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

# Application for Permit Amendment or Ground Water Registration Modification

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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## 1. TYPE OF APPLICATION

Please check one of the following:

Permit Amendment       Ground Water Registration Modification

## 2. APPLICANT INFORMATION

Name: Oregon Military Department; James Willeford  
First Last

Address: P.O. Box 14350

Salem Oregon 97309-5047  
City State Zip

Phone: 503-584-3861  
Home Work Other

Fax: 503-584-3584 E-Mail address: james.willeford@us.army.us

## 3. AGENT INFORMATION

*(The agent listed is authorized to represent the applicant in all matters relating to this application.)*

Name: Tikker Engineering Inc.  
First Last

Address: 9384 W. Overland Rd

Boise ID 83709  
City State Zip

Phone: 208-658-0218  
Home Work Other

Fax: 208-658-0219 E-Mail address: dougr@tikkerengineering.com

▪ If an agent is listed above, please check one of the following:

Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; **RECEIVED**

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Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

**Permit Amendments**

- If you propose to amend multiple permits under this application, a separate set of pages 3 through 7 must be provided for each permit. (***NOTE: Concurrent changes to a water right must be filed separately on a transfer application.***)

**Ground Water Registration Modifications**

- You may propose modification of only one ground water registration per application, unless the ground water registrations to be modified are layered. See OAR 690-382-0300(2) for further information. (***NOTE: Concurrent changes to a water right must be filed separately on a transfer application.***)

**4. TYPE OF AMENDMENT OR MODIFICATION PROPOSED**

Please check **all** of the following that apply:

Point of Diversion or Appropriation	Place of Use	Character of Use
<p><input type="checkbox"/> <b>Change</b> (The old point of diversion or appropriation will <b>not</b> be used for the portion of the water right affected by the amendment or modification.)</p> <p><input checked="" type="checkbox"/> <b>Additional</b> (Both the old <b><i>and</i></b> new points of diversion or appropriation will be used for the portion of the water right affected by the amendment or modification.)</p> <p style="text-align: center;"><b><u>Not Available for Ground Water Registrations</u></b></p> <p><input type="checkbox"/> <b>Surface Water Diversion to Ground Water Appropriation</b> (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will <b>not</b> be used.)</p>	<p><input type="checkbox"/> <b>All of the Permit or Registration will be exercised at a different location than currently authorized</b> (Use of water at the current authorized location will be discontinued.)</p> <p><input type="checkbox"/> <b>Only a portion of the Permit or Registration will be exercised at a different location than currently authorized</b> (Use of water at a <u>portion</u> of the current authorized location will be discontinued.)</p>	<p style="text-align: center;"><b><u>Not Available for Permit Amendments</u></b></p> <p><b>Change existing authorized use to the following proposed <u>new</u> use:</b></p> <p><input type="checkbox"/> Irrigation</p> <p><input type="checkbox"/> Municipal</p> <p><input type="checkbox"/> Quasi-municipal</p> <p><input type="checkbox"/> Commercial</p> <p><input type="checkbox"/> Industrial</p> <p><input type="checkbox"/> Domestic (indicate number of households): _____</p> <p><input type="checkbox"/> Other _____</p>

- Reason(s) for amendment/modification(s): Additional wells are required to obtain the required flow rate. A total of 3 production wells and 3 injection wells will be needed.

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**5. CURRENT PERMIT OR REGISTRATION INFORMATION**

Permit or Registration to be Amended/Modified (check and complete one of the following):

<input checked="" type="checkbox"/>	Permit to be Amended:	<u>G-16476</u> Permit Number	<u>April 23, 2009</u> Current Completion Date of Permit
<input type="checkbox"/>	Ground Water Registration to be Modified:	_____	<i>NOTE: Concurrent changes to a water right must be filed separately on a transfer application.</i>
		Ground Water Registration Number	

- Name on Permit or Registration: Oregon Military Department
- County: Malheur
- Authorized Use(s) to be affected by this Amendment/Modification: Industrial use,  
Geo-thermal heating and cooling
- Priority Date(s): November 13, 2007

