

Application for Surface Water Allocation of Conserved Water



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

CW-154

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

For questions, please call (503) 986-0900, and ask for Allocation of Conserved Water Section.

Part 1 of 4 – Surface Water Allocation of Conserved Water Minimum Requirements Checklist

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Applicant Information and Signature. (**NOTE:** If the applicant is a public agency, corporation or business, trust, or other organization, the title or authority of the person who signs the application on behalf of the entity and evidence of signatory authority or a signed statement that such authority exists must be included.)
- ☒ Part 3 – Completed Groundwater Water Right Information and Conservation Measures. Please include a separate Part 3 for each water right. List all water right certificates involved in this application here: C80776, C88190.
- ☒ Part 4 – Completed Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation.

Attachments:

- ☒ Fees – Amount enclosed: \$ 1380 (https://www.oregon.gov/owrd/WRDFormsPDF/fee_schedule.pdf).
- ☒ Application Map. Must have sufficient detail to locate and describe the facilities and areas involved in the conservation measures. Must show the place of use where water is being used if the rate or duty are changing.
- ☒ Land Use Information Form with approval and signature. (Not required if 100% of Conserved Water is being transferred instream.) **or**
Land Use Notice - Notice of the intent to create an instream water right must be provided to each affected county, city, municipal corporation, or tribal government along the proposed instream reach.
- ☐ Well Log(s) for both the authorized and, if known, the proposed points of appropriation
- ☒ ☐ N/A Completed Evidence of Use Affidavit and Supporting Documentation.
- ☐ ☒ N/A Affidavit(s) of Consent.
- ☐ ☒ N/A Letter of approval from Irrigation or Water Control District. For water rights served by or issued in the name of a District; this must be provided when the applicant is not the District.
- ☐ ☒ N/A Irrigation or Water Control District's adopted policy on allocation of conserved water.
- ☐ ☒ N/A If construction of the project has begun or been completed and if more than 25 percent of the project costs have been expended before applying for allocation of conserved water, evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organizations who have asked to be consulted regarding the allocation of conserved water.
- ☒ ☐ N/A Evidence for Fee Waiver
- ☐ ☒ N/A Notice of Completion.
- ☐ ☒ N/A Request for Finalization. (The entire project listed on the application must be complete. No partial finalization will be recognized.)

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September 10, 2026
Salem, OR

Part 2 of 4 – Surface Water Allocation of Conserved Water Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Rhett Nelsen			PHONE NO. 541-660-7902	ADDITIONAL CONTACT NO.
ADDRESS 22995 REDWOOD HWY				FAX NO.
CITY KERBY	STATE OR	ZIP 97531	E-MAIL cronstand@gmail.com	

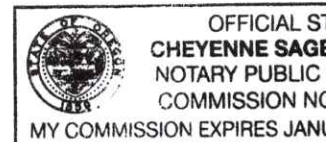
☐ The applicant is an irrigation district organized under ORS Chapter 545 or a water control district organized under ORS Chapter 553. The District's OAR 690-018-0025 allocation of conserved water policy was adopted: _____ / _____ / 20 ____.

OR

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

*If No, include signatures of all landowners (and mailing address if different than the applicant's) or attach affidavits of consent (and mailing addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

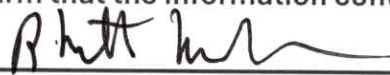
LANDOWNER NAME			PHONE NO.
ADDRESS			
CITY	STATE	ZIP	E-MAIL



Representative/Agent Information – The person(s) listed below is/are authorized to represent the applicant in all matters relating to this application.

REPRESENTATIVE/AGENT/BUSINESS NAME JULIE CYMORE, TROUT UNLIMITED			PHONE NO. (541) 200-4469	ADDITIONAL CONTACT NO.
ADDRESS 1700 N MOORE ST, SUITE 2005				FAX NO.
CITY ARLINGTON	STATE VA	ZIP 22209-2793	E-MAIL julie.cymore@tu.org	

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


Applicant signature

Rhett Nelsen, Landowner

Print Name (and Title if applicable)

sept 8 2026

Date

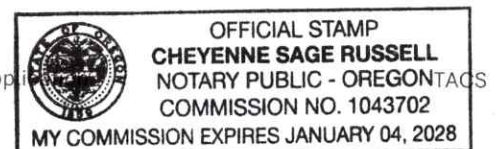
Applicant signature

Print Name (and Title if applicable)

Date

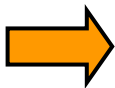
Is the person(s) signing this application signing on behalf of a public agency, corporation or business, trust, or other organization? ☐ Yes** ☒ No

**If Yes, evidence of signatory authority or a signed statement that such authority exists must be attached to this application.



In your own words tell us what conservation measures you have made or propose to make and the reason for the change(s):

Upgrading irrigation system from combination of flood, drip tape, hand lines to pivots and sprinklers with pump with VFD. 100% of the conserved water will be allocated instream.



To meet State Land Use Compatibility Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the conservation project and/or proposed instream reach will be located.

ENTITY NAME Josephine County	ADDRESS 500 NW 6th Street	
CITY Grants Pass	STATE OR	ZIP 97526

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 3 of 4 – Surface Water Allocation of Conserved Water

Surface Water - Water Right Information and Conservation Measures

Please use a separate Part 3 for **each** water right involved in the proposed allocation of conserved water.

WATER RIGHT INFORMATION:

Water Right Subject to Transfer (check and complete **ONE** of the following):

☒	Certificated Right	C80776	
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Un-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Special Order Volume ____, Page ____
☐	Transferred Right for which Proper Proof of the change has been filed		
		Previous Certificate / Transfer Number	Date Claim of Beneficial Use

County: Josephine

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). *Provide sufficient detail for the Department to determine the system capacity.*

Pump (800 gpm, 40 hp) in Illinois R, buried 8 in mainline S side of POU extends E and NE, open ditch E side of place of use using flood irrigation system. Buried mainline extends north to cover fields on west side of the place of use with risers installed. Handlines, sprinklers, and flood irrigation techniques are used depending on type of crop.

Table 1: Pre-Project Description

List: A) the maximum rate and annual duty (volume) of water that may be diverted **as stated on the water right of record**; and B) the maximum amount of water that can be diverted using the pre-project facilities (**“system capacity”**). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. *(If the water right is only limited by rate, do not list a duty; conversely, if the water is only limited by duty, do not list a rate.)*

PRE-PROJECT DESCRIPTION								
			Column A Water Right of Record				Column B System Capacity	
			Rate		Duty		Rate	Duty
Originating Water Right #	Priority	Acres	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF
C80776	May 1887	38.96	0.7792	1/50	332.0589	8.5231	0.7792	332.0589
Totals		38.96	0.7792	1/50	332.0589	8.5231	0.7792	332.0589

Note: 1 miner's inch = 1/40 cfs 1 cfs = 448.8 gpm 1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:

Describe the type of conservation measures, check all that apply:

- ☒ On-Farm efficiency project
- ☐ Distribution project, such as a ditch piping or lining project
- ☐ Other:

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Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. *Please include a description and details of how the estimate of water conserved was determined. Please provide sufficient detail for the Department to provide notice of the project:*

Upgrading irrigation system from combination of flood, drip tape, hand lines to pivots and sprinklers with pump with VFD. 100% of the conserved water will be allocated instream. Conserved water was based on current and proposed irrigation system efficiencies, soil types, and crop water requirements.

Existing Point(s) of Diversion

Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude
39	S	8	W	27	SE	NW	800		KERBYVILLE MILLING AND IRRIGATION COMPANY DITCH
38	S	8	W	33	SE	SW	1100		719 FEET NORTH & 1055 FEET W FROM S1/4 CORNER, S33 42.21528°N, -123.65536 W

Place of Use Involved in Conservation Measures:

List only the part of the right that will be affected. If the entire right is being affected, just state “entire Certificate.”

Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	E	15	NE	NW	153.0	100		EXAMPLE	1/1/1865
38	S	8	W	33	NE	SW	1100		10.76	IR	May 1887
38	S	8	W	33	NW	SE	1100		14.8	IR	May 1887
38	S	8	W	33	SE	SW	1100		7	IR	May 1887
38	S	8	W	33	SW	SE	1100		6.4	IR	May 1887
Total									38.96		

Are there other water right certificates, water use permits, groundwater registrations, or uncertificated decreed rights associated with the above lands? ☒ Yes ☐ No. If YES, list the certificates, water use permits, groundwater registrations, or uncertificated decreed numbers: C13910

Is the project within the boundaries of an irrigation district or water control district? ☐ Yes ☒ No If YES, and applicant is not a District, you must provide a letter of approval from the District.

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Table 2: Conserved Water

In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., $A - B = C$). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

Conserved Water Description											
	Column A				Column B				Column C		
	Table 1 – Smaller of A or B				Needed				Conserved Water		
	Rate		Duty		Rate		Duty		Rate	Duty	
Priority	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF	AF/AC
May 188	0.7792	1/50	332.0589	8.5231	0.615568	1/63.29	262.3405	6.7336	0.163632	69.617	1.7895
Totals	0.7792	1/50	332.0589	8.5231	0.615568	1/63.29	262.3405	6.7336	0.163632	69.617	1.7895

Table 3: Allocation of Conserved Water

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., $A + B = C$).

Conserved Water Allocation								
Column A			Column B			Column C		
State's Portion			Applicant's Portion			Conserved Water		
Percentage*	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)
100 %	0.163632	69.617	0 %	0	0	100%	0.163632	69.617

* must be at least 25%

The priority for the conserved water is requested to be:

- ☒ The same as the original right, or
- ☐ One minute junior to the original right.

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Part 4 of 4 – Surface Water Allocation of Conserved Water Mitigation, Proposed Use, Project Schedule, Funding and Fee Calculation

Describe any expected effects from the proposed allocation of conserved water on other water rights. Describe what currently happens to the water that is proposed to be conserved.

No effects are anticipated on other water rights. The conserved water is lost to evaporation and is not applied efficiently to meet crop water requirements.

Describe any mitigation or other measures that are planned to avoid harm to other water rights.

