

Regular

RA

Name Twigg Farms, LLCAddress 31721 SW Firdale Rd.
Cornelius, OR 97113
twiggfarm@aol.comChange in POUDate Filed 9-9-2022Initial notice date 9-20-2022DPD issued date 12-21-2022PD issued date 2/22/2023PD notice date 2/28/2023Date of FO 4/9/2023 Vol 128 Page 11-15C-Date 10-1-2024COBU due date 10-1-2025

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Reservoir ; A Well ; Unnamed StreamTrib. of Tualatin River ; Christensen Creek Basin ;
Christensen CreekUse Irrigation ; Supplemental IR County Washington

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App# S-31140 Per # S-24482 Cert # 716061 PR Date 9/26/1956App# G-11523 Per # G-10621 Cert # 870216 PR Date 5/12/1986App# S-44982 Per # S-33622 Cert # 816736 PR Date 5/24/1968

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID

Date	Amount	Receipt #
9-9-2022	\$2,580.00	139102
9-9-2022	\$125.00	139095
10-6-2022	\$1,127.66	139284

FEES REFUNDED

Date	Amount	Receipt #
1/14/2023	\$1127.66	VP055009

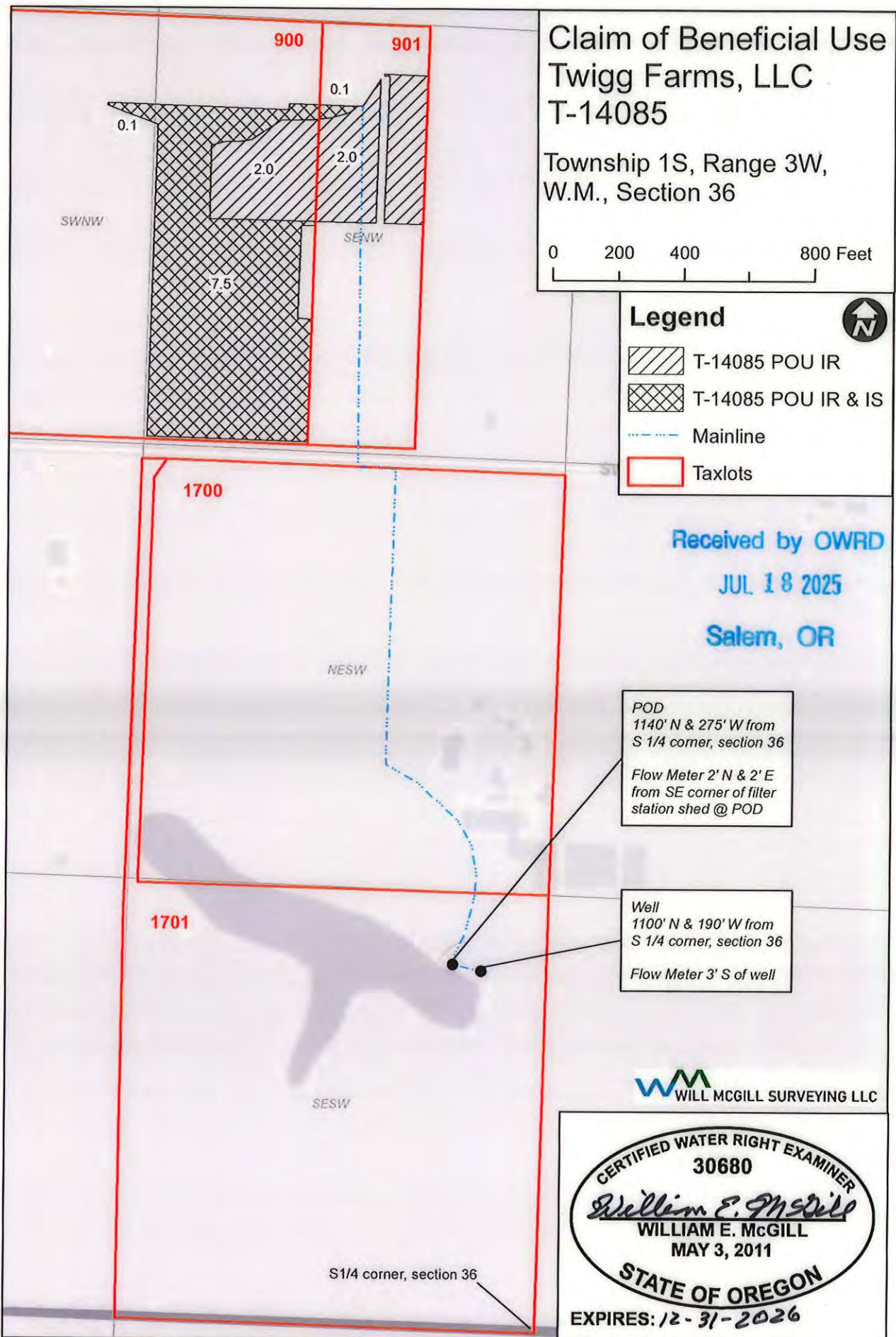
Assignments: _____

Irrigation District _____

Agent Will McGill Surveying, LLC - willmcgill.surveying@gmail.com

CWRE _____

CC's list Washington County☐ - Oversized map - Location _____



This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 14085

Transfer Specialist:

Transfer Type: Regular Transfer

Corey

Applicant: TWIGG FARMS LLC 31721 SW FIRDALE RD CORNELIUS, OR 97113 Email: _____ Phone: _____		Agent: ☐ N/A WILLIAM E. MCGILL 15333 PLETZER RD SE TURNER, OR 97392 Email: _____ Phone: _____	
Irrigation District: ☐ N/A Email: _____		CWRE: ☐ N/A Email: _____	
Affected Local Gov'ts: ☐ N/A Washington County Email: _____		Affected Tribal Gov't: ☐ N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: ☐ N/A Email: _____		Receiving Landowner: ☐ N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
☐	S-31140	S-24482	76061	☐ Yes ☐ No	
☐	S-44982	S-33622	86736	☒ Yes ☐ No	96713
☐	G-11523	G-10621	87026	☒ Yes ☐ No	96714

Key Dates & Initial Actions:

Rec'd: September 9, 2022	Proposed Action(s): PLACE OF USE	
Fees Pd: 2580.00	WM District: 18	ODFW District:
Initial Public Notice: September 20, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent ☐		GW Review sent: ☐ N/A
County sent cc: of Ack Letter ☐	BOR notified (date): ☐ N/A	
Newspaper quote requested: <i>N/A</i>	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Electronic - RA

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: <i>1/30/22</i> Initials: <i>cc</i>	Date: <i>2/5/22</i> Initials: <i>cc</i>	Date: _____ Initials: _____	Date: <i>12/19/22</i> Initials: <i>PKS</i>	Date: <i>2/21/23</i> Initials: <i>cc</i>	CW Sent: <i>12/21/22</i>	N/A
PD	Date: <i>1/12/23</i> Initials: <i>cc</i>	Date: <i>1/24/23</i> Initials: <i>cc</i>	Date: _____ Initials: _____	Date: <i>1/31/23</i> Initials: <i>PKS</i>	Date: <i>2/10/23</i> Initials: <i>cc</i>	Date: <i>2/16/23</i> Initials: <i>cc</i>	Date: _____
FO	Date: <i>2/20/23</i> Initials: <i>cc</i>	Date: <i>3/2/23</i> Initials: <i>cc</i>	Date: _____ Initials: _____	Date: <i>3/10/23</i> Initials: <i>PKS</i>	Date: <i>3/17/23</i> Initials: <i>cc</i>	Date: <i>4/3/23</i>	Date: <i>4/5/23</i>

Special Issues: _____

Special Order Volume: Vol. *128* Pages *11-15*



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

April 5, 2023

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

REFERENCE: Transfer Application T-14085

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

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Corey Courchane by telephone at (503) 979-3917 or by e-mail at Corey.A.Courchane@oregon.gov.

Sincerely,

Nila Kamis
Water Rights Services Support
Transfers and Conservation Section

cc: Jacob W. Constans, Watermaster Dist. # 18 (via email)
Washington County
William E. McGill, Agent

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER
T-14085, Washington County	)	APPROVING A CHANGE IN PLACES OF USE.

Authority

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

Applicant

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Findings of Fact

1. On September 9, 2022, TWIGG FARMS LLC filed an application to change the place of use under Certificates 76061, 86736, and 87026. The Department assigned the application number T-14085.
2. Notice of the application for transfer was published on September 20, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On November 8, 2022, the Department contacted the applicant's agent regarding Certificate 76061. Certificate 76061 is for supplemental irrigation and the proposed "TO" lands have no underlying primary water right in place.
4. On November 23, 2022, the Department received revisions that removed Certificate 76061 from the application leaving the proposed change in place of use under Certificates 86736 and 87026.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. On December 21, 2022, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14085 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 23, 2023, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. On February 22, 2023, the Department issued a Preliminary Determination proposing to approve Transfer T-14085 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on February 28, 2023, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

7. The portion of the first right to be transferred is as follows:

Certificate: 86736 in the name of RICHARD L. AND SANDRA M. TWIGG, dba TWIGG FARM (perfected under Permit S-33622)

Use: IRRIGATION of 7.7 ACRES

Priority Date: MAY 24, 1968

Rate: 0.10 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: UNNAMED STREAM, tributary to TUALATIN RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1140 FEET NORTH AND 275 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	7.7

8. Transfer Application T-14085 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	7.6
Total					7.7

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

Certificate: 87026 in the name of RICHARD L. AND SANDRA M. TWIGG, DBA TWIGG FARM (perfected under Permit G-10621)
Use: SUPPLEMENTAL IRRIGATION of 11.7 ACRES
Priority Date: MAY 12, 1986
Rate: 10.6 GALLONS PER MINUTE
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL in the TUALATIN BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1100 FEET NORTH AND 190 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE SW	11.7

10. Transfer Application T-14085 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	11.6
Total					11.7

Transfer Review Criteria (OAR 690-380-4010)

11. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
12. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-14085.
13. The proposed change would not result in enlargement of the rights.
14. The proposed change would not result in injury to other water rights.
15. All other application requirements are met.

Determination and Proposed Action

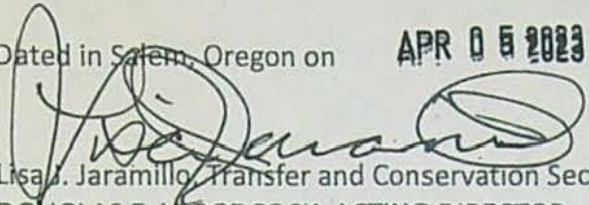
The change in places of use proposed in Transfer Application T-14085 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in places of use proposed in Transfer Application T-14085 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 86736 and 87026, and any related decree.
3. Water right Certificates 86736 and 87026 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.
4. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
5. The former places of use of the transferred rights shall no longer receive water under the rights.
6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

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

Dated in Salem, Oregon on **APR 06 2023**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing date: **APR 06 2023**

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD L. AND SANDRA M. TWIGG
dba TWIGG FARM
31500 SW FIRDALE RD
CORNELIUS, OR 97113

confirms the right to use the waters of an UNNAMED STREAM, tributary to TUALATIN RIVER for IRRIGATION of 11.3 ACRES.

This right was perfected under Permit S-33622. The date of priority is MAY 24, 1968. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.14 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1140 FEET NORTH AND 275 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

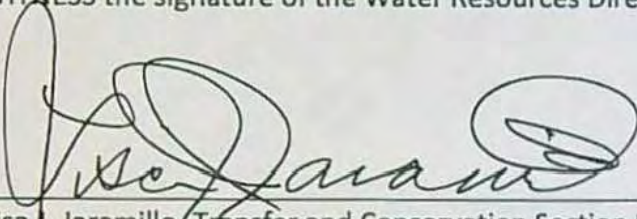
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	4.0
1 S	3 W	WM	36	SW SE	7.3
Total					11.3

This certificate describes that portion of water right Certificate 86736, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 05 2023, approving Transfer Application T-14085.

