15333 Pletzer Rd. SE
Turner, Oregon 97392
(503) 931-0210 Phone

WILL MCGILL SURVEYING LLC

Memo

To: Oregon Water Resources Department / Dante Luongo

From: Doann Hamilton, CWRE

CC:

Date: July 14, 2026

Re: Paul Fobert application Certificate 99047 and 99048

Our client Paul Fobert received the attached letter dated July1, 2027 noting the transfer application submitted for Paul Fobert for Certificate 99047 and 99018 was not complete. Stating Table 2B was not completed for either certificate

Attached are the corrected Table 2A and 2 B for both Certificates to reflect this change.

CERTIFIED WATER RIGHT EXAMINER
65503
DOANN HAMILTON
MAY 10, 2012
STATE OF OREGON
EXPIRES: June 30, 2027

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Oregon
Tina Kotek, Governor

Water Resources Department
North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904

July 1, 2026

Paul and Susan Fobert
18899 Fobert Rd
Hubbard, OR 97032

RE: Permanent Transfer Application:

The Water Resources Department received your Application for a Permanent Water Right Transfer. Unfortunately, we are unable to accept your application because it does not meet the minimum filing requirements outlined in Oregon Administrative Rules Chapter 690, Division 380.

The specific reasons your application cannot be accepted at this time are due to the following:

- In the application for Certificate 99047, Table 2B is not filled out to indicate the changes being made. For Certificate 99048, there is no Table 2B to indicate the changes being made.

Because we are not able to accept the Permanent Water Right Transfer Application at this time, we are also returning the application and fees.

Please return the application with Table 2B filled out for each Certificate.

If you have any questions or concerns, please contact me at 971-304-5006 or by email dante.j.luongo@water.oregon.gov.

Sincerely,

Dante Luongo
Transfer and Conservation Section
Oregon Department of Water Resources

Cc: OWRD Fiscal

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Application for Permanent Water Right Transfer

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 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)	
☑	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?** 2 **List them here:** Certificate 99047, 99048 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.

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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.

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

Applicant Information

APPLICANT/BUSINESS NAME	PHONE NO(S).	EMAIL ADDRESS
Paul and Susan Fobert	971-275-6170	fobertfarms@gmail.com

ADDRESS	CITY	STATE	ZIP
18899 Fobert Road NE	Hubbard	OR	97032

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.**

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: Woodburn Indepndent.
- ☑ 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.

Applicant signature	Print Name (and Title if applicable	Date
Paul Fobert	PAUL FOBERT	6-25-26
Susan Fobert	Susan K. Fobert	6/25/26

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.

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

AGENT NAME/BUSINESS NAME	PHONE NO(S).	EMAIL ADDRESS
Doann Hamilton / Will McGill Surveying LLC	(503) 349-6946 (cell)	phgdmh@gmail.com

ADDRESS	CITY	STATE	ZIP
15333 Pletzer Rd. SE	Turner	OR	97392

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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.**

☐ 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
NA		

☐ 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
NA		

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	ADDRESS (CITY, STATE, ZIP)	EMAIL
Marion County Planning Division	5155 Silverton Road NE, Salem, OR 97305	

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL

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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	
NA			
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:

NA

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

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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:

Transfer T-13384 included the addition of Well H. The well was not constructed before the claim of beneficial use was submitted August 25, 2025 and was removed from the final Certificates 99047 and 99048. Well H (MARI 72113) has now been constructed and we are applying this new transfer to add this well back to the water right.

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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 # 99047

Name(s) appearing on the certificate: Paul and Susan Fobert

Description of Water Delivery System

System capacity: 0.195 ☑ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): Well A and F

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 pumped from Well A using a 40 Hp submersible pump and Well F using an 8 Hp submersible pump through portable mainlines to supply impact sprinklers and hard hose travelers to irrigate hops.

Amount proposed for transfer: 0.195 ☑ 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: _____

☐ 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 # 133, Page # 155, 473

and the name(s) appearing on the Proof of Appropriation Special Order: Paul and Susan Fobert

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
Well F	4	S	1	W	35	NE	NE	DLC 53
Measured Distances (from a recognized survey corner)								
184 feet south and 1,550 feet east from the NW corner, DLC 53.								

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

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

WATER RIGHT CERTIFICATE # 99047

Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Well A	4	S	1	W	26	NE	SE	DLC 60

Measured Distances (from a recognized survey corner)

20.5 chains south and 6.75 chains east from the NE corner, DLC 63.

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
					35			

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

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

WATER RIGHT CERTIFICATE # 99047

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

Proposed POD 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:

Proposed POD 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:

Proposed POD 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:

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

WATER RIGHT CERTIFICATE # 99047

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

Proposed POA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Well H	4	S	1	W	26	SE	SE	DLC 60

Measured Distances (from a recognized survey corner)

2,825 feet south and 1,270 feet east from the NE corner, DLC 63.

