

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

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

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

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Completed Applicant Information and Signature.
NOTE: If the applicant is a public agency, corporation or business, trust, or other organization, the title or authority of the person who signs the application on behalf of the entity and evidence of signatory authority or a signed statement that such authority exists must be included.
- ☒ Part 4 – Information about Water Rights to be Transferred:
How many water rights are to be transferred? 1 **List them here:** Certificate 49557
Please include a separate Part 4 for each water right. **NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.**
- ☒ **Application Fee** - payable by check to the Oregon Water Resources Department (OWRD). The online fee calculator is located: https://apps.wrd.state.or.us/apps/wr/wr_transfer_calculator/permanent_transfer.aspx
NOTE: If claiming a fee waiver, you must provide documentation showing that the proposed transfer qualifies for the fee waiver pursuant to OAR 690-380-3400. \$3,270.00

Required Attachments:

- ☒ Completed Transfer Application Map. **Attachment 1**
- ☒ Completed Evidence of Use Affidavit and supporting documentation. **Attachment 2**
- ☒ Yes ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. **Attachment 3**
NOTE: This form is not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ Yes ☒ N/A Affidavit(s) of Consent from Deeded Landowner(s) or Deeded Water Right Holder(s)
NOTE: only if the applicant does not own the land on which the water right is located or if the water right was severed from the land and conveyed separately to other individuals/entities.)
- ☐ Yes ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district.
NOTE: Complete when the transfer applicant is not the irrigation district.)
- ☒ Yes ☐ N/A Supplemental Form U - For water rights involving irrigation within portions of Morrow & Umatilla Counties only. **Attachment 4**
- ☐ Yes ☒ N/A Affidavit of Voluntary Cancellation or Diminution.
NOTE: only if application proposes to cancel or diminish a water right.

Required Groundwater Attachments:

- ☒ Yes ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. Find well logs here: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx **Attachment 5**
- ☐ Yes ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

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Part 2 of 4 – Permanent Water Right Transfer Application Map Requirements Checklist

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

Check all boxes that apply.

☒ Yes ☐ N/A	Certified Water Right Examiner (CWRE) stamp and original signature. A digital stamp or seal and signature are acceptable, provided they meet OAR 690-014-0050. NOTE: CWRE stamp and signature are not required for substitutions. For a list of CWRE's, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/ .
☐ Yes ☒ N/A	If more than three water rights are involved, a separate map for each water right is required.
☒	Permanent quality printed with dark ink on polyester film or good quality paper . Maps may also be submitted as a PDF (portable document format) if they meet all other requirements.
☒	The preferred size is 8½ x 11 inches and should be no larger than 30 x 30 inches (one extra map copy is required for 30 x 30 inch maps). To request a waiver for a map larger than 30 x 30 inches, please send an email to mapwaiver@water.oregon.gov . 11 x 17 inches
☒	A north arrow and a legend.
☒	Include the scale, which must be even-numbered and not exceed 1 inch = 1,320 feet . To request a waiver for a map scale that exceeds 1 inch = 1,320 feet, please send an email to mapwaiver@water.oregon.gov .
☒ Yes ☐ N/A	For uses other than municipal use, quasi-municipal use, and similar uses , include Township, Range, Section, ¼ ¼, tax lot boundaries (property lines) and tax lot numbers, DLC, Government Lot, and other recognized public land survey lines.
☐ Yes ☒ N/A	If the use is municipal, quasi-municipal, or similar uses , include Township, Range, Section, and service area boundaries. The map must also identify quarter-quarter (¼ ¼) sections but does not need to label the ¼ ¼.
☒	Major physical features including rivers, creeks, streams, lakes, reservoirs, ponds, roads and railroads. For any surface water on the map, indicate the direction of flow.
☒	All point(s) of diversion (POD for surface water), point(s) of appropriation (POA for wells/groundwater), or dam location(s) (or center of reservoir(s) if no dam exists) authorized by the water right(s), clearly labeled, shown by distance and bearing, or by coordinates (distance north/south and distance east/west) from a recognized public land survey corner (this information can be found in the water right certificate or decree.) In addition, include latitude and longitude for each POD or POA in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☐ Yes ☒ N/A	If a change in POD or a change in POA is proposed, include the proposed location(s), clearly labeled, shown by distance and bearing, or by coordinates (distance north/south and distance east/west) from a recognized public land survey corner. In addition, include latitude and longitude for each POD or POA in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒	General location of main canals, ditches, flumes, pipelines, pumps, or other water delivery features used to transport water from the point(s) of diversion, point(s) of appropriation, and/or reservoir/pond to the place of use, including delivery features at the place of use.
☒	Place of use (POU) by Township, Range, Section, and ¼ ¼, that includes separate hachuring for lands affected by changes proposed in this transfer application, for lands left unchanged and not affected by this transfer application, for each water right, for each priority date, for each use, and served by each point of diversion (POD), point of appropriation (POA), and/or reservoir/pond (POD).
☐ Yes ☒ N/A	For a POU limited to a point, like a stock watering tank, include latitude and longitude for the POU in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒ Yes ☐ N/A	If the USE is irrigation, nursery, cranberry, or other similar uses with acreage associated with it, the place of use must include the number of acres in each ¼ ¼ section, government lot, or in each ¼ ¼ section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
☐ Yes ☒ N/A	If the use is supplemental irrigation, include the location(s) and water right reference number of the underlying primary right, registration, or claim.

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

Applicant Information

APPLICANT/BUSINESS NAME Fritz Cutsforth Land Co (c/o Melissa and Todd Lindsay)	PHONE NO(S).	EMAIL ADDRESS	
ADDRESS 75655 Baseline Lane	CITY Heppner	STATE OR	ZIP 97836

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

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

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

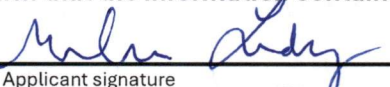
Consider adding this email address to your safe sender list.