*If there are multiple Priority Dates identified on the Permit or Registration, any information provided on pages 4 through 7 must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- All Source(s) of Water to be affected by this Amendment/Modification: \_\_\_\_\_  
Snake River Basin, well MALH 53555

Tributary to: Snake River Basin

*If there are multiple Sources listed on the Permit or Registration, any information provided on pages 4 through 7 must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

**For an application proposing a Change in Place of Use or Character of Use:**

- Are there any other "Layered" Water Rights, Permits, or Ground Water Registrations issued for Irrigation purposes that are appurtenant to the same place of use as the Permit or Registration being Amended/Modified?  Yes  No  N/A -No Change in Use or Place of Use

If "Yes", , the other "layered" water uses subject to transfer must either change concurrently or be cancelled, except as provided in OAR 690-380-2240(5). See ORS 540.510, OAR 690-380-2240 and OAR 690-382-0200 for further information.

- Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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The following information must be provided only for those points of diversion or appropriation that are involved in the permit amendment or ground water registration modification (i.e., list only the portion of the permit/registration you propose to amend/modify.) 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 permit or ground water registration.

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**  
 (i.e., the allowed point(s) of diversion/appropriation that will be affected by the proposed amendment/modification or the authorized point(s) of diversion or appropriation that serves the lands being transferred, if applicable)

Permit/Registration Number	Source	Location	Range	Mer	Sec	Section	Acres	Other
MALH 53555	Groundwater 11-13-2007	18 S	47E	WM	9	NE SE	500	

- Does the permit/registration being amended/modified involve a ground 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 each point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map.  
 (NOTE: You may search for well logs on the Department's website at: [www.wrd.state.or.us](http://www.wrd.state.or.us))
- or
- B. If a well log is not 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.

Permit/Registration Number	Direction	Depth	No. of Wells	Construction	Material	Other	Remarks	Other
MALH 53555								

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**6. PROPOSED PERMIT AMENDMENT OR REGISTRATION MODIFICATION**

- Describe proposed changes to the permit or registration involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

**Location of Proposed Point(s) of Diversion or Appropriation:** (i.e., the "TO" point(s) of diversion/appropriation)  
 (NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Well Number	Well Type	Depth	Well Construction	Well Diameter	Well Orientation	Well Depth	Survey Coordinates
MALH 53556	18S	47	WM	9	NE SE	500	
MALH 53568	18S	47	WM	9	NE SE	500	
MALH53625	18S	47	WM	9	NE SE	500	
MALH53626	18S	47	WM	9	NE SE	500	
MALH53627	18S	47	WM	9	NE SE	500	

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed?  Yes  No  N/A - No proposed well(s) listed above.

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below.

(NOTE: You may search for well logs on the Department's website at: [www.wrd.state.or.us](http://www.wrd.state.or.us))

If "No", describe the anticipated construction for the proposed well(s) in the following table:

**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.

Well Number	Well Type	Well Diameter	Well Construction	Well Depth	Well Orientation	Well Depth	Well Construction	Well Diameter	Well Construction	Well Depth

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**7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS**

- Are any of the Permit(s) or Registration(s) proposed for amendment/modification located within or served by an irrigation or other water district?  Yes  No
- Will any of the Permit(s) or Registration(s) be located within or served by an irrigation or other water district after the proposed amendment/modification?  Yes  No
- Is water for any of the Permit(s) or Registration(s) supplied under a water service agreement or other contract for stored water with a federal agency?  Yes  No

*If "Yes", for any of the above, list the name and mailing address of the district and/or agency:*

City of Ontario, Oregon 444 S.W. 4<sup>th</sup> St. Ontario, Oregon 97914

Malheur County Oregon 251 B St. West Vale, Oregon 97918

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the right(s) are located).