☑ 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

Proposed POA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

☐ 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

Proposed POA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

☐ 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

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OWRD

Received 7/1/26 DH

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

WATER RIGHT CERTIFICATE# 99047

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

☑ Yes - Complete **only** Table 2B on page 10. ☐ No - Complete **both** Table 2A below **and** Table 2B on page 10.

Table 2A - Description of Existing AUTHORIZED (the "from" or "off" lands) Place of Use, Character of Use, and 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
								TOTAL ACRES			

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JUL 17 2026
OWRD

Additional remarks:

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.

14905 -

Revised 1-14-26 DH

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

WATER RIGHT CERTIFICATE# 99047

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 POA/APOA involved in the proposed changes, specify the acreage associated with each POA/APOA.

Proposed POD/APOD(s) or POA/APOA(s) Name(s) from Table 1B (SW or GW)	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
Well A, F and H	4	S	1	W	25	SW	SW	DLC 53	4.2	IR	6-6-1958
Well A, F and H	4	S	1	W	26	SE	SE	DLC 53	0.8	IR	6-6-1958
Well A, F and H	4	S	1	W	25	NE	NE	DLC 53	3.7	IR	6-6-1958
Well A, F and H	4	S	1	W	36	NW	NW	DLC 53	15.3	IR	6-6-1958
								TOTAL ACRES	24.0		

Received
JUL 17 2026
OWRD

Additional remarks:

None

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:

Certificate 99049 IS POD

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

Revised 7-14-2026 DH

WATER RIGHT CERTIFICATE# 99048

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
								TOTAL ACRES			

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OWRD

Additional remarks:

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.

14905 -

WATER RIGHT CERTIFICATE# 99048

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

Proposed POD/APOD(s) or POA/APOA(s) Name(s) from Table 1B (SW or GW)	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
Well A, F and H	4	S	1	W	26	SW	NE	DLC 63	1.2	IR	11-13-1958
Well A, F and H	4	S	1	W	26	NE	SE	DLC 60	4.4	IR	11-13-1958
Well A, F and H	4	S	1	W	26	NW	SE	DLC 60	4.0	IR	11-13-1958
Well A, F and H	4	S	1	W	26	NW	SE	DLC 63	24.0	IR	11-13-1958
Well A, F and H	4	S	1	W	26	SW	SE	DLC 60	4.5	IR	11-13-1958
Well A, F and H	4	S	1	W	26	SW	SE	DLC 63	20.6	IR	11-13-1958
Well A, F and H	4	S	1	W	26	SE	SE	DLC 60	8.0	IR	11-13-1958
								TOTAL ACRES	66.7		

Received
JUL 17 2026
OWRD

Additional remarks:

None

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:

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

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JUN 26 2026
Salem, OR

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

WATER RIGHT CERTIFICATE# 99047

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

☐ Yes - Complete **only** Table 2B on page 10. ☐ No - Complete **both** Table 2A below **and** Table 2B on page 10.

Table 2A - Description of Existing AUTHORIZED (the "from" or "off" lands) Place of Use, Character of Use, and 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
								TOTAL ACRES			

Received
JUL 17 2026
OWRD

Additional remarks:

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.

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JUN 26 2026
Salem, OR

Proposed POU "TO" LANDS

WATER RIGHT CERTIFICATE# 99047

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 POA/APOA involved in the proposed changes, specify the acreage associated with each POA/APOA.

Proposed POD/APOD(s) or POA/APOA(s) Name(s) from Table 1B (SW or GW)	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
								TOTAL ACRES			

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JUL 17 2026
OWRD

Additional remarks:

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:

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

14905 -

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 # 99048

Name(s) appearing on the certificate: Paul and Susan Fobert

Description of Water Delivery System

System capacity: 0.82 ☑ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): Well A and F

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 pumped from Well A using a 40 Hp submersible pump and Well F using an 8 Hp submersible pump through portable mainlines to supply impact sprinklers and hard hose travelers to irrigate hops.

Amount proposed for transfer: 0.82 ☑ 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: _____

☐ 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 # 133, Page # 155, 473

and the name(s) appearing on the Proof of Appropriation Special Order: Paul and Susan Fobert

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
Well F	4	S	1	W	35	NE	NE	DLC 53

Measured Distances (from a recognized survey corner)

184 feet south and 1,550 feet east from the NW corner, DLC 53.

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

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JUL 17 2026
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JUN 26 2026
Salem, OR

14905 -

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JUN 26 2026
Salem, OR

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

WATER RIGHT CERTIFICATE # 99048

Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Well A	4	S	1	W	26	NE	SE	DLC 60

Measured Distances (from a recognized survey corner)

20.5 chains south and 6.75 chains east from the NE corner, DLC 63.

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
					35			

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

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JUL 17 2026
OWRD

14905 - [illegible]

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

WATER RIGHT CERTIFICATE # 99048

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

Proposed POA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Well H	4	S	1	W	26	SE	SE	DLC 60

Measured Distances (from a recognized survey corner)

2,825 feet south and 1,270 feet east from the NE corner, DLC 63.