I/we affirm:

- ☒ The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located. **NOTE:** If the applicant is not the sole owner, include signatures of all deeded landowners (and mailing and e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities to which the water right(s) were conveyed.
- ☒ Amendments to the application may only be made in response to the Initial Review (IR). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the IR, or to withdraw the application. **NOTE:** that amendments may be subject to additional fees, pursuant to ORS 536.050.
- ☒ Refunds may only be granted upon request and as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.
- ☒ Approval of the change(s) proposed in this application does not constitute a right to trespass upon property or ditches not owned or controlled by the applicant.
- ☒ Prior to Department approval of the transfer application, if more than five (5) water rights would be injured as a result of my proposed transfer, then I will be required to submit payment to the Department pursuant to OAR 690-380-4020(3) for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Heppner Gazette-Times.
- ☒ Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- ☒ The person signing this application is doing so on behalf of a public agency, corporation or business, trust, or other organization and must provide evidence of signatory authority or a signed statement that such authority exists must be attached to this application.

Attachment 6

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

	 Applicant signature	Melissa Lindsay Print Name (and Title if applicable)	9/14/2026 Date
	 Applicant signature	Todd Lindsay Print Name (and Title if applicable)	9/14/2026 Date

Check One Box:

- ☒ By signing this application, I/we understand that, upon receipt of the Initial Review (IR) and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in 690-380-4000(5)(b)(B); **OR**
- ☐ I/we affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- ☐ I/we affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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

AGENT NAME/BUSINESS NAME CwM-H2O, LLC (Ian Godwin, CWRE)	PHONE NO(S). 503-954-1326	EMAIL ADDRESS igodwin@cwmh2o.com		
ADDRESS 311 B Avenue, Suite P	CITY Lake Oswego	STATE OR	ZIP 97034	

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

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

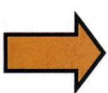
* **IMPORTANT NOTE - Electronic forms of documents:** Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated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

☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. **NOTE: Complete Supplemental Form D. N/A**

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

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

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL



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

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
Morrow County Planning	215 NE Main Ave, Irrigon, OR 97844	PlanningDepartment@morrowcounty

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL

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Responsibility for Completion of Changes and Receiving Landowner Information

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Check the following box that applies:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant. **OR**
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner. NOTE: Complete the Receiving Landowner Information Table below. **OR**
- ☐ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant. NOTE: Complete the Receiving Landowner Information Table below.

☐ Yes ☒ No

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

If Yes, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, a Request for Assignment form is required to be submitted to the Department at a later date. If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a properly recorded sale agreement or other document states otherwise.

NOTE: For more information:https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf**Receiving Landowner Information N/A**

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

DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE.**ANY PROPOSED FINAL ORDER WILL BE SENT BY CERTIFIED MAIL AND ANY CERTIFICATE BY STANDARD MAIL.**

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

Describe any special ownership circumstances:

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

PROPOSED CHANGES

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

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Change to Surface Water Point(s) of Diversion:

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

Change to Point(s) of Groundwater Appropriation:

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

Changes in Place of Use and Character of Use:

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

Substitution:

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

Certificate#	Groundwater supplemental irrigation	Certificate#	Surface water primary irrigation
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Supplemental to Primary Use

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

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

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

The place of use for Certificate 49557 covers two large (~150 acre) center pivots. The water right holder and Applicant, Fritz Cutsforth Land Co., has had to downsize these two center pivots and shift them slightly to the north for operational reasons. This transfer seeks to align the water right place of use with the center pivots as they are on the ground and move the remaining acres to two proposed, smaller center pivots nearby. No changes are proposed to the character of use or point of appropriation.

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

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

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

WATER RIGHT CERTIFICATE # 49557

Name(s) appearing on the certificate: Fritz Cutsforth

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Description of Water Delivery System

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System capacity: 4.46 ☒ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): MORR-441 (see Attachment 5)

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

MORR-441 is the only source for Certificate 49557 and does not serve any other water right. The well is centrally located to the proposed POU. Existing distribution connects the well to the two larger (existing) pivots. Distribution will be extended to the smaller pivots proposed to the west. There is a 300 HP pump in the well.

Amount proposed for transfer: 2.1 ☒ CFS ☐ GPM ☐ AF

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

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

- Name of Decree: _____

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

- Permit # G-6787 and the name(s) appearing on the permit: Fritz Cutsforth

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

Special Order Volume # _____, Page # _____

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

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

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

Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
POA-1 (MORR-441)	1	N	26	E	36	SE	SW	TL 4900

Measured Distances (from a recognized survey corner)

1,150 ft N and 360 ft E from the SW Corner, SESW, of Section 36

If authorized point is groundwater:

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

AND/OR Attachment 5

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

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-								☐ CFS ☐ GPM

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WATER RIGHT CERTIFICATE # 49557

Authorized POA/POD Name or Number	Twp	Rng	Sec	1/4	1/4	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

If authorized point is groundwater:

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

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-								☐ CFS ☐ GPM

Authorized POA/POD Name or Number	Twp	Rng	Sec	1/4	1/4	Tax Lot, DLC, or Gov-Lot
			36			

Measured Distances (from a recognized survey corner)

If authorized point is groundwater:

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

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-								☐ CFS ☐ GPM

Authorized POA/POD Name or Number	Twp	Rng	Sec	1/4	1/4	Tax Lot, DLC, or Gov-Lot

Measured Distances (from a recognized survey corner)

If authorized point is groundwater:

