

Application for Permanent Water Right Transfer



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

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.

Received

APR 15 2024

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: [http://apps.wrd.state.or.us/apps/misc/wrd fee calculator](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? 1 List them here: 44330**

Please include a separate Part 5 for each water right. (See instructions on page 6)

NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

- ☒ Completed Transfer Application Map.
- ☒ 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.) Note: **Affidavit of consent attached for both parcels involved in this transfer (tax parcels 5700 and 5800)**
- ☐ ☒ 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. 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°).

Received

APR 15 2024

OWRD

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
	Types of change proposed: ☒ Place of Use ☐ Character of Use ☒ Point of Diversion/Appropriation Number of above boxes checked = <u>2 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i>	
2	Multiply line 2b by \$1090 and enter »	2 \$1,090
	Number of water rights included in transfer <u>1 (3a)</u> Subtract 1 from the number in line 3a above: <u>0 (3b)</u> <i>If only one water right this will be 0</i>	
3	Multiply line 3b by \$610 and enter »	3 \$0
	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 ☐ Yes: enter \$480 for the 1 st well to be added or changed _____ (4a) Do you propose to add or change additional wells? ☒ No: enter 0 ☐ Yes: multiply the number of additional wells by \$410 _____ (4b)	
4	Add line 4a to line 4b and enter »	4 \$0
	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 ☒ Yes: enter the cfs for the portions of the rights to be transferred (see below*): <u>0.9 (5a)</u> Subtract 1.0 from the number in 5a above: <u>-0.10 (5b)</u> If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$410, then enter on line 5 »	
5		5 \$0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6 \$2,450
	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 »	Received APR 15 2024 OWRD
7	If no box is applicable, enter 0 on line 7 »	7 \$0
8	Subtract line 7 from line 6 » Transfer Fee:	8 \$2,450

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

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

Part 4 of 5 – Applicant Information and Signature**Applicant Information**

APPLICANT/BUSINESS NAME James Kropf/Grande Ronde Alfalfa			PHONE NO. (541) 786-2912	ADDITIONAL CONTACT NO.
ADDRESS 58355 Godley Rd.				FAX NO.
CITY La Grande	STATE OR	ZIP 97850	E-MAIL gra@emypeople.net	
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 Paul Garvin/Garvin HydroGeo LLC			PHONE NO. 503-347-7188	ADDITIONAL CONTACT NO.
ADDRESS 1705 Main St. Ste. 101				FAX NO.
CITY Baker City	STATE OR	ZIP 97814	E-MAIL Garvin.hydrogeo@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:

The applicant seeks to transfer places of use from four corners to a Quarter-circle of an existing center pivot, since the "To" lands do not have any water rights coverage. The applicant also seeks to change a POD from Godley to Stoddard and add a POD on Catherine Creek (POD 4).

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

Check One Box

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

Received
APR 15 2024
OWRD

October 16, 2024

OWRD 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: _____.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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

Applicant signature

Print Name (and Title if applicable)

Date

Applicant signature

Print Name (and Title if applicable)

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

Received

OCT 15 2024

OWRD

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				

☐ 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 Union County	ADDRESS 1106 K Ave	
CITY LaGrande	STATE OR	ZIP 97850

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Received
APR 15 2024
OWRD

Part 5 of 5 – Water Right Information**CERTIFICATE # 44330****Received****APR 15 2024****Description of Water Delivery System****OWRD**System capacity: **6.0** cubic feet per second (cfs)

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.

Water is appropriated from two PODs on Catherine Creek, Stoddard and Hempe-Wright Hutchison. The Godley POD has not been in use for over 10 years because the water appropriated from the POD was unable to reach the authorized places of use because it was blocked from traveling further north at the following location: 3S 39E, 2,769 ft N and 1,000 ft W from the SE Corner of Section 34.

From the Stoddard POD water is conveyed to the northeast via buried pipeline for approximately 5,700 feet where the water enters a ditch running northwards from the center of Section 2 (Godley Ditch No. 2). The water continues north for approximately 2.7 miles to a booster pump on Godley Ditch No. 2 located at the NW corner of Taxlot 5800. The booster pump feeds mainlines that convey the water to two center pivots that apply water to the places of use.