☑ 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

Proposed POA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

☐ 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

Proposed POA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

☐ 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 by OWRD
JUN 26 2026
Salem, OR

Received
JUL 17 2026
OWRD

14905 -

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.545 & 537.765 and OAR 690-205-0210)

MARI 72113
4/30/2026

WELL I.D. LABEL# L 141633
START CARD # 1080890
ORIGINAL LOG #

(1) LAND OWNER
Owner Well I.D.
First Name PAUL AND SUSAN Last Name FOBERT
Company FOBERT FARMS
Address 18899 FOBERT RD. NE
City HUBBARD State OR Zip 97032

(2) TYPE OF WORK
[X] New Well [ ] Deepening [ ] Conversion [ ] Alteration (complete 2a & 10) [ ] Abandonment(complete 5a)

(2a) PRE-ALTERATION
	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
Casing:									

	Material	From	To	Amt	sacks/lbs
Seal:					

(3) DRILL METHOD
[ ] Rotary Air [ ] Rotary Mud [X] Cable [ ] Auger
[ ] Reverse Rotary [ ] Other

(4) PROPOSED USE
[ ] Domestic [X] Irrigation [ ] Community
[ ] Industrial/ Commercial [ ] Livestock [ ] Dewatering
[ ] Thermal [ ] Injection [ ] Other

(5) BORE HOLE CONSTRUCTION
Special Standard [ ] (Attach copy)
Depth of Completed Well 214.29 ft.

BORE HOLE

Dia	From	To
20	0	25
16	25	214.29

SEAL

Material	From	To	Amt	sacks/lbs
Bentonite Chips	0	25	33	S
		Calculated	31	
		Calculated		

Seal placement method: [ ] A [ ] B [ ] C [ ] D [ ] E [X] Other: OAR 690-210-0340
Backfill placed from ft. to ft. Material
Filter pack from 169 ft. to 214.29 ft. Material PEA GRAVEL Size pea grav
Explosives used: [ ] Type Amount
Seal Placement Begin Date 1/7/2026 Begin Time 12 15

(5a) ABANDONMENT USING UNHYDRATED BENTONITE
Proposed Amount Actual Amount

(6) CASING/LINER

C/L	Dia	+	From	To	Gauge	Mat. Type	Wld	Thrd	Shoe	Shoe Location
C	16	X	1.5	169.77	0.375	ST	X		OUT.	169.77
L	12	X	2.39	171.54	0.250	ST	X			
L	12		189.54	214.29	0.250	ST	X			

Temp casing [ ] Yes Dia From + [ ] To

(7) PERFORATIONS/SCREENS
Perforations Method
Screens Type v wire Material stainless steel

Perf/ Screen	Casing/ Liner	Screen Dia	From	To	Scrn/slot width	Slot length	# of slots	Tele/ Pipe size
Screen	Liner	12	171.54	176.87	.06			Pipe Size
Screen	Liner	12	176.87	189.54	.15			Pipe Size

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

Type of Test	Yield (gal/min)	Drawdown	Drill Stem/ Pump Depth	Duration (hr)
Pump	900	114.1	168	4

Temperature 54 °F Lab analysis [ ] Yes By
Water quality concerns? [ ] Yes (describe below) TDS amount 104 ppm

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)
County MARION Twp 4.00 S N/S Range 1.00 W E/W WM
Sec 26 SE 1/4 of the SE 1/4 Tax Lot 1500
Tax Map Number Lot
Lat ° ' " or 45.18785967 DMS or DD
Long ° ' " or -122.76542940 DMS or DD
( ) Street address of well (•) Nearest address
18510 FOBERT RD IS ACROSS THE ROAD.

(10) STATIC WATER LEVEL

	Date	SWL(psi)	+	SWL(ft)
Existing Well / Pre-Alteration				
Completed Well	4/3/2026			41.5

Flowing Artesian? [ ] Dry Hole? [ ]

WATER BEARING ZONES Depth water was first found 52.00

SWL Date	From	To	Est Flow	SWL(psi)	+	SWL(ft)
1/12/2026	52	59	50			38
1/13/2026	79	95	300			40
1/21/2026	159	164	50			44
1/26/2026	172	195	900			42

(11) WELL LOG
Ground Elevation 154.42 FT

Material	From	To
top soil	0	1
brown clay medium	1	27
brown clay sandy hard	27	52
black sand and gravel loose	52	59
blue grey clay sandy soft	59	65
green grey clay sticky	65	78
brown and black sand and gravel	78	79
black sand and gravel up to 6"	79	95
blue grey clay sticky hard	95	113
grey clay sticky	113	119
grey clay and fine sand	119	124
black sand fine tight	124	129
blue grey clay sticky hard	129	153
grey clay sandy some gravel	153	159
black sand and gravel	159	164
grey clay medium	164	168
grey silt soft	168	172
black sand and pumice silty	172	175
black sand some pumice loose	175	179

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Construction
Begin Date 1/6/2026 Begin Time 09 31 End Date 4/3/2026

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.
License Number 2041 Date 4/21/2026
Signed TRAVIS RUSH (E-filed)