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

OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-								☐ CFS ☐ GPM

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

WATER RIGHT CERTIFICATE # _____

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

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

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

WATER RIGHT CERTIFICATE # 49557

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

Proposed POA/APOA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
POA-1 (MORR-441)	1	N	26	E	36	SE	SW	TL 4900
Measured Distances (from a recognized survey corner)								☒ POA ☐ APOA
1,150 ft N and 360 ft E from the SW Corner, SESW, of Section 36								
☒ Well log attached and associated with the well described above and on the accompanying application map. AND/OR Attachment 5 ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-	668 ft	18"	68 ft	68 ft	-	82 ft	Basalt	3.34 ☒ CFS ☐ GPM
Proposed POA/APOA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Measured Distances (from a recognized survey corner)								☐ POA ☐ APOA
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-								☐ CFS ☐ GPM
Proposed POA/APOA Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
Measured Distances (from a recognized survey corner)								☐ POA ☐ APOA
☐ Well log attached and associated with the well described above and on the accompanying application map, AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate if less than full rate of water right
L-								☐ CFS ☐ GPM

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

WATER RIGHT CERTIFICATE# 49557

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

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

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

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

Authorized POD/POA(s) Name(s) from Table 1A	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
POA-1 (MORR-441)	1	N	26	E	36	SE	SE	4900	9.5	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SE	SW	4900	20.9	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SW	SE	4900	8.8	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	27	E	31	SE	SW	2400 (Lot 3)	7.1	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	27	E	31	SW	SW	2400 (Lot 4)	9.0	Irrigation	12/2/1971
POA-1 (MORR-441)	1	S	26	E	1	NE	NE	0100 (Lot 1)	0.3	Irrigation	12/2/1971
POA-1 (MORR-441)	1	S	27	E	5	NW	NW	0400 (Lot 4)	10.6	Irrigation	12/2/1971
POA-1 (MORR-441)	1	S	27	E	6	NE	NE	0400 (Lot 1)	37.6	Irrigation	12/2/1971
POA-1 (MORR-441)	1	S	27	E	6	NW	NE	0400 (Lot 2)	23.5	Irrigation	12/2/1971
POA-1 (MORR-441)	1	S	27	E	6	NE	NW	0400 (Lot 3)	35.2	Irrigation	12/2/1971
POA-1 (MORR-441)	1	S	27	E	6	NW	NW	0400 (Lot 4)	28.2	Irrigation	12/2/1971
TOTAL ACRES									190.7		

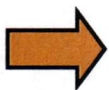
Additional remarks:

The "from" lands are the acres that remain after the original center pivots were downsized and shifted to the north.

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

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

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



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

Received

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

SEP 24 2026

WATER RIGHT CERTIFICATE# 49557

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

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

Proposed POD/APOD(s) or POA/APOA(s) Name(s) from Table 1B (SW or GW)	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
POA-1 (MORR-441)	1	N	26	E	36	NE	SE	4900	13.1	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	NE	SW	4900	13.1	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	NW	SE	4900	31.1	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SE	SE	4900	5.9	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SE	SW	4900	0.3	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SW	SE	4900	1.0	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	NW	SW	4900	28.0	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SE	NW	4900	3.2	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SW	NW	4900	25.6	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	36	SW	SW	4900	32.0	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	35	NE	SE	4900	3.8	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	26	E	35	SE	SE	4900	10.3	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	27	E	31	NW	SW	2400 (Lot 3)	23.2	Irrigation	12/2/1971
POA-1 (MORR-441)	1	N	27	E	31	SW	SW	2400 (Lot 4)	0.1	Irrigation	12/2/1971
TOTAL ACRES									190.7		

Additional remarks:

The "to" lands incorporate the smaller circles that were developed when the original circles outlined in the certificate were downsized and shifted northward, as well as the two smaller circles proposed to make up the difference in acreage.

For Place of Use Changes – Irrigation Water Rights ONLY

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

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

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

ATTACHMENT 2
Application for Water Right Transfer
Evidence of Use Affidavit

Received
SEP 24 2026

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

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

NOTE: Supporting documentation must be attached.

State of Oregon)
County of Morrow) ss
)

I, Melissa Lindsay, in my capacity as Landowner,
mailing address 75655 Baseline Lane, Heppner, OR 97836,
telephone no.(s) _____, e-mail address _____,

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:
As the operator(s) of the ranch for many years, I have personally witnessed and controlled irrigation applied to the areas described in Certificate 49557 within the last five years from the point of appropriation described in the water right. Irrigation was applied over the entire place of use throughout the 2021 irrigation season before the circles were shifted north.
- ☐ 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 # 49557, 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 # 49557 for the following purpose (e.g., crops, pasture, commercial, industrial, etc.): crops (center pivots)

4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # 49557 through the current water delivery system used to apply water or the system that was in place at some point within the five years prior to submittal of this Transfer Application.

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

- ☐ Pump(s) in stream:
- ☐ Pump(s) in reservoir/pond:
- ☒ Pump(s) in well(s): 300 HP General Electric Motor at MORR-441 (POA-1)
- ☐ Headgate in stream/canal:
- ☐ Headgate in reservoir pond:
- ☐ Other (describe also include its general location in the description):
- ☐ Gravity Ditch:
- ☒ Pipeline: Buried pipeline connecting MORR-441 to the center of each center pivot.
- ☐ Sprinklers:
- ☒ Other (also include its general location in the description):
Two center pivots, each with an approx. 1,500-ft pivot arm length.

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6. Can you attest to beneficial water use under Certificate # 49557 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	1/4	1/4	Gov't Lot or DLC	Acres (if applicable)
					WM					
					WM					
					WM					
					WM					
					WM					
					WM					

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QWRD

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

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

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

NOTE: This cannot be a remaining right certificate.

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

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

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

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

-OR-

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

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

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

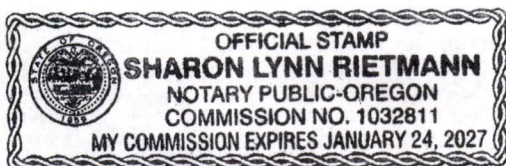
NOTE: Table 2 is located on Page 5

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OWRD

[Signature] FEL VD Melissa Lindsay 9-14-26
Affiant Signature Printed Name Date

SIGN HERE

Signed and sworn to (or affirmed) before me this 14th day of Sept, 2026.