From the Hempe-Wright Hutchison POD water is conveyed west for approximately 760 ft in a ditch along Catherine Creek then conveyed north via a ditch running parallel to 10th St., then travels west along Bryan Rd. for 1,340 ft then is conveyed north via the Hempe-Wright Hutchison Ditch. The Hempe -Wright Hutchison Ditch joins the Godley Ditch No. 2 at the following two locations: 4S 39E, 180 ft E from the center of Section 2; and 3S 39E, 2,555 ft W and 138 ft N from the SE corner of Section 35.

The proposed additional POD is located on Catherine Creek approximately 5,150 ft N of the irrigated lands. Water is to be pumped from the creek and conveyed via a 10" mainline to connect to the center pivot distribution system.

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)
Godley	☒ Authorized ☐ Proposed		4 S	39 E	3	SE SW	0402	1,164 ft N and 2,578 ft E from the SW Corner of Section 3
Stoddard	☐ Authorized ☒ Proposed		4 S	39 E	3	SW SE	0402	188 ft N and 2,296 ft W from the SE Corner of Section 3
Hempe Wright Hutchison	☒ Authorized ☐ Proposed		4 S	39 E	13	SE SE	0900	780 ft S and 434 ft W from the SE corner of Section 13
POD 4	☐ Authorized ☒ Proposed		3 S	39 E	14	SW SE	4000	2,635 ft W and 1,142 ft N from the SE Corner of Section 14

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.

Received
APR 15 2024
OWRD

Table 2. Description of Changes to Water Right Certificate # 44330

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	1	NW	NW	500	1	10.0		POD #5	1901	
														2	S	9	2	SW	NW	500		5.0		POD #6	1901	
3	S	39	E	23	SE	SE	5800		40.0	IR	Hempe-Wright Hutchison	1905	POD	3	S	39	23	SE	SE	5800		40.0	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1905	
3	S	39	E	26	NE	NE	5800		40.0	IR	Hempe-Wright Hutchison	1905	POD	3	S	39	26	NE	NE	5800		40.0	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1905	
3	S	39	E	23	SW	SE	5800		33.7	IR	Godley	1884	POD/APOD	3	S	39	23	SW	SE	5800		33.7	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1884	
3	S	39	E	23	SW	SE	5800		6.3	IR	Godley	1884	POU/POD/APOD													
3	S	39	E	26	NW	NE	5800		32.9	IR	Godley	1884	POD/APOD	3	S	39	26	NW	NE	5800		32.9	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1884	
3	S	39	E	26	NW	NE	5800		7.1	IR	Godley	1884	POU/POD/APOD													
3	S	39	E	26	NE	NW	5700		32.2	IR	Godley	1884	POD/APOD	3	S	39	26	NE	NW	5700		32.2	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1884	
3	S	39	E	26	NE	NW	5700		7.8	IR	Godley	1884	POU/POD/APOD													
3	S	39	E	23	SE	SW	5700		32.5	IR	Godley	1884	POD/APOD	3	S	39	23	SE	SW	5700		32.5	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1884	
3	S	39	E	23	SE	SW	5700		7.5	IR	Godley	1884	POU/POD/APOD	3	S	39	26	NW	NW	5700		28.7	IR	Stoddard, Hempe Wright Hutchison, and POD 4	1884	
TOTAL ACRES:							240.0							TOTAL ACRES:							240.0					

Additional remarks: Table Revised by Paul Garvin on 9/24/2026. All PODs in use can Serve all POU's. The 1884 portion of this transfer only uses the Godley Ditch as an authorized diversion and the 1905 portion only uses the Hempe-Wright Hutchinson (HWH) Ditch. The HWH Ditch diversion was moved upstream about 700 feet sometime in the distant past. The historical and existing POD is in the same quarter-quarter. Other water rights associated with this ditch system filed POD changes to reflect this. However, the rights involved in this transfer were never included in POD changes for the new location of this diversion. This transfer map and application indicate the existing location of the HWH diversion as an authorized diversion. The 1905 ground is for a straight POD change since there is no authorized diversion currently being used.