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

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

WITNESS the signature of the Water Resources Director, affixed APR 05 2023.

A handwritten signature in black ink, appearing to read "Lisa J. Jaramillo", is written over a horizontal line.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD L. AND SANDRA M. TWIGG
DBA TWIGG FARM
31500 SW FIRDALE ROAD
CORNELIUS, OR 97113

confirms the right to use the waters of A WELL in the TUALATIN BASIN for SUPPLEMENTAL IRRIGATION of 74.3 ACRES.

This right was perfected under Permit G-10621. The date of priority is MAY 12, 1986. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 67.9 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1100 FEET NORTH AND 190 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	5.2
1 S	3 W	WM	36	NE SW	30.0
1 S	3 W	WM	36	SE SW	18.8
1 S	3 W	WM	36	NW SE	20.3
Total					74.3

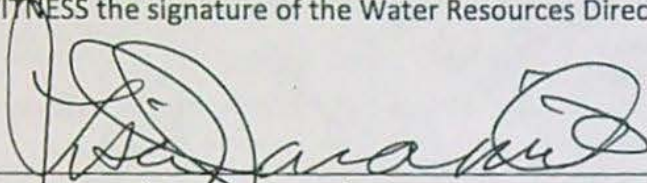
This right is limited to any deficiency in the available supply of any prior right existing for the same lands.

This certificate describes that portion of water right Certificate 87026, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 05 2023, approving Transfer Application T-14085.

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

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

WITNESS the signature of the Water Resources Director, affixed APR 05 2023.

A handwritten signature in black ink, appearing to read "Lisa J. Jaramillo", is written over a horizontal line.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A CHANGE IN
T-14085, Washington County	)	PLACES OF USE

Authority

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

Applicant

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Findings of Fact

1. On September 9, 2022, TWIGG FARMS LLC filed an application to change the place of use under Certificates 76061, 86736, and 87026. The Department assigned the application number T-14085.
2. Notice of the application for transfer was published on September 20, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On November 8, 2022, the Department contacted the applicant's agent regarding Certificate 76061. Certificate 76061 is for supplemental irrigation and the proposed "TO" lands have no underlying primary water right in place.
4. On November 23, 2022, the Department received revisions that removed Certificate 76061 from the application leaving the proposed change in place of use under Certificates 86736 and 87026.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. On December 21, 2022, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14085 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 23, 2023, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. On February 22, 2023, the Department issued a Preliminary Determination proposing to approve Transfer T-14085 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on February 28, 2023, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
7. The portion of the first right to be transferred is as follows:

Certificate: 86736 in the name of RICHARD L. AND SANDRA M. TWIGG, dba TWIGG FARM (perfected under Permit S-33622)

Use: IRRIGATION of 7.7 ACRES

Priority Date: MAY 24, 1968

Rate: 0.10 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: UNNAMED STREAM, tributary to TUALATIN RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1140 FEET NORTH AND 275 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	7.7

8. Transfer Application T-14085 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	7.6
				Total	7.7

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

Certificate: 87026 in the name of RICHARD L. AND SANDRA M. TWIGG, DBA TWIGG FARM (perfected under Permit G-10621)
Use: SUPPLEMENTAL IRRIGATION of 11.7 ACRES
Priority Date: MAY 12, 1986
Rate: 10.6 GALLONS PER MINUTE
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL in the TUALATIN BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1100 FEET NORTH AND 190 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE SW	11.7

10. Transfer Application T-14085 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	11.6
Total					11.7

Transfer Review Criteria (OAR 690-380-4010)

11. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
12. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-14085.
13. The proposed change would not result in enlargement of the rights.
14. The proposed change would not result in injury to other water rights.
15. All other application requirements are met.

Determination and Proposed Action

The change in places of use proposed in Transfer Application T-14085 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in places of use proposed in Transfer Application T-14085 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 86736 and 87026, and any related decree.
3. Water right Certificates 86736 and 87026 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.
4. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
5. The former places of use of the transferred rights shall no longer receive water under the rights.
6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
7. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated in Salem, Oregon on

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing date: _____

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD L. AND SANDRA M. TWIGG
dba TWIGG FARM
31500 SW FIRDALE RD
CORNELIUS, OR 97113

confirms the right to use the waters of an UNNAMED STREAM, tributary to TUALATIN RIVER for IRRIGATION of 11.3 ACRES.

This right was perfected under Permit S-33622. The date of priority is MAY 24, 1968. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.14 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1140 FEET NORTH AND 275 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	4.0
1 S	3 W	WM	36	SW SE	7.3
Total					11.3

This certificate describes that portion of water right Certificate 86736, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application T-14085.

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

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

WITNESS the signature of the Water Resources Director, affixed _____.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD L. AND SANDRA M. TWIGG
DBA TWIGG FARM
31500 SW FIRDALE ROAD
CORNELIUS, OR 97113

confirms the right to use the waters of WELL in the TUALATIN BASIN for SUPPLEMENTAL IRRIGATION of 74.3 ACRES.

This right was perfected under Permit G-10621. The date of priority is MAY 12, 1986. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 67.9 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1100 FEET NORTH AND 190 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	5.2
1 S	3 W	WM	36	NE SW	30.0
1 S	3 W	WM	36	SE SW	18.8
1 S	3 W	WM	36	NW SE	20.3
Total					74.3

This right is limited to any deficiency in the available supply of any prior right existing for the same lands.

This certificate describes that portion of water right Certificate 87026, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application T-14085.

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

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

WITNESS the signature of the Water Resources Director, affixed _____.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

COURCHANE Corey A * WRD

From: BUCHHOLZ Sheila L * WRD
Sent: Tuesday, February 14, 2023 10:56 AM
To: COURCHANE Corey A * WRD
Cc: MARTIN Duff A * WRD
Subject: RA PD T-14085 (snap 221546), Cert 96919 (Snap 222211), T-14085 (snap 221545), Cert 96920 (222215)
Attachments: RA PD T-14085.pdf

Hi Corey,

This RA PD Transfer and its remaining rights have been processed through data with no issues.
Please remember to re-print and update the remaining right certificate numbers to the correct numbers.

Data time taken: 2 Hours 35 minutes.

Thank you,

Sheila Buchholz

Data Technician 1

725 Summer St. NE, Suite A | Salem, Oregon 97301

Email: Sheila.L.Buchholz@water.oregon.gov



OREGON
WATER
RESOURCES
DEPARTMENT

Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

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NC

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Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	00(48) 0(188)	NE NE	NW NE	SW NE	SE NE	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE
Select App: S 71651 WD Additional Info: TUALATIN VALLEY WATER DISTRICT App: S71651		6/3/1991	MUNICIPAL USES	WD				+	+	+	+	+	+	+	+	+	+	+	+	+	+
Select Permit: S 54737 * Additional Info: HILLSBORO, FOREST GROVE, BEAVERTON, TUALATIN VALLEY WATER DISTRICT App: S69637 Permit: S54737		6/9/1988	MUNICIPAL USES					*	*	*	*	*	*	*	*	*	*	*	*	*	*
Select Cert:12173 OR * Additional Info: C ROBINSON App: S16734 Permit: S12517 Cert: 12173		12/29/1936	IRRIGATION									6									
Select Cert:14433 OR * Additional Info: C ROBINSON App: S17479 Permit: S13189 Cert: 14433		8/5/1938	IRRIGATION									6.7									
Select Cert:16729 OR CN Additional Info: OMER VUYSTEKE App: S20422 Permit: S15946 Cert: 16729	T5797	8/26/1944	IRRIGATION	CN																-12	
Select Cert:19863 OR CN Additional Info: JOSEPH W TWIGG App: S22490 Permit: S17730 Cert: 19863	T7207	5/1/1947	IRRIGATION	CN											-14.6			-14.4			
Select Cert:26843 OR CN Additional Info: JOSEPH W TWIGG App: S26265 Permit: S20616 Cert: 26843	T7207	8/6/1951	IRRIGATION	CN											-21.9			-12.9			
Select Cert:26844 OR * Additional Info: JOSEPH W TWIGG App: R31139		9/26/1956	STORAGE															*			

[illegible]

[illegible]

[illegible]

[illegible]

Acres Legend:	12.25 Regular acreage	12.25 Acreage is on a canceled right	(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)	[12.25] Acreage has been suspended	* Acreage is
---------------	-----------------------	---	--	------------------------------------	--------------



Oregon

Tina Kotek, Governor

Water Resources Department
North Mall Office Building

February 22, 2023

VIA CERTIFIED MAIL AND E-MAIL

Applicant

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

SUBJECT: Water Right Transfer Application T-14085

970 0001 3950 3068

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee	\$
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy)	\$
☐ Return Receipt (electronic)	\$
☐ Certified Mail Restricted Delivery	\$
☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$
Postage	\$

Postmark Here

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-14085. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

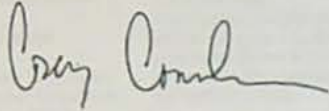
A public notice is being published in the Department's weekly publication, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the Department's notice.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

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

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Corey Courchane", with a long horizontal flourish extending to the right.

Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: Transfer Application file T-14085
Jacob W. Constans, District 18 Watermaster (*via e-mail*)
William E. McGill, Agent for the applicant (*via e-mail*)

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-14085, Washington County	)	PROPOSING APPROVAL OF A CHANGE IN
	)	PLACES OF USE

Authority

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

Applicant

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Findings of Fact

1. On September 9, 2022, TWIGG FARMS LLC filed an application to change the place of use under Certificates 76061, 86736, and 87026. The Department assigned the application number T-14085.
2. Notice of the application for transfer was published on September 20, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On November 8, 2022, the Department contacted the applicant's agent regarding Certificate 76061. Certificate 76061 is for supplemental irrigation and the proposed "TO" lands have no underlying primary water right in place.
4. On November 23, 2022, the Department received revisions that removed Certificate 76061 from the application leaving the proposed change in place of use under Certificates 86736 and 87026.

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

5. On December 21, 2022, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14085 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 23, 2023, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
6. The portion of the first right to be transferred is as follows:

Certificate: 86736 in the name of RICHARD L. AND SANDRA M. TWIGG, dba TWIGG FARM (perfected under Permit S-33622)

Use: IRRIGATION of 7.7 ACRES

Priority Date: MAY 24, 1968

Rate: 0.10 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: UNNAMED STREAM, tributary to TUALATIN RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1140 FEET NORTH AND 275 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	7.7

7. Transfer Application T-14085 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	7.6
				Total	7.7

8. The portion of the second right to be transferred is as follows:

Certificate: 87026 in the name of RICHARD L. AND SANDRA M. TWIGG, DBA TWIGG FARM (perfected under Permit G-10621)

Use: SUPPLEMENTAL IRRIGATION of 11.7 ACRES

Priority Date: MAY 12, 1986

Rate: 10.6 GALLONS PER MINUTE

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL in the TUALATIN BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1100 FEET NORTH AND 190 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE SW	11.7

9. Transfer Application T-14085 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	11.6
Total					11.7

Transfer Review Criteria (OAR 690-380-4010)

10. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
11. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-14085.
12. The proposed change would not result in enlargement of the rights.
13. The proposed change would not result in injury to other water rights.
14. All other application requirements are met.

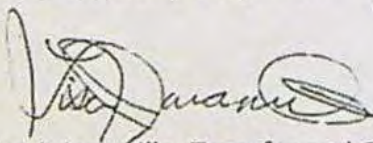
Determination and Proposed Action

The change in places of use proposed in Transfer Application T-14085 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-14085 is approved, the final order will include the following:

- 1. The change in places of use proposed in Transfer Application T-14085 are approved.*
- 2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 86736 and 87026, and any related decree.*
- 3. Water right Certificates 86736 and 87026 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.*
- 4. Water use measurement conditions:*
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing).*
 - b. The water user shall maintain the meters or measuring devices in good working order.*
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
- 5. The former places of use of the transferred rights shall no longer receive water under the rights.*
- 6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
- 7. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on **FEB 22 2023**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

January __, 2023

TWIGG FARMS, LLC
RICHARD AND SANDRA TWIGG
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Reference: Transfer Application T-14085

It has come to the attention of the Oregon Water Resources Department that you submitted a check for an amount in excess of the statutory application fee for Transfer Application T-14085.