City of Ontario, Oregon 444 S.W. 4<sup>th</sup> St. Ontario, Oregon 97914

Malheur County Oregon 251 B St. West Vale, Oregon 97918

**8. PERMIT HOLDER OF RECORD**

*This section is to be completed only for Permit Amendment applications.*

*N/A – This is a Ground Water Registration Modification application.*

- Is the applicant the permit holder of record?  Yes  No

If "No", the applicant must either:

A. Be assigned as a permit holder of record by submitting a completed **Request for Assignment** form and the required statutory fee for an assignment;

**or**

B. Submit an **Affidavit of Consent** from the permit holder of record that gives permission for the applicant to amend the permit.

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600 N. G. ST. ASTORIA, OR 97103





## 10. ATTACHMENTS

*Check each of the following attachments included with this application.  
The application will be returned if all required attachments are not included.*

### **Map:**

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

### **Land Use Information Form:**

- Enclosed; *or*
- Not required if **all** of the following are met:
- ① In EFU zone or irrigation district;
  - ② Change in place of use only;
  - ③ No structural changes needed, including diversion works, delivery facilities, other structures; *and*
  - ④ Irrigation only.

### **Water Well Reports/Well Logs:**

- The application involves 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.

### **Fees:**

- Amount enclosed: \$1200.00  
See the Department's Fee Schedule at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml) or call (503) 986-0900.

### **For Permit Amendments Only...**

#### **Request for Assignment:**

- Enclosed. The applicant is **NOT** the permit holder of record and needs to be assigned to the permit; **OR** the landowner of the proposed place of use is **NOT** the permit holder of record and needs to be assigned to the permit.

*The Request for Assignment form is available online at:  
[www.wrd.state.or.us/OWRD/PUBS/forms.shtml](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml) ; *or**

- N/A. The applicant is the permit holder of record and owns or controls the proposed place of use; **OR** the applicant is **not** the permit holder of record but **is** supplying an Affidavit of Consent from the permit holder.

#### **Affidavit of Consent:**

- Enclosed. Because the applicant is **NOT** the permit holder of record, an Affidavit of Consent is being supplied that gives permission for the applicant to amend the permit; *or*
- N/A. Not required because the applicant is the permit holder of record.

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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 persons listed as the applicant.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

**11. SIGNATURES**

- **For Ground Water Registration Modification Applications only, check the appropriate one and sign the application in the signature box below:**

**In accordance with OAR 690-382-0400(16)(a), I (we) understand that prior to Department approval of a modification and upon my receipt of a draft Preliminary Determination, I (we) will be required to provide the following landownership information and evidence demonstrating that I (we) am authorized to pursue the modification:**

- (a) A report prepared by a title company that includes a legal description of the subject lands (i.e. the "from" lands or lands to be affected by the modification) and lists who the landowner(s) was:
- Within 3 months of issuance of the draft Preliminary Determination (unless there is a recorded water right conveyance agreement) **OR**
  - Within 3 months of the recording of any water right conveyance agreement on the subject lands, if applicable, or show ownership at the time the water right conveyance was recorded (also include a copy of the recorded conveyance agreement).


**AND**

- (b) Notarized statements consenting to the modification signed by all persons, other than the applicant, who are named on or assigned to the ground water registration, who are landowners identified in the ownership report, or who are authorized representatives to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement. Other documentation demonstrating that the applicant is authorized to pursue the modification may be submitted in the absence of consent.

**I (we) affirm that 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.** Therefore, pursuant to OAR 690-382-0400(16)(b), the applicant is **NOT** required to provide the above described report of ownership information.

**I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the ground water registration proposed for modification is appurtenant by condemnation.** Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-382-0400(16)(c), the applicant is **NOT** required to provide the above described report of ownership information. (NOTE: Such an entity may only apply for recognition of a modification under this subsection if it has filed a condemnation action to acquire the property and deposited the funds with the court as required by ORS 35.265.)

- **For both Permit Amendment and Ground Water Registration Modification Applications, I (we) affirm that the information contained in this application is true and accurate.**

 applicant signature	Gary Van Drew name (print)	2/2/10 date
_____ applicant signature	_____ name (print)	_____ date

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FEBRUARY 8, 2010