

*Assigned*  
 Name Dee V. Doman  
 By \_\_\_\_\_  
 Address Star Route 2, Box 3321  
Burns, OR. 97732  
 \_\_\_\_\_  
 \_\_\_\_\_

Application No. G 9017

Permit No. G G 8592

Certificate No. 82369 *82369*

Stream Index, Page No. 10-44

*See file G 9018 + G 9019  
 275 / 34 E - 96d*

FEES PAID		
Date	Amount	Receipt No.
11-20-78	141.00	7567
FEES REFUNDED		
Date	Amount	Check No.

Date filed November 20, 1978  
 Priority November 20, 1978  
 Action suspended until ~~\_\_\_\_\_~~  
 Return to applicant \_\_\_\_\_  
 Date of approval JUL 13 1979

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page
10-17-79	Connecticut Gen. Life Ins. Co	910 Stemmons Tower N Dallas TX 75207	6	609

**CONSTRUCTION**

Date for beginning JUL 13 1980  
 Date for completion OCT 1 1980  
 Extended to \_\_\_\_\_  
 Date for application of water OCT 1 1981  
 Extended to \_\_\_\_\_

**REMARKS**

**CARD FOR A JUL 18 1980**  
**CARD FOR B OCT 22 1980**  
**Card for C APR 14 1982**

**PROSECUTION OF WORK**

Form "A" filed 5-13-80  
 Form "B" filed 5-13-80  
 Form "C" filed Oct 9, 1981

*refer to GW when "A" comes in*

**FINAL PROOF**

Blank mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Date certificate issued 10/4/2006

Form B (690-9-77)

Application No. G-9017  
G-9018  
G-9017

NOTICE OF COMPLETION OF CONSTRUCTION

G-8592  
G-8573  
G-8594

I, DEE V. DOMAN, the holder of Permit No. G-8592  
to appropriate the public waters of the state of Oregon, completed the construction of the works described  
therein on the SUMMER day of 1979

Remarks: If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed develop-  
ment, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 13 day of MAY, 1980  
[Signature] (Signature of Applicant) SAME (Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

Form C (690-9-77)

**IMPORTANT**—This form is a notice to the Water Resources Director that permittee is ready to make **final proof** to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the **final proof** inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. G-9017

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, D.V. Doman, the holder of Permit No. G-8592-G-8593  
to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in G-8594  
accordance with the terms of said permit, on the 1 day of June

Remarks: This is for G-8592 G-8593-8594  
all of these wells were used to irrigate  
during this year (1981)

IN WITNESS WHEREOF, I have hereunto set my hand this 7 day of October,  
[Signature] BY: [Signature]

RECEIVED  
OCT 8 1981  
WATER RESOURCES DEPT  
SALEM, OREGON

NO FEE

RECEIVED  
APR 28 1982  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
MAY 13 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

OK  
CMT

**Form C** (690-9-77)

**IMPORTANT**—This form is a notice to the Water Resources Director that permittee is ready to make **final proof** to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the **final proof** inspection and survey which will be made in response to the filing of this Form C.

**NOTE:** In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 6-9017

**NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE**

D.V. Doman

the holder of Permit No. 6-8592-6559

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1 day of June

Remarks:

This is for 6-8592 6-8593-8594  
all of these wells were used to irrigate  
during this year (1981)

IN WITNESS WHEREOF, I have hereunto set my hand this 7 day of October

D.V. Doman

BY: Betty H. Wilson

1 Rt 2 Hwy 78 Burns Oregon 97220

(Signature of Applicant)

Betty H. Wilson, Assistant Secretary

(Address)

RECEIVED  
OCT 9 1981  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
APR 23 1982  
WATER RESOURCES DEPT  
SALEM, OREGON

6-8592

6-8592

RECEIVED

1  
Lo bond 93-07652 in 6-4-79 ls



# Oregon

Tina Kotek, Governor

G 9017

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

September 11, 2023

GOLDEN RULE FARMS INC.  
PO BOX 255  
CHRISTMAS VALLEY, OR 97641

REFERENCE: Transfer Application T-13942

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Corey Courchane by telephone at (503) 979-3917 or by e-mail at [Corey.A.Courchane@oregon.gov](mailto:Corey.A.Courchane@oregon.gov).