A refund check in the amount of \$1,127.66 is currently being processed and will be arriving separately at a later time.

Sincerely,

Corey Courchane

Allocation of Conserved Water
Transfer and Conservation Section

cc: Transfer Application T-14085
Fiscal

WATER RESOURCES DEPARTMENT
REQUEST FOR DISTRIBUTION OF FUNDS

TO: Fiscal Services Section

DATE: January 13, 2023

FROM: Corey Courchane - TACS

RE: Request for Refund

APPLICATION: T-14085

RECEIPT #: 139350

Please prepare a refund in the amount of \$1,127.66, made payable to:

Name: Twigg Farms, LLC
Richard and Sandra Twigg
Address: 31721 SW Firdale Rd
City: Cornelius, OR 97113

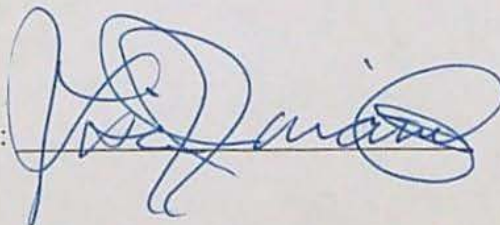
47124
0412
R 11397 23

These funds are being paid or refunded as a result of (check one):

- ☐ Request for file to be Withdrawn
- ☒ Excess fees were collected for application
- ☐ Protest filing fees
- ☐ Standing fees
- ☐ Permit recording fees
- ☐ Other: Claim of Beneficial Use returned – Water user did not qualify to self-certify their permit

I have reviewed this distribution request and have determined the request to be justified as to the purpose indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature:



Date: 1-13-2023



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

December 21, 2022

VIA E-MAIL

Applicant

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Reference: Water Right Transfer Application T-14085

Your water right transfer is in the first of three phases of processing. Enclosed is a draft of the Department's Preliminary Determination regarding Transfer Application T-14085. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. Your response and submittal of the items outlined below are required by January 23, 2023.

Required items needing your immediate attention:

1. Please carefully review the Draft Preliminary Determination to verify that it accurately reflects the changes you intend to make and to become familiar with the proposed conditions.
2. **Respond in writing** by JANUARY 23, 2023, with acknowledgement that you agree to the proposed action and conditions.
3. If you find any errors, please let me know.
4. **REQUIRED:** You must submit a **Report of Ownership** for the lands where the water right(s) are currently located (i.e., the FROM lands). This report:
 - a) Must be prepared by a title company;
 - b) Shall include a "prepared by" statement and the date the title company prepared the report printed on the cover sheet;
 - i. Prepared within 3 months of the Draft Preliminary Determination showing current ownership; **OR**
 - ii. Prepared within 3 months of recording of a water right conveyance agreement; **OR**
 - iii. Have a prepared date showing ownership at the time a water right conveyance agreement was recorded.

If water right conveyance agreements are involved, it is helpful to provide copies of those agreements along with the Report of Ownership.

IMPORTANT: In order for the Department to clearly understand the date that the title company prepared the Report of Ownership, the title company must indicate/state the date that they prepared the report on the coversheet and/or first page of the report.

- d) Must include a list of owners at the time the report was generated; **AND**
 - e) Must include a legal description of the property where the water right to be transferred is currently located (i.e., the FROM lands).
5. You must provide a notarized statement of consent signed by any landowner listed in the Report of Ownership who is not already included in the transfer application. The Department's statement of consent form (**Consent By Deeded Landowner**) is available at: [https://www.oregon.gov/OWRD/WRDFormsPDF/consent to transfer form.pdf](https://www.oregon.gov/OWRD/WRDFormsPDF/consent%20to%20transfer%20form.pdf)

Conditions to your water right...

The Watermaster has required a water measurement device(s) at the diversion/appropriation point(s) prior to diversion of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required (or alternate) device(s).

Please note the proposed date by which all conditions must be met: October 1, 2024. If the required completion date is insufficient to comply with any of the conditions, you may request more time, at no cost to you, during this stage of processing. **Please let me know by the comment deadline if you will need more time and explain the reasons why.**

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in their weekly publication, which opens a 30-day period in which the transfer can be protested.

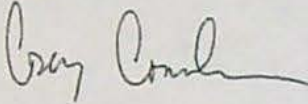
Issuance of the Preliminary Determination will occur shortly after we receive:

1. Your written response to the conditions and proposed action in the Draft Preliminary Determination (e-mail is acceptable); and
2. The Report of Ownership, including affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application. The title company must indicate/state the date that they prepared the ownership report on the coversheet and/or first page of the report.

If we do not receive the items listed above by January 23, 2023, a Preliminary Determination may be issued denying the application as incomplete.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Courchane", with a stylized, cursive script.

Corey Courchane
Allocation of Conserved Water
Transfer and Conservation Section

cc: Transfer Application file T-14085
Jacob W. Constans, District 18 Watermaster (*via e-mail*)
William E. McGill, Agent for the applicant (*via e-mail*)

encs

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application
T-14085, Washington County

)
)
)
)
)

DRAFT PRELIMINARY
DETERMINATION PROPOSING APPROVAL
OF A CHANGE IN PLACES OF USE

Authority

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

Applicant

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Findings of Fact

1. On September 9, 2022, TWIGG FARMS LLC filed an application to change the place of use under Certificates 76061, 86736, and 87026. The Department assigned the application number T-14085.
2. Notice of the application for transfer was published on September 20, 2022, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On November 8, 2022, the Department contacted the applicant's agent regarding Certificate 76061. Certificate 76061 is for supplemental irrigation and the proposed "TO" lands have no underlying primary water right in place.
4. On November 23, 2022, the Department received revisions that removed Certificate 76061 from the application leaving the proposed change in place of use under Certificates 86736 and 87026.

5. The portion of the first right to be transferred is as follows:

Certificate: 86736 in the name of RICHARD L. AND SANDRA M. TWIGG, dba TWIGG FARM (perfected under Permit S-33622)
Use: IRRIGATION of 7.7 ACRES
Priority Date: MAY 24, 1968
Rate: 0.10 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: UNNAMED STREAM, tributary to TUALATIN RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1140 FEET NORTH AND 275 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE NW	7.7

6. Transfer Application T-14085 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	7.6
				Total	7.7

7. The portion of the second right to be transferred is as follows:

Certificate: 87026 in the name of RICHARD L. AND SANDRA M. TWIGG, DBA TWIGG FARM (perfected under Permit G-10621)
Use: SUPPLEMENTAL IRRIGATION of 11.7 ACRES
Priority Date: MAY 12, 1986
Rate: 10.6 GALLONS PER MINUTE
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL in the TUALATIN BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	3 W	WM	36	SE SW	1100 FEET NORTH AND 190 FEET WEST FROM THE S1/4 CORNER OF SECTION 36

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SE SW	11.7

8. Transfer Application T-14085 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	3 W	WM	36	SW NW	0.1
1 S	3 W	WM	36	SE NW	11.6
Total					11.7

Transfer Review Criteria (OAR 690-380-4010)

9. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-14085.
11. The proposed change would not result in enlargement of the rights.
12. The proposed change would not result in injury to other water rights.
13. All other application requirements are met.

Determination and Proposed Action

The change in places of use proposed in Transfer Application T-14085 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If Transfer Application T-14085 is approved, the final order will include the following:

1. *The change in places of use proposed in Transfer Application T-14085 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 86736 and 87026, and any related decree.*

3. *Water right Certificates 86736 and 87026 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.*
4. *Water use measurement conditions:*
 - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion/appropriation (new and existing).*
 - b. *The water user shall maintain the meters or measuring devices in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
5. *The former places of use of the transferred rights shall no longer receive water under the rights.*
6. *Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
7. *After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.*

Dated in Salem, Oregon on

D R A F T

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **139350**

INVOICE # _____

RECEIVED FROM: Twigg Farms, LLC
BY: Richard + Sandra Twigg

APPLICATION T-14085
PERMIT _____
TRANSFER _____

CASH: ☐ CHECK: # ☒ 4327 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,127.66

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R-11397-23 \$ _____
0412 OTHER: (IDENTIFY) Reimbursement Authority \$ 1,127.66

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____
0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **139350**

DATED 10/14/22

BY: Mollen Kay

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

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SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

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TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **139350**

DATED 10/14/22

BY: Mollen Kay

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

**REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT
Contract Number: R11-397-23**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Twigg Farms, LLC**, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Contact: Kelly Starnes	Name: Twigg Farms, LLC	Name: Will McGill Surveying, LLC
Title: Transfer Advisor	Contact:	Contact:
Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address: 31721 SW Firdale Rd. Cornelius, OR 97113	Address: 15333 Pletzer Rd. SE Turner, OR 97392
Phone: 503 979-3511	Phone: (971) 978-8881	Phone: (503) 931-0210
Fax: 503 986-0901	Fax:	Fax:
Email: patrick.k.starnes@water.oregon.gov	Email: twiggfarm@aol.com	Email: willmcgill.surveying@gmail.com

Purpose The purpose of this Agreement is to expedite the processing of the **Transfer Application**. (Application Number: T-14085)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by shall become effective on the date on which both parties have signed the Agreement a estimated cost of the proposed service.
4. **Consideration.**
 - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. reimbursement payable to OWRD under this Agreement is **\$1,127.66**. Applicant agrees to pay the full amount of **\$1,127.66** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
 - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

RECEIVED

OCT 14 2022

OWRD

7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.
8. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
9. **Duration of Estimate.** The Estimate of Time to completion is **approximately 120 days** once this Agreement has been fully executed and payment of the estimated cost deposited. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate. NOTE: Any time estimate is approximate; No guarantee of Final Order issuance of a date is certain. Duration estimates do not include any statutory waiting periods.
10. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information. **IMPORTANT:** Due to COVID-19 and actions taken by the State of Oregon to facilitate teleworking as a tool to help prevent the spread of the disease, Department processes for Reimbursement Authority may be unavoidably delayed.
11. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define, limit, or describe the scope, or intent, of any provision of this Agreement.
12. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant:

Richard L. Twigg member
Name/Title:

9-21-22
Date

For OWRD:

Dwight French – Administrator

Date

Mail signed Agreement to:

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

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14085

Review Due Date:

Applicant Name: Twigg Farms

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

Reviewer(s): Jake Constans

Date of Review: 10/13/2022

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:

The Tualatin River Basin is regulated each year for senior water rights.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

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

☒ N/A

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

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:
- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:
- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:
- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:
- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

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

- i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 14085

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

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

☐ at each new point of diversion/appropriation.