[Signature]
Notary Public for Oregon

My Commission Expires: Jan. 24, 2027

Table 2. Supporting Documentation

Received

SEP 24 2026

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	

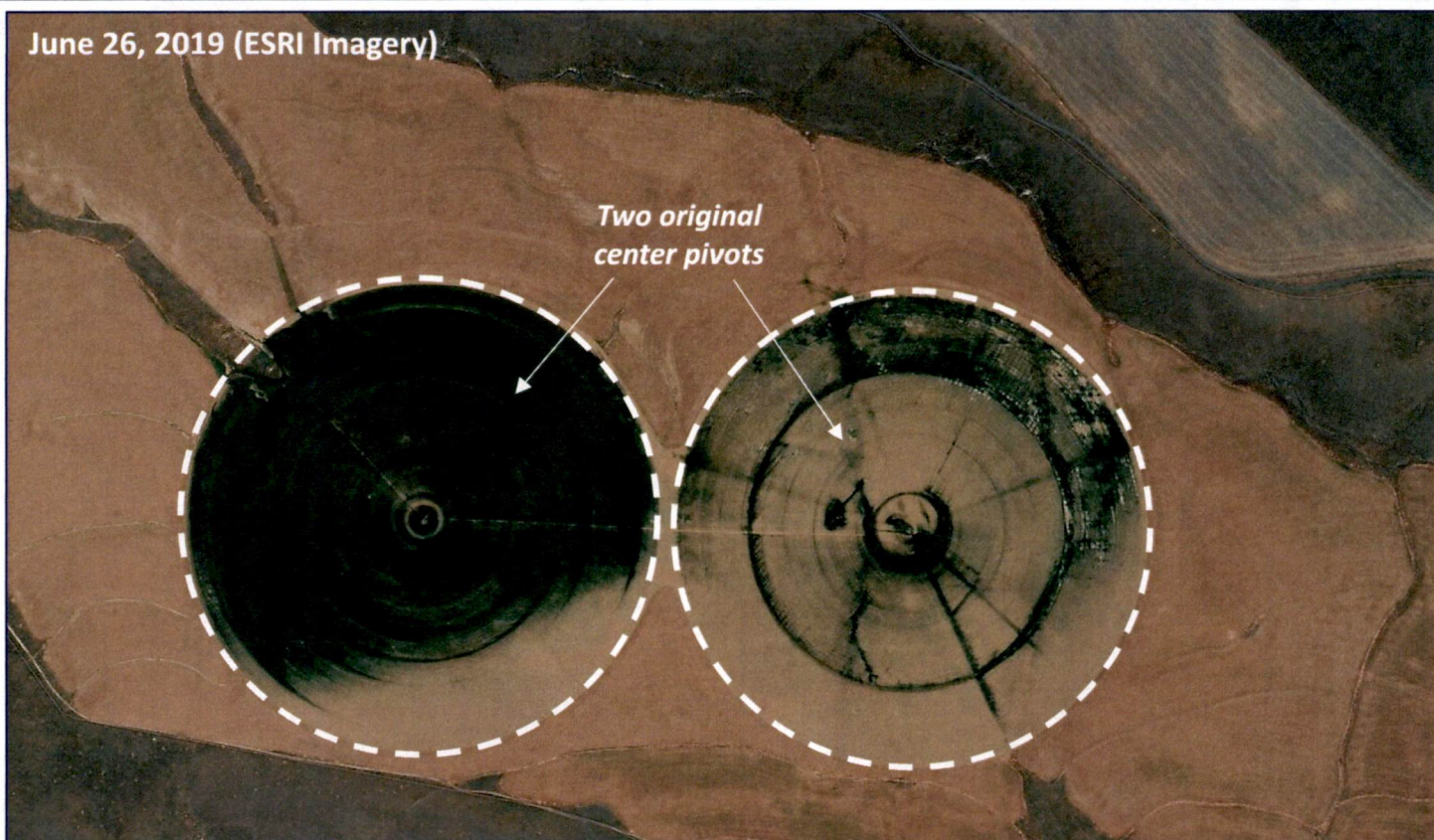
Table 2. Supporting Documentation

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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June 26, 2019 (ESRI Imagery)