Sincerely,

Julie C. Baustian  
Water Rights Services Support  
Transfers and Conservation Section

cc: J R. Johnson, Watermaster Dist. # 10 (via email)  
Harney County  
Elizabeth Howard, Lindsay Thane, Agent

Enclosure



- c) "Groundwater level declines in the basin are the result of over-allocation and are a serious concern for all groundwater users."
3. Not all the issues raised by the commenters address the criteria for review of a water right transfer as per OAR 690-380-4010 and approval of a transfer application under OAR 690-380-5000. Some of the comments described in Finding of Fact (FOF) #2 raise public interest issues. Under Oregon Law, water right transfers are not subject to a public interest review. Rather, the statutory basis for approving a water right transfer application is relatively narrow and confined to the department finding or determining:
  - a) The water right proposed for transfer is a water use subject to transfer;
  - b) The portion of the water right proposed for transfer is not cancelled due to forfeiture for non-use pursuant to ORS 540.610;
  - c) The proposed transfer would not result in enlargement of the water right proposed for transfer; and
  - d) The proposed transfer would not result in injury to other water rights.
4. On March 23, and April 5, 2022; the Department contacted the applicant's agents by written correspondence to notify the applicant and the applicant's agents of deficiencies in the application. The measured distances provided in the application tables for proposed Well 4 (HARN 52517), were inconsistent with the measured distances provides on the application maps. Additionally, the locations in the application materials provided for proposed Well 1 (HARN 52720) and proposed Well 4 (HARN 52517), are inconsistent with well locations established by Department staff on October 22, 2019. The Department requested that revised tables and maps be submitted.
5. On May 11, 2022, the Department contacted the applicant's agents by written correspondence requesting that revisions to the application be submitted. The Department requested that the revisions be submitted by May 23, 2022.
6. On May 19, 2022, the Department received revisions to the application and maps, resolving the deficiencies.
7. On February 16, 2023, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-13942 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of March 20, 2023, for the applicant to respond.
8. On March 24, 2023, the applicant requested to extend the date for completion of full beneficial use of the water to October 1, 2026. The applicant also requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

9. On July 6, 2023, the Department issued a Preliminary Determination proposing to approve Transfer T-13942 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on July 11, 2023, and in the Burn Times Herald newspaper on July 19 and 26, 2023 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

10. The first right to be transferred is as follows:

**Certificate:** 88299 in the name of CONNECTICUT GENERAL LIFE INSURANCE CO.  
(perfected under Permit G-8593)

**Use:** IRRIGATION OF 27.4 ACRES

**Priority Date:** JUNE 4, 1979

**Rate:** 0.25 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** WELL 2A in the MALHEUR LAKE BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NW NW	800 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	9	NE NW	20.0
27 S	34 E	WM	9	NW NW	7.4
Total					27.4

11. The Department received information from the applicant that better describes the location of the authorized point of diversion for Certificate 88299, identified as Well 2 under Certificate 95617, as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NW	WELL 2 – ADDITIONAL - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9



9. Transfer Application T-13942 proposes to move the authorized point of appropriation from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	1.8 mi.
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	1.7 mi.
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21	2.4 mi.
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.0 mi.
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.1 mi.

10. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	17	SW SW	17.7
27 S	34 E	WM	18	SE SE	6.1
27 S	34 E	WM	19	NE NE	1.0
27 S	34 E	WM	20	NW NW	2.6
Total					27.4

11. The second right to be transferred is as follows:

**Certificate:** 93236 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-17183)

**Use:** IRRIGATION OF 28.7 ACRES

**Priority Date:** SEPTEMBER 27, 2012

**Rate:** 0.48 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SIXTIETH of one cubic foot per second, and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** WELL 1 (HARN 1495) AND WELL 3 (HARN 51851) A WELL in the SOUTH FORK MALHEUR RIVER BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 (HARN 1495) - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 (HARN 51851) - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	9	SW SE	28.7

12. Transfer Application T-13942 proposes to move the authorized points of appropriation from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximated distance from original points of appropriation in miles (mi.)	
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	WELL 1	WELL 3
						2.1 mi.	1.9 mi.
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	2.1 mi.	1.9 mi.
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21	2.4 mi.	1.9 mi.
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.3 mi.	1.9 mi.
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.3 mi.	1.9 mi.

13. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	20	NE NW	7.6
27 S	34 E	WM	20	NW NW	6.7
27 S	34 E	WM	20	SW NW	6.8
27 S	34 E	WM	20	SE NW	7.6
Total					28.7

14. The portion of the third right to be transferred is as follows:

**Certificate:** 95616 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-8592)  
**Use:** IRRIGATION OF 16.0 ACRES  
**Priority Date:** NOVEMBER 20, 1978  
**Rate:** 0.20 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.  
**Source:** FOUR WELLS IN THE MALHEUR LAKE BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 – ADDITIONAL - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 – ADDITIONAL - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9
27 S	34 E	WM	9	NW SW	WELL 4 (AKA WELL 1A) – ORIGINAL - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 – ADDITIONAL - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	9	NW NW	7.3
27 S	34 E	WM	9	SE SE	8.7
Total					16.0

15. Transfer Application T-13942 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20

Approximate distance from original points of appropriation in miles (mi.)				
Wells	WELL 1 (HARN 1495)	WELL 2 (HARN 1488)	WELL 3 (HARN 51851)	WELL 4 (AKA WELL 1A) (HARN 1494)
WELL 1 (HARN 52719)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 2 (HARN 52795)	2.1 mi.	1.8 mi.	1.9 mi.	1.5 mi.
WELL 3 (HARN 52796)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 4	2.4 mi.	2.4 mi.	1.9 mi.	2.0 mi.
WELL 5	2.1 mi.	1.8 mi.	1.9 mi.	1.4 mi.

16. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	17	SW SW	11.9
27 S	34 E	WM	18	SE SE	4.1
Total					16.0

17. The fourth right to be transferred is as follows:

**Certificate:** 95617 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-8593)

**Use:** IRRIGATION OF 206.0 ACRES

**Priority Date:** JUNE 4, 1979

**Rate:** 1.88 CUBIC FEET PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

**Source:** FOUR WELLS IN MALHEUR LAKE BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE-NE	WELL 1 – ADDITIONAL - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 – ORIGINAL - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9
27 S	34 E	WM	9	NW SW	WELL 4 – ADDITIONAL - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 – ADDITIONAL - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
27 S	34 E	WM	4	NE SW		5.3
27 S	34 E	WM	4	NW SW		28.9
27 S	34 E	WM	4	SW SW		35.9
27 S	34 E	WM	4	SE SW		37.1
27 S	34 E	WM	4	SW SE		9.6

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
27 S	34 E	WM	6	NE NE	1	5.0
27 S	34 E	WM	6	NW NE	2	5.0
27 S	34 E	WM	6	SW NE		5.0
27 S	34 E	WM	6	SE NE		5.0
27 S	34 E	WM	9	NW NE		7.3
27 S	34 E	WM	9	NE NW		19.3
27 S	34 E	WM	9	NW NW		6.6
27 S	34 E	WM	9	NE SE		5.0
27 S	34 E	WM	9	NW SE		3.7
27 S	34 E	WM	9	SW SE		9.3
27 S	34 E	WM	9	SE SE		18.0
Total						206.0

18. Transfer Application T-13942 proposes to move the authorized points of appropriation from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20

Approximate distance from original points of appropriation in miles (mi.)				
Wells	WELL 1 (HARN 1495)	WELL 2 (HARN 1488)	WELL 3 (HARN 51851)	WELL 4 (HARN 1494)
WELL 1 (HARN 52719)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 2 (HARN 52795)	2.1 mi.	1.8 mi.	1.9 mi.	1.5 mi.
WELL 3 (HARN 52796)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 4	2.4 mi.	2.4 mi.	1.9 mi.	2.0 mi.
WELL 5	2.1 mi.	1.8 mi.	1.9 mi.	1.4 mi.

19. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	18	SW SE	0.2
27 S	34 E	WM	18	SE SE	0.2
27 S	34 E	WM	19	NE NE	33.5
27 S	34 E	WM	19	NW NE	32.1
27 S	34 E	WM	19	SE NE	32.8
27 S	34 E	WM	20	SW NE	14.1
27 S	34 E	WM	20	SE NE	7.3
27 S	34 E	WM	20	NE NW	16.2

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	20	NW NW	12.0
27 S	34 E	WM	20	SW NW	12.1
27 S	34 E	WM	20	SE NW	16.2
27 S	34 E	WM	20	NE SE	10.2
27 S	34 E	WM	20	NW SE	19.1
Total					206.0

20. The fifth right to be transferred is as follows:

**Certificate:** 95618 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-17034)

**Use:** IRRIGATION OF 230.0 ACRES

**Priority Date:** DECEMBER 18, 2008

**Rate:** 2.87 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 2.42 CFS FROM WELL 1 (HARN 1495) AND 2.87 CFS FROM WELL 2, WELL 3 (HARN 51851), AND WELL 4 IN ANY COMBINATION NOT TO EXCEED 2.87 CFS

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

**Period of Use:** MARCH 1 THROUGH OCTOBER 31

**Source:** WELL 1 (HARN 1495), WELL 2, WELL 3 (HARN 51851), AND WELL 4 IN MALHEUR LAKE BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 (HARN 1495) -- ORIGINAL - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 -- ADDITIONAL - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9
27 S	34 E	WM	9	NW SW	WELL 4 -- ADDITIONAL - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 (HARN 51851) -- ADDITIONAL - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	9	NE NE	22.1
27 S	34 E	WM	9	NW NE	30.0
27 S	34 E	WM	9	SW NE	31.3
27 S	34 E	WM	9	SE NE	37.4
27 S	34 E	WM	9	NE SE	29.8
27 S	34 E	WM	9	NW SE	31.4
27 S	34 E	WM	10	NW NW	4.0
27 S	34 E	WM	10	SW NW	35.6

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	10	SE NW	8.4
Total					230.0

21. Transfer Application T-13942 proposes to move the authorized points of appropriation from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20

Approximate distance from original points of appropriation in miles (mi.)				
Wells	WELL 1 (HARN 1495)	WELL 2 (HARN 1488)	WELL 3 (HARN 51851)	WELL 4 (HARN 1494)
WELL 1 (HARN 52719)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 2 (HARN 52795)	2.1 mi.	1.8 mi.	1.9 mi.	1.5 mi.
WELL 3 (HARN 52796)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 4	2.4 mi.	2.4 mi.	1.9 mi.	2.0 mi.
WELL 5	2.1 mi.	1.8 mi.	1.9 mi.	1.4 mi.

22. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	17	SW NW	27.4
27 S	34 E	WM	17	NW SW	27.5
27 S	34 E	WM	18	SE NE	31.6
27 S	34 E	WM	18	NE SE	32.0
27 S	34 E	WM	18	NW SE	33.7
27 S	34 E	WM	18	SW SE	33.6
27 S	34 E	WM	18	SE SE	7.9
27 S	34 E	WM	20	SW NE	8.8
27 S	34 E	WM	20	SE NE	7.2
27 S	34 E	WM	20	NE SE	8.4
27 S	34 E	WM	20	NW SE	11.9
Total					230.0

23. The sixth right to be transferred is as follows:

**Certificate:** 95619 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-17264)

**Use:** PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

**Priority Date:** DECEMBER 20, 2012

**Rate:** 0.7 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Period of Use:** MARCH 1 THROUGH OCTOBER 31

**Source:** WELL 1 (HARN 1495), WELL 2 (HARN 1488), WELL 3, AND WELL 4 IN SOUTH FORK MALHEUR RIVER BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 (HARN 1495) – ORIGINAL - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 (HARN 1488) – ORIGINAL - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9
27 S	34 E	WM	9	NW SW	WELL 4 – ADDITIONAL - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 – ADDITIONAL - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
27 S	34 E	WM	4	NE SW		5.3
27 S	34 E	WM	4	NW SW		28.9
27 S	34 E	WM	4	SW SW		35.9
27 S	34 E	WM	4	SE SW		37.1
27 S	34 E	WM	4	SW SE		9.6
27 S	34 E	WM	6	NE NE	1	5.0
27 S	34 E	WM	6	NW NE	2	5.0
27 S	34 E	WM	6	SW NE		5.0
27 S	34 E	WM	6	SE NE		5.0
27 S	34 E	WM	9	NW NE		7.3
27 S	34 E	WM	9	NE NW		19.3
27 S	34 E	WM	9	NW NW		6.6
27 S	34 E	WM	9	NE SE		5.0
27 S	34 E	WM	9	NW SE		3.7
27 S	34 E	WM	9	SW SE		9.3
27 S	34 E	WM	9	SE SE		18.0
Total						206.0



24. Transfer Application T-13942 proposes to move the authorized points of appropriation from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20

Approximate distance from original points of appropriation in miles (mi.)				
Wells	WELL 1 (HARN 1495)	WELL 2 (HARN 1488)	WELL 3 (HARN 51851)	WELL 4 (HARN 1494)
WELL 1 (HARN 52719)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 2 (HARN 52795)	2.1 mi.	1.8 mi.	1.9 mi.	1.5 mi.
WELL 3 (HARN 52796)	2.3 mi.	2.1 mi.	1.9 mi.	1.7 mi.
WELL 4	2.4 mi.	2.4 mi.	1.9 mi.	2.0 mi.
WELL 5	2.1 mi.	1.8 mi.	1.9 mi.	1.4 mi.

25. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	18	SW SE	0.2
27 S	34 E	WM	18	SE SE	0.2
27 S	34 E	WM	19	NE NE	33.5
27 S	34 E	WM	19	NW NE	32.1
27 S	34 E	WM	19	SE NE	32.8
27 S	34 E	WM	20	SW NE	14.1
27 S	34 E	WM	20	SE NE	7.3
27 S	34 E	WM	20	NE NW	16.2
27 S	34 E	WM	20	NW NW	12.0
27 S	34 E	WM	20	SW NW	12.1
27 S	34 E	WM	20	SE NW	16.2
27 S	34 E	WM	20	NE SE	10.2
27 S	34 E	WM	20	NW SE	19.1
Total					206.0

26. The seventh right to be transferred is as follows:

**Certificate:** 95663 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-17183)  
**Use:** IRRIGATION OF 51.3 ACRES  
**Priority Date:** SEPTEMBER 27, 2012  
**Rate:** 0.85 CUBIC FOOT PER SECOND

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SIXTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

**Period of Use:** APRIL 1 THROUGH OCTOBER 31

**Source:** A WELL IN SOUTH FORK MALHEUR RIVER BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	6	SW NE	1530 FEET SOUTH AND 1330 FEET WEST FROM THE NE CORNER OF SECTION 6

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
27 S	34 E	WM	6	NE NE	1	12.9
27 S	34 E	WM	6	NW NE	2	12.8
27 S	34 E	WM	6	SW NE		12.8
27 S	34 E	WM	6	SE NE		12.8
Total						51.3

27. Transfer Application T-13942 proposes to move the authorized points of appropriation from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	2.2 mi.
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	2.1 mi.
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21	3.5 mi.
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.8 mi.
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.8 mi.

28. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	20	SW NE	3.4
27 S	34 E	WM	20	SE NE	2.8
27 S	34 E	WM	20	NE NW	10.3

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	20	NW NW	9.1
27 S	34 E	WM	20	SW NW	9.1
27 S	34 E	WM	20	SE NW	9.5
27 S	34 E	WM	20	NE SW	0.3
27 S	34 E	WM	20	NE SE	3.2
27 S	34 E	WM	20	NW SE	3.6
Total					51.3

29. The eighth right to be transferred is as follows:

**Certificate:** 95664 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-10397)  
**Use:** IRRIGATION OF 17.3 ACRES  
**Priority Date:** SEPTEMBER 29, 1983  
**Rate:** 0.22 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
**Source:** ONE WELL IN MALHEUR LAKE BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	6	SW NE	1530 FEET SOUTH AND 1330 FEET WEST FROM THE NE CORNER OF SECTION 6

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
27 S	34 E	WM	6	NE NE	1	4.4
27 S	34 E	WM	6	NW NE	2	4.3
27 S	34 E	WM	6	SW NE		4.3
27 S	34 E	WM	6	SE NE		4.3
Total						17.3

30. Transfer Application T-13942 proposes to move the authorized point of appropriation from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
27 S	34 E	WM	17	SW NW	WELL 2 (HARN 52795) - 0 FEET SOUTH AND 150 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	2.2 mi.

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance from original point of appropriation in miles (mi.)
27 S	34 E	WM	17	SW NW	WELL 5 - 545 FEET NORTH AND 260 FEET EAST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 18	2.1 mi.
27 S	34 E	WM	20	SE NE	WELL 4 - 175 FEET NORTH AND 130 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 20 AND 21	3.5 mi.
27 S	34 E	WM	20	NE NW	WELL 1 (HARN 52719) - 10 FEET SOUTH AND 930 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.8 mi.
27 S	34 E	WM	20	NW NW	WELL 3 (HARN 52796) - 130 FEET SOUTH AND 1570 FEET WEST FROM THE 1/4 CORNER BETWEEN SECTIONS 17 AND 20	2.8 mi.

31. Transfer Application T-13942 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	17	NW SW	0.2
27 S	34 E	WM	17	SW SW	6.3
27 S	34 E	WM	18	SE SE	5.4
27 S	34 E	WM	19	NE NE	1.8
27 S	34 E	WM	20	SW NE	0.2
27 S	34 E	WM	20	SE NE	0.1
27 S	34 E	WM	20	NW NW	2.9
27 S	34 E	WM	20	NE SW	0.2
27 S	34 E	WM	20	NW SW	0.2
Total					17.3

***Transfer Review Criteria [OAR 690-380-4000(14), 690-380-4010(2) and OAR 690-380-2110(2)]***

32. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
33. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-13942.
34. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
35. The proposed points of appropriation develop groundwater from the same aquifer as the authorized points of appropriation, as required by OAR 690-380-2110(2).
36. The proposed changes would not result in enlargement of the rights.

37. The proposed changes would not result in injury to other water rights.

38. All other application requirements are met.

### **Conclusions of Law**

The changes in points of appropriation, additional points of appropriation, and changes in places of use proposed in Transfer Application T-13942 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