No mitigation measures are proposed

PROPOSED USE:

New Out of Stream Uses:

☐ ☒ N/A For new out-of-stream uses, describe the intended use and boundaries of the expected area within which the diversion structures and places of use of the applicants' conserved water right will be located. This is land other than that to which this water right is appurtenant. Intended Use: _____; Boundaries: _____.

Will the new use require a change or additional point of diversion/appropriation?

☐ Yes ☒ No ☐ Unknown at this time

New Point of Diversion

Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude
N/A							

New Instream Uses to be Created (State's Portion):

Originating Surface Water Right (as identified in Part 3)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
C80776	5/1887	East Fork Illinois River	April 1-Nov 1	0.163362	69.617
C88190	5/1887	East Fork Illinois River	April 1-Nov 1	0.065268	27.8146
TOTAL VOLUME					97.4316

* To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

** To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

Note: The instream rate may not exceed the maximum rate conserved and the total volume may not exceed to maximum duty or volume conserved (Table 3, Column C).

Location of the proposed instream water right.

☒ Water is requested to be protected within a reach. Location of the proposed reach (identify the extent of the reach): (e.g., from the upstream POD located at RM ____ to downstream location at the mouth at RM ____) POD on East Fork Illinois River.

OR

☐ Water is requested to be protected at a point at the following location (i.e. legal description of the point of diversion (POD)): _____

Public Use for which conserved water right should be managed under an instream right (check at least one box):

- ☒ Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat, and other ecological values.
- ☐ Recreation and scenic attraction.
- ☐ Water Quality (e.g. pollution abatement).

PROJECT SCHEDULE:

- ☒ ☐ N/A For a project that has **not** been completed, please provide the dates on which the applicant intends to do the following:

Begin Construction	Complete Construction and File Notice of Completion	Request that Entire Conserved Water Allocation be Finalized
Date: 9/21/2026	Date: 11/30/2027	*Date: 11/30/2027

* Must be within 5 years from the date of filing the Notice of Completion.

Note: If construction of the project has begun or has been completed, and if more than 25 percent of the project costs have been expended before submitting this application, you must submit evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organizations who have asked to be consulted regarding the allocation of conserved water.

- ☐ ☒ N/A For a project that has been completed, provide the dates when the conservation measures were implemented and the date by which the applicant intends to request the allocation be finalized. Complete and attach Notice of Completion form.

Conservation Measures Were Implemented	Request that Entire Conserved Water Allocation be Finalized
*Date:	**Date:

* Must be within 5 years prior to the date of filing this application.

** Must be within 5 years after the date of filing the Notice of Completion.

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FUNDING:

- ☒ ☐ N/A Federal or state public funds that **are not** subject to repayment are to be used or have been used for the project. Refer to OAR 690-018-0040(18)(a)-(d) for further information in completing this section.

- ☒ Source of Funding: ☐ Federal: \$ 0 ☒ State: \$ 715,000
- ☒ Total cost for project engineering \$ 0 Total cost for construction \$ 715,000.
- ☒ The present value of any incremental changes in the cost of operations and maintenance that are directly attributable to the project that would not be incurred or realized in the absence of the project is \$ 3,000.
- ☒ The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental changes in the costs of operations and maintenance to be provided from federal or state public funds that are not subject to repayment is \$ 0.
- ☒ The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental change since costs of operations and maintenance to be provided from other funds is \$ 0.

- ☒ ☐ N/A Enter the percentage from Table 3, Column B (Applicant's Portion of Conserved Water) 0%. If this is more than 25%, what portion of project funds (expressed as a percentage) come from federal or state public sources? 100 %

- ☒ ☐ N/A The Oregon Watershed Enhancement Board (OWEB) has a contractual interest in this project. The OWEB project number is 225-9903-2.

FEE CALCULATION:

<u>Fee Schedule – ORS 536.050</u> https://www.oregon.gov/owrd/WRDFormsPDF/fee_schedule.pdf	
\$2,040.00 - Base (1 st Water Right)	Add \$720.00 for each additional right
$\$2,040 + (1 \times \$720) = \text{Total Fee } \$2760$	

Fee Waiver Worksheet	
To qualify for a waiver of up to 50%, you must provide evidence to establish your application meets the following criteria:	
	(a) Will be converted to an instream right pursuant to ORS 537.348; or
	(b) Is necessary to complete a project funded under ORS 541.375 (OWEB); or
	(c) Is approved by the Oregon Department of Fish and Wildlife as a project that will result in a net benefit to fish and wildlife habitat. See OAR 690-018-0040(25).
If the project meets one of the above standards, use the following formula to calculate the fees:	
	(d) Enter Percentage from Table 3, Column A = <u>100</u> %
	(e) Deduct 25% from percentage in (d) above = <u>75</u> %
	(f) Enter the lesser of (e) above or 50% <u>50%</u>
	(g) Total Fee x % waived (f) = Fee Waiver \$ <u>1380</u>
	<i>Example: (d) = 100% - 25% (e) = 75% (max 50% waived) = Fee x 50% = Fee Waiver</i>
	Total Fee \$ <u>2760</u> – Fee Waiver (g) \$ <u>1380</u> = Amount Due \$ <u>1380</u>

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Part 3 of 4 – Surface Water Allocation of Conserved Water

Surface Water - Water Right Information and Conservation Measures

Please use a separate Part 3 for **each** water right involved in the proposed allocation of conserved water.

WATER RIGHT INFORMATION:

Water Right Subject to Transfer (check and complete **ONE** of the following):

☒	Certificated Right	C80776	
		Certificate Number	Permit Number or Decree Name
☐	Adjudicated, Un-certificated Right		
		Name of Decree	Page Number
☐	Permit for which Proof has been Approved		
		Permit Number	Special Order Volume ____, Page ____
☐	Transferred Right for which Proper Proof of the change has been filed		
		Previous Certificate / Transfer Number	Date Claim of Beneficial Use

County: Josephine

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). *Provide sufficient detail for the Department to determine the system capacity.*

Pump (800 gpm, 40 hp) in Illinois R, buried 8 in mainline S side of POU extends E and NE, open ditch E side of place of use using flood irrigation system. Buried mainline extends north to cover fields on west side of the place of use with risers installed. Handlines, sprinklers, and flood irrigation techniques are used depending on type of crop.

Table 1: Pre-Project Description

List: A) the maximum rate and annual duty (volume) of water that may be diverted **as stated on the water right of record**; and B) the maximum amount of water that can be diverted using the pre-project facilities (**“system capacity”**). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. *(If the water right is only limited by rate, do not list a duty; conversely, if the water is only limited by duty, do not list a rate.)*

PRE-PROJECT DESCRIPTION								
			Column A Water Right of Record				Column B System Capacity	
			Rate		Duty		Rate	Duty
			Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF
Originating Water Right #	Priority	Acres						
C80776	May 1887	38.96	0.7792	1/50	332.0589	8.5231	0.7792	332.0589
Totals		38.96	0.7792	1/50	332.0589	8.5231	0.7792	332.0589

Note: 1 miner's inch = 1/40 cfs

1 cfs = 448.8 gpm

1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:

Describe the type of conservation measures, check all that apply:

- ☒ On-Farm efficiency project
- ☐ Distribution project, such as a ditch piping or lining project
- ☐ Other:

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Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. *Please include a description and details of how the estimate of water conserved was determined. Please provide sufficient detail for the Department to provide notice of the project:*

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Existing Point(s) of Diversion

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Place of Use Involved in Conservation Measures:

List only the part of the right that will be affected. If the entire right is being affected, just state “entire Certificate.”

Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	E	15	NE	NW	153.0	100		EXAMPLE	1/1/1865
38	S	8	W	33	NE	SW	1100		10.76	IR	May 1887
38	S	8	W	33	NW	SE	1100		14.8	IR	May 1887
38	S	8	W	33	SE	SW	1100		7	IR	May 1887
38	S	8	W	33	SW	SE	1100		6.4	IR	May 1887
Total									38.96		

Are there other water right certificates, water use permits, groundwater registrations, or uncertificated decreed rights associated with the above lands? ☒ Yes ☐ No. If YES, list the certificates, water use permits, groundwater registrations, or uncertificated decreed numbers: C13910

Is the project within the boundaries of an irrigation district or water control district? ☐ Yes ☒ No If YES, and applicant is not a District, you must provide a letter of approval from the District.

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Table 2: Conserved Water

In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., $A - B = C$). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

Conserved Water Description											
	Column A				Column B				Column C		
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Priority	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF	AF/AC
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Totals	0.7792	1/50	332.0589	8.5231	0.615568	1/63.29	262.3405	6.7336	0.163632	69.617	1.7895

Table 3: Allocation of Conserved Water

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., $A + B = C$).

Conserved Water Allocation								
Column A			Column B			Column C		
State's Portion			Applicant's Portion			Conserved Water		
Percentage*	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)
100 %	0.163632	69.617	0 %	0	0	100%	0.163632	69.617

* must be at least 25%

The priority for the conserved water is requested to be:

- ☒ The same as the original right, or
- ☐ One minute junior to the original right.

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**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.oregon.gov/OWRD

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

NOTE: Supporting documentation must be attached.

State of Oregon)
County of Josephine) SS
)

I, Rhett Nelsen, in my capacity as landowner,
mailing address 22995 Redwood Hwy Kerby, Oregon 97531,
telephone no.(s) 541-660-7902, e-mail address cronstand@gmail.com,

being first duly sworn depose and say:

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

Check only the box that applies:

☒ Personal observation. Explain the specific grounds for your knowledge:
I am the landowner and primary water user of this water right.

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

2. I attest that I have read and understand the terms and conditions of water use under Certificate # C80776, and that I have attached copies of documents demonstrating beneficial water use consistent with those terms and conditions (i.e., documentation showing compliance with the terms and conditions of the right).

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

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

3. I attest that water was beneficially used under Certificate # C80776 for the following purpose (e.g., crops, pasture, commercial, industrial, etc.): Crops, hay, vegetable crops

4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # C80776 through the current water delivery system used to apply water or the system that was in place at some point within the five years prior to submittal of this Transfer Application.