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

Watermaster name: Jake Constans

District: 18

Address: 1400 SW Walnut Street #240

City/State/Zip: Hillsboro, OR 97123

Phone: 503-846-7780

Email: jake.w.constans@water.oregon.gov

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

Approval of an Alternate Measurement Device T- (to be filled out after consultation with the applicant, or after a site visit)

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

Watermaster signature

District

Date

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

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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **139284**

INVOICE # _____

RECEIVED FROM: Twigg Farms, LLC;
BY: Richard + Sandra Twigg

APPLICATION	
PERMIT	
TRANSFER	T-14085

CASH: ☐ CHECK: # 43279 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$1,127.66

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

47124 R11-397-23

\$ _____

0412 OTHER:

(IDENTIFY) Reimbursement Authority

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\$ _____

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RECORD FEE

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\$ _____

0202

\$ _____

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\$ _____

0204

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EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$ _____

0219

\$ _____

LANDOWNER'S PERMIT

0220

\$ _____

OTHER (IDENTIFY) _____

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0211 WELL CONST START FEE

\$ _____

CARD# _____

0210 MONITORING WELLS

\$ _____

CARD# _____

OTHER (IDENTIFY) _____

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\$ _____

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\$ _____

HYDRO APPLICATION

\$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **139284**

DATED: 10/6/22

BY: Maria Kay

**REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT
Contract Number: R11-397-23**

RECEIVED

OCT 06 2022

OWRD

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OWRD Information	Applicant's Information	Applicant's Representative
Contact: Kelly Starnes	Name: Twigg Farms, LLC	Name: Will McGill Surveying, LLC
Title: Transfer Advisor	Contact:	Contact:
Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address: 31721 SW Firdale Rd. Cornelius, OR 97113	Address: 15333 Pletzer Rd. SE Turner, OR 97392
Phone: 503 979-3511	Phone: (971) 978-8881	Phone: (503) 931-0210
Fax: 503 986-0901	Fax:	Fax:
Email: patrick.k.starnes@water.oregon.gov	Email: twiggfarm@aol.com	Email: willmcgill.surveying@gmail.com

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- Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

de #
43277
9-21-2022
again
10-3-22
de # 43279

7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.
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13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant: Richard L. Twiss member
Name/Title:
For OWRD: Dwight French
Dwight French – Administrator

9-21-22
Date
10-7-2022
Date

Mail signed Agreement to:

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

RECEIVED

OCT 06 2022

OWRD

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **139095**

INVOICE # _____

RECEIVED FROM: Will McCall Surveying, LLC
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-14085

CASH: ☐ CHECK: # 2054 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	<u>47124</u>	<u>R 11397-23</u>	\$
0412 OTHER:	(IDENTIFY) <u>Transfer Reimbursement Authority</u>		\$ <u>125.00</u>
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		0245 Cons. Water	

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD#	
0210 MONITORING WELLS	\$	CARD#	

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$ _____

RECEIPT: **139095**

DATED: 9-9-2022 BY: [Signature]



OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION



ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable \$125.00 fee per request. Checks submitted for this application should be separate from Transfer fees.

The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

REQUEST	TYPE	FILE NUMBER
☒	Transfer Application	Transfer Number T-14085

	Applicant Information	Applicant's Representative/Contact
Name:	Twigg Farms, LLC	Will McGill Surveying, LLC
Address:	31721 SW Firdale Rd. Cornelius, OR 97113	15333 Pletzer Rd. SE Turner, OR 97392
Phone:	(971) 978-8881	(503) 931-0210
Fax:		
E-Mail Address:	twiggfarm@aol.com	willmcgill.surveying@gmail.com

I understand the following:

- That upon receipt of my non-refundable application fee of **\$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

Oregon Water Resources Department
Transfer Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

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I certify that I am the (check one):

☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) _____

Name: Grant McGill (for Will McGill Surveying, LLC)

Signature: Grant McGill

OWRD USE ONLY: Reimbursement Authority Number: R11-397-23 Caseworker: T. Smith



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

September 16, 2022

TWIGG FARMS LLC
31721 SW FIRDALE RD
CORNELIUS, OR 97113

Reference: Application T-14085

On September 9, 2022, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$2580.00. Our receipt number 139102 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change.

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

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

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

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

If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #18, Jacob W. Constans (*via email*)
William E. McGill, Agent
Washington County

Enclosure

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **139102**

INVOICE # _____

RECEIVED FROM: Will McMill Surveying, LLC
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-14085

CASH: ☐ CHECK: # 2053 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 2,580.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	\$
OTHER: (IDENTIFY) _____	\$

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$ <u>2,580.00</u>		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD#	
0210 MONITORING WELLS	\$	CARD#	

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD)		\$
0231 HYDRO LICENSE FEE (FWWRD)		\$
HYDRO APPLICATION		\$

TREASURY OTHER / RDX

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

RECEIPT: **139102**

DATE: 9-9-2022 BY: [Signature]

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

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

SEP 09 2022

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 3 List them here: Cert. 76061, 87026, 86736**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

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Attachments:

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

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Transfer Application Map

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

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

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

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Twigg Farms, LLC			PHONE NO. (971) 978-8881	ADDITIONAL CONTACT NO.
ADDRESS 31721 SW Firdale Rd.			FAX NO.	
CITY Cornelius	STATE OR	ZIP 97113	E-MAIL twiggfarm@aol.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Will McGill Surveying, LLC			PHONE NO. (503) 931-0210	ADDITIONAL CONTACT NO. (503) 510-3026
ADDRESS 15333 Pletzer Rd. SE			FAX NO.	
CITY Turner	STATE OR	ZIP 97392	E-MAIL willmcgill.surveying@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:
It is proposed to move a portion of Cert. 76061 and underlying Cert. 87026 to a hazelnut orchard. Simultaneously, a portion of Cert. 86736 will be transferred to the "from" lands of Cert. 76061 and 87026. This is setting up for a future substitution in order to irrigate the hazelnuts from the well.

Check One Box

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

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By my signature below, I confirm that I understand:

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

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


Richard L. Twigg
Applicant signature

Richard L. Twigg
Print Name (and Title if applicable)

7-28-22
Date

Sandra M. Twigg
Applicant signature

Sandra M. Twigg
Print Name (and Title if applicable)

7-28-2022
Date

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

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

Check the following boxes that apply:

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

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

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

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

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

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

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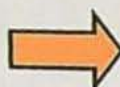
OWRD

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Washington County	ADDRESS 155 N 1st Ave., Suite 350	
CITY Hillsboro	STATE OR	ZIP 97124

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

CERTIFICATE # 76061

Description of Water Delivery System

System capacity: 2.18 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. 50 HP centrifugal pump conveys water via buried mainline and applied with big gun.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD	☒ Authorized ☐ Proposed		1	S	3	W	36	SE	SW	1701	1140' N & 275' W from S ¼ corner, section 36
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										

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

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

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

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

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Table 2. Description of Changes to Water Right Certificate # 76061

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate		POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
1	S	3	W	36	SE	SW	1701		11.7	Irrigation	POD	1956	POU	1	S	3	W	36	SW	NW	900		0.1	Irrigation	POD	1956
													POU	1	S	3	W	36	SE	NW	900		9.6	Irrigation	POD	1956
													POU	1	S	3	W	36	SE	NW	901		2.0	Irrigation	POD	1956
TOTAL ACRES:									11.7					TOTAL ACRES:									11.7			

Additional remarks:_____.

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: Cert. 87026, 86736.

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Part 5 of 5 – Water Right Information

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CERTIFICATE # 87026

SEP 09 2022

Description of Water Delivery System

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

150 gallons per minute (gpm)

OWRD

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Submersible pump delivers water via buried 2" PVC mainline and is applied by drip.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well	☒ Authorized ☐ Proposed	WASH 11072	1 S	3 W	36	SE	SW		1100' N & 190' W from S ¼ corner, section 36
	☐ Authorized ☐ Proposed								
	☐ Authorized ☐ Proposed								
	☐ Authorized ☐ Proposed								

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

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

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

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

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Table 2. Description of Changes to Water Right Certificate # 87026

OWRD

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate		POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec		¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
1	S	3	W	36	SE	SW	1701		11.7	Supplemental Irrigation	Well	1986	POU	1	S	3	W	36	SW	SW	900		0.1	Supplemental Irrigation	Well	1986
													POU	1	S	3	W	36	SE	SW	900		9.6	Supplemental Irrigation	Well	1986
													POU	1	S	3	W	36	SE	SW	901		2.0	Supplemental Irrigation	Well	1986
TOTAL ACRES:									11.7					TOTAL ACRES:									11.7			

Additional remarks:_____.

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: Cert. 76061, 87025, 86736.



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

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

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Part 5 of 5 – Water Right Information

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CERTIFICATE # 86736

Description of Water Delivery System

OWRD

System capacity: 2.18 cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. 50 HP centrifugal pump conveys water via buried mainline and applied with big gun.

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec		¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD	☒ Authorized ☐ Proposed		1	S	3	W	36		SE SW	1701	1140' N & 275' W from S ¼ corner, section 36
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										
	☐ Authorized ☐ Proposed										

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

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

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

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

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Table 2. Description of Changes to Water Right Certificate # 86736

List the change proposed for the acreage in each $\frac{1}{4}$ $\frac{1}{4}$. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
1	S	3	W	36	SE	NW	900		2.0	Irrigation	POD	1968	POU	1	S	3	W	36	SE	SW	1701		11.7	Irrigation	POD	1968
1	S	3	W	36	SE	NW	901		3.1	Irrigation	POD	1968														
1	S	3	W	36	SE	NW	2600		6.6	Irrigation	POD	1968														
TOTAL ACRES:									11.7					TOTAL ACRES:									11.7			

Additional remarks: _____.

For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: **Cert. 76061, 87026.**

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

OWRD

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Business Registry Business Name Search

[New Search](#)

Business Entity Data

07-21-2022

11:36

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
216855-99	DLLC	ACT	OREGON	04-29-2004	04-29-2023	
Entity Name	TWIGG FARMS, LLC					
Foreign Name						

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[New Search](#)

Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS			OVRD
Addr 1	31721 SW FIRDALE RD				
Addr 2					
CSZ	CORNELIUS	OR	97113	Country	UNITED STATES OF AMERICA

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

Type	AGT	REGISTERED AGENT	Start Date	04-29-2004	Resign Date	
Name	KIT	A	JENSEN			
Addr 1	180 E MAIN ST STE 200					
Addr 2						
CSZ	HILLSBORO	OR	97123	Country	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS				
Addr 1	31721 SW FIRDALE RD					
Addr 2						
CSZ	CORNELIUS	OR	97113	Country	UNITED STATES OF AMERICA	

Type	MEM	MEMBER			Resign Date	
Name	RICHARD	L	TWIGG			
Addr 1	31721 SW FIRDALE RD					
Addr 2						
CSZ	CORNELIUS	OR	97113	Country	UNITED STATES OF AMERICA	

[New Search](#)

Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
TWIGG FARMS, LLC	EN	CUR	04-29-2004	

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

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss
County of WASHINGTON

I, RICHARD L. TWIGG, in my capacity as LAND OWNER/MEMBER OF TWIGG FARMS, LLC,
mailing address 31721 SW FIRDALE RD., CORNELIUS, OR 97113
telephone number (971)978-8881, being first duly sworn depose and say:

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

☒ Personal observation ☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 76061 AND 86736; OR

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
87026	1	S	3	W	WM	36	SE	NW		4.7
87026	1	S	3	W	WM	36	NE	SW		30.0
87026	1	S	3	W	WM	36	SE	SW		30.5
87026	1	S	3	W	WM	36	NW	SE		20.3

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

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

Richard L. Twigg
Signature of Affiant

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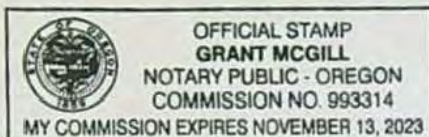
SEP 09 2022

7-28-22

Date

OWRD

Signed and sworn to (or affirmed) before me this 28 day of July, 2022.



Grant McGill

Notary Public for Oregon

My Commission Expires: 11-13-23

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

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of ~~Oregon~~ LOUISIANA)
)ss
County of ~~Washington~~ EAST BATON ROUGE PARISH

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I Bradley C. and Kellie M. Bowsher in my/our capacity as owners,

mailing address 8904 Hwy 961, Clinton, LA 70722,

telephone number (503) 473-5703, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Number 86736

described in a Water Right Transfer Application (T-____),

(transfer number, if known)

submitted by Twigg Farms, LLC

on the property in tax lot number(s) 2600,

Section 36 Township 1 South Range 3 West, W.M.,

located at 31549 SW Firdale Rd., Cornelius, OR 97113

(site address)

Kellie M Bowsher
Signature of Affiant

8/18/2022

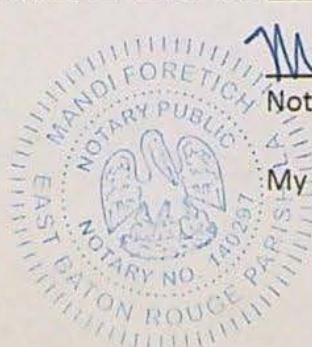
Date

Bradley C Bowsher
Signature of Affiant

8-18-2022

Date

Subscribed and Sworn to before me this 18TH day of AUGUST, 2022.



Mandi Foretich #140297
Notary Public for ~~Oregon~~ LOUISIANA

My commission expires LIFETIME.

