

Application for Water Right Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. TYPE OF TRANSFER APPLICATION

Please c	heck one			
Permanent Transfer Temporary Transfer (1 to 5 yrs.) • total number of years: (begin year:) (end year:)	☐ Instream Transfer ☐ Permanent ☐ Time-Limited ☐ Drought Transfer ☐ Other	Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars)		
2. APP	LICANT INFORMATION	<u>N</u>		
Applicant: City of Harrisburg, by Bruce First Mailing Address: PO Box 378	e Cleeton, City Administ	Last		
Harrisburg	Oregon	97446		
City Phone:	State (541) 995-6655	Zip		
Fax: (541) 995-9244	Email Address: bcleeto	Other n@ci.harrisburg.or.us		
<u>3. A</u> 0	GENT INFORMATION	RECEIVED		
Agent: Adam	Sussman	SEP 2 4 2009		
First Mailing Address: GSI Water Solutions	s, Inc., 1600 Western Blvd.,	Suite 240 WATER RESOURCES DEPT SALEM, OREGON		
Corvallis	Oregon	97333		
Phone:	State 541-753-0745	Zip		
Fax: 541-754-4211	Email Address: asussm	nan@gsiwatersolutions.com		

- If an agent is listed above, please check <u>one</u> of the following:
 - C Please send all correspondence to Agent. Send copies of correspondence to Applicant; or
 - Please send all correspondence to Applicant. Send copies of correspondence to Agent.
- 1 10956

4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

List <u>all</u> water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Application / Decree	Permit / Previous Transfer	Certificate
1.	G-3693	G-3531	41999
2.			
3.			
4.			
5.			
6.			
hec	ach water right listed above all proposed change(s) is lace of Use	included in this transfer applicat Point of Diversion (POD)	
_ _ c	character of Use	☐ Point of Appropriation (PC	
I1	nstream Transfer	☐ Surface Water POD to Gro	, <u> </u>
\square S	ubstitution of Supplemental	Groundwater right for Primary S	Surface water right
H	listoric POD change	☐ Exchange	Other
Reas	on(s) for change(s): Add	Well 9 as an additional POA	for source flexibility.
	<u>5. V</u>	VATER DELIVERY SYSTE	<u>M</u>
<i>ne la</i> ivert	st 5 years. Include information, convey and apply the w		
		ient to demonstrate that the full quanted source and applied at the authors	

Water from Well 4 is pumped into two ground level storage tanks. After chlorination, water is pumped from the tanks into the distribution system by three booster pumps. Well 3 is in reserve. When in operation, water from Well 3 was pumped and distributed throughout the City.

■ System capacity: (See below) cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

Certificate 41999 is a municipal water right and is not subject to forfeiture. Well 4 has a submersible pump with a 4" discharge and a 7.5 HP motor. Well 3 was equipped with a submersible pump with a 4" discharge and a 10 HP motor.

is ready, willing, and able to exercise the right.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more Evidence of Use Affidavits (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) must include supporting documentation such as the following:
 - Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ► Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
 - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

	7. AFFECTED DISTRICTS
•	Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? C Yes • No
•	Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? C Yes No
1	Is 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? C Yes • No
	If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:
	N/A

8. LOCAL GOVERNMENTS

■ List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

City of Harrisburg, PO Box 378, Harrisburg, OR, 9	7446. RECEIVED
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109 <u>56</u>	WATER RESOURCES DEPT

Last revised: 4/2/2009 Transfer Application/3 FS

9. LAND OWNERSHIP

Does the applican	nt own the lands wh? • Yes	nere the portion of the water right	proposed for transfer is
	· · · · ·	nation. For Temporary Transfers	s. also include a
<u>notarized statem</u>	<u>ent granting conse</u> t	<u>nt</u> to the transfer from <u>each</u> of th	ne landowners (for
Permanent Trans	fers see Section 12	(c)):	
Names of Curren	t Landowner(s): Ap	plicant is a municipality	
Address:		First	Last .
	City	State	Zip
For place of use	changes:		
Does the app	licant own the land	s TO which the right is being tran	sferred?
C Yes	⊂ No	○ N/A - NOT APPLICABLE T	O INSTREAM TRANSFERS
If "No", provide	the following inform	nation:	
Names of Receiving	ing Landowner(s):_		
Address:		First	Last
Address:			
	City	State	Zip
Check one of the	following:		
The receiving final order is	g landowner will be issued. All notices	responsible for completion of the and correspondence should be set	proposed changes after the nt to this landowner.
C The applicant corresponden	t will remain respor ice should continue	nsible for completion of changes. to be sent to the applicant and app	Notices and plicant's agent.
○ N/A. (Not ap)	plicable. Application	on is for an Instream Water Right	Transfer
	10. Oth	er Remarks (optional)	
	1 "	ect, including infrastructure, finance 10 year period to complete the cha	C 1 C
transfer applica	ation.		
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Last revised: 4/2/2009

11. ATTACHMENTS

Check each of the following attachments included with this application.