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, 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.
License Number 783 Date 4/30/2026
Signed IVAN GROSSEN (E-filed)
Drilling Company: grossen well drilling

Received JUL 17 2026

ORIGINAL - WATER RESOURCES DEPARTMENT
THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK
New exempt use wells must be submitted with a map and recording fee.
14905 -
Form Version: OWRD

WATER SUPPLY WELL REPORT - continuation page

MARI 72113

4/30/2026

WELL I.D. LABEL# L	141633
START CARD #	1080890
ORIGINAL LOG #	

(2a) PRE-ALTERATION

Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd

Material	From	To	Amt	sacks/lbs

Water Quality Concerns

From	To	Description	Amount	Units

(5) BORE HOLE CONSTRUCTION

BORE HOLE Dia	From	To

SEAL Material	From	To	Amt	sacks/lbs
		Calculated		
		Calculated		
		Calculated		
		Calculated		

FILTER PACK

From	To	Material	Size

(10) STATIC WATER LEVEL

SWL Date	From	To	Est Flow	SWL(psi)	+	SWL(ft)

(6) CASING/LINER

C/L	Dia	+	From	To	Gauge	Mat. Type	Wld	Thrd	Shoe	Shoe Location

(11) WELL LOG

Material	From	To
black sand and gravel 5- 20% gravel heaves	179	189
grey clay sandy	189	192
black sand and clay	192	195
grey clay sticky	195	198
green grey clay	198	206
green silt sandy	206	209
green clay sticky	209	214.29

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JUL 17 2026
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(7) PERFORATIONS/SCREENS

Perf/ Screen	Casing/ Liner	Screen Dia	From	To	Scrn/slot width	Slot length	# of slots	Tele/ Pipe size

Name of person(s) who assisted with construction and Trainee License # / Helper #

Assistant Name	Type	#

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

Type of Test	Yield (gal/min)	Drawdown	Drill Stem/ Pump Depth	Duration (hr)

Comments/Remarks

bottom plate at 214.29 lift bar 18 inches up from bottom 168' of 1 1/4" pipe between 16" and 12" pipe 161' 8" of 3/4" gravel pack probe pipe

14905 - --

WATER SUPPLY WELL REPORT - Map with location identified must be attached and shall include an approximate scale and north arrow

MARI 72113

4/30/2026

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JUN 26 2026
Salem, OR

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JUL 17 2026
OWRD

Map of Hole

STATE OF OREGON
WELL LOCATION MAP

This map is supplemental to the WATER SUPPLY WELL REPORT

Oregon Water Resources Department
725 Summer St NE, Salem OR 97301
(503)986-0900

OREGON WATER RESOURCES DEPARTMENT

LOCATION OF WELL

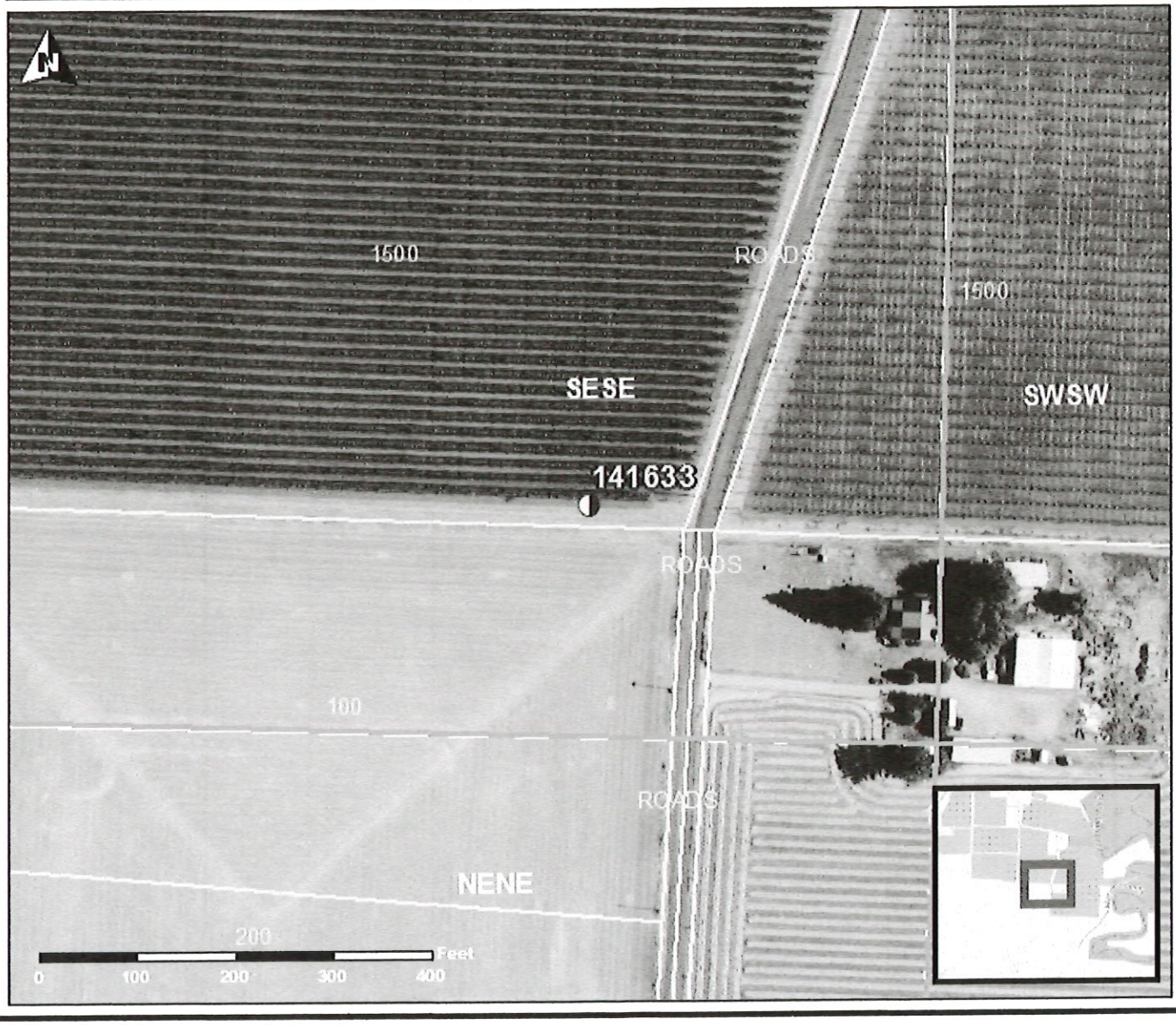
Latitude: 45.18785967 Datum: WGS84
Longitude: -122.76542940
Township/Range/Section/Quarter-Quarter Section:
WM4.00S1.00W26SESE
Address of Well:
18510 FOBERT RD IS ACROSS THE ROAD.