AFTER RECORDING,
RETURN TO:
Richard and Sandra Twigg
31721 SW Firdale Road
Cornelius, OR 97113

Washington County, Oregon
08/26/2022 02:43:33 PM
D-E Cnt=1 Str=31 RECORDS1
\$10.00 \$5.00 \$11.00 \$60.00 - Total = \$86.00



02898314202200542070020023

I, Joe Nelson, Director of Assessment and Taxation
and Ex-Officio County Clerk for Washington County,
Oregon, do hereby certify that the within instrument of
writing was received and recorded in the book of
records of said county.

Joe Nelson, Director of Assessment and Taxation,
Ex-Officio County Clerk



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SEP 09 2022

OWRD

ASSIGNMENT OF WATER RIGHTS

Assignors: Bradley C. Bowsher and Kellie M. Bowsher
8904 Hwy 961
Clinton, LA 70722

Assignee: Richard L. Twigg and Sandra M. Twigg, as Co-Trustees
of the Twigg Living Trust
31721 SW Firdale Road
Cornelius, OR 97113

RECITALS

A. Assignors own property in Washington County, Oregon, described in a Deed recorded in Washington County Deed Records, Document No. 2013-006493.

B. Assignee owns property in Washington County, Oregon, described as Exhibit A to a Deed recorded in Washington County Deed Records, Document No. 2016-106700.

THE PARTIES HEREBY AGREE:

1. Assignment. Assignors hereby assign to Assignee water rights which apply to the property of Assignors (described above in Recital A) under Certificate of Water Right 86736 issued by the State of Oregon. The water rights are transferred to the property of Assignee (described above in Recital B).

2. Consideration. Zero.

3. Entire Agreement. This is the entire agreement of the parties relating to assignment of water rights.

Dated: ^{AUGUST} ~~July~~ 18, 2022

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ASSIGNORS:

ASSIGNEE:

TWIGG LIVING TRUST

OWRD


BRADLEY C. BOWSHER

By: _____
RICHARD L. TWIGG, Co-Trustee


KELLIE M. BOWSHER

By: _____
SANDRA M. TWIGG, Co-Trustee

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18 DAY OF
AUGUST 2022.

Mandi Foretich #140297
MANDI FORETICH
LIFETIME COMMISSION



Land Use Information Form



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

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Applicant(s): Twigg Farms, LLC

Mailing Address: 31721 SW Firdale Rd.

City: Cornelius

State: OR

Zip Code: 97113

Daytime Phone: (971) 978-8881

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:
<u>1S</u>	<u>3W</u>	<u>36</u>	<u>SESW</u>	<u>1700, 1701</u>	<u>farmland</u>	☒ Diverted ☐ Conveyed ☒ Used	<u>farming</u>
<u>1S</u>	<u>3W</u>	<u>36</u>	<u>NESW</u>	<u>1700</u>	<u>farmland</u>	☐ Diverted ☐ Conveyed ☒ Used	<u>farming</u>
<u>1S</u>	<u>3W</u>	<u>36</u>	<u>NWSE</u>	<u>1600</u>	<u>farmland</u>	☐ Diverted ☐ Conveyed ☒ Used	<u>farming</u>
<u>1S</u>	<u>3W</u>	<u>36</u>	<u>SWSE</u>	<u>1903</u>	<u>farmland</u>	☐ Diverted ☐ Conveyed ☒ Used	<u>farming</u>
<u>1S</u>	<u>3W</u>	<u>36</u>	<u>SENW</u>	<u>900, 901</u>	<u>farmland</u>	☐ Diverted ☐ Conveyed ☒ Used	<u>farming</u>
<u>1S</u>	<u>3W</u>	<u>36</u>	<u>SWNW</u>	<u>900</u>	<u>farmland</u>	☐ Diverted ☐ Conveyed ☒ Used	<u>farming</u>

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

Washington

B. Description of Proposed Use

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

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

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☒ Surface Water (name) unnamed stream/reservoir

Estimated quantity of water needed: 58.5 ☐ 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 Supplemental Irrigation

Briefly describe:

It is proposed to move portions of Cert. 76061, 87026, and 86736 to more efficiently irrigate crops.

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

See bottom of Page 3. →

For Local Government Use Only

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

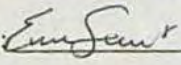
Please check the appropriate box below and provide the requested information

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	RECEIVED	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	SEP 09 2022	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	OWRD	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

Name: Erik Stout Title: Associate Planner

Signature:  Phone: 503-846-8135 Date: 7-28-22

Government Entity: Washington CO. LOT

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

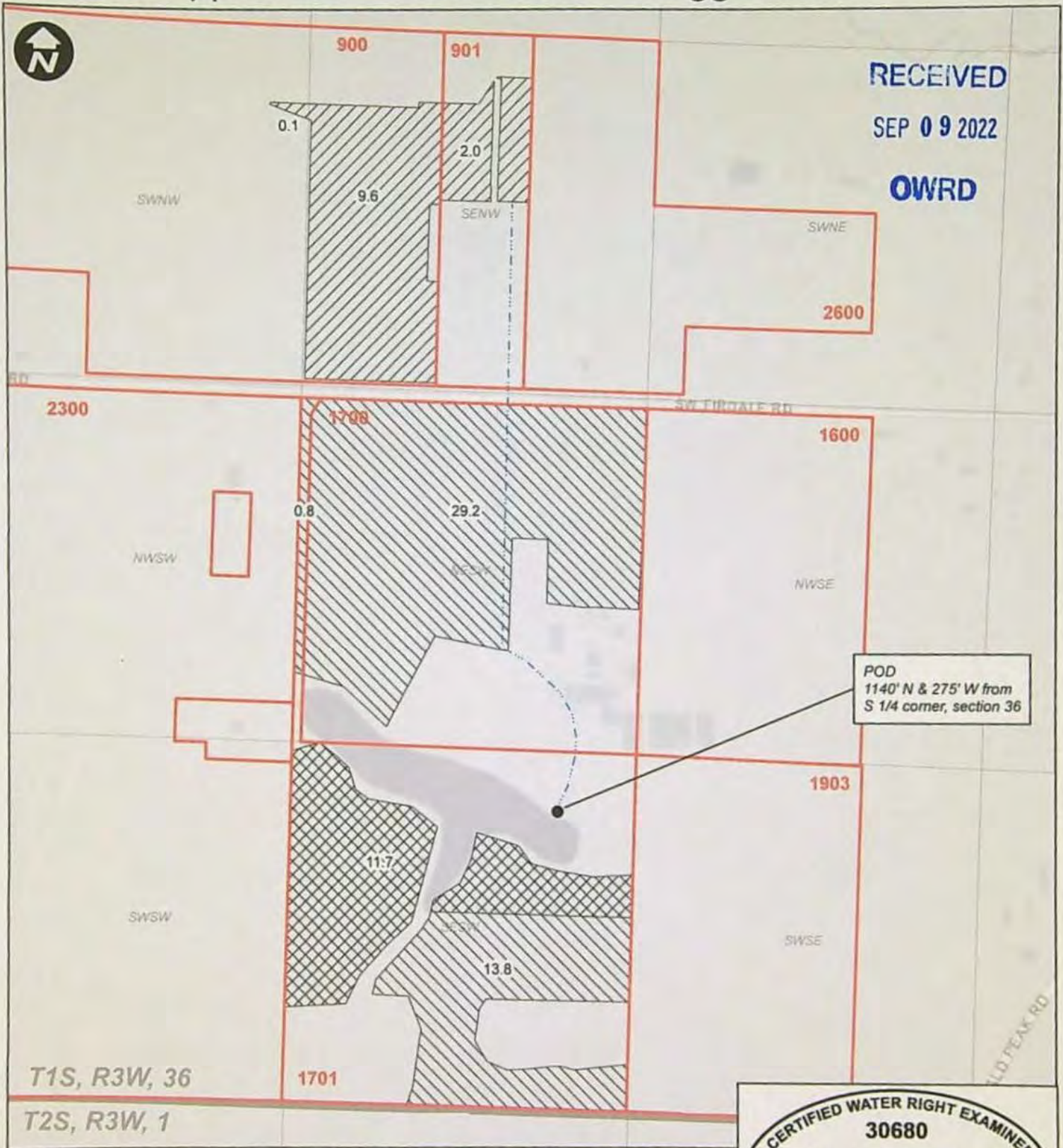
Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

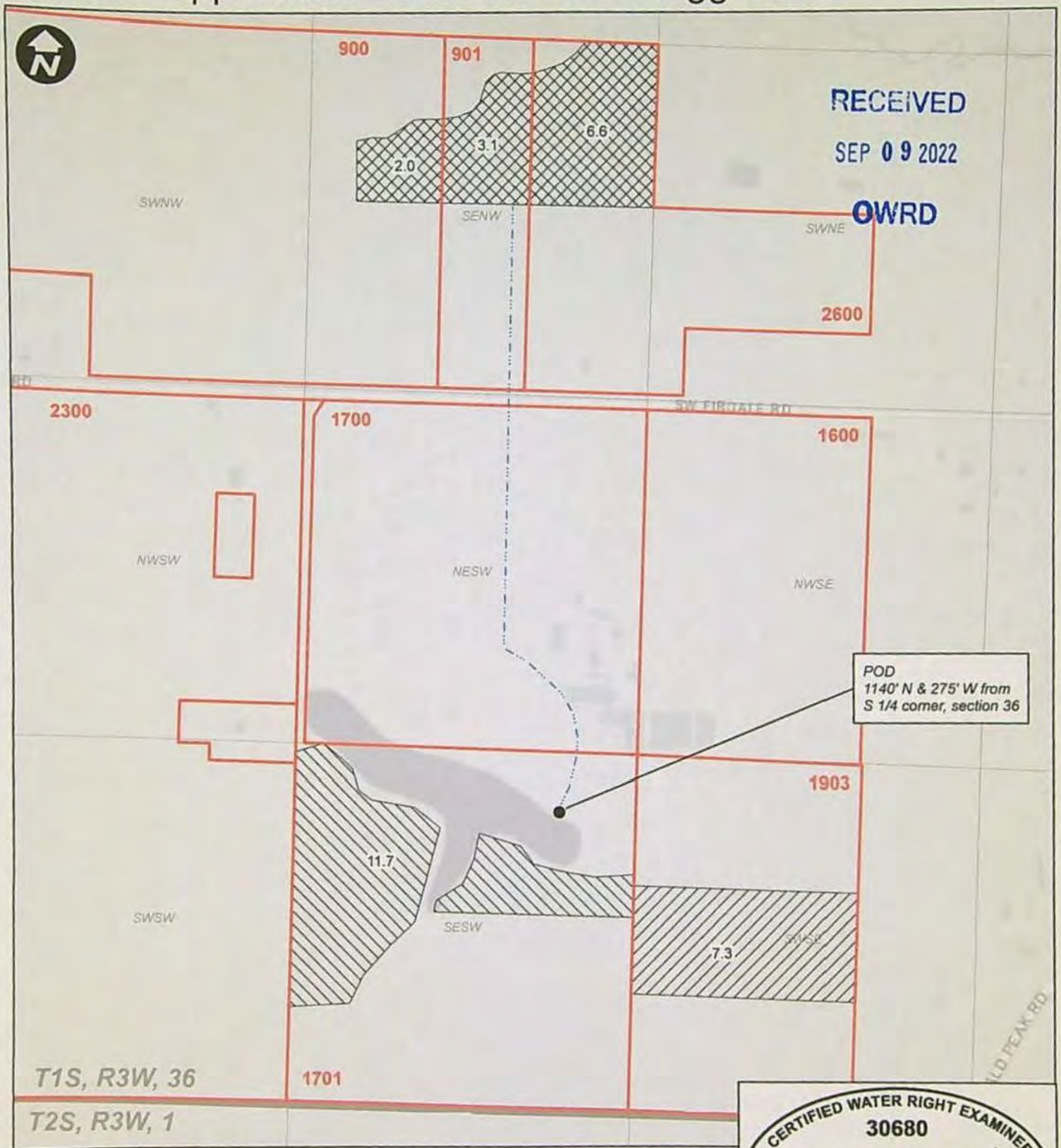
Transfer Application - Cert. 76061 - Twigg Farms