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

☒ Pump(s) in stream: Pump (Paco 40hp pump with fish screen) delivery capacity 800gpm

☐ Pump(s) in reservoir/pond:

☐ Pump(s) in well(s):

☐ Headgate in stream/canal:

☐ Headgate in reservoir pond:

☐ Other (describe also include its general location in the description):

☐ Gravity Ditch:

☐ Pipeline:

☐ Sprinklers:

☒ Other (also include its general location in the description):

8 inch mainline connects system from pump to big gun, handlines, drip tape, and flood irrigation system

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6. Can you attest to beneficial water use under Certificate # C80776 consistent with the terms and conditions of the water right, during the past five years on the **entire** place of use or a **portion** of the place of use?

☐ No [skip to Question 7]

☐ Yes, my knowledge is specific to only the **portion** of the place use described below: [complete **Table 1** below, then go to Question 8]

☒ Yes, water was used on the **entire** place of use [skip to Question 8]

Table 1. Description of Water Use

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

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

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

- ☐ Certificate # _____ confirming beneficial water use to perfect Permit # _____ was issued within the past five years.

NOTE: This cannot be a remaining right certificate.

- ☐ Certificate # _____ confirming completion of a change in place of use, point(s) of diversion/ appropriation, or character of use authorized under Transfer Application #T- _____ was issued within the past five years.

- ☐ Part or all of the water right was leased instream at some point within the last five years. The instream lease number is: _____

NOTE: If the entire right proposed for transfer was not leased, then additional evidence of use is needed for the portion not leased instream.

- ☒ Water has been diverted at the actual current point of diversion for more than 10 years for beneficial use under Certificate # C80776 (For Historic POD Transfers).

-OR-

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

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

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Salem, OR

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

NOTE: Table 2 is located on Page 5

Rhett Nelson
Affiant Signature

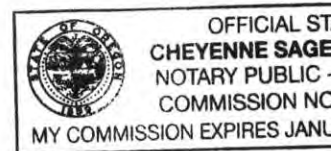
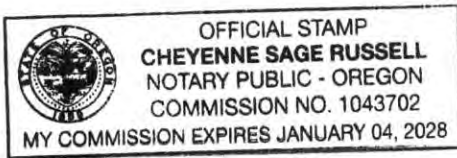
Rhett Nelson
Printed Name

Sept 8 2026
Date

Signed and sworn to (or affirmed) before me this 8th day of September, 2026.

Cheylene Sage Russell
Notary Public for Oregon

My Commission Expires: January 04, 2028



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Table 2. Supporting Documentation

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

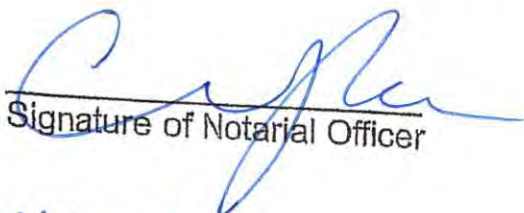
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OREGON NOTARY ACKNOWLEDGMENT

State of Oregon

County of Josephine

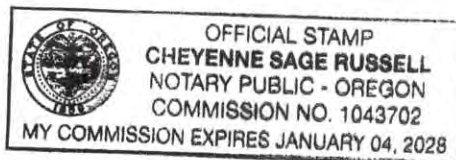
This record was acknowledged before me on (date) 09/08/2026
by (name(s) of individual(s)) Rhett B Nelsen.


Signature of Notarial Officer

Notary Public
Title of Office

My commission expires: January 04, 2028

Stamp



MP
RUSSELL
OREGON
1043702
RY 04, 2028

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September 10, 2026
Salem, OR

Document Description

This certificate is attached to page 4 of a App for Water Rights (title
or type of document), dated 09/08/2026, consisting of 5
pages.



**Application for Water Right Transfer
Evidence of Use Affidavit**

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

NOTE: Supporting documentation must be attached.

State of Oregon)
County of Josephine) SS
)

I, Rhett Nelsen, in my capacity as landowner,
mailing address 22995 Redwood Hwy Kerby, Oregon 97531,
telephone no.(s) 541-660-7902, e-mail address cronstand@gmail.com,

being first duly sworn depose and say:

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

Check only the box that applies:

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

I am the landowner and primary water user of this water right.

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

2. I attest that I have read and understand the terms and conditions of water use under Certificate # C80776, and that I have attached copies of documents demonstrating beneficial water use consistent with those terms and conditions (i.e., documentation showing compliance with the terms and conditions of the right).

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

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

3. I attest that water was beneficially used under Certificate # C80776 for the following purpose (e.g., crops, pasture, commercial, industrial, etc.): Crops, hay, vegetable crops

4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # C80776 through the current water delivery system used to apply water or the system that was in place at some point within the five years prior to submittal of this Transfer Application.

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☐ Pipeline:

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8 inch mainline connects system from pump to big gun, handlines, drip tape, and flood irrigation system

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6. Can you attest to beneficial water use under Certificate # C80776 consistent with the terms and conditions of the water right, during the past five years on the **entire** place of use or a **portion** of the place of use?

☐ No [skip to Question 7]

☐ Yes, my knowledge is specific to only the **portion** of the place use described below: [complete **Table 1** below, then go to Question 8]

☒ Yes, water was used on the **entire** place of use [skip to Question 8]

Table 1. Description of Water Use

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NOTE: Table 2 is located on Page 5

Rhett Nelson

Affiant Signature

Rhett Nelson

Printed Name

Sept 8 2026

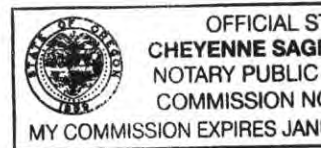
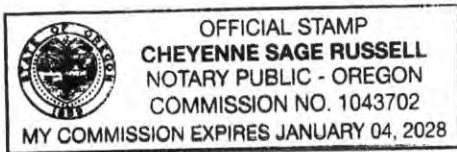
Date

Signed and sworn to (or affirmed) before me this 8th day of September, 2026.

Cheylene Sage Russell

Notary Public for Oregon

My Commission Expires: January 04, 2028



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Salem, OR

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☒ Any other documentation with sufficient detail to support the affidavit attesting to beneficial use during the past 5 years	

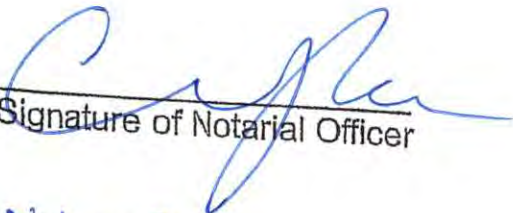
Received by OWRD
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 Salem, OR

OREGON NOTARY ACKNOWLEDGMENT

State of Oregon

County of Josephine

This record was acknowledged before me on (date) 09/08/2026
by (name(s) of individual(s)) Rhett B Nelsen

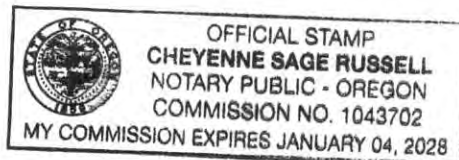

Signature of Notarial Officer

Notary Public
Title of Office

My commission expires: January 04, 2028

Received by OWRD
September 10, 2026
Salem, OR

Stamp



MP
RUSSELL
OREGON
1043702
ARY 04, 2028

Document Description

This certificate is attached to page 4 of a App for Water Rights (title
or type of document), dated 09/08/2026, consisting of 5
pages.



Photos of Sweet Cron Irrigation Modernization Project



Figure 1. Sweet Cron Farm POU big gun in background (9/2024).



Figure 2. Big gun on reel watering corn in POU (9/2024).



Figure 3. Sweet Cron Farm pump in Illinois River at POD (9/2024).



Figure 4. Crops produced for market (10/2025).