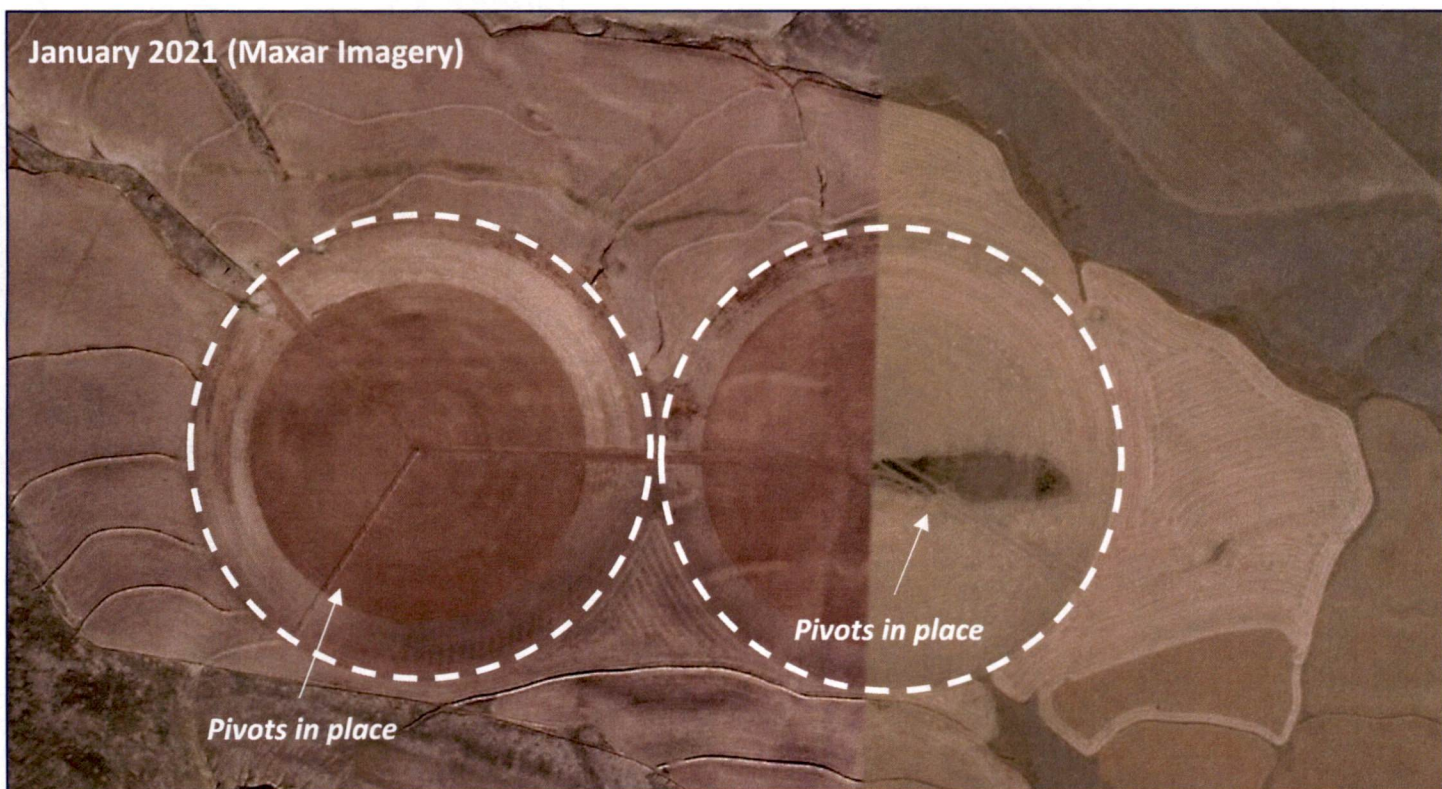
Two original
center pivots



January 2021 (Maxar Imagery)

Pivots in place

Pivots in place



CwM-H2O

Complete Water Management



311 B Ave, Suite P
Lake Oswego, Oregon 97034
(503) 954-1326

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OWRD

Historical Use of Certificates 49557
(use in original POU within last 5 years)

The approximate place of use boundary for the
certificate is shown by the white outline.

14932 -

August 2022 (Google Earth Imagery)

First pivot
shift north

October 2023 (Airbus Imagery)

Complete
transition north

CWM-H2O

Complete Water Management



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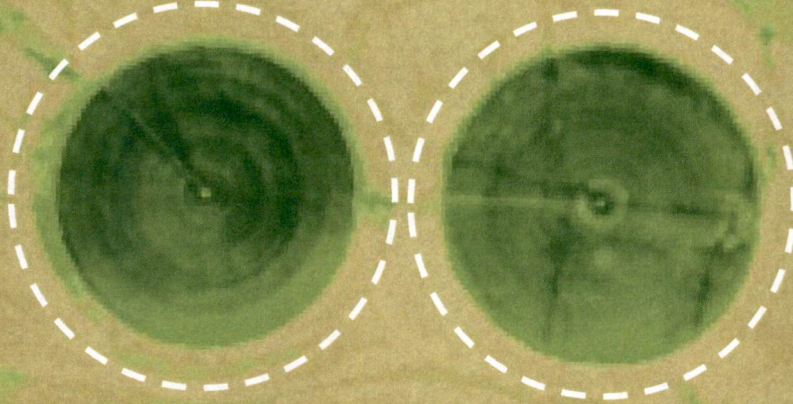
Historical Use of Certificates 49557
(use in original POU within last 5 years)

The approximate place of use boundary for the
certificate is shown by the white outline.

14932 -

Sentinel-2 Satellite NDVI (June 3, 2021)

Two original center
pivots active



Sentinel-2 Satellite NDVI (July 23, 2021)