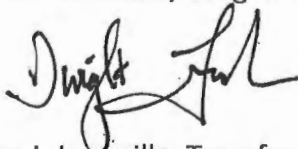
### **Now, therefore, it is ORDERED:**

1. The changes in points of appropriation, additional points of appropriation, and changes in places of use proposed in Transfer Application T-13942 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 88299, 93236, 95616, 95617, 95618, 95619, 95663, and 95664, and any related decree.
3. Water right Certificates 88299, 93236, 95616, 95617, 95618, 95619, 95663, and 95664 are cancelled. A new certificate will be issued describing that portion of Certificate 95616 not affected by this transfer.
4. Under Certificate 88299, the quantity of water diverted at the new points of appropriation (Well 1 (HARN 52719), Well 2 (HARN 52795), Well 3 (HARN 52796), Well 4, and Well 5), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 2A).
5. Under Certificate 93236, the quantity of water diverted at the new points of appropriation (Well 1 (HARN 52719), Well 2 (HARN 52795), Well 3 (HARN 52796), Well 4, and Well 5), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 (HARN 1495) and Well 3 (HARN 51851)).
6. Under Certificate 95616, the quantity of water diverted at the new additional points of appropriation (Well 1 (HARN 52719), Well 2 (HARN 52795), Well 3 (HARN 52796), Well 4, and Well 5), together with that diverted at the original points of appropriation (Well 1 (HARN 1495), Well 2 (HARN 1488), Well 3 (HARN 51851), and Well 4 (AKA Well 1A)(HARN 1494), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 (HARN 1495), Well 2 (HARN 1488), Well 3 (HARN 51851), and Well 4 (AKA Well 1A)(HARN 1494).
7. Under Certificates 95617, 95618, and 95619, the quantity of water diverted at the new points of appropriation (Well 1 (HARN 52719), Well 2 (HARN 52795), Well 3 (HARN 52796), Well 4, and Well 5), shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 (HARN 1495), Well 2 (HARN 1488), Well 3 (HARN 51851), and Well 4 (HARN 1494).

8. Under Certificates 95663 and 95664, the quantity of water diverted at the new points of appropriation (Well 1 (HARN 52719), Well 2 (HARN 52795), Well 3 (HARN 52796), Well 4, and Well 5), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well (HARN 52819)).
9. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
10. The former places of use of the transferred rights shall no longer receive water under the rights.
11. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
12. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
13. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated in Salem, Oregon on

**SEP 11 2023**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources Department

Mailing date: SEP 12 2023

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GOLDEN RULE FARMS INC.  
PO BOX 255  
CHRISTMAS VALLEY, OR 97641

confirms the right to the use of water perfected under the terms of Permit G-8592. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the wells(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: FOUR WELLS IN THE MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 127.2 ACRES

MAXIMUM RATE: 1.59 CUBIC FEET PER SECOND

DATE OF PRIORITY: NOVEMBER 20, 1978

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 – ADDITIONAL - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 – ADDITIONAL - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9
27 S	34 E	WM	9	NW SW	WELL 4 (AKA WELL 1A) – ORIGINAL - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 – ADDITIONAL - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	8	SE NE	23.4
27 S	34 E	WM	9	SW NW	34.1
27 S	34 E	WM	9	SE NW	30.7
27 S	34 E	WM	9	NE SW	29.0
27 S	34 E	WM	9	NW SW	10.0
Total					127.2

Water use measurement conditions:

- A. The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device approved by the Director at each point of appropriation (new and existing).
- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the water master shall request access upon reasonable notice.

The quantity of water diverted at the additional points of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for the measuring line, adequate to determine the water level elevation in the well at all times.

The water user shall maintain a weir, meter, or suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

This certificate describes that portion of water right Certificate 95616, State Record of Water Right Certificate 95616, NOT modified by the provisions of an order of the Water Resources Director entered SEP 11 2023, approving Transfer Application T-13942.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.



The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

SEP 11 2023

WITNESS the signature of the Water Resources Director, affixed \_\_\_\_\_



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources Department



# Oregon

Kate Brown, Governor

G-9017

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

October 27, 2017

GOLDEN RULE FARMS INC.  
PO BOX 255  
CHRISTMAS VALLEY, OR 97641

REFERENCE: Transfer Application T-12411

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in character of use or change in place of use **NOT** carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Kelly Starnes, by telephone at (503) 986-0886 or by e-mail at [Patrick.K.Starnes@oregon.gov](mailto:Patrick.K.Starnes@oregon.gov).

Sincerely,

Marissa Andrews  
Water Right Services Support

cc: J R. Johnson, Watermaster Dist. #10 (via email)  
John A. Short, Agent  
Landowners (other or receiving)

Enclosure



**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of Transfer Application            )  
T-12411, Harney County                        )    FINAL ORDER  
  )    APPROVING ADDITIONAL POINTS  
  )    OF APPROPRIATION AND A  
  )    CHANGE IN PLACE OF USE

**Authority**

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department’s procedures and criteria for evaluating transfer applications.

**Applicant**

GOLDEN RULE FARMS INC.  
PO BOX 255  
CHRISTMAS VALLEY, OR 97641

**Findings of Fact**

1. On June 20, 2016, GOLDEN RULE FARMS INC. filed an application for additional points of appropriation and a change in place of use under Certificates 82369, 91366, 91367, and 91448. The Department assigned the application number T-12411.
2. Notice of the application for transfer was published on June 28, 2016, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. One June 21, 2017, the agent for the applicant submitted an amended application and maps.
4. On June 27, 2017, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-12411 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of July 26, 2017, for the applicant to respond. The applicant requested the completion date be extended to October 1, 2023 and for the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. On September 7, 2017, the Department issued a Preliminary Determination proposing to approve Transfer Application T-12411 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on September 12, 2017, and in the Burns Times-Herald newspaper on September 13 and 20, 2017, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.