Photos of Sweet Cron Irrigation Modernization Project

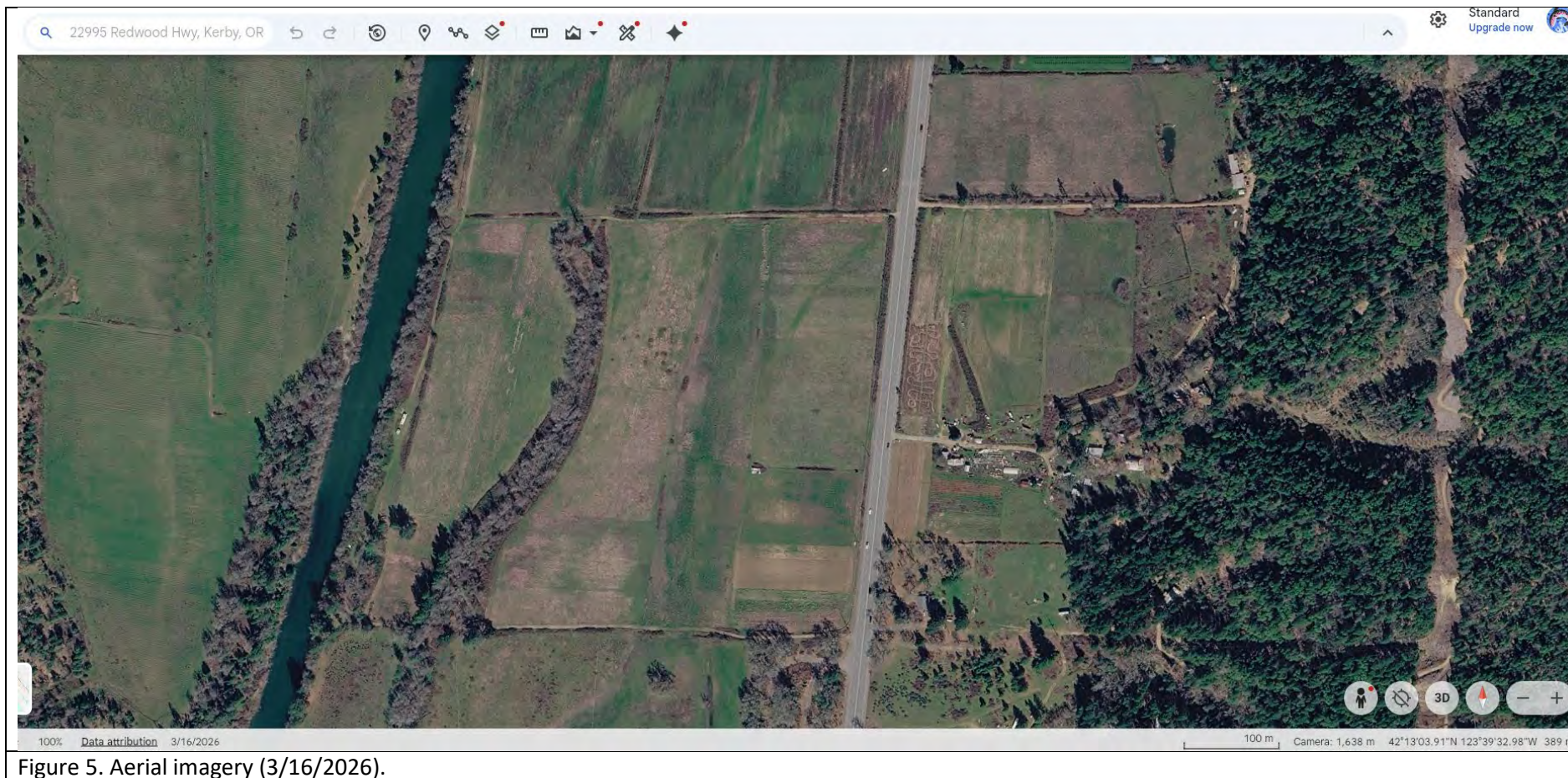
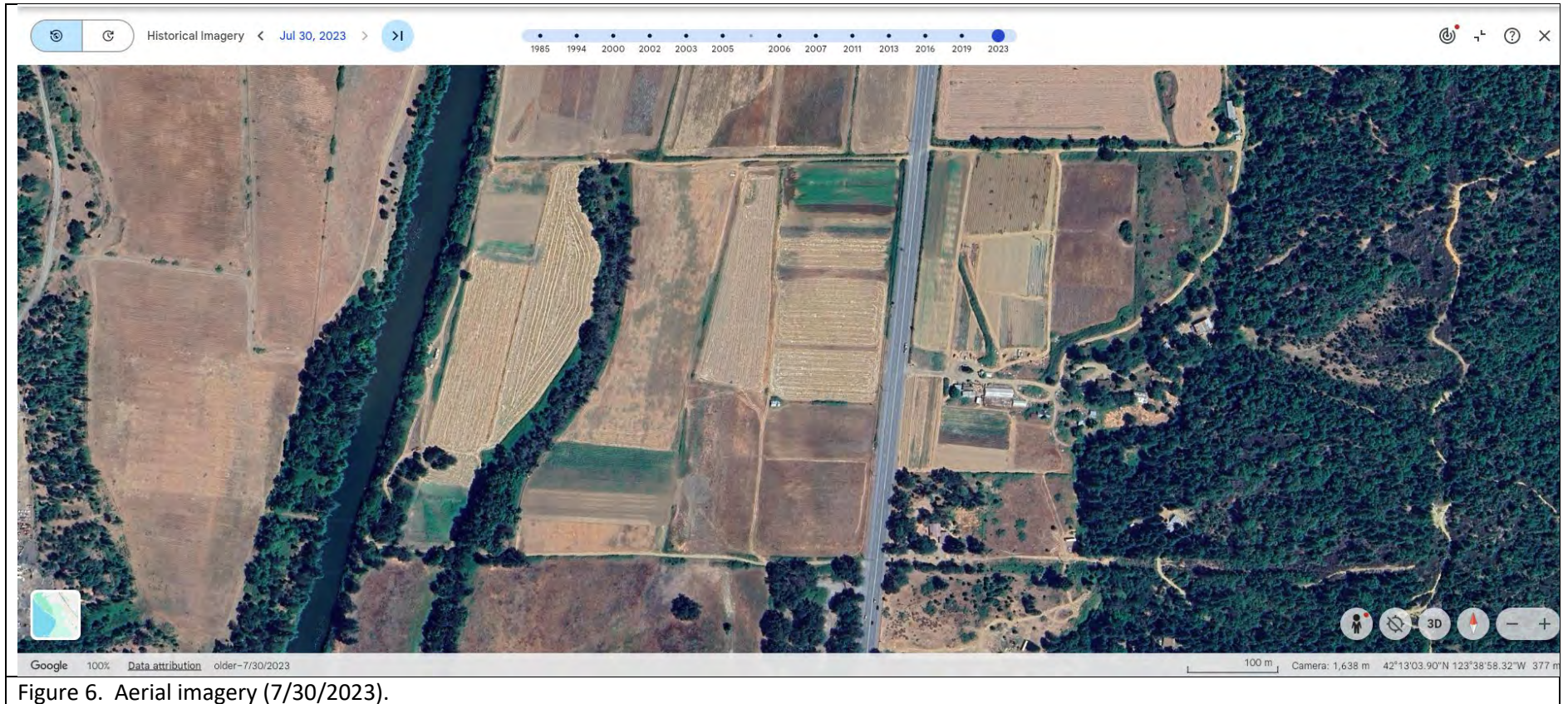


Figure 5. Aerial imagery (3/16/2026).

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Photos of Sweet Cron Irrigation Modernization Project



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Photos of Sweet Cron Irrigation Modernization Project

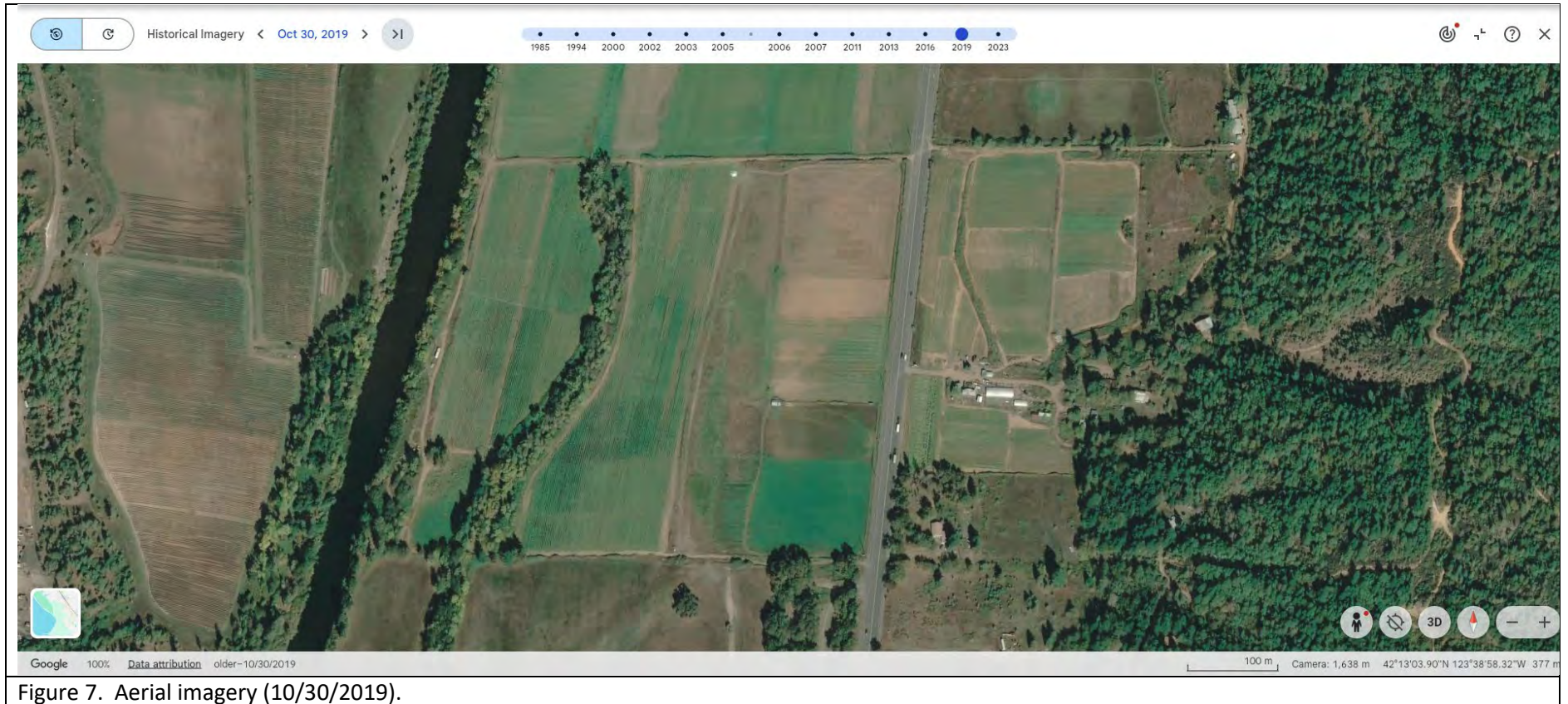
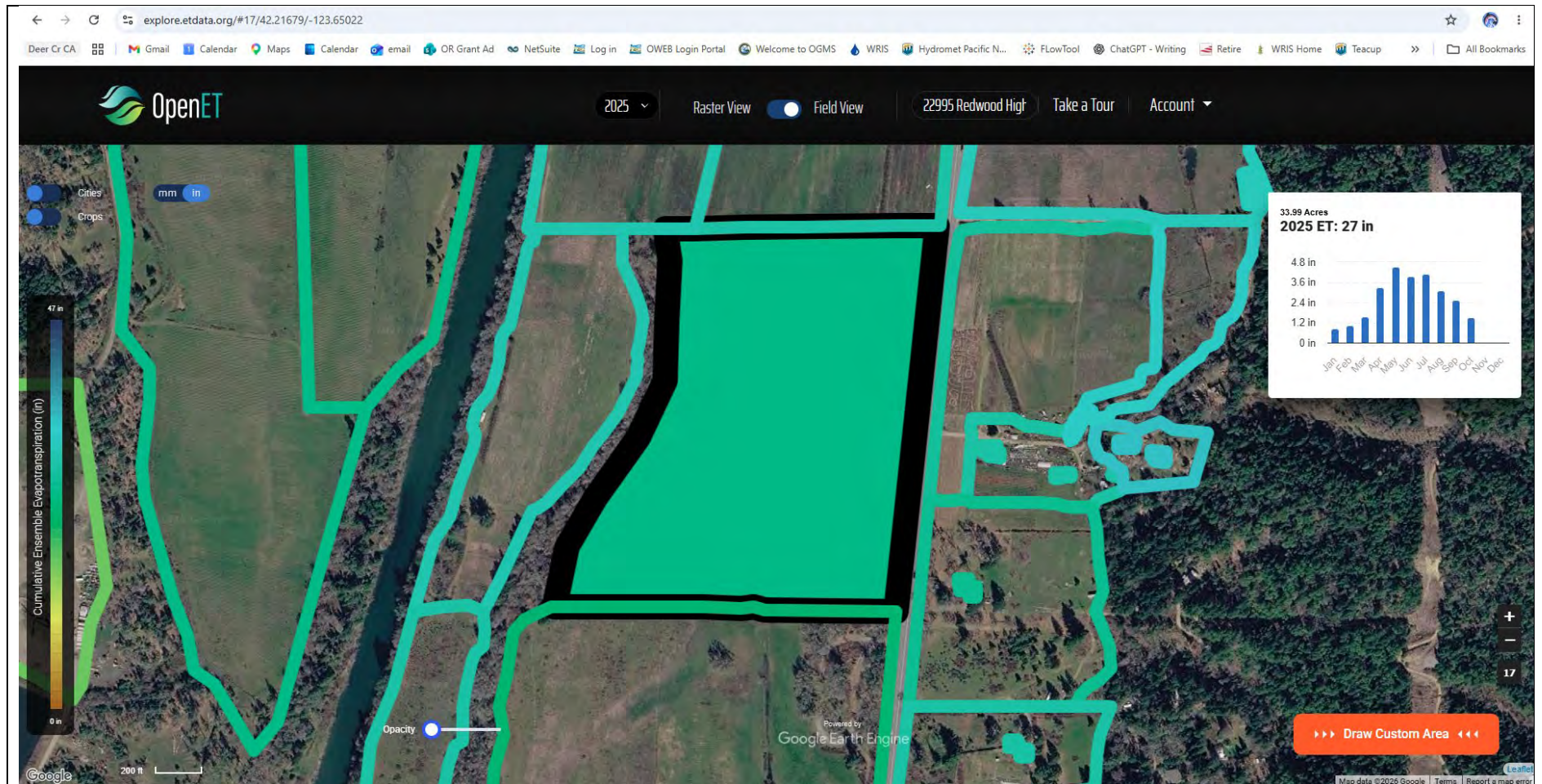