Two original center
pivots active



CwM-H2O

Complete Water Management



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CWRD

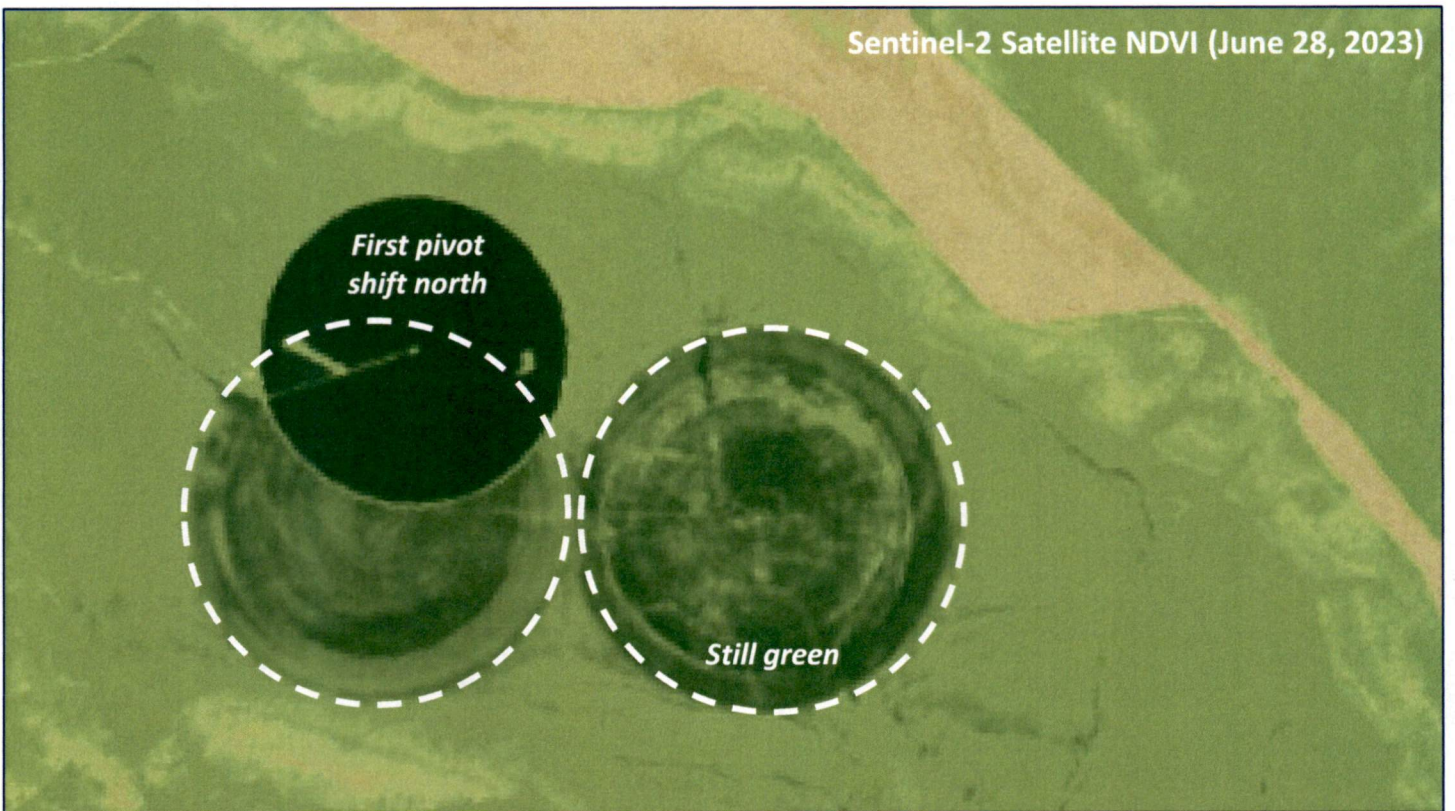
311 B Ave, Suite P
Lake Oswego, Oregon 97034
(503) 954-1326

Historical Use of Certificates 49557
(use in original POU within last 5 years)

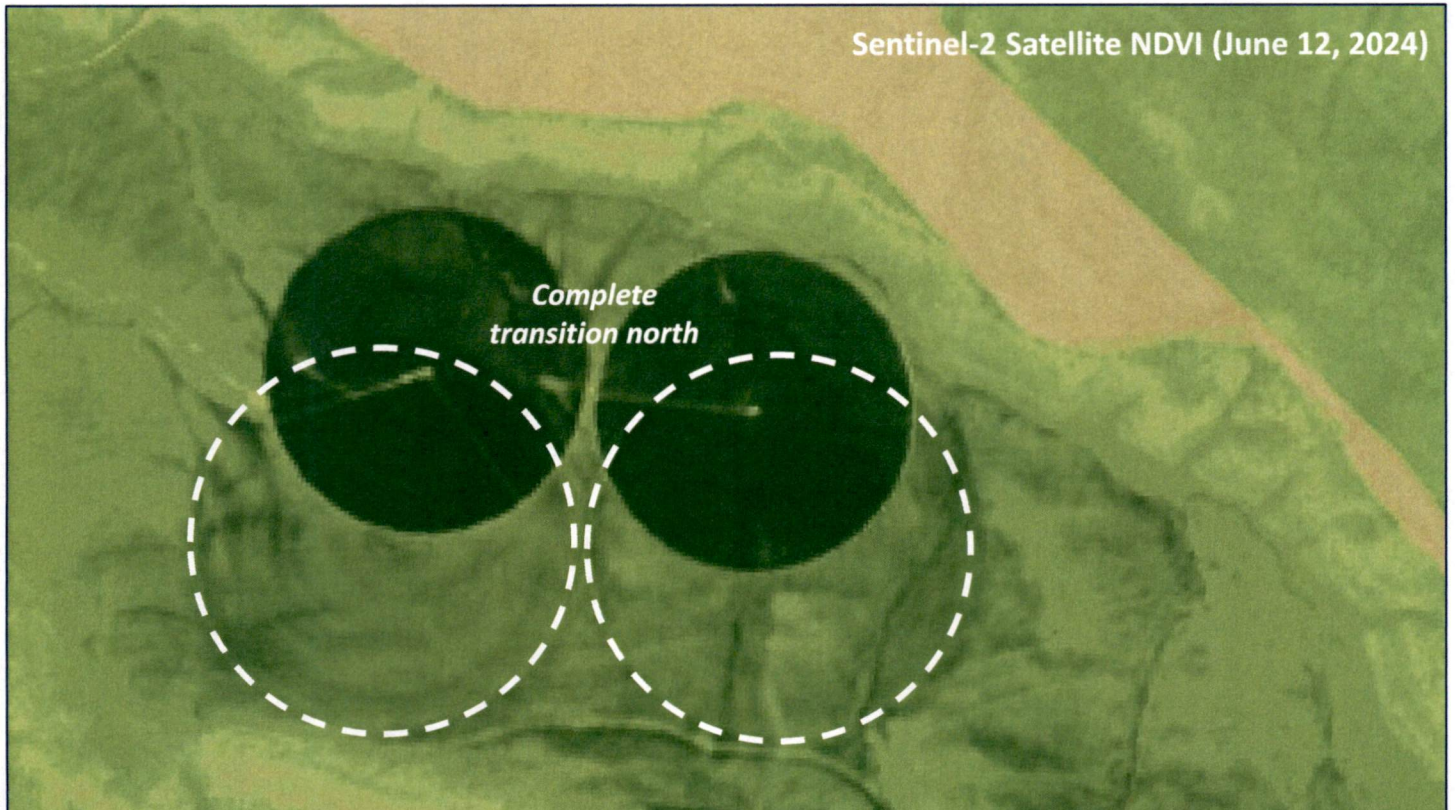
The approximate place of use boundary for the
certificate is shown by the white outline.