For Place of Use or Character of Use Changes

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

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

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

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

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Received

APR 15 2024

OWRD



EASTERN OREGON TITLE, INC.

1601 Adams Avenue
La Grande, OR 97850-1084

Phone: (541) 963-8561 Fax: (541) 963-2391 Web: www.eotitle.com

TITLE
INSURANCE

• ESCROW
CLOSING

• ESCROW COLLECTION

OWNERSHIP REPORT

Garvin HydroGeo
1705 Main St. Ste. 101
Baker City, OR 97814

December 29, 2023
Title No.: 23-37601

Report: \$250.00

Attn: Paul Garvin

Pursuant to your request and without liability, we have examined the public records in the office of the County Clerk and County Assessor of Union County, Oregon, and our Tract Indices as to Union County Map Tax Lot IDs: 03S39-5800 and 03S39-5700 (see legal descriptions in Exhibit A), and as of December 19, 2023, report as follows:

VESTED IN: JAMES W. WITHYCOMBE, JR., AS TO AN UNDIVIDED ONE-HALF INTEREST, AND VIRGINIA L. BERTELS, AS TO AN UNDIVIDED ONE-HALF INTEREST

Address: No addresses assigned

Last vesting deeds of record:

Bargain and Sale Deed, recorded March 8, 2013, as Microfilm Document No. 20130777, and rerecorded March 27, as Microfilm Document No. 20130972, Records of Union County, Oregon. (Affects a ½ interest)

Bargain and Sale Deed, recorded September 14, 2020, as Microfilm Document No. 20203065, Records of Union County, Oregon. (Affects a ½ interest)

Our search for apparent ownership was limited to our Tract Indices. The liability in connection with this ownership service is expressly limited to the sum paid therefor, and the issuing company will not otherwise be responsible for errors and omissions therein. The charge for this service will not include supplemental reports.

Sincerely,
EASTERN OREGON TITLE

Shem Carlson
Title Officer

THANK YOU FOR CHOOSING EASTERN OREGON TITLE!

Received
APR 15 2024
OWRD

EXHIBIT A

PARCEL ONE:

In Township 3 South, Range 39, East of the Willamette Meridian, Union County, State of Oregon

The north half of the northwest quarter of Section 26; and the southeast quarter of southwest quarter of Section 23.

(03S39-5700; Ref. No. 8822)

PARCEL TWO

In Township 3 South, Range 39, East of the Willamette Meridian, Union County, State of Oregon

The southwest quarter of the southeast quarter of Section 23; and the northwest quarter of the northeast quarter of Section 26, and the southeast quarter of the southeast quarter of Section 23; and the northeast quarter of the northeast quarter of Section 26.

(03S39-5800; Ref. No. 8823)