Figure 7. Aerial imagery (10/30/2019).

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Photos of Sweet Cron Irrigation Modernization Project



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Photos of Sweet Cron Irrigation Modernization Project

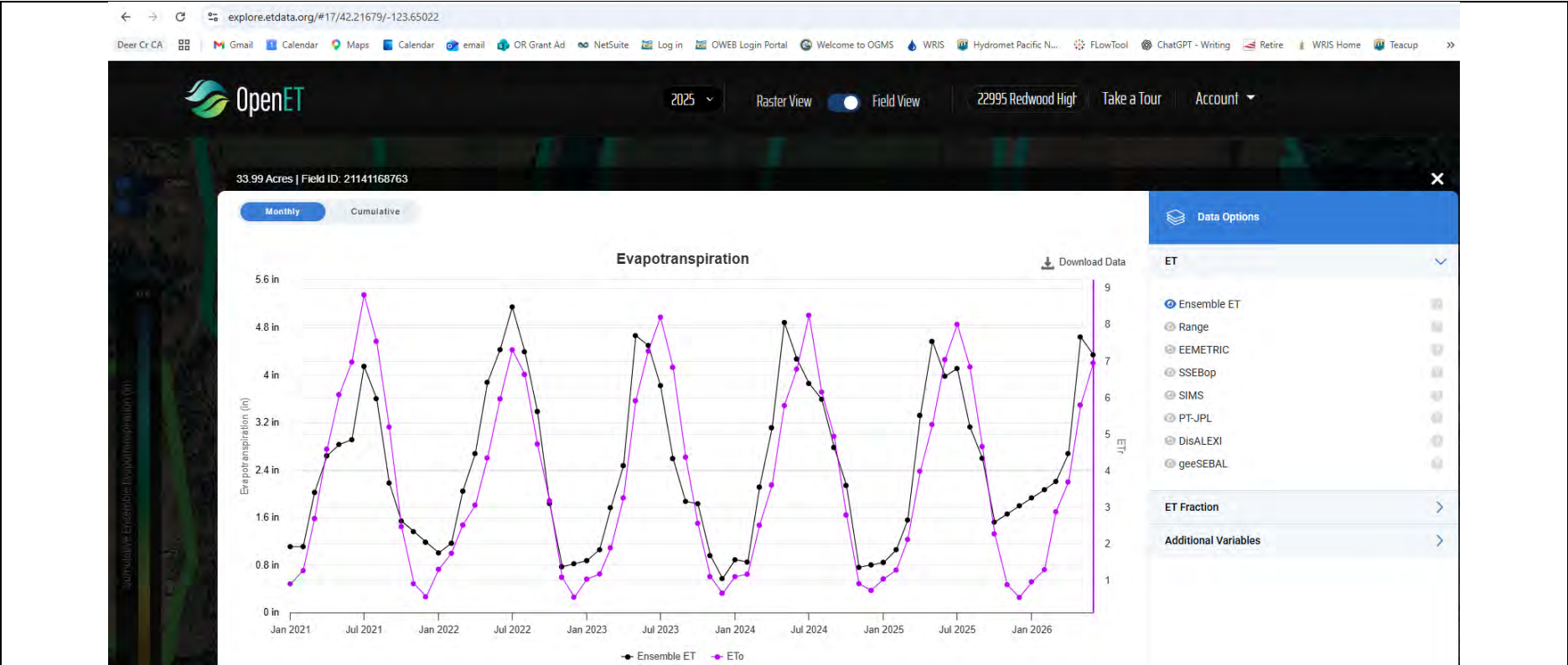
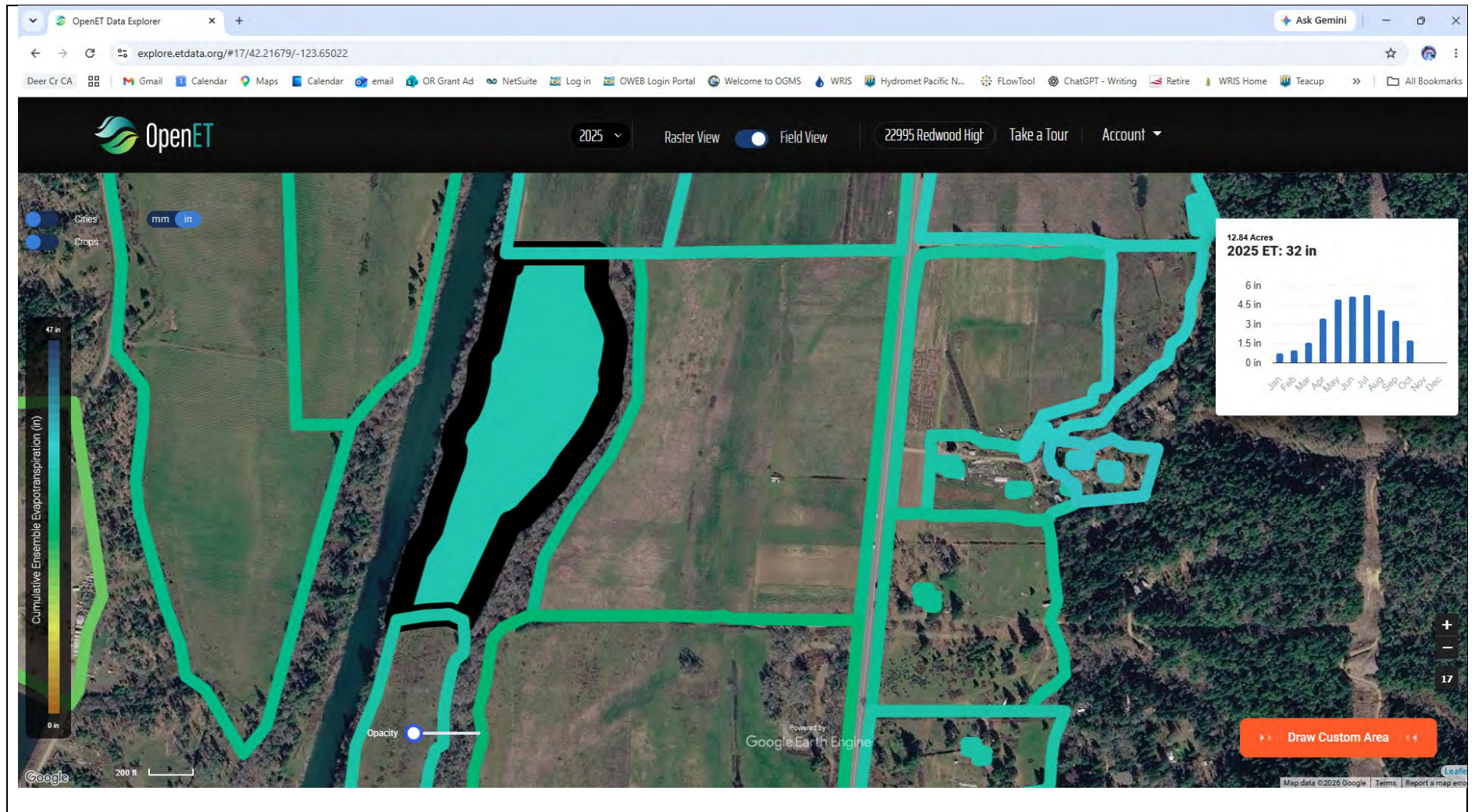


Figure 8. ET Data (2026)

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Photos of Sweet Cron Irrigation Modernization Project



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Photos of Sweet Cron Irrigation Modernization Project