The application will be returned if all required attachments are not included.

Supplemental Form A Description of Proposed Change(s) to a Water Right

X separate Supplemental Form A is enclosed for each water right to be affected by this transfer.

Supplemental Form B Evidence of Use Affidavit(s)

- X At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), and
- ▼ The Evidence of Use Affidavit must be accompanied by supporting documentation.

Map

The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.

Temporary Transfer or Historical POD Change

A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

- The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
- N/A. The application does **not** involve a change in point of appropriation or a change from surface water to ground water, so water well reports are **not** required.)

Land Use Information For Proposed Changes:

For Instream Transfers:

Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (For instream transfers a Land Use Information Form is not required.)

For All Other Transfers:

X Land Use Information Form is enclosed; or

- All of the following criteria are met, therefore a Land Use Information Form is not required:
 - In EFU zone or irrigation district,
 - 2 Change in place of use only,
 - No structural changes needed, including diversion works, delivery facilities, other structures, and
 - Irrigation only.

Fees:

 $\overline{\times}$ Amount enclosed: \$ $\frac{1,200.00}{}$

See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

Instream Water Right Transfers, also include:

Supplemental Form C Instream Water Right Transfer

Complete this form to describe the desired nature and attributes for the proposed instream water right.

Temporary Transfers, also include:

Recorded Deed:

The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted. **RECEIVED**

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Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for all named deed holders, or other parties, with an interest in the water right.

Included a check payable to the O	regon Water Resources Department for the appropriate amount.	
	12. SIGNATURES	
Check <u>one</u> of the following, as ap	propriate, and sign the application in the signature box below:	
In accordance with OAR 690-33 of a permanent transfer and up for the proposed transfer, I (we the following landownership in pursue the transfer: (This repo	80-3000(13)(a), I (we) understand that prior to Department approval pon my receipt of a draft Preliminary Determination (DPD) (ve) will be required [pursuant to OAR 690-380-4010(5)] to provide information and evidence demonstrating that I (we) are authorized to cort must be prepared no earlier than 3 months prior to the date of the late of recording of a water right conveyance agreement.)	
last three months; (b) A copy of written notifica holders on the subject lands water right conveyance agreement has identification of the owner submitted; and (c) If the landowner identified notarized statement conse identified in the report or an	d lien information that has been prepared by a title company within the ation of the proposed transfer provided by the applicant to all lien as unless the report of ownership and lien information shows that a element has been recorded for the subject lands. If a water right been recorded for the subject lands, a copy of the agreement and of the lands at the time the agreement was recorded must be in the report of ownership and lien information is not the applicant, a senting to the transfer (attached) signed by the landowner in authorized representative of the entity to whom the interest in the yed as identified in a water right conveyance agreement or other	
absence of the consent of th I (we) affirm that interest in th landowner, and documents, incl and lien information, and any rec (we are) authorized to pursue the	le water right has been conveyed to someone other than the luding a water right conveyance agreement, report of ownership quired lienholder notification are enclosed, demonstrating that I ame transfer. I (we) understand that we may be required to provide	
▼ I (we) affirm that the applicant right is in the name of the mun	t is a municipality, as defined in ORS 540.510(3)(b), and that the nicipality or a predecessor. Therefore, pursuant to OAR 690-380-DT required to provide the above described report of ownership and	
acquiring the property to whic condemnation. Documentation Therefore, pursuant to OAR 690 described report of ownership an	t is an entity with the authority to condemn property and is the water right proposed for transfer is appurtenant by is provided with this application supporting this statement. 0-380-3000(13)(c), the applicant is NOT required to provide the above and lien information. (NOTE: Such an entity may only apply for if it has filed a condemnation action to acquire the property.	
affidavits of consent from any ot	porary transfer and a copy of the deed for the "from" land (and SEP 2 ther landowners, if applicable) is enclosed. WATER RESOLUTION SALEM, CONTAINED IN THE CO	PCES DE
Juce Cleton signature	Bruce Chetsa City Administrator 9/8/09 applicant name and title if applicable (print) date	

name and title if applicable (print)

applicant

date

City of Harrisburg Proposed Construction for Well 9

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Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Total well depth	Anticipated depth of ~ 300 feet
Type of access port or measuring device	34" port
Est. depth to water bearing stratum	Sand layers from approximately 60 to 300 feet
Est. depth to water	Anticipate a static water level of 20 to 40 feet
Seal depth	Anticipate 50 to 100 feet
Intervals casing is perforated (in feet)	Anticipate 40 feet of screen
No. of feet of casing	Anticipate 260 feet of casing
Type and size of casing	Anticipate 10-inch steel casing
Diameter	Anticipate 16-inch borehole
If an existing well, OWRD Well Log ID No. (or Well ID Tag No.)	N/A
Well already built? (Yes/No)	No (Well 9)