Received
APR 15 2024
OWRD

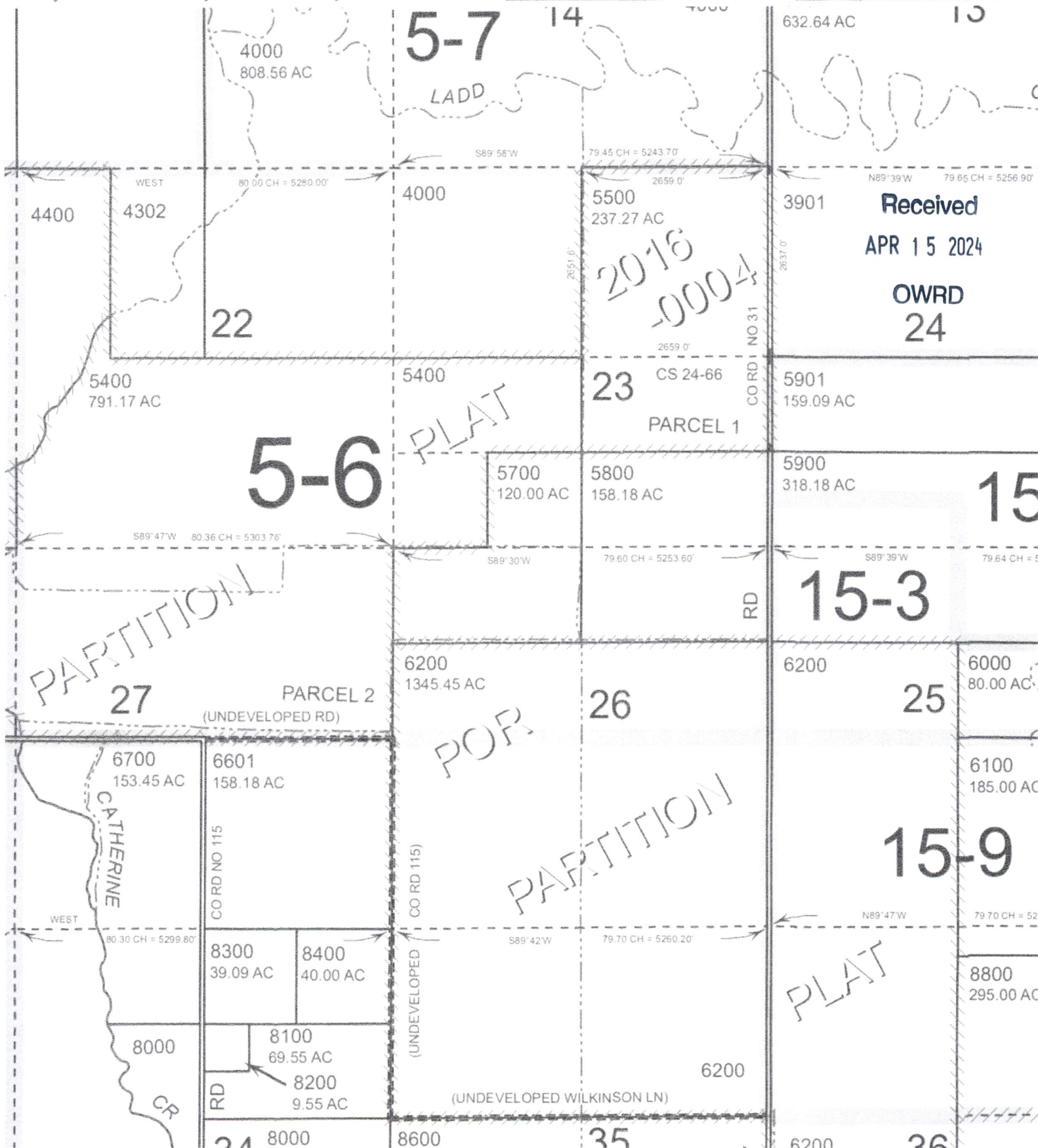


ESCROW COLLECTION

This map is furnished as a convenience in locating the Land; the company assumes no liability for any variation as may be disclosed by actual survey. ORDER NO. 23-37601 MAP NO. 03S39

ORDER NO. 23-37601

MAP NO. 03S39





00003772202000030650030030

I Certify that this instrument was received and recorded in the records of said county.

ROBINA A. CHURCH
Union County Clerkby R. Church Deputy

After recording return document to:

Steven J. Joseph
Attorney at Law
PO Box 3230
La Grande, OR 97850

Please send tax statements to:

James W. Withycombe, Jr.
102 Black Diamond
Portland, TX 78374Virginia L. Bertels
10102 Country Club Lane
Island City, OR 97850

GRANTOR:

James W. Withycombe, Jr. Co-Trustee
of the Elwanda B. Withycombe Trust
102 Black Diamond
Portland, TX 78374

GRANTEES:

James W. Withycombe, Jr.
102 Black Diamond
Portland, TX 78374Virginia L. Bertels
10102 Country Club Lane
Island City, OR 97850**STATUTORY BARGAIN AND SALE DEED**

For the consideration of \$0.00 and other good and valuable consideration for estate planning purposes, James W. Withycombe, Jr. Co-Trustee of the Elwanda B. Withycombe Trust, as to an undivided one-half interest, Grantor, convey to James W. Withycombe, Jr. as to an undivided one-quarter interest, and Virginia L. Bertels as to an undivided one-quarter interest, Grantees, the following described real property in Union County, State of Oregon:

PARCEL ONE:

IN TOWNSHIP 3 SOUTH, RANGE 39, E.W.M., UNION COUNTY, STATE OF OREGON

The north half of the northwest quarter of Section 26; and the southeast quarter of southwest quarter of Section 23.