Legend

- Cert. 76061 From
- Cert. 76061 No Change
- Tax Lot
- Cert. 76061 To
- Mainline

Transfer Application - Cert. 86736 - Twigg Farms



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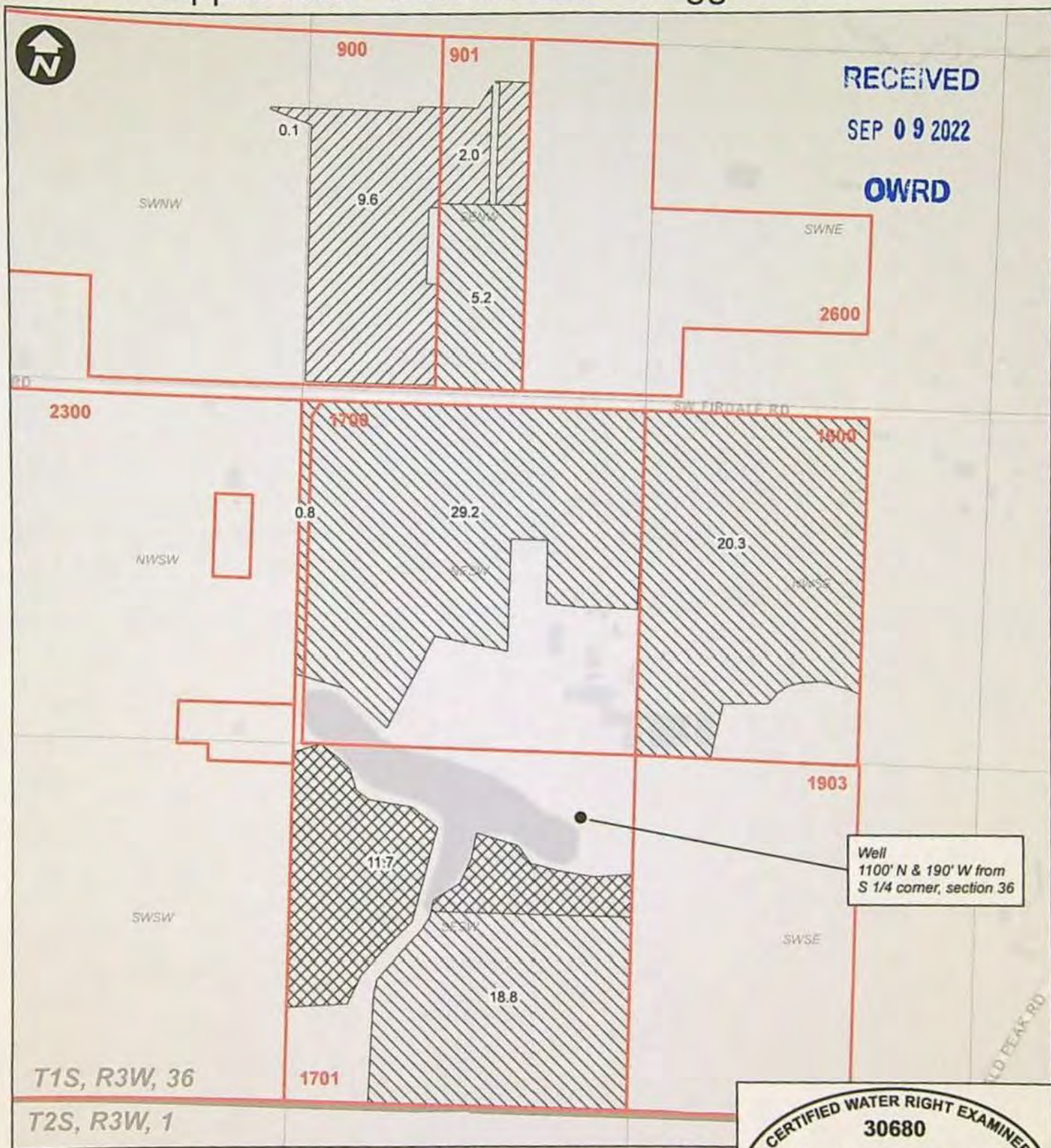
OWRD



Legend

- Cert. 86736 From
- Cert. 86736 No Change
- Cert. 86736 To
- Mainline
- Tax Lot

Transfer Application - Cert. 87026 - Twigg Farms



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OWRD

2600

2300

1700

1800

1903

1701

T1S, R3W, 36

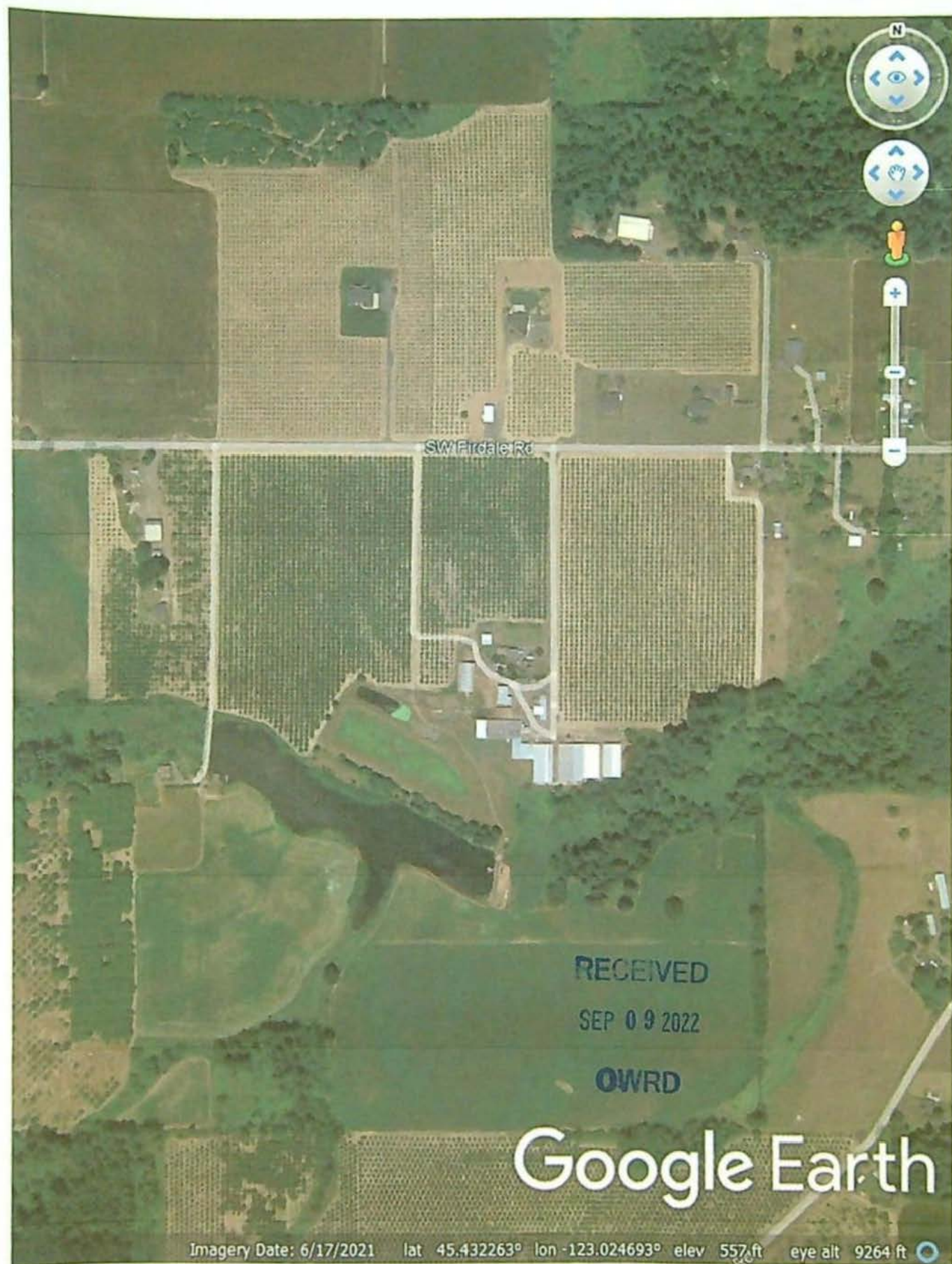
T2S, R3W, 1

Well
1100' N & 190' W from
S 1/4 corner, section 36

Legend

- Cert. 87026 From
- Cert. 87026 No Change
- Cert. 87026 To
- Tax Lot





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OWRD

Google Earth

Imagery Date: 6/17/2021 lat 45.432263° lon -123.024693° elev 557ft eye alt 9264 ft

AFFIDAVIT FOR THE VOLUNTARY CANCELLATION OF A PORTION
OF A WATER RIGHT CERTIFICATE (ORS 540.621)

State of Oregon)
) ss
County of Washington)

I/We (or authorized agent), Twigg Farms, LLC, residing at 31721 SW Firdale Rd., Cornelius, OR 97113, telephone number (971) 978-8881, being first duly sworn depose and say:

1. I/We are the legal and deeded owner(s) of the property described as tax lot number 901, within the SE $\frac{1}{4}$, Section 36, Township 1S (N/S), Range 3W (E/W), of the Willamette Meridian, in Washington County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit.
2. I/We wish to cancel the following portion(s) of the water right certificate number 87026 issued to Richard L. and Sandra M. Twigg, dba Twigg Farm with a date of priority of May 12, 1986.

☐ A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) Supplemental Irrigation

FOR IRRIGATION OR NURSERY USE:

- Total number of acres to be cancelled 0.5
- Location of acres to be cancelled must be clearly identified on a copy of the final proof map.
- In the amount of 0.001 cubic foot per second
- From the water source (s) Well

AND/OR (less common)

☐ One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.

- For the use of (specify irrigation, domestic, etc.) _____
 - From the water source (s) _____
 - Located within the _____ $\frac{1}{4}$, Section _____, Township _____ (N/S), Range _____ (E/W)
- Location Description (if given on the certificate) _____

3. The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: _____)
4. The portion of the water right being cancelled is served by an irrigation district. The signature of the district manager on the line below indicates the concurrence of the district to the cancellation of the portion of the water right served by the district.

Signature of district manager Printed Name Date

5. If the water right is issued in the name of an irrigation district then the affiant must have the concurrence of the district to the cancellation of the portion of the water right. (Signature of district manager on the line below documents consent of the district.)

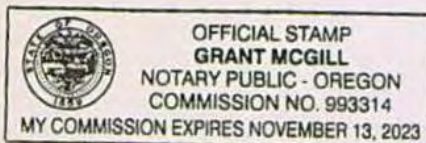
Signature of district manager Printed Name Date

6. I/We have abandoned any and all interest in the portion of the water right described in Item 2, above, and request that portion of the right be canceled.

Richard L. Torgg 7-28-22
Signature of legal owner as listed on deed, or authorized agent Date

Sandra M. Jung 7-28-2022
Signature of legal co-owner as listed on deed Date
(if applicable)

Subscribed and Sworn to Before Me this 28 day of July, 2022.