Well Label: 141633

Printed: April 30, 2026

DISCLAIMER: This map is intended to represent the approximate location the well. It is not intended to be construed as survey accurate in any manner.

Provided by well constructor



14905 -

ORIGINAL
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RECEIVED JUL 9 1956 STATE ENGINEER

WATER WELL DRILLERS REPORT

STATE OF OREGON 6992

Do Not Fill In — State Well No. 4/1W-35B(1)
State Permit No.

(1) OWNER:
SALEM, OREGON G MKRL 102
Name R Moorehouse
Address Hubbard, Oregon

(2) LOCATION OF WELL:
County Marion — Owner's number, if any—
R. F. D. or Street No.
Bearing and distance from section or subdivision corner
12.7'S & 16.3' W from NE Corner Section 35

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

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

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

(6) CASING INSTALLED:
Threaded ☐ Welded ☒

FROM	ft. to	ft.	Diam.	Gage or Wall
0	98		8	

Type and size of shoe or well ring
Describe joint

If gravel packed

Diameter of Bore	from ft.	to ft.

Size of gravel:

(7) PERFORATIONS:
Type of perforator used Millknife
SIZE of perforations 2 in., length, by 3/8 in.

FROM	ft. to	ft.	perf per foot	No. of rows
75	85		4	10

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

(8) 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

(9) WATER LEVELS:
Depth at which water was first found 17 ft.
Standing level before perforating 25 ft.
Standing level after perforating 27 ft.

Log Accepted by:
[Signed] Richard D. Moore, Owner — Dated May 23, 1956

(10) WELL TESTS:
Was a pump test made? ☒ Yes ☐ No If yes, by whom? driller
Yield: 125 gal./min. with 55 ft. draw down after 8 hrs.
Artesian flow ____ g.p.m.
Shut-in pressure ____ lbs. per square inch.
Bailer test ____ g.p.m. with ____ 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 118 ft. Depth of completed well 118 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.

ft. to	ft.	
0	2	Surface
2	17	Sandy clay
17	32	Red sand
32	33	Gray clay
33	71	Black sand
71	92	Gravel
92	110	Gray clay
110	118	Black sand with water

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Ground elevation at well site ____ feet above mean sea level.
Work started May 8 1956, Completed May 18 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 John Truman Miller
(Person, firm, or corporation) (Typed or printed)
Address Rte 1 Box 259 Hubbard, Oregon
Driller's well number
[Signed] John Truman Miller (Well Driller)
License No. 39 Dated May 22, 1956

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WATER WELL REPORT

STATE OF OREGON G1310

State Well No. 4/1W-26J (1)

State Permit No. G1170

(1) OWNER:

Name Bill Fobert and Frank Fobert

Address Route 1, Box 60, Hubbard, Oregon

(2) LOCATION OF WELL:

County Marion Owner's number, if any—

NE ¼ SE ¼ Section 26 T. 4 R. 1-W W.M.

Bearing and distance from section or subdivision corner

The well ~~was~~ is located 21.6 chs South and 74.96 chs. East from the NW. corner of W. Vandewacker D. L. C. 63

(3) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐

Irrigation ☒ Test Well ☐ Other ☐

(5) TYPE OF WELL:

Rotary ☐ Driven ☐

Cable ☒ Jetted ☐

Dug ☐ Bored ☐

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

12" Diam. from 0 ft. to 125 ft. Gage

" Diam. from ft. to ft. Gage

" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? ☐ Yes ☒ No

Type of perforator used

SIZE of perforations in. by in.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(8) SCREENS:

Well screen installed ☐ Yes ☐ No

Manufacturer's Name Model No.