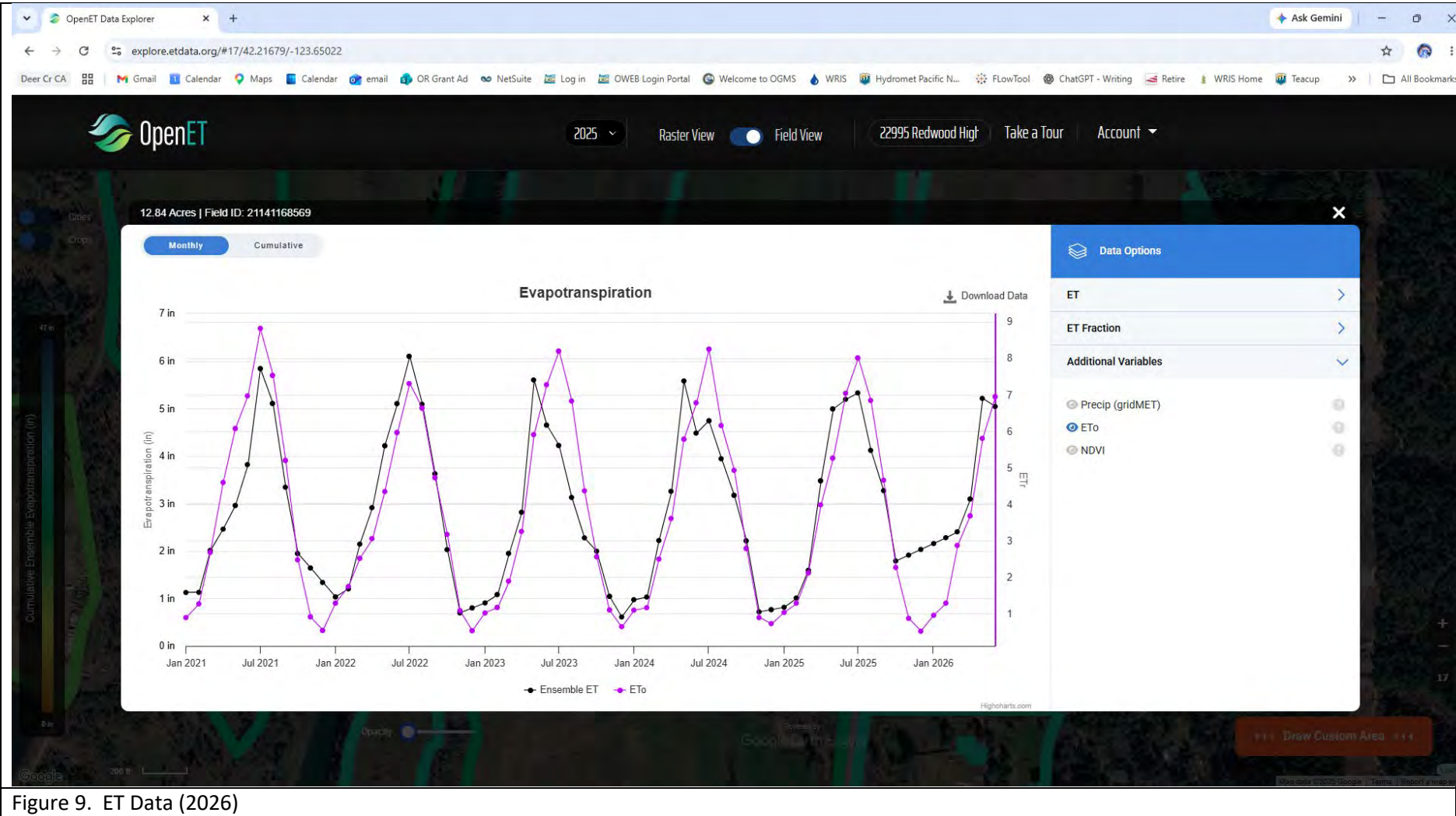
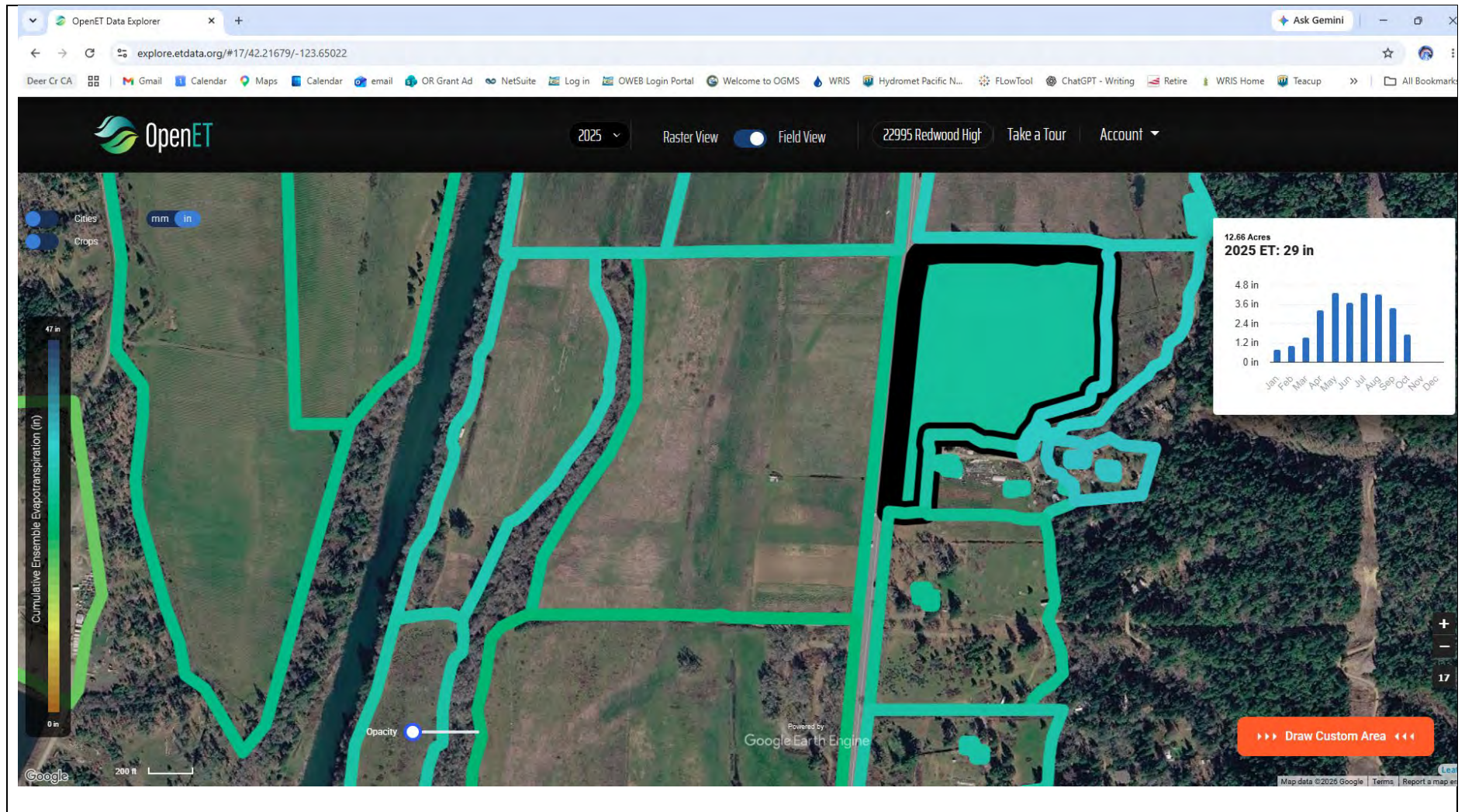


Figure 9. ET Data (2026)

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Photos of Sweet Cron Irrigation Modernization Project



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Photos of Sweet Cron Irrigation Modernization Project