14932 -

Sentinel-2 Satellite NDVI (June 28, 2023)



Sentinel-2 Satellite NDVI (June 12, 2024)



CWM-H2O
Complete Water Management



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Lake Oswego, Oregon 97034
(503) 954-1326

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Historical Use of Certificates 49557
(use in original POU within last 5 years)

The approximate place of use boundary for the certificate is shown by the white outline.

ATT-3

LUCO-179-26

Land Use Information Form

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-2466
(503) 986-0900
www.oregon.gov/OWRD

Received

SEP 24 2026

NOTE TO APPLICANTSBY: MR

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

This form is NOT required if:PAID
55.00 P&P

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

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application.

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

Land Use Information Form

Received
SEP 24 2026
OWRD



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

NAME Fritz Cutsforth Land Co (c/o Melissa and Todd Lindsay)		PHONE		EMAIL	
MAILING ADDRESS 75655 Baseline Lane			CITY Heppner	STATE OR	ZIP 97836

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
1N	26E	36	S 1/2	4900	EFU	☒ Diverted	☒ Conveyed	☒ Used	Crops
1N	26E	36	SWNW	4900	EFU	☐ Diverted	☒ Conveyed	☒ Used	Crops
1N	26E	36	SENW	4900	EFU	☐ Diverted	☒ Conveyed	☒ Used	Crops
1N	26E	35	NESE	4900	EFU	☐ Diverted	☒ Conveyed	☒ Used	Crops
1N	26E	35	SESE	4900	EFU	☐ Diverted	☒ Conveyed	☒ Used	Crops
1N	27E	31	NWSW	2400	EFU	☐ Diverted	☒ Conveyed	☒ Used	Crops
1N	27E	31	SWSW	2400	EFU	☐ Diverted	☒ Conveyed	☒ Used	Crops
						☐ Diverted	☐ Conveyed	☐ Used	

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

Morrow County

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

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 3.34 (total) ☒ 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 seeks to shift the location of and downsize two center pivots described in Certificate 49557, and move the remaining acres to two smaller pivots connected to the same source well authorized under the water right.

See Page 4 ➔

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SEP 24 2026

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): 3.010
- ☐ 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:	
Outright use	3.010 (B)	☒ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

No permit(s) is required for farm use.

Name: Tamra J. Mabbett Title: Planning Director
 Signature: [Signature] Date: 7-23-26
 Government Entity: Morrow County Phone: 541-922-4624

Supplemental Form U ATT-4
**For Water Right Transfers Involving Irrigation
Within Portions of Morrow & Umatilla Counties**



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

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SEP 24 2026

T2N, R26-R28 T3N, R26-R30
T4N, R26-R30 T5N, R27-R3

**For transfers involving a change in place of
use and/or character of use submitted
under OAR Chapter 690, Division 380 or 385**

1. APPLICANT INFORMATION

NAME Fritz Cursforth Land Co (c/o Melissa and Todd Lindsay)		PHONE	ADDITIONAL CONTACT NO.
ADDRESS 75655 Baseline Lane			
CITY Heppner	STATE OR	ZIP 97836	E-MAIL igodwin@cwmh2o.com (agent, CwM-H2O, LLC, CWRE)
DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE. HOWEVER, ANY PROPOSED FINAL ORDER WILL BE SENT BY CERTIFIED MAIL AND ANY CERTIFICATE BY STANDARD MAIL.			

2. PLEASE READ – EXPLAINS WHY THIS FORM IS NEEDED

Within certain portions of the Umatilla Drainage Basin (i.e., Umatilla Basin), irrigation water rights have been issued that provide for the special use of Columbia River water under certain conditions. These are collectively referred to as “**Mid-C Water Rights**,” managed by the **Mid-Columbia Water Commission**. These rights are in the names of Columbia Improvement District and East Improvement District.

Water may only be used under a Mid-C water right where “Planned Irrigation” activity under the Mid-C right has been described on maps filed with the Watermaster by February 14 for the upcoming irrigation season. “Planned Irrigation” activity is coordinated with the water user and is determined on an annual basis and is authorized for a single irrigation season at a time.

The purpose of this form is to make transfer applicants aware of potential effects to transfers when the authorized “off” or “from” lands or proposed “on” or “to” lands become temporarily layered with “Planned Irrigation” under a Mid-C managed water right for an irrigation season. For more information, please read the permit conditions on any of the Mid-C water rights listed in Item #3, below.

3. DETERMINE LAYERING WITH Mid-C WATER RIGHTS –

may require a plat card search @ https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_platcard.aspx

West Side – all POUs mostly identical*

Application S-88161 / Permit S-55061

Application S-88162 / Permit S-54633

Application S-88288 / Permit S-55190*exception

Application S-88289 / Permit S-55192

East Side – all POUs mostly identical

Application S-88206 / Permit S-55114

Application S-88290 / Permit S-55262

Application S-88286 / Permit S-55263

Application S-88287 / Permit S-55167

Are any portions of the authorized OFF or proposed ON lands in the transfer application layered with one of the above identified Mid-C Water Rights?