(03S39-5700, Ref #8822)

///

Received

APR 15 2024

OWRD

PARCEL TWO:

IN TOWNSHIP 3 SOUTH, RANGE 39, E.W.M., UNION COUNTY, STATE OF OREGON

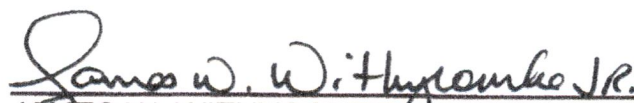
The southwest quarter of the southeast quarter of Section Twenty-three (23); and the northwest quarter of the northeast quarter of Section Twenty-six (26), and the southeast quarter of the southeast quarter of Section Twenty-three (23); and the northeast quarter of the northeast quarter of Section Twenty-six (26).

(03S39-5800, Ref #8823)

SUBJECT TO a restriction on any and all tenants in common or their heirs from selling, assigning, or transferring their interest in said real property without first offering it to their co-tenants at the same sales price and/or terms or fair market value, whichever is less. It is the intent of this restriction to keep said real property in the James W. Withycombe family.

SUBJECT TO all liens and encumbrances of record.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.


JAMES W. WITHYCOMBE, JR.

Received

APR 15 2024

OWRD

STATE OF TEXAS

)
SS:

COUNTY OF SAN PATRICIO

Personally appeared before me on September 3, 2020, the above named

James W. Withycombe, Jr. Co-Trustee of the Elwanda B. Withycombe Trust and acknowledged the foregoing to be his voluntary act and deed.

Notary Public for Texas



TRACY L. EDDY
My Notary ID # 125947582
Expires December 21, 2022

Received
APR 15 2024

OWRD

20130972
20130777

Please send tax statements to:

James W. Withycombe, Trustee
10503 S. McAlister Rd.
Island City, OR 97850

After recording return document to:

Jonel K. Ricker
Attorneys at Law
P. O. Box 3230
La Grande, OR 97850

GRANTOR:

James W. Withycombe, Trustee
10503 S. McAlister Rd.
Island City, OR 97850

GRANTEE:

James W. Withycombe, Trustee
James W. Withycombe, Jr.
Virginia L. Bertels
10503 S. McAlister Rd.
Island City, OR 97850

RE-RECORDED TO CORRECT LEGAL DESCRIPTION OF
PARCEL TWO

STATUTORY BARGAIN AND SALE DEED

For the consideration of \$0.00 and other good and valuable consideration, James W. Withycombe Trustee of the James W. Withycombe and Elwanda B. Withycombe Declaration of Trust u/a/d October 25, 1979, Grantor, conveys to James W. Withycombe and James W. Withycombe, Jr., Co-Trustees of the Elwanda B. Withycombe Trust, Grantee, an undivided one-half interest, and James W. Withycombe, Jr., Grantee, an undivided one-quarter interest, and Virginia L. Bertels, Grantee, an undivided one-quarter interest, as tenants in common, the following described real property in Union County, State of Oregon:

PARCEL ONE:

IN TOWNSHIP 3 SOUTH, RANGE 39, E.W.M., UNION COUNTY, STATE OF OREGON

The north half of the northwest quarter of Section 26; and the southeast quarter of southwest quarter of Section 23.
(03S39 #5700, Ref #8822)

PARCEL TWO:

IN TOWNSHIP 3 SOUTH, RANGE 39, E.W.M., UNION COUNTY, STATE OF OREGON

The southwest quarter of the southeast quarter of Section Twenty-three (23); and the northwest quarter of the northeast quarter of Section Twenty-six (26), and the southeast (03S39 #5800, Ref #8823) quarter of the southeast quarter of Section Twenty-three (23); and the northeast quarter of the northeast quarter of Section Twenty-six (26).