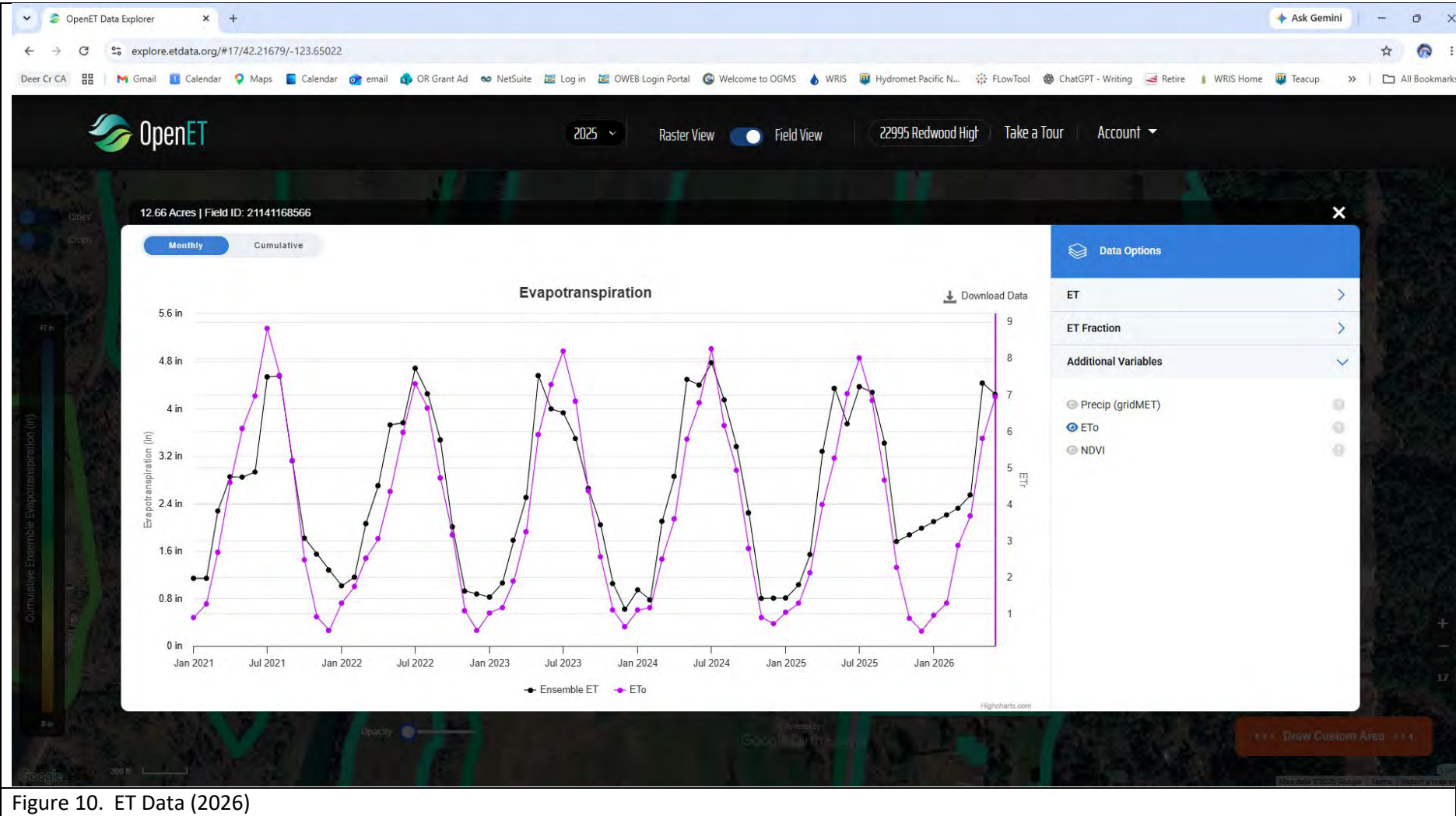
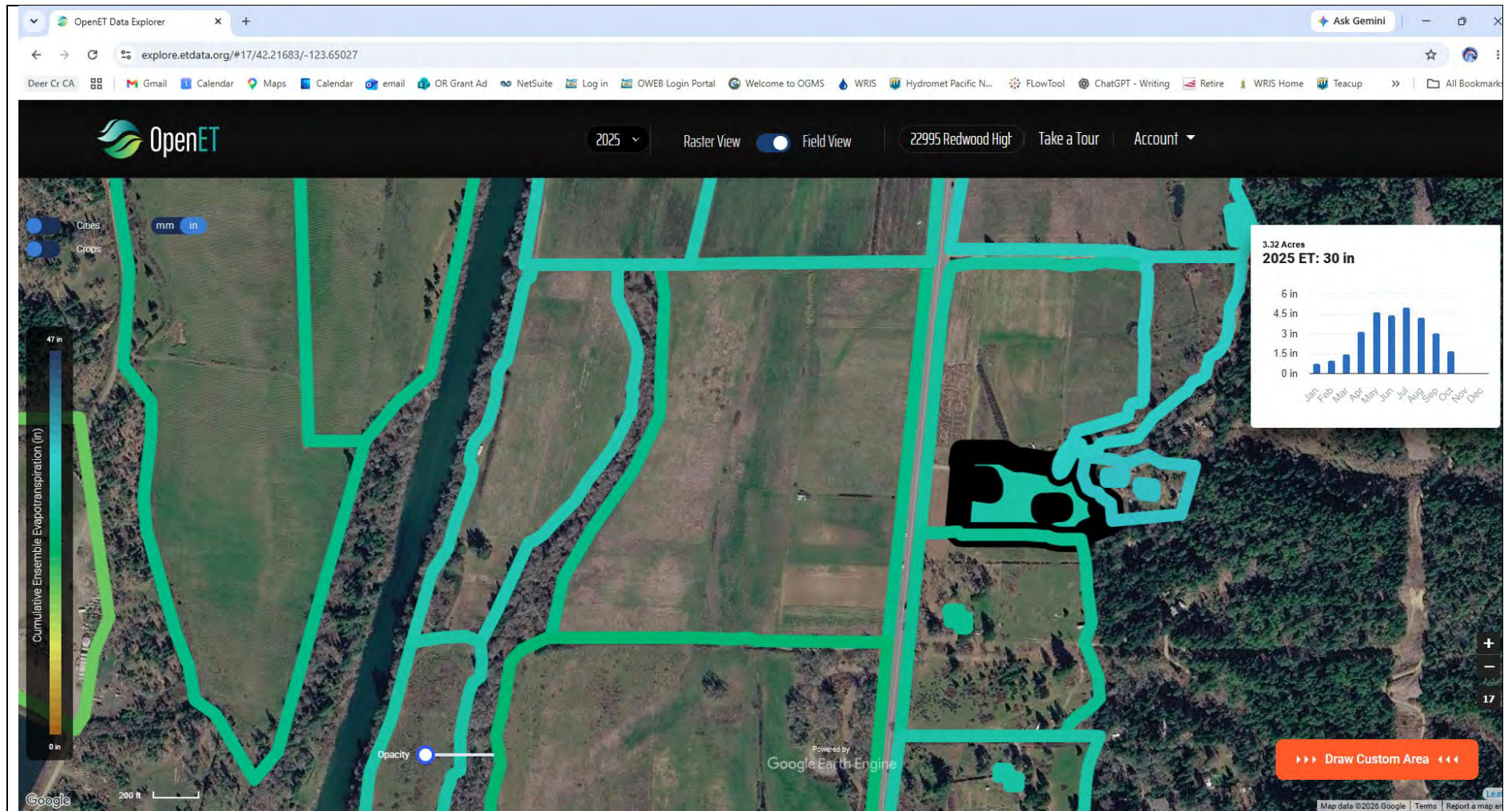


Figure 10. ET Data (2026)

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September 10, 2026
Salem, OR

Photos of Sweet Cron Irrigation Modernization Project



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September 10, 2026
Salem, OR

Photos of Sweet Cron Irrigation Modernization Project

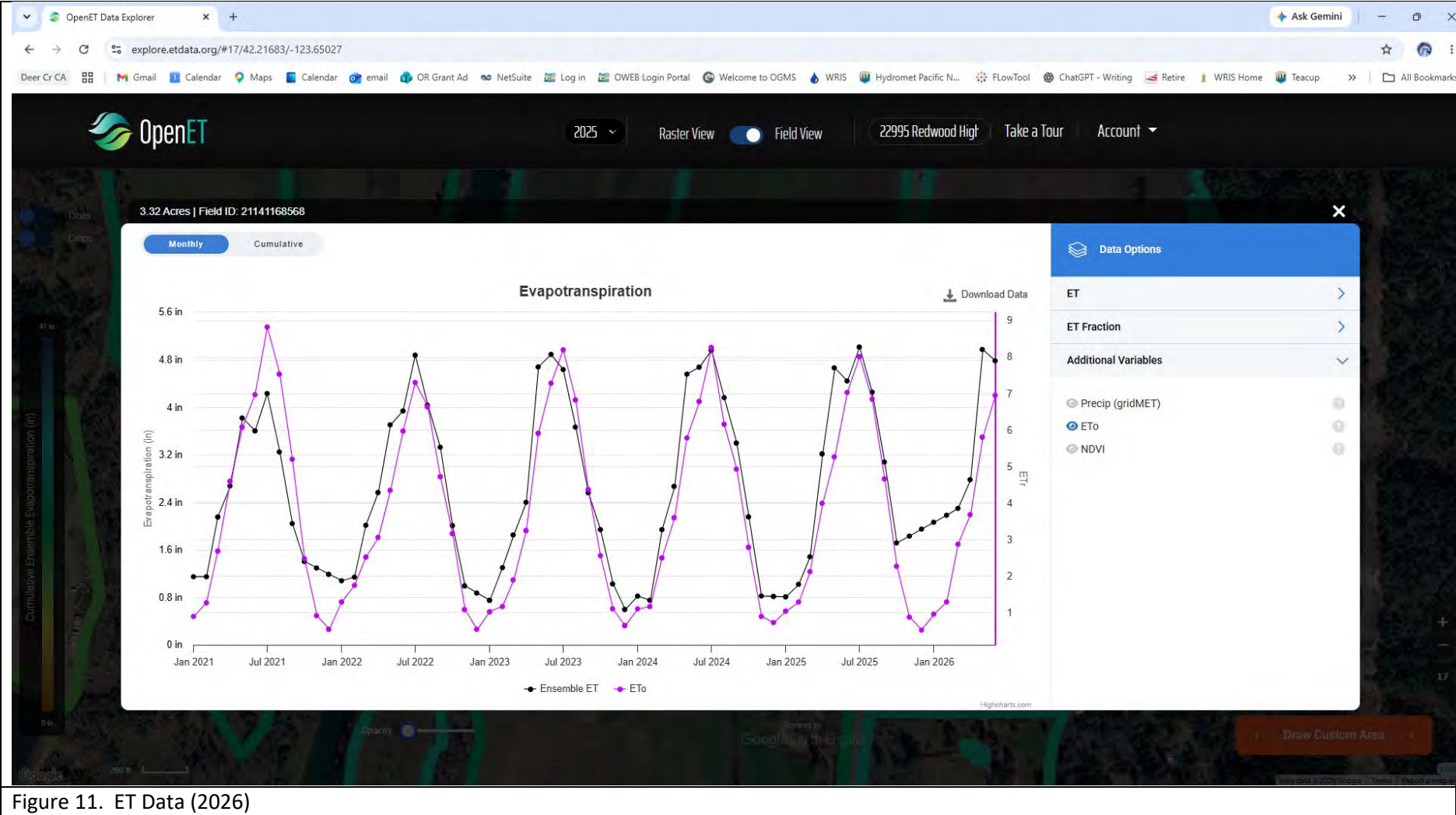
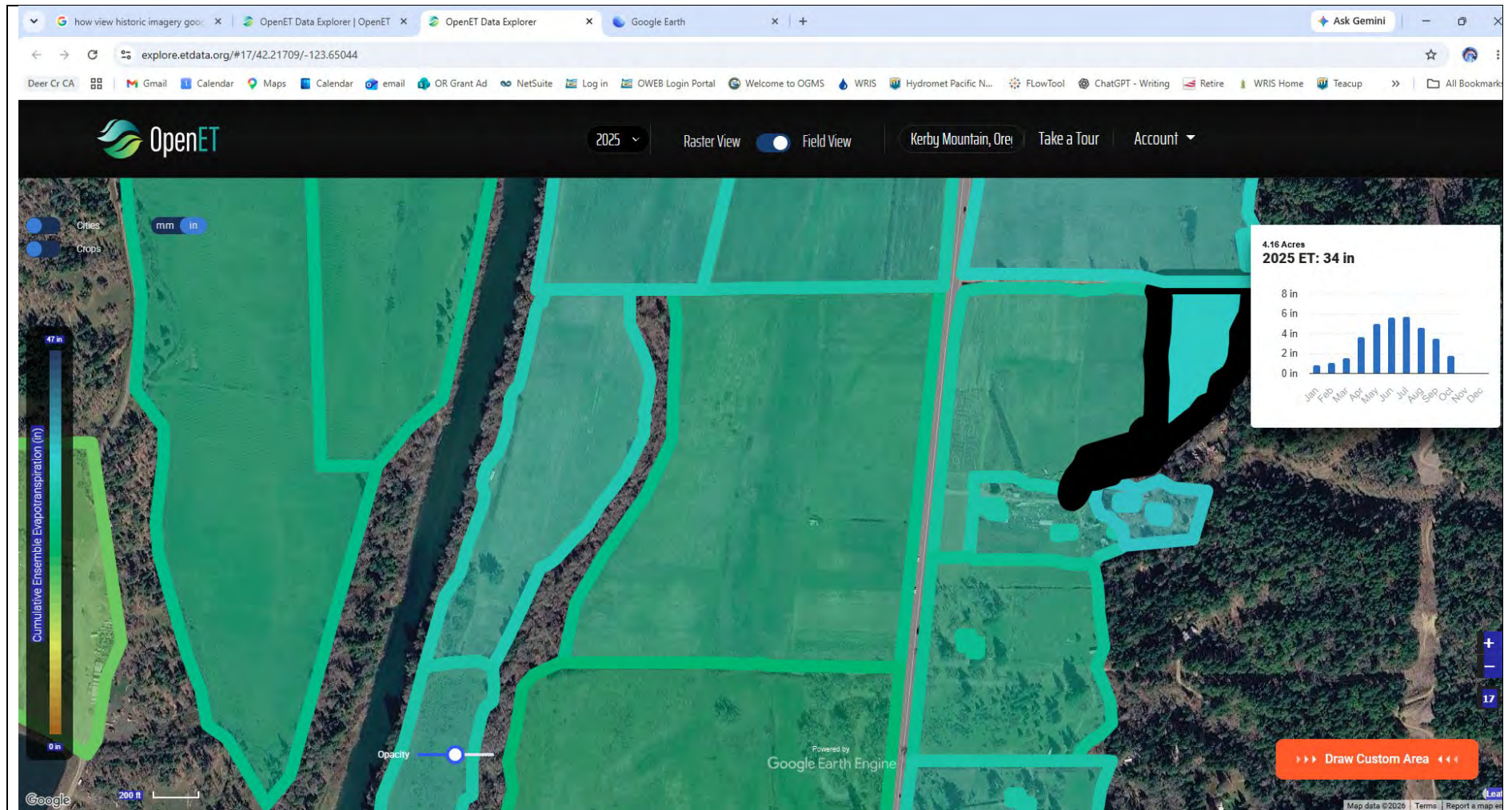