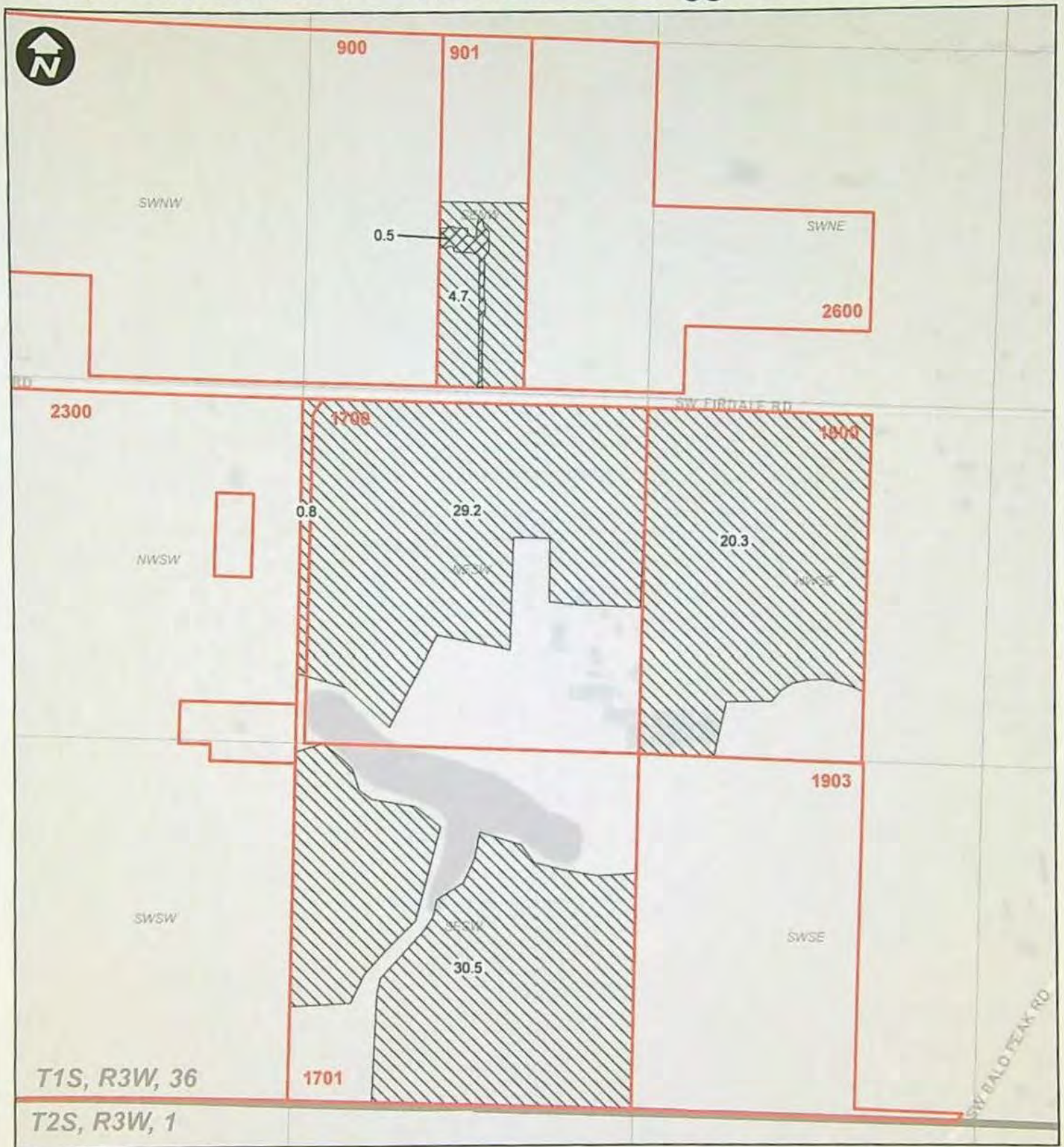
Grant McGill
Notary Public for Oregon

My Commission Expires 11-13-23

PLEASE ATTACH A LEGIBLE COPY OF:

- 1) A deed which lists landowners and includes a legal description of affected lands, and
- 2) A copy of a water right final proof map, or a tax lot map, or an adjudication map with the abandoned portion of the right clearly drawn and identified.
- 3) IF ACTING AS AN AUTHORIZED AGENT, include a copy of Power of Attorney or other documents granting authority to act on behalf of the legal owner(s).

Partial Cancellation - Cert. 87026 - Twigg Farms



Legend

-  Partial Cancel Cert. 87026
-  Tax Lot
-  Cert. 87026 No Change

0 250 500 1,000 Feet

Washington County, Oregon

2010-068322

09/01/2010 04:38:58 PM

D-DBS Cnt=1 SIn=28 RECORDS1
\$20.00 \$5.00 \$11.00 \$18.00 - Total = \$51.00



01617327201000883220040044

I, Richard Hobernicht, Director of Assessment and
Taxation and Ex-Officio County Clerk for Washington
County, Oregon, do hereby certify that the within
instrument of writing was received and recorded in the
book of records of said county.

Richard Hobernicht
Richard Hobernicht, Director of Assessment and
Taxation, Ex-Officio County Clerk



After Recording Return to:

Richard L. & Sandra M. Twigg

31500 SW Firdale Road

Cornelius, OR 97113-6211

Washington County, Oregon

2010-049589

06/30/2010 02:51:42 PM

D-088 Cnt=1 Stn=29 RECORDS1
\$10.00 \$3.00 \$11.00 \$13.00 - Total = \$41.00



01496138201000495890020024

I, Richard Hobemicht, Director of Assessment and
Taxation and Ex-Officio County Clerk for Washington
County, Oregon, do hereby certify that the within
instrument of writing was received and recorded in the
book of records of said county.

Richard Hobemicht, Director of Assessment and
Taxation, Ex-Officio County Clerk



STATUTORY BARGAIN AND SALE DEED

RICHARD L. TWIGG and SANDRA M. TWIGG, Grantors, convey(s) all of Grantor(s) interest to RICHARD L. TWIGG and SANDRA M. TWIGG, Trustees, or their successors in trust, under the TWIGG LIVING TRUST, dated February 27, 1997, and any amendments thereto, a revocable living trust, Grantee, in the following real property situated in the County of Washington, State of Oregon, to wit:

SEE EXHIBIT "A" ATTACHED HERETO BY THIS REFERENCE AND INCORPORATED HEREIN.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$0. The actual consideration consists of or includes other property or value given or promised which is the whole consideration.

Dated this 30th day of June, 2010.

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

Richard L. Twigg
RICHARD L. TWIGG
Sandra M. Twigg
SANDRA M. TWIGG

STATE OF OREGON, COUNTY OF WASHINGTON

This instrument was acknowledged before me on June 30th, 2010, by

RICHARD L. TWIGG and SANDRA M. TWIGG



Jami Duhrkoop
Notary Public for Oregon

My commission expires: May 28, 2012

BARGAIN AND SALE DEED

RICHARD L. TWIGG and SANDRA M. TWIGG

GRANTOR NAME

RICHARD L. TWIGG and SANDRA M. TWIGG

Trustees

GRANTEE NAME

31500 SW Firdale Road Cornelius, OR 97113-6211

GRANTEES ADDRESS, ZIP

After recording return to:

RICHARD L. TWIGG and SANDRA M. TWIGG

31500 SW Firdale Road, Cornelius, OR 97113-6211

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

RICHARD L. TWIGG and SANDRA M. TWIGG

31500 SW Firdale Road, Cornelius, OR 97113-6211

This document is being rerecorded to correct the legal description. The corrected legal description is attached as Exhibit B. This document was previously recorded as document # 2010-049589 dated 6/30/2010. This rerecording is at the request of Richard & Sandra Twigg.

EXHIBIT "A"

1S336-00901

A tract of land in the Northwest Quarter of Section 36, Township 1 South, Range 3 West, Willamette Meridian, Washington County, State of Oregon conveyed to Joseph W. Twigg, et ux, by deed recorded in Book 551, Page 49, Washington County, Oregon, Deed Records, more particularly described as follows:

Beginning at the Southwest corner of that certain tract of land conveyed to Omer Vuylsteke, et ux, by deed recorded in Book 226, Page 133, said Deed Records, a point in Firdale Road on the South line of said Northwest Quarter of Section 36, which bears West 165 feet from the southeast corner thereof, and running thence, West 330 feet along the Southerly line of said Twigg tract to the true point of beginning of the herein described property; and running thence, parallel to the West line of said tract; thence, along the North line thereof, West 330 feet along the Northerly line of said Twigg tract; thence, South parallel to said Vuylsteke tract 1320 feet to a point on the South line of said Northwest Quarter of Section 36, in said Firdale Road; thence, along said South line in said Road, East 330 feet to the point of beginning.

Containing 10 acres, more or less, and

SUBJECT to the rights of the public to any portion hereof lying within the limits of Firdale Road.

Exhibit B

1 S 336-00901

OF...ARRANGEMENT....., State of Oregon, described as follows, to-wit:

A tract of land in the Northwest Quarter of Section 36, Township 1 South, Range 3 West, Willamette Meridian, Washington County, Oregon, conveyed to Joseph W. Twigg, et ux, by deed recorded in Book 551, Page 49, Washington County, Oregon, Deed Records, more particularly described as follows:

Beginning at the Southwest corner of that certain tract of land conveyed to Omer Vuylsteke, et ux, by deed recorded in Book 226, Page 133, said Deed Records, a point in Firdale Road on the South line of said Northwest Quarter of Section 36, which bears West 165 feet from the Southeast corner thereof, and running thence, West 330 feet along the Southerly line of said Twigg tract to the true point of beginning of the herein described property; and running thence, parallel to the West line of said Vuylsteke tract, North 1320 feet to a point on the Northerly line of said Twigg tract; thence, along the North line thereof, West 330 feet along the Northerly line of said Twigg tract; thence, South parallel to said Vuylsteke tract 1320 feet to a point on the South line of said Northwest Quarter of Section 36, in said Firdale Road; thence, along said South line in said Road, East 330 feet to the point of beginning.

.Containing 10 acres, more or less, and

SUBJECT to the rights of the public to any portion hereof lying within the limits of Firdale Road.

AFFIDAVIT FOR THE VOLUNTARY CANCELLATION OF A PORTION
OF A WATER RIGHT CERTIFICATE (ORS 540.621)

State of Oregon)
) ss
County of Washington)

I/We (or authorized agent), Twigg Farms, LLC, residing at 31721 SW Firdale Rd., Cornelius, OR 97113, telephone number (971) 978-8881, being first duly sworn depose and say:

1. I/We are the legal and deeded owner(s) of the property described as tax lot number 901, within the SE $\frac{1}{4}$, Section 36, Township 1S (N/S), Range 3W (E/W), of the Willamette Meridian, in Washington County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit.
2. I/We wish to cancel the following portion(s) of the water right certificate number 87025 issued to Richard L. and Sandra M. Twigg, dba Twigg Farm with a date of priority of May 12, 1986.

☐ A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) Irrigation

FOR IRRIGATION OR NURSERY USE:

- Total number of acres to be cancelled 0.5
- Location of acres to be cancelled must be clearly identified on a copy of the final proof map.
- In the amount of 0.00625 cubic foot per second
- From the water source (s) unnamed stream and reservoir

AND/OR (less common)

☐ One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.

- For the use of (specify irrigation, domestic, etc.) _____
- From the water source (s) _____
- Located within the _____ $\frac{1}{4}$, Section _____, Township _____ (N/S), Range _____ (E/W)

Location Description (if given on the certificate) _____

3. The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: _____)
4. The portion of the water right being cancelled is served by an irrigation district. The signature of the district manager on the line below indicates the concurrence of the district to the cancellation of the portion of the water right served by the district.

Signature of district manager

Printed Name

Date

5. If the water right is issued in the name of an irrigation district then the affiant must have the concurrence of the district to the cancellation of the portion of the water right. (Signature of district manager on the line below documents consent of the district.)

Signature of district manager

Printed Name

Date

6. I/We have abandoned any and all interest in the portion of the water right described in Item 2, above, and request that portion of the right be canceled.

Richard L. Torg

Signature of legal owner as listed on deed, or authorized agent

7-28-22

Date

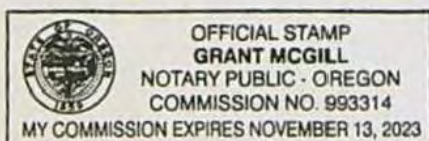
Sandra R. Torg

Signature of legal co-owner as listed on deed
(If applicable)

7-28-2022

Date

Subscribed and Sworn to Before Me this 28 day of July, 2022.