Notes: Proposed construction presented above is based on anticipated depth to and production capacity of the target aquifer; final construction of the proposed well may differ based on information collected during drilling. Additional Remarks: The existing points of appropriation, Well 3 and Well 4, are completed in and produce groundwater from sand for water right permitting purposes. As such, the proposed additional point of appropriation, Well 9, will be completed in and produce layers within the Willamette Aquifer and Willamette Confining Unit. Based on discussions with the Department (Marc Norton, 8/24/2009), these sand layers are hydraulically connected (to some degree) and are considered a single groundwater source (aquifer) groundwater from the same aquifer as the existing points of appropriation.

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City of Harrisburg Supplemental Form A

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WATER RESOURCES DEPT SALEM, OREGON

Last revised: 7/27/2007

Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

•	Certificate Number or other identifying num	nber: Certificate 41999
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1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
Change (The old point of diversion or appropriation will not be used for the	☐ <u>All</u> of the right will be exercised at a different location than currently	Proposed new use:
portion of the water right affected by the transfer.)	authorized (Use of water at the current location will be	☐ Municipal
Additional (Both the old and new points of diversion	discontinued.) ☐ Only a portion of the	☐ Quasi-municipal ☐ Commercial
or appropriation will be used for the portion of the water right affected by the transfer.)	right will be exercised at a different location than currently authorized	☐ Industrial
☐ Historic Point of Diversion or	(Use of water at the current location will be	☐ Instream (complete and attach Supplemental Form C)
Appropriation Change (Unauthorized point of diversion or appropriation	discontinued.)	Domestic (indicate number of households)
used for more than 10 years.) Surface Water to Ground		☐ Other
Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.)		Substitution (A supplemental ground water right will be substituted for a primary surface water right.)
☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government		☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)
action.) Exchange (Water from		RECEIVED
another source will be used in exchange for supplying an equal amount of replacement		SEP 2 4 2009
water to that source.)		WATER RESOURCES DEF

2. CURRENT WATER RIGHT INFORMATION

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

✓ Certificated Right	41999	G-3531
	Certificate Number	Permit Number or Decree Name
Adjudicated,		
Non-certificated Right	Name of Decree	Page Number
Permit for which Proof has	S	
been Approved	Permit Number	Date Claim of Beneficial Use Submitted
Transferred Right for which	ch	
Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted
 Name on Permit, Certificate 	e, or Decree: City of Harrish	ourg
County: Linn		
 Authorized Use(s) to be Aff 	ected by Transfer: Municip	al
. ,		
Priority Date(s): October 5,	1966	
If there are multiple Priority provided on pages 3 throug associated with each of the	h 6 of this form must ident	ify which priority date is
appropriation and places of	1 1 1	,
- G () CW7 () 1 A G	c 11 m c Cround	hyptor (Cortificate 41000)
Source(s) of Water to be Af	fected by Transfer: Ground	water (Certificate 4 1999)
Tributary to: N/A		
•	s listed on the water right	any information provided on
	•	rce is associated with each of
		propriation and places of use.
For applications proposing	a Change in Place of Use	or Character of Use:
Are there Other Water Rig with this land?	hts, Permits or Ground Wa	ater Registrations associated
□ Yes □ No ☑	N/A – No Change in Place	of Use or Character of Use
If "Yes", what are the Perm	it, Registration or Certifica	ate Numbers?
Pursuant to ORS 540.510, a	ny "layered" water use or	a right that is supplemental to
a primary right proposed fo cancelled, except as provide	<u>r transfe</u> r must be include d	d in the transfer or be RECEIV
	0 0.00 22 10(0)	SEP 2 4 2

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•	Certificate Number or other identifying number:	Certificate 41999

The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
Linn 14186	Well 4, 10-5-1966	15 S	4 W	WM	16	SE NE	5600	South 24 degrees West 2560 feet from SW Corner, Section 10
Linn 14129	Well 3, 10-5-1966	15 S	4 W	WM	10	NE SW	2500	North 57 degrees East 2810'

•	Does the water rig	ht being transferre	ed involve a gro	ound water source(s)?
---	--------------------	---------------------	------------------	-----------------------

☑ Yes ☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is **clearly** labeled and associated with the corresponding well in the table above and on the accompanying application map. (<u>NOTE</u>: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

<u>or</u>

B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation - (Only needed if no well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

	· P····y····s ··FI	pricarion map.							
OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
See well logs								RECEIV	'En
								SEP 2 4 2	
							WAT	ER RESOURCE SALEM, OREG	S DEPT

 Certificate Number 	r or other identifying number:	Certificate 41999
Will the ENTIRE water	right be affected by this trans	sfer? 🗸 Yes 🗌 No
If "Yes", the remainder o	this page does not need to be o	completed. Go on to the next page.
, ,	<u>-</u>	y for those places of use that are ter right to be affected by the change.)