Type

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(9) CONSTRUCTION:

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

Gravel placed from ft. to ft.

Was a surface seal provided? ☒ Yes ☐ No To what depth? ft.

Material used in seal— mud

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? Depth of strata

Method of sealing strata off

(10) WATER LEVELS:

Static level 31 ft. below land surface Date

Artesian pressure lbs. per square inch Date

Log Accepted by:

[Signed] Bill Fobert (Owner) Date April 30, 1959

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? J.T.Miller

Yield: 700 gal./min. with 110 ft. drawdown after hrs.

" 600 " 100 " "

" 400 " 85 " "

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

Artesian flow g.p.m. Date

Temperature of water Was a chemical analysis made? ☐ Yes ☐ No

(12) WELL LOG:

Diameter of well 12 inches.

Depth drilled 140 ft. Depth of completed well 140 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.*

MATERIAL	FROM	TO
surface	0	3
yellow clay	3	33
surface water sand	33	36
yellow sand and clay	36	86
black sand	86	90
black sand and small gravel	90	102
clean gravel	102	105
clay	105	114
coarse sand	114	120
blue clay	120	126
black sand and gravel	126	140

Work started 3-27 1959. Completed 4-6th- 1959

(13) PUMP:

Manufacturer's Name Food Mach. & Chemical Corp.

Type: Water Lube Turbin H.P. 30

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 J.T.Miller (Person, firm, or corporation) (Type or print)

Address Box 198, Aurora Ore.

Driller's well number

[Signed] J T Miller (Well Driller)

License No. 7 Date 4-6th-, 1959

(USE ADDITIONAL SHEETS IF NECESSARY)

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Consent by Deeded Landowner or Deeded Water Right Holder

(If the applicant is not the owner of the lands on which the water right is located or if the water right was severed from the lands and conveyed separately to other individuals or entities)

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

Consent by Deeded Landowner or Deeded Water Right Holder

State of Oregon)
)ss
County of Marion)

I Anita Fobert in my/our capacity as Trustee of Frank Fobert Trust,

mailing address (city, state, zip) e-mail phone number
18871 Fobert Rd NE, Hubbard, OR 97032, , ,

duly sworn depose and say that I/We consent to the proposed change(s) to Water Right Certificate Number 99048

described in a Water Right Transfer Application (T- NA), submitted by:
(transfer number, if known)

Table 1. Description of Water Use

Certificate #	Township		Range		Mer	Sec	¼	¼	Tax Lot	Location (site address)
99048	4	S	1	W	WM	26	NE	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
99048	4	S	1	W	WM	26	NW	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
99048	4	S	1	W	WM	26	SW	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
99048	4	S	1	W	WM	26	SE	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
					WM					
					WM					
					WM					

Anita M. Fobert — ANITA FOBERT — 6-25-2026
Affiant Signature — Printed Name — Date

NA — NA — NA
Affiant Signature — Printed Name — Date

Subscribed and Sworn to before me this 25 day of June, 2026.

OFFICIAL STAMP
TANYA ANN MCCALL
NOTARY PUBLIC – OREGON
COMMISSION NO. 1034858
MY COMMISSION EXPIRES MARCH 15, 2027

Tanya McCall
Notary Public for Oregon

My commission expires March 15, 2027

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Consent by Deeded Landowner or Deeded Water Right Holder

(If the applicant is not the owner of the lands on which the water right is located or if the water right was severed from the lands and conveyed separately to other individuals or entities)

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

Consent by Deeded Landowner or Deeded Water Right Holder

State of Oregon)
)ss
County of Marion)

I Paul Fobert in my/our capacity as Trustee of Anita Fobert Trust,

mailing address (city, state, zip): 18871 Fobert Rd NE, Hubbard, OR 97032,
e-mail: fobertfarms@gmail.com,
phone number: 971-275-6170,

duly sworn depose and say that I/We consent to the proposed change(s) to Water Right Certificate Number 99048

described in a Water Right Transfer Application (T-NA), submitted by:
(transfer number, if known)

Table 1. Description of Water Use

Certificate #	Township		Range		Mer	Sec	¼	¼	Tax Lot	Location (site address)
99048	4	S	1	W	WM	26	NE	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
99048	4	S	1	W	WM	26	NW	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
99048	4	S	1	W	WM	26	SW	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
99048	4	S	1	W	WM	26	SE	SE	1700	18800 Fobert Rd NE, Hubbbard, OR
					WM					
					WM					
					WM					

Paul Fobert — Affiant Signature
PAUL FOBERT — Printed Name
6-25-26 — Date

NA — Affiant Signature
NA — Printed Name
NA — Date

Subscribed and Sworn to before me this 25 day of June, 20 26.