Grant McGill

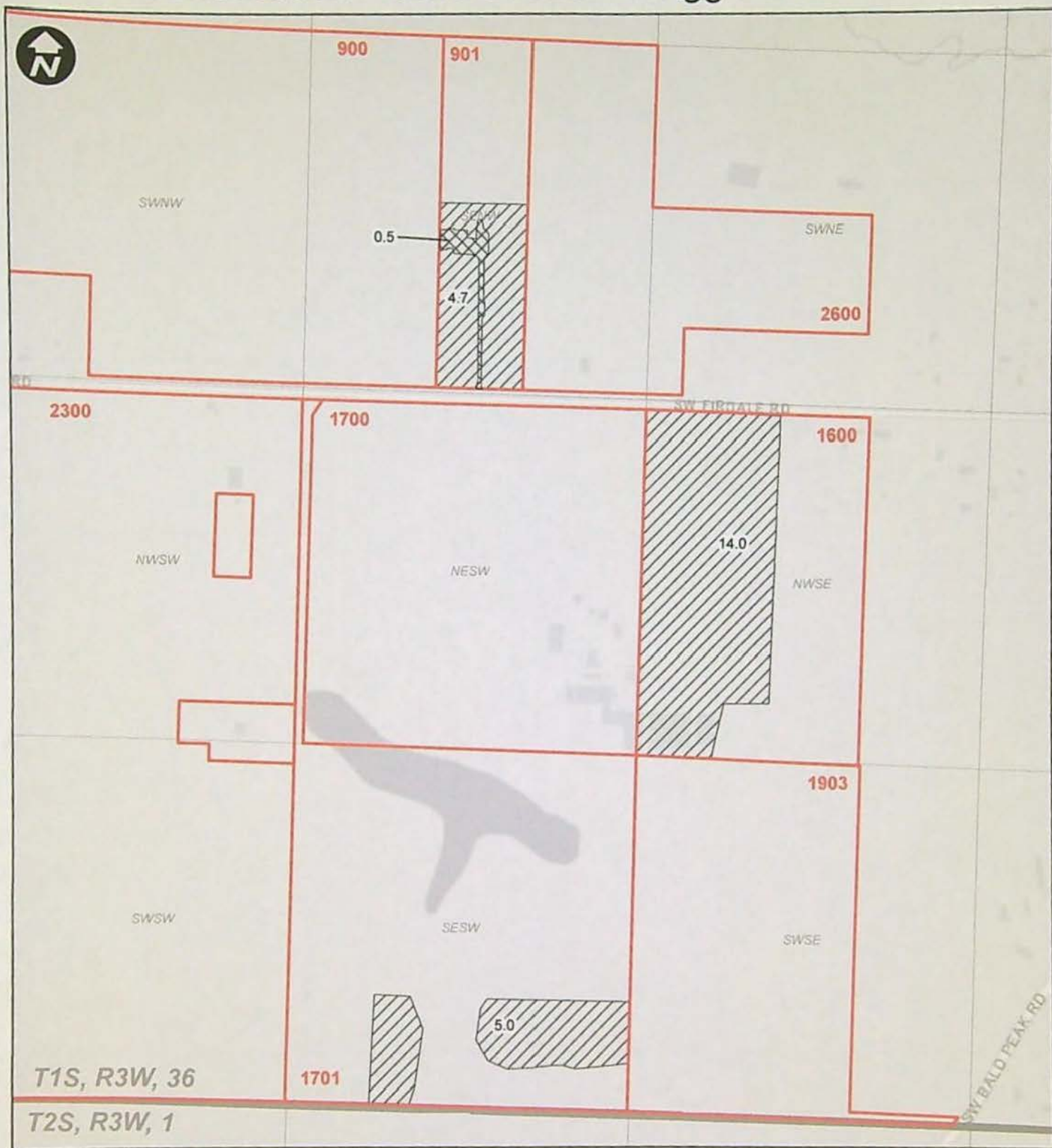
Notary Public for Oregon

My Commission Expires 11-13-23

PLEASE ATTACH A LEGIBLE COPY OF:

- 1) A deed which lists landowners and includes a legal description of affected lands, and
- 2) A copy of a water right final proof map, or a tax lot map, or an adjudication map with the abandoned portion of the right clearly drawn and identified.
- 3) IF ACTING AS AN AUTHORIZED AGENT, include a copy of Power of Attorney or other documents granting authority to act on behalf of the legal owner(s).

Partial Cancellation - Cert. 87025 - Twigg Farms



Legend

-  Partial Cancel Cert. 87026
-  Tax Lot
-  Cert. 87025 No Change

0 250 500 1,000 Feet

Washington County, Oregon

2010-068322

09/01/2010 04:38:58 PM

D-DBS

Cnt=1 SIn=29 RECORDS1

\$20.00 \$5.00 \$11.00 \$18.00 - Total = \$81.00



01617327201000683220040044

I, Richard Hobernicht, Director of Assessment and
Taxation and Ex-Officio County Clerk for Washington
County, Oregon, do hereby certify that the within
instrument of writing was received and recorded in the
book of records of said county.

Richard Hobernicht
Richard Hobernicht, Director of Assessment and
Taxation, Ex-Officio County Clerk



After Recording Return to:

Richard L. & Sandra M. Twigg

31500 SW Firdale Road

Cornelius, OR 97113-6211

Washington County, Oregon 2010-049589
06/30/2010 02:51:42 PM
D-088 Crk=1 Stn=29 RECORD#1
\$10.00 \$5.00 \$11.00 \$15.00 - Total = \$41.00



01496138201000485890020024
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Richard Hobornicht, Director of Assessment and
Taxation, Ex-Officio County Clerk



STATUTORY BARGAIN AND SALE DEED

RICHARD L. TWIGG and SANDRA M. TWIGG, Grantors, convey(s) all of Grantor(s) interest to RICHARD L. TWIGG and SANDRA M. TWIGG, Trustees, or their successors in trust, under the TWIGG LIVING TRUST, dated February 27, 1997, and any amendments thereto, a revocable living trust, Grantee, in the following real property situated in the County of Washington, State of Oregon, to wit:

SEE EXHIBIT "A" ATTACHED HERETO BY THIS REFERENCE AND INCORPORATED HEREIN.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$0. The actual consideration consists of or includes other property or value given or promised which is the whole consideration.

Dated this 30th day of June, 2010.

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Richard L. Twigg
RICHARD L. TWIGG
Sandra M. Twigg
SANDRA M. TWIGG

STATE OF OREGON, COUNTY OF WASHINGTON

This instrument was acknowledged before me on June 30th, 2010, by

RICHARD L. TWIGG and SANDRA M. TWIGG



Jami Duhrkoop
Notary Public for Oregon

My commission expires: May 28, 2015

BARGAIN AND SALE DEED

RICHARD L. TWIGG and SANDRA M. TWIGG

GRANTOR NAME

RICHARD L. TWIGG and SANDRA M. TWIGG

Trustees GRantee NAME

31500 SW Firdale Road Cornelius, OR 97113-6211

GRANTEES ADDRESS, ZIP

After recording return to:

RICHARD L. TWIGG and SANDRA M. TWIGG

31500 SW Firdale Road, Cornelius, OR 97113-6211

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RICHARD L. TWIGG and SANDRA M. TWIGG

31500 SW Firdale Road, Cornelius, OR 97113-6211

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EXHIBIT "A"

1S336-00901

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Containing 10 acres, more or less, and

SUBJECT to the rights of the public to any portion hereof lying within the limits of Firdale Road.

Exhibit B

1 S 336-00901

OF...ARRA...STATE OF Oregon, described as follows, to-wit:

A tract of land in the Northwest Quarter of Section 36, Township 1 South, Range 3 West, Willamette Meridian, Washington County, Oregon, conveyed to Joseph W. Twigg, et ux, by deed recorded in Book 551, Page 49, Washington County, Oregon, Deed Records, more particularly described as follows:

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.Containing 10 acres, more or less, and

SUBJECT to the rights of the public to any portion hereof lying within the limits of Firdale Road.

Business Registry Business Name Search

[New Search](#)

Business Entity Data

09-13-2022
08:33

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
216855-99	DLLC	ACT	OREGON	04-29-2004	04-29-2023	
Entity Name	TWIGG FARMS, LLC					
Foreign Name						

[New Search](#)

Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS		
Addr 1	31721 SW FIRDALE RD			
Addr 2				
CSZ	CORNELIUS	OR	97113	Country UNITED STATES OF AMERICA

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

Type	AGT	REGISTERED AGENT	Start Date	04-29-2004	Resign Date	
Name	KIT	A	JENSEN			
Addr 1	180 E MAIN ST STE 200					
Addr 2						
CSZ	HILLSBORO	OR	97123	Country	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS		
Addr 1	31721 SW FIRDALE RD			
Addr 2				
CSZ	CORNELIUS	OR	97113	Country UNITED STATES OF AMERICA

Type	MEM	MEMBER		Resign Date	
Name	RICHARD	L	TWIGG		
Addr 1	31721 SW FIRDALE RD				
Addr 2					
CSZ	CORNELIUS	OR	97113	Country	UNITED STATES OF AMERICA

[New Search](#)

Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
----------------------	---------------------------	-----------------------------	------------	----------

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T- 14085

Checked by: <u>Aula</u>	Type of Change(s) Proposed: Mark the Proposed Changes	Substitution	Supplemental to Primary	<u>POU</u>	POD	APOD
Date: <u>9/13/22</u>		Gov Action	Surface to Ground	USE	POA	APOA
Fee Received: <u>2580.00</u>						
Calculated Fee: <u>2580.00</u>				How many rights to be Transferred? <u>3</u>		
				Certificate # <u>76061</u>		
Additional Observations:				<u>87026</u>		
				<u>86736</u>		

If OK and complete, check box to the left; if NOT, fill in.

- ☒ 1. Is applicant information complete? Have all applicants listed at the top of the page signed at the bottom?
If no, what is missing? Whose signature is missing? _____
- ☒ 2. Does applicant indicate the place of use is in or near an irrigation district? Is a Form D included? ☒ N/A.
Name of the district: _____
- ☒ 3. Part 5 of application, has the applicant(s) completed the entire page and does the information match the description of the explanation of the reasons for transfer on Part 4 of the application?
If no, you may need to contact the applicant or agent? _____
- ☒ 4. Is there only one (1) water right included in this transfer application?
If no, are the criteria of OAR 690-380-3220 for more than one WR met? Yes or No Yes
If no, then the transfer application CANNOT be accepted. See attached "3220" Decision Tree Flowchart.
- ☒ 5. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?
If no, which certificate(s) are missing a separate Part 5 tables 1 & 2? _____
- ☒ 6. Is the map prepared and signed by a CWRE? Does the map meet requirements?
If no, what is missing? _____. Map waiver included? ☐ Yes ☒ No
- ☒ 7. If a change in point of appropriation (POA), have the well logs been included? ☒ N/A.
- ☒ 8. If a change in place of use (POU) within Umatilla County, have the applicant(s) provided a Supplemental Form U? ☒ N/A.
- ☒ 9. If all boxes on this checklist are checked (with no remaining deficiencies identified), ACCEPT the application.
Put this application intake completeness check sheet in the transfer folder.

OR: ☐ If all boxes to the left are NOT checked, then this application is deficient and CANNOT be accepted.
It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken: _____ Date: _____

Permanent Transfer Application Intake Completion Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
2	Type ^s of change proposed: ☒ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) If only one change, this will be 0. Multiply line 2b by \$1,090 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of water rights included in transfer <u>3</u> (3a) Subtract 1 from the number in 3a above: <u>2</u> (3b) If only one water right this will be 0 Multiply line 3b by \$610 and enter » » » » » » » » » » » » » » » »	3	1220
4	Do you propose to add or change a well, change from a surface water POD to a well, or Substitute a Suppl GW right for a Primary SW right? ☒ No: enter 0 » ☐ Yes = \$480 (4a) If YES: enter the number of wells being proposed: _____ (4b) Subtract 1 from the number in line 4b = _____ (4c) If only one well this will be 0. Multiply line 4c by \$410 = _____ (4d) Add lines 4a and 4d and enter » » » » » » » » » » » » » » » »	4	0
5	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 » ☒ Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » » » » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	2580
7	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » » » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » Transfer Fee:	8	2580