SUBJECT TO a restriction on any and all tenants in common or their heirs from selling, assigning, or transferring their interest in said real property without first offering it to their co-tenants at the same sales price and/or terms or fair market value, whichever is less. It is the intent of this restriction to keep said real property in the James W. Withycombe family.

ALSO, SUBJECT TO any easements and/or encumbrances of record.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON

Received

APR 15 2024

OWRD

TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

James W. Withycombe
JAMES W. WITHYCOMBE, Trustee

STATE OF OREGON, COUNTY OF UNION))ss.

March 6, 2013

Personally appeared before me the above named James W. Withycombe as a Trustee of the James W. Withycombe and Elwanda B. Withycombe Declaration of Trust u/a/d October 25, 1979, and acknowledged the foregoing to be his voluntary act and deed.



Janet Louise Stowell
Notary Public for Oregon March 30, 2014

Received

APR 15 2024

OWRD

STATE OF OREGON

County of Union

SS

I certify that this instrument was received and recorded in the book of records of said county.

ROBIN A. CHURCH
Union County Clerk

by: [Signature] Deputy.

DOC#: 20130777

RCPT: 160415 50.00

3/08/2013 9:30 AM

REFUND: .00

STATE OF OREGON

County of Union

SS

I certify that this instrument was received and recorded in the book of records of said county.

ROBIN A. CHURCH
Union County Clerk

by: [Signature] Deputy.

DOC#: 20130972

RCPT: 160606 50.00

3/27/2013 10:15 AM

REFUND: .00

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

Received
APR 15 2024

OWRD

NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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

Received
APR 15 2024

NAME James Kropf/Grande Ronde Alfalfa			PHONE (541) 786-2912		
MAILING ADDRESS 58355 Godley Rd.					
CITY La Grande	STATE OR	ZIP 97850	EMAIL gra@emypeople.net		

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 #s	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>3S</u>	<u>39E</u>	<u>14</u>	<u>SWSE</u>	<u>4000</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>23</u>	<u>NWNE</u>	<u>5500</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>23</u>	<u>SWWNE</u>	<u>5500</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>23</u>	<u>NWSE</u>	<u>5500</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>NWNW</u>	<u>5700</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>23</u>	<u>SESE</u>	<u>5800</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>23</u>	<u>SWSE</u>	<u>5800</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>NENE</u>	<u>5800</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>NWNE</u>	<u>5800</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>NWNW</u>	<u>5700</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>23</u>	<u>SESW</u>	<u>5700</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>NENW</u>	<u>5700</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>3</u>	<u>SWSE</u>	<u>402</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>3</u>	<u>SESE</u>	<u>402</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>2</u>	<u>NWSW</u>	<u>402</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>2</u>	<u>NESW</u>	<u>501</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>2</u>	<u>SWNE</u>	<u>400</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>2</u>	<u>NWNE</u>	<u>400</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>35</u>	<u>SESW</u>	<u>8600</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>35</u>	<u>SWSE</u>	<u>8600</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>35</u>	<u>NWSE</u>	<u>8600</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>