6. The first right to be transferred is as follows:

**Certificate:** 82369 in the name of CONNECTICUT GENERAL LIFE INSURANCE COMPANY. (perfected under Permit G-8592)  
**Use:** IRRIGATION OF 143.2 ACRES  
**Priority Date:** NOVEMBER 20, 1978  
**Rate:** 1.79 CUBIC FEET PER SECOND  
**Limit/Duty:** The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.  
**Source:** WELL 1A, within the MALHEUR LAKE BASIN

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NW SW	WELL 4 (AKA WELL 1A) - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	8	SE NE	27.5
27 S	34 E	WM	9	SW NW	37.6
27 S	34 E	WM	9	SE NW	40.0
27 S	34 E	WM	9	NE SW	28.6
27 S	34 E	WM	9	NW SW	9.5
Total					143.2

7. Transfer Application T-12411 proposes additional points of appropriation with the approximate distances from the existing point of appropriation listed in the table below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distances
27 S	34 E	WM	9	NE NE	WELL 1 - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9	0.60 mile
27 S	34 E	WM	9	NE NW	WELL 2 - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9	0.48 mile
27 S	34 E	WM	9	SE SE	WELL 3 - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9	0.70 mile

8. Transfer Application T-12411 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	8	SE NE	23.4
27 S	34 E	WM	9	NW NW	7.3
27 S	34 E	WM	9	SW NW	34.1
27 S	34 E	WM	9	SE NW	30.7
27 S	34 E	WM	9	NE SW	29.0
27 S	34 E	WM	9	NW SW	10.0
27 S	34 E	WM	9	SE SE	8.7
Total					143.2

9. The amount of water available for the 7.3 acres in the NW¼ NW¼, Section 8, T27S, R34E, WM, will be used to make up for a deficiency in rate from Certificate 88299.

10. The second right to be transferred is as follows:

**Certificate:** 91366 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-8593)

**Use:** IRRIGATION OF 206.0 ACRES

**Priority Date:** JUNE 4, 1979

**Rate:** 1.88 CUBIC FEET PER SECOND

**Limit/Duty:** The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

**Sources:** WELL 1 AND WELL 2, within the MALHEUR LAKE BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 (ADDITIONAL) - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NW NW	WELL 2 (ORIGINAL) - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	4	SW NW	2.0
27 S	34 E	WM	4	NE SW	5.3
27 S	34 E	WM	4	NW SW	33.1
27 S	34 E	WM	4	SW SW	40.0
27 S	34 E	WM	4	SE SW	37.3
27 S	34 E	WM	4	SW SE	10.9
27 S	34 E	WM	9	NW NE	39.7
27 S	34 E	WM	9	NE NW	20.0
27 S	34 E	WM	9	NW NW	17.7
Total					206.0

11. Transfer Application T-12411 proposes additional points of appropriation with the approximate distances from the existing points of appropriation listed in the table below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Well 1	Distance from Well 2
27 S	34 E	WM	9	SE SE	WELL 3 - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9	0.67 mile	1.00 mile
27 S	34 E	WM	9	NW SW	WELL 4 - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9	0.60 mile	0.48 mile

12. Transfer Application T-12411 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	4	NE SW	5.3
27 S	34 E	WM	4	NW SW	28.9
27 S	34 E	WM	4	SW SW	35.9
27 S	34 E	WM	4	SE SW	37.1
27 S	34 E	WM	4	SW SE	9.6
27 S	34 E	WM	6	SW NE	20.0
27 S	34 E	WM	9	NW NE	7.3
27 S	34 E	WM	9	NE NW	19.3
27 S	34 E	WM	9	NW NW	6.6
27 S	34 E	WM	9	NE SE	5.0
27 S	34 E	WM	9	NW SE	3.7
27 S	34 E	WM	9	SW SE	9.3
27 S	34 E	WM	9	SE SE	18.0
Total					206.0

13. The third right to be transferred is as follows:

**Certificate:** 91367 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-17034)  
**Use:** IRRIGATION OF 230.0 ACRES  
**Priority Date:** DECEMBER 18, 2008  
**Rate:** 2.87 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 2.42 CFS FROM WELL 1 (HARN 1495) AND 2.87 CFS FROM WELL 3 (HARN 51851), IN ANY COMBINATION NOT TO EXCEED 2.87 CFS  
**Limit/Duty:** The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.  
**Period of Use:** MARCH 1 THROUGH OCTOBER 31  
**Sources:** TWO WELLS within the MALHEUR LAKE BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	SE SE	WELL 3 - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	9	NE NE	23.5
27 S	34 E	WM	9	SW NE	40.0
27 S	34 E	WM	9	SE NE	40.0
27 S	34 E	WM	9	NE SE	25.6
27 S	34 E	WM	9	NW SE	40.0
27 S	34 E	WM	10	NW NW	4.1
27 S	34 E	WM	10	SW NW	38.4
27 S	34 E	WM	10	SE NW	18.4
Total					230.0

