presumption of forfeiture for nonuse would be rebutted under ORS 540.610(2) due to the following:

- ☐ Consistent with ORS 540.610(2)(e), the period of nonuse occurred during a period of time within which land was withdrawn from use in accordance with the Federal Conservation Reserve Program.
- ☐ Consistent with ORS 540.610(2)(h), the nonuse occurred during a period of time when I/we was/were using reclaimed water in lieu of using water under the water right.
- ☐ Consistent with ORS 540.610(2)(j), I/we was/were unable to make full beneficial use of the water because water was not available. During this time I/we had a facility capable of handling the full allowed rate and duty, and I/we was/were otherwise ready, willing and able to beneficially use the entire amount of water allowed under the water right.
- ☐ Consistent with ORS 540.610(2)(L), the nonuse occurred during a period of time within which the exercise of the water right was not necessary due to climatic conditions. During this time I/we had a facility capable of handling the full allowed rate and duty, and I/we was/were otherwise ready, willing and able to beneficially use the entire amount of water allowed under the water right.
- ☐ Consistent with ORS 540.610(2)(n), the nonuse of the supplemental water right occurred during a period of time when the primary water right used in conjunction with the supplemental water right was leased as an in-stream water right pursuant to ORS 537.348.
- ☐ Other (please explain and cite the statutory reference under ORS 540.610(2) that applies):

8. I understand that if I do not attach one or more of the documents shown in **Table 2** below (see page 4) to support the above statements, my application will be considered incomplete.

Bryce Withers Bryce Withers 6-18-26
Affiant Signature Printed Name Date

Signed and sworn to (or affirmed) before me this 18th day of June, 2026.



C. Lee Hamon
Notary Public for Oregon

My Commission Expires: 2-29-28

Table 2. Supporting Documentation

Supporting Documents	Examples
A confirming water right certificate that was issued within the last five years. (NOT a remaining right certificate.)	• Copy of a water right certificate confirming the beneficial use of water under a Water Use Permit that shows date of issuance • Copy of a water right certificate confirming completion of a change in place of use, point of diversion/appropriation, or character of use authorized by an approved Water Right Transfer showing issuance date
Records such as Farm Service Agency (FSA) crop reports, irrigation district records, Natural Resources Conservation Service (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 • Conservation Reserve Enhancement Program (CREP) Report
Dated satellite imagery, aerial photos or other photographs containing sufficient detail to establish location and date of photograph (i.e., dated aerial photographs)	• Multiple photos can be submitted to show different areas of a water right • If photograph does not print with a "date stamp" or without the source identified, the date of the photograph and source should be added Sources for dated aerial photos: OSU – https://www.oregonexplorer.info OWRD – https://www.oregon.gov/owrd Google Earth – https://earth.google.com/
Approved instream lease establishing beneficial use for instream purposes within the last 5 years	Copy of final order approving an instream lease that shows instream lease number and date of issuance
If water has not been beneficially used in the past 5 years, documentation showing the right is not subject to forfeiture under ORS 540.610. (NOTE: Refer to ORS 540.610(2) for rebuttals to the presumption of forfeiture.)	• Copy of an agreement or contract for the use of reclaimed municipal water • Contract showing the authorized place of use enrolled in the Conservation Reserve Enhancement Program (CREP). • Copy of the Governor's executive order declaring a drought in the county within which the water right is located
Any other documentation with sufficient detail to support the affidavit attesting to beneficial use during the past 5 years	

Received

Ditch Capacity Calculator			Howard C-85417 Ditch		
using Manning's Formula					
Data Entry (fill in underlined blanks)					
Top Width =	6	feet			
Bottom Width =	4	feet			
Depth =	3	feet			
Fall =	10	feet	per	2224	feet of distance
Grade =	0.004496402	, or	0.4%		
n Factor =	0.03				
Results calculated					
Area of cross-section =	15	square feet			
Wetted Perimeter =	10.32455	feet			
Hydraulic Radius =	1.452847				
Velocity =	3.759	feet per second			
Calculated Ditch Capacity =	56.4	cubic feet per second			

Legend



Imagery Attachment for C-550 & C-85417 14902 -