<u>3S</u>	<u>39E</u>	<u>35</u>	<u>SWNE</u>	<u>6200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>35</u>	<u>NWNE</u>	<u>6200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>35</u>	<u>SESE</u>	<u>8600</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>SWSE</u>	<u>6200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>NWSE</u>	<u>6200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>3S</u>	<u>39E</u>	<u>26</u>	<u>SWNE</u>	<u>6200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>13</u>	<u>SESE</u>	<u>0900, 800, 0600, 0602, 601</u>	<u>R3</u>	☒ Diverted	☒ Conveyed	☐ Used	<u>RR</u>
<u>4S</u>	<u>39E</u>	<u>13</u>	<u>NESE</u>	<u>0217, 0219, 0222, 0211, 0201, 0223, 0225</u>	<u>R3</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>RR</u>
<u>4S</u>	<u>39E</u>	<u>13</u>	<u>NWSE</u>	<u>0100, 0200,</u>	<u>R3</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>RR</u>
<u>4S</u>	<u>39E</u>	<u>13</u>	<u>SWNE</u>	<u>0200</u>	<u>RR</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>RR</u>
<u>4S</u>	<u>39E</u>	<u>13</u>	<u>NWNE</u>	<u>0200, 0300 0301, 0302, 1005</u>	<u>RR</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>RR</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>SWSE</u>	<u>1005, 1000, 0800,</u>	<u>RR</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>RR</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>NWSE</u>	<u>0900, 1100</u>	<u>RR/EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>RR/FARM USE</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>NWSE</u>	<u>1100</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>SENW</u>	<u>500</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>SWNW</u>	<u>300</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>SWNE</u>	<u>200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>12</u>	<u>NWNE</u>	<u>200</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>1</u>	<u>SWSE</u>	<u>0405</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>1</u>	<u>NWSE</u>	<u>0405</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>1</u>	<u>SENW</u>	<u>0400</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>1</u>	<u>SWNW</u>	<u>0400</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>11</u>	<u>SENE</u>	<u>403</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>11</u>	<u>SWNE</u>	<u>403</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>11</u>	<u>SENW</u>	<u>403</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>11</u>	<u>NENW</u>	<u>403</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>2</u>	<u>SESW</u>	<u>500</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>
<u>4S</u>	<u>39E</u>	<u>2</u>	<u>NESW</u>	<u>501</u>	<u>EFU</u>	☐ Diverted	☒ Conveyed	☐ Used	<u>Farm Use</u>

Received

APR 15 2024

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

Union County and city of Union, OR

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable. **OWRD**

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 6 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe:

The applicant is filing a water right transfer application for Certificate 44330, including a change in place of use, change in point of appropriation, and an additional point of appropriation. Draft transfer application map is attached.

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

See Page 4 ➔

Received
APR 15 2024
OWRD

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): UCZPSO Sec. 2.02.1.
- ☐ Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	Received	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	APR 15 2024	☐ 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 Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

Name: Lorinda Johnston Title: Union Co. Planning Dept. Specialist

Signature:  Date: 3/7/2024

Governmental Entity: Union County Phone: (541) 963-1014

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

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

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 44330

SUPERSEDED

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date					
EXAMPLE																									
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	2	SW	NW	500		5.0		POD #6	1901
3	S	39	E	23	SE	SE	5800		40.0	IR	Hempe-Wright Hutchison	1905	POU/APOD	3	S	39	23	SE	SE	5800		36.1	IR	Hempe Wright Hutchison	1905
3	S	39	E	26	NE	NE	5800		40.0	IR	Hempe-Wright Hutchison	1905	POU/APOD	3	S	39	26	NE	NE	5800		35.0	IR	Hempe Wright Hutchison	1905
3	S	39	E	23	SW	SE	5800		40.0	IR	Godley	1884	POU/POD/APOD	3	S	39	23	SW	SE	5800		32.3	IR	Stoddard	1884
3	S	39	E	26	NW	NE	5800		40.0	IR	Godley	1884	POU/POD/APOD	3	S	39	26	NW	NE	5800		32.0	IR	Stoddard	1884
3	S	39	E	26	NE	NW	5700		40.0	IR	Godley	1884	POU/POD/APOD	3	S	39	26	NE	NW	5700		32.1	IR	Stoddard	1884
3	S	39	E	23	SE	SW	5700		40.0	IR	Godley	1884	POU/POD/APOD	3	S	39	23	SE	SW	5700		32.5	IR	Stoddard	1884
													POU/APOD	3	S	39	26	NW	NW	5700		8.9	IR	Hempe Wright Hutchison	1905
													POU/POD/APOD	3	S	39	26	NW	NW	5700		31.1	IR	Stoddard	1884
TOTAL ACRES:									240.0					TOTAL ACRES:				240.0							

Additional remarks:

Received
APR 15 2024
OWRD