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

Attach additional pages as necessary.

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¹ / ₄ ¹ / ₄ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
					_		
					_		
							DECEWER
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							GALLIII, OITE
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	• Cer	tificate N	Number or	other ic	lentify	ing n	umber:	Certific	ate 41999	9	<u> </u>	
Sur acc	vey coor ompany Locatio	roposed ordinates ing appli	3. PROPO changes to described ication map oposed Poi	the wa below s p. Attac int(s) o	ter rig should ch add	ght inv accu itional	volving rately o l pages	point(s) o correspon as necessa propriat	of diversion of to the party. ion:	on and/or oints sho	wn on the	ation.
			s) of diversion is table onl y				<i>it of Di</i> v	□ N/A – I version_or	nstream Wa Appropria	iter Right I tion is bei	ransfer ng propose	d.)
	urce	Townshij		Mer	Sec	1/4	i ¼ ction	Tax Lot, DLC or Gov't Lot		Survey C inates from a	oordinates a recognized s ner)	
Vell 9		15 S	4 W	WM	15	SW,	SE	3300	3,950' S and 1,3	360' W from NE co	orner of Sec. 15, T1	5S, R4W, WM
			-									
	well liste If "! well the t http: follo	(s) alread above. Yes", att or if we table belowwww. No", des owing tab	tach and cleell log(s) and cleell log(s) and cleent constants. It is a constant cons	cted? early lare not a : You m us)	□ Ye whel the control of the contr	s ble, de erch fo	respondescribe r well lo	ding well the const ogs on the or the pro	N/A - No log(s) for truction of Department posed web	o propose each pro f the well nt's web p	ed well(s) posed (s) using page at:	
Wel	ll number:	s in this lis	f Proposed sting must be sying applica	clearly i	tied to					bed in the to	able above a	nd
Well ready ouilt? es/No)	If an e well, C Well Log (or Well No. L	OWRD g ID No. l ID Tag	Diameter	Type ar size of casing	f fo	lo. of eet of asing	Interva casing perforat (in fee	is Seal ted depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
ease	see Atta	chment								F	ECEIV	ED
	1				1				1			1

31101	vn on the accompa	nying applica	шоп тар.							
Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Please	see Attachment							5	ECEIV	ED
								I	SEP 2 4 2	l
									R RESOUR SALEM, ORE	ES DEPT
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ication map. A	ttach addition	al pages a	s neces	sary.		on the acc	
ocation of Pro NOTE: Comple	-						· Right Transfer
Source	Township	Range	Mer	Sec	¹ / ₄ ¹ / ₄ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
change propose	d						
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		_					
				-			
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					_		SEP 2 4 CONS
						1010	ECENED SEP 2 4 2009 SER RESOURCES SALEM ORES



September 22, 2009

Dorothy Pedersen Oregon Water Resources Department 725 Summer St. NE, Suite A Salem, OR 97301-1261

Dear Ms. Pedersen,

GSI Water Solutions, Inc. is an authorized agent for the City of Harrisburg (City), with respect to the attached transfer application for certificate 41999. Water right certificate 41999 is held by the City and allows use of 0.24 cfs from Well 3 and 0.5 cfs from Well 4 for municipal use. The purpose of the transfer is to add proposed Well 9 as an additional point of appropriation. Due to the complexity of the project, including infrastructure, financing, permitting, and related issues, the City requests a 10 year period to complete the changes proposed in the transfer application.

We have included a check for the appropriate transfer fee of \$1,200.00, plus \$125.00 for an estimate under the reimbursement authority program, for a total check in the amount of \$1,325.00.

If you have any questions or concerns about this transfer application or the request for an estimate under the reimbursement program, please call me at 503-753-0745, extension 201, or send an e-mail to <u>ASussman@GSIWaterSolutions.com</u>.

Sincerely,

GSI Water Solutions, Inc.

Adam Sussman

Senior Water Right Consultant

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WATER RESOURCES DEPT SALEM, OREGON

Cc: Bruce Cleeton, City of Harrisburg