Tanya McCall
Notary Public for Oregon

OFFICIAL STAMP
TANYA ANN MCCALL
NOTARY PUBLIC - OREGON
COMMISSION NO. 1034858
MY COMMISSION EXPIRES MARCH 15, 2027

My commission expires March 15, 2027

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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.oregon.gov/OWRD

Use a separate affidavit for each water right included in the transfer application.

NOTE: Supporting documentation must be attached.

State of Oregon)
) ss
County of Marion)

I, Cheyne Fobert, in my capacity as Operator,

mailing address 18899 Fobert Rd NE, Hubbard, OR 97032,

telephone no.(s) (971) 275-6170, e-mail address fobertfarms@gmail.com,

being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on:

Check only the box that applies:

☑ Personal observation. Explain the specific grounds for your knowledge:

Operator of the farm

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

2. I attest that I have read and understand the terms and conditions of water use under Certificate #99047, 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 #99047 for the following purpose (e.g., crops, pasture, commercial, industrial, etc.): hazelnuts and hops

4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # 99047 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.

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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): Well A: 40 Hp submerisble pump 1.10 cfs, Well F 7.5 Hp submersible pump 0.23 cfs
- ☐ Headgate in stream/canal:
- ☐ Headgate in reservoir pond:
- ☐ Other (describe also include its general location in the description):

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- ☐ Gravity Ditch:
- ☑ Pipeline: Buried mainlines
- ☑ Sprinklers: Drip system
- ☐ Other (also include its general location in the description):

6. Can you attest to beneficial water use under Certificate # 99047 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, my knowledge is specific to only the **portion** of the place use described below: [complete **Table 1** below, then go to Question 8]
- ☐ Yes, water was used on the **entire** place of use [skip to Question 8]

Table 1. Description of Water Use

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

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 # 99047 confirming completion of a change in place of use, point(s) of diversion/ appropriation, or character of use authorized under Transfer Application #T-13384 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):

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

NOTE: Table 2 is located on Page 5

Affiant Signature | Cheyne Fobert (Printed Name) | 6/25/26 (Date)

Signed and sworn to (or affirmed) before me this 25 day of June, 2026.

OFFICIAL STAMP
TANYA ANN MCCALL
NOTARY PUBLIC – OREGON
COMMISSION NO. 1034858
MY COMMISSION EXPIRES MARCH 15, 2027

Notary Public for Oregon

My Commission Expires: March 15, 2027

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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	

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STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PAUL FOBERT
SUSAN FOBERT
18899 FOBERT RD NE
HUBBARD OR 97032

confirms the right to use the waters of TWO WELLS, a tributary of PUDDING RIVER (WILLAMETTE RIVER), for IRRIGATION of 24.0 ACRES.

This right was perfected under Permit G-875. The date of priority is JUNE 6, 1958. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.195 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The points of appropriation are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 W	WM	35	NE NE	53	WELL F (ORIGINAL) - 184 FEET SOUTH AND 1550 FEET EAST FROM NW CORNER, DLC 53
4 S	1 W	WM	26	NE SE	60	WELL A (ADDITIONAL) - 20.5 CHAINS SOUTH 6.75 CHAINS EAST FROM NE CORNER, DLC 63

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 2.5 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:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	25	SW SW	53	4.2
4 S	1 W	WM	26	SE SE	53	0.8
4 S	1 W	WM	35	NE NE	53	3.7
4 S	1 W	WM	36	NW NW	53	15.3

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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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The quantity of water diverted at the additional point of appropriation (Well A), together with that diverted at the original point of appropriation (Well F), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well F).

The new well (Well A) shall be constructed to produce only from the alluvial aquifer at elevations below 77 feet above mean sea level (AMSL) and shall be continuously cased and continuously sealed to a depth immediately above the open interval.

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

This certificate is issued to confirm changes in ADDITIONAL POINT OF APPROPRIATION and PLACE OF USE approved by an order of the Water Resources Director entered OCTOBER 7, 2024, at Special Order Volume 133, Page 155, and modified entered DECEMBER 6, 2024, at Special Order Volume 133, Page 473, approving Transfer Application T-13384, and together with Certificate 99029, supersedes Certificate 29402, State Record of Water Right Certificates.

Issued MAR 2 7 2026.

Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

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Salem, OR

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.oregon.gov/OWRD

Use a separate affidavit for each water right included in the transfer application.

NOTE: Supporting documentation must be attached.

State of Oregon)
) ss
County of Marion)

I, Cheyne Fobert, in my capacity as Operator,

mailing address 18899 Fobert Rd NE, Hubbard, OR 97032,

telephone no.(s) (971) 275-6170, e-mail address fobertfarms@gmail.com,

being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on:

Check only the box that applies:

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☑ Personal observation. Explain the specific grounds for your knowledge:
Operator of the farm

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

2. I attest that I have read and understand the terms and conditions of water use under Certificate #99048, 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 #99048 for the following purpose (e.g., crops, pasture, commercial, industrial, etc.): hazelnuts and hops

4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # 99048 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.