Figure 11. ET Data (2026)

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Photos of Sweet Cron Irrigation Modernization Project



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Salem, OR

Photos of Sweet Cron Irrigation Modernization Project

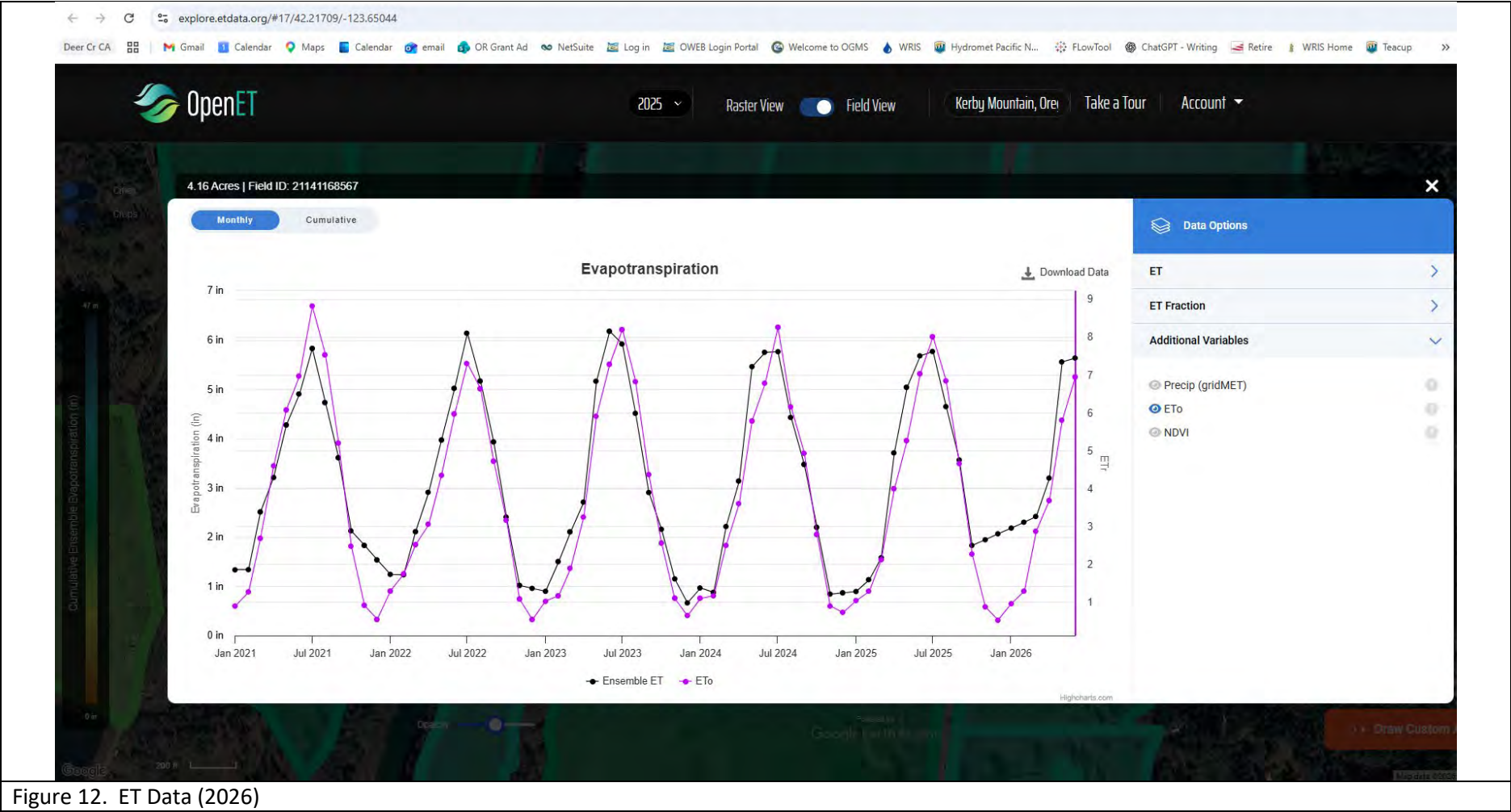


Figure 12. ET Data (2026)

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PUMP:
EXISTING PUMP:

Paco Rpm =3500 Frame 286JP 800 GPM @ 150 TDH Impeller 7.06”



Figure 13. Photos of existing pump (photo credit NRCS 2024).

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Land Use Information Form

Oregon Watershed Enhancement Board

This information is needed to determine if the proposed project complies with statewide planning goals and is compatible with local comprehensive plans (ORS 197.180). The completed and signed form must be submitted before OWEB releases grant funds for activities that may require local land use approvals. OWEB will release grant funds only if the project either is not regulated by, or is compatible with, the local comprehensive plan and zoning ordinance. If a project is regulated by the local comprehensive plan and zoning ordinance, OWEB will void grant agreements for projects the county determines to be incompatible with the local comprehensive plan and zoning ordinance. **If the county requires additional local approvals for a project regulated by the local comprehensive plan and zoning ordinance, OWEB will not release grant funds until these conditions are satisfied.**

1. To be Completed by the Applicant/Grantee

Applicant/Grantee Name: Trout Unlimited

Project Name: Illinois River Sweet Cron Streamflow Restoration Project #225-9903-23918

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September 10, 2026
Salem, OR

2. To be Completed by City/County or Tribal Planning Official

Complete this section only after section 1, above, has been completed. Check the box below that applies:

- ☐ a. The project is not regulated by the local comprehensive plan and zoning ordinance.
- ☐ b. The project has been reviewed and is compatible with the local comprehensive plan and zoning ordinance.
- ☒ c. The project has been reviewed and is compatible with the local comprehensive plan and zoning ordinance upon obtaining the following:

- ☐ Conditional Use Approval
- ☒ Development Permit
- ☐ Other Permit or Approval (Explain in the comment section below)

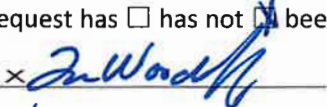
Once the additional approval/permit is obtained, please submit documentation that the requirement has been met to your grant's OWEB Project Manager.

d. The project has been reviewed and **IS NOT** compatible with the local comprehensive plan and zoning ordinance. To be consistent requires:

- ☐ Plan Amendment
- ☐ Zone Change
- ☐ Other Approval or Review (explain in the comment section below)

If a box is checked in section d above, the grantee will need to submit a new land use form indicating the project is compatible once the additional approvals are obtained.

An application or variance request has ☐ has not ☒ been filed for the approvals required above.

Signature of Local Official* 

Print Name: TERRI WOODRUFF

Title: ASSISTANT PLANNER

Date: 3.19.2026

Phone: 541-474-5433

Email: twoodruff@josephinecounty.gov

Josephine County Planning
700 NW Dimmick Street
Suite C
Grants Pass, OR 97526

***Must be an authorized signature from your local City/County or Tribal Planning Department, regardless of which box is checked above.**

Comments: Click or tap here to enter text.

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