☐ Yes **IF YES - provide the following additional information, and complete Item #4.**

☒ No **IF NO - you are done. Sign under Item #5 to complete the form.**

Mid-C Water Right Numbers (listed above) layered with lands in the transfer application: **Received**
SEP 24 2026

Water Right(s) Numbers included in the transfer application which are layered with Mid-C Water Rights: **OWRD**

4. RECOGNIZE POTENTIAL EFFECTS OF "PLANNED IRRIGATION" ON LAYERED LANDS IN TRANSFERS N/A

- ☐ Yes In order to prevent enlargement, I understand the authorized place of use (the "from" or "off" lands) described in the transfer application, if layered with "Planned Irrigation" activity under the Mid-C water rights, may not be transferred off (unlayered) during the irrigation season (only) as described on the annual February 14 maps filed with the watermaster.
- ☐ Yes In order to prevent enlargement, I understand that the proposed place of use (the "to" or "on" lands) described in the transfer application, if layered with "Planned Irrigation" activity under the Mid-C water rights, may not be transferred off (unlayered) during the irrigation season (only) as described on the annual February 14 maps filed with the watermaster.

COMMENTS OR ADDITIONAL INFORMATION:

5. APPLICANT'S SIGNATURE

I certify I have read the contents of this form, and that to the best of my knowledge the information provided in this **Supplemental Form U** is true and accurate.

[Signature]
Applicant signature

VP/CFO/Sec 9-23-26
Print Name (and Title if applicable) Date

SIGN HERE

14932 -

(1) OWNER:

Name FRITZ CUTSFORTH
Address HEPNER ORE

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☐
180" Diam. from 0 ft. to 68 ft. Gage 375
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(5) PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

Size of perforations in. by in.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☐ No

Manufacturer's Name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom?

Yield: gal./min. with ft. drawdown after hrs.
2000 " 220 " 14 "

Ball test gal./min. with ft. drawdown after hrs.
Artesian flow g.p.m.

Temperature of water 68 Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used CEMENT GROUT
Well sealed from land surface to 68 ft.
Diameter of well bore to bottom of seal 24 in.
Diameter of well bore below seal 16 in.
Number of sacks of cement used in well seal 3 CU YDS sacks
Number of sacks of bentonite used in well seal sacks
Brand name of bentonite
Number of pounds of bentonite per 100 gallons of water lbs./100 gals.
Was a drive shoe used? ☒ Yes ☐ No Plugs Size: location ft.
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? depth of strata
Method of sealing strata off
Was well gravel packed? ☐ Yes ☒ No Size of gravel:
Gravel placed from ft. to ft.

(10) LOCATION OF WELL: # 3

County MORROW Driller's well number SCAB PATC
NE 1/4 SW 1/4 Section T. 1N R. 27 E W.M.
Bearing and distance from section or subdivision corner

(11) WATER LEVEL: Completed well.

Depth at which water was first found 120 ft.
Static level 82 ft. below land surface. Date 6-7-71
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 16"

Depth drilled 668 ft. Depth of completed well 668 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
BROWN BASALT	0	40'	
GREEN ROCK	40	61'	
CEMENTED GRAVEL	61	74	
BLACK BASALT	74	82	
GREY BASALT	82	89	
GREEN ROCK	89	100	
BROWN BASALT	100	120	
RED ROCK	120	124	82'
GREY BASALT	124	132	
RED ROCK	132	136	
BLACK BASALT	136	157	
GREY BASALT	157	236	
RED ROCK	236	245	
BLACK ROCK	245	260	
RED ROCK	260	276	
BLACK BASALT	276	297	
GREY BASALT	297	322	
BROWN BASALT	322	328	

CONTINUED

Work started 5-26 1971 Completed 9-28 1971

Date well drilling machine moved off of well 9-28 1971

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Kenneth Moser Date 11-26, 1971
(Drilling Machine Operator)

Drilling Machine Operator's License No. 126

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name LARRY BURD
(Person, firm or corporation) (Type or print)

Address PO BOX 417 PENDLETON ORE

[Signed] Larry Burd
(Water Well Contractor)

Contractor's License No. 544 Date 11-4, 1971



Corporation Division
sos.oregon.gov/business

Received
SEP 24 2026

E-FILED

Jun 10, 2026

OREGON SECRETARY OF STATE

OWRD

REGISTRY NUMBER

11583010

REGISTRATION DATE

06/21/1976

BUSINESS NAME

FRITZ CUTSFORTH LAND CO.

BUSINESS ACTIVITY

FARMING AGRICULTURE

MAILING ADDRESS

75655 BASELINE LN
HEPPNER OR 97836 USA

TYPE

DOMESTIC BUSINESS CORPORATION

PRIMARY PLACE OF BUSINESS

75655 BASELINE LN
HEPPNER OR 97836 USA

JURISDICTION

OREGON

REGISTERED AGENT

MELISSA J LINDSAY
75655 BASELINE LN
HEPPNER OR 97836 USA

If the Registered Agent has changed, the new agent has consented to the appointment.

PRESIDENT

TODD R LINDSAY
75655 BASELINE LN
HEPPNER OR 97836 USA

SECRETARY

MELISSA J LINDSAY
75655 BASELINE LN
HEPPNER OR 97836 USA

14932 -



Corporation Division
sos.oregon.gov/business

Received
SEP 24 2026

OREGON SECRETARY OF STATE

OWBD

I declare, under penalty of perjury, that this document does not fraudulently conceal, fraudulently obscure, fraudulently alter or otherwise misrepresent the identity of the person or any officers, directors, employees or agents of the corporation on behalf of which the person signs. This filing has been examined by me and is, to the best of my knowledge and belief, true, correct, and complete. Making false statements in this document is against the law and may be penalized by fines, imprisonment, or both.

By typing my name in the electronic signature field, I am agreeing to conduct business electronically with the State of Oregon. I understand that transactions and/or signatures in records may not be denied legal effect solely because they are conducted, executed, or prepared in electronic form and that if a law requires a record or signature to be in writing, an electronic record or signature satisfies that requirement.

ELECTRONIC SIGNATURE

NAME

MELISSA JEAN LINDSAY

TITLE

PRESIDENT

DATE

06-10-2026

14932 -