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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): Well A: 40 Hp submerisble pump 1.10 cfs, Well F 7.5 Hp submersible pump 0.23 cfs
- ☐ Headgate in stream/canal:
- ☐ Headgate in reservoir pond:
- ☐ Other (describe also include its general location in the description):

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- ☐ Gravity Ditch:
- ☑ Pipeline: Buried mainlines
- ☑ Sprinklers: Drip system
- ☐ Other (also include its general location in the description):

6. Can you attest to beneficial water use under Certificate # 99048 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, my knowledge is specific to only the **portion** of the place use described below: [complete **Table 1** below, then go to Question 8]
- ☐ Yes, water was used on the **entire** place of use [skip to Question 8]

Table 1. Description of Water Use

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

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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 # 99048 confirming completion of a change in place of use, point(s) of diversion/ appropriation, or character of use authorized under Transfer Application #T-13384 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):

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

NOTE: Table 2 is located on Page 5

Affiant Signature | Cheyne Fobert (Printed Name) | 6/25/26 (Date)

Signed and sworn to (or affirmed) before me this 25 day of June, 2026.

OFFICIAL STAMP
TANYA ANN MCCALL
NOTARY PUBLIC – OREGON
COMMISSION NO. 1034858
MY COMMISSION EXPIRES MARCH 15, 2027

Notary Public for Oregon

My Commission Expires: March 15, 2027

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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	

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STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PAUL FOBERT
SUSAN FOBERT
18899 FOBERT RD NE
HUBBARD OR 97032

confirms the right to use the waters of TWO WELLS, a tributary of PUDDING RIVER (MOLALLA RIVER) for IRRIGATION of 66.7 ACRES.

This right was perfected under Permit G-1170. The date of priority is NOVEMBER 13, 1958. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.82 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The points of appropriation are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 W	WM	35	NE NE	53	WELL F (ADDITIONAL) - 184 FEET SOUTH AND 1550 FEET EAST FROM NW CORNER, DLC 53
4 S	1 W	WM	26	NE SE	60	WELL A (ORIGINAL) - 20.5 CHAINS SOUTH 6.75 CHAINS EAST FROM NE CORNER, DLC 63

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 2.5 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:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	26	SW NE	63	1.2
4 S	1 W	WM	26	NE SE	60	4.4
4 S	1 W	WM	26	NW SE	60	4.0
4 S	1 W	WM	26	NW SE	63	24.0
4 S	1 W	WM	26	SW SE	60	4.5
4 S	1 W	WM	26	SW SE	63	20.6
4 S	1 W	WM	26	SE SE	60	8.0

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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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The quantity of water diverted at the additional point of appropriation (Well F), together with that diverted at the original point of appropriation (Well A), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well A).

The new well (Well F) shall be constructed to produce only from the alluvial aquifer at elevations below 77 feet above mean sea level (AMSL) and shall be continuously cased and continuously sealed to a depth immediately above the open interval.

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

This certificate is issued to confirm AN ADDITIONAL POINT OF APPROPRIATION approved by an order of the Water Resources Director entered OCTOBER 7, 2024, at Special Order Volume 133, Page 155, and modified entered DECEMBER 6, 2024, at Special Order Volume 133, Page 473, approving Transfer Application T-13384, supersedes Certificate 29405, State Record of Water Right Certificates.

Issued MAR 27 2026.

Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

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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 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. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. 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. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

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 previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. 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.

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Land Use Information Form

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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

NAME			PHONE
Paul and Susan Fobert			971-275-6170
MAILING ADDRESS			
18899 Fobert Road NE			
CITY	STATE	ZIP	EMAIL
Hubbard	OR	97032	Fobertfarms@gmail.com

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
4S	1W	26		1500	EFU	☒ Diverted ☒ Conveyed ☐ Used	IR
4S	1W	26		1700	EFU	☒ Diverted ☒ Conveyed ☒ Used	IR
4S	1W	36B		100	EFU	☐ Diverted ☒ Conveyed ☒ Used	IR
						☐ Diverted ☐ Conveyed ☐ Used	

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

Marion 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) _____

Estimated quantity of water needed: 1.015 ☒ 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:

Land use information form is to accompany a water right transfer that proposes to add an additional point of appropriation (well) to two existing water rights: Certificate 99047 and 99048.

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

See Page 4 →

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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): ~~MCC 13~~ MCC 17.136.020(A) Farm use

☐ 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 ☐ Being Pursued ☐ Denied ☐ Not Being Pursued
		☐ Obtained ☐ Being Pursued ☐ Denied ☐ Not Being Pursued
		☐ Obtained ☐ Being Pursued ☐ Denied ☐ Not Being Pursued
		☐ Obtained ☐ Being Pursued ☐ Denied ☐ Not Being Pursued

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

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Name: Gillian Peden Title: Assistant Planner

Signature: [signature] Date: 6/5/2026

Governmental Entity: Marion County Phone: 503-588-5038

Receipt Acknowledging Request for Land Use Information

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

Applicant Name: _____

Staff Name: _____ Title: _____

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Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____

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