14. Transfer Application T-12411 proposes additional points of appropriation with the approximate distances from the existing points of appropriation listed in the table below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Well 1	Distance from Well 3
27 S	34 E	WM	9	NE NW	WELL 2 - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9	0.50 mile	0.67 mile
27 S	34 E	WM	9	NW SW	WELL 4 - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9	0.60 mile	0.70 mile

15. Transfer Application T-12411 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
27 S	34 E	WM	9	NE NE	22.1
27 S	34 E	WM	9	NW NE	30.0
27 S	34 E	WM	9	SW NE	31.3
27 S	34 E	WM	9	SE NE	37.4
27 S	34 E	WM	9	NE SE	29.8
27 S	34 E	WM	9	NW SE	31.4
27 S	34 E	WM	10	NW NW	4.0
27 S	34 E	WM	10	SW NW	35.6
27 S	34 E	WM	10	SE NW	8.4
Total					230.0

16. The fourth right to be transferred is as follows:

**Certificate:** 91448 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-17264)  
**Use:** PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES  
**Priority Date:** DECEMBER 20, 2012  
**Rate:** 0.70 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.  
**Period of Use:** MARCH 1 THROUGH OCTOBER 31  
**Sources:** WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) within the SOUTH FORK MALHEUR RIVER BASIN

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	WELL 1 - 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 - 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9



**Authorized Place of Use:**

PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
27 S	34 E	WM	4	SW NW	4	2.0
27 S	34 E	WM	4	NE SW		5.3
27 S	34 E	WM	4	NW SW		33.1
27 S	34 E	WM	4	SW SW		40.0
27 S	34 E	WM	4	SE SW		37.3
27 S	34 E	WM	4	SW SE		10.9
27 S	34 E	WM	9	NW NE		39.7
27 S	34 E	WM	9	NE NW		20.0
27 S	34 E	WM	9	NW NW		17.7
Total						206.0

17. Transfer Application T-12411 proposes additional points of appropriation with the approximate distances from the existing points of appropriation listed in the table below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Well 1	Distance from Well 2
27 S	34 E	WM	9	SE SE	WELL 3 - 505 FEET NORTH AND 730 FEET WEST FROM THE SE CORNER OF SECTION 9	0.67 mile	1.00 mile
27 S	34 E	WM	9	NW SW	WELL 4 - 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER OF SECTION 9	0.60 mile	0.48 mile

18. Transfer Application T-12411 also proposes to change the place of use of the right to:

PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE						
Twp	Rng	Mer	Sec	Q-Q	Acres	
27 S	34 E	WM	4	NE SW	5.3	
27 S	34 E	WM	4	NW SW	28.9	
27 S	34 E	WM	4	SW SW	35.9	
27 S	34 E	WM	4	SE SW	37.1	
27 S	34 E	WM	4	SW SE	9.6	
27 S	34 E	WM	6	SW NE	20.0	
27 S	34 E	WM	9	NW NE	7.3	
27 S	34 E	WM	9	NE NW	19.3	
27 S	34 E	WM	9	NW NW	6.6	
27 S	34 E	WM	9	NE SE	5.0	
27 S	34 E	WM	9	NW SE	3.7	
27 S	34 E	WM	9	SW SE	9.3	
27 S	34 E	WM	9	SE SE	18.0	
Total						206.0

**Transfer Review Criteria (OAR 690-380-4010)**

19. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

20. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-12411.
21. The proposed changes would not result in enlargement of the rights.
22. The proposed changes would not result in injury to other water rights.
23. All other application requirements are met.

### **Conclusions of Law**

The additional points of appropriation and change in place of use proposed in Transfer Application T-12411 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

### **Now, therefore, it is ORDERED:**

1. The additional points of appropriation and change in place of use proposed in Transfer Application T-12411 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 82369, 91366, 91367, and 91448 and any related decree.
3. Water right Certificates 82369, 91366, 91367, and 91448 are cancelled.
4. The quantity of water diverted at the additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
5. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters in good working order.
  - c. The water user shall allow the Watermaster access to the meters; provided however, where the meters are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
7. The former place of use of the transferred rights shall no longer receive water under the rights.

8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2023**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 25 day of October, 2017.



\_\_\_\_\_  
Dwight French, Water Right Services Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

Mailing date: OCT 27 2017

### Oregon Water Right Agent Authorization

To Oregon Water Resources Department:

I/We, the undersigned, as owner(s) of those Oregon water rights referenced below, do hereby authorize John A. Short of Water Right Services, LLC as our agent to represent me/us in all matters relating to these water rights or transfers. **Please copy Agent on ALL correspondence relating to these water rights and transfers.**

Applications: P-77619, P-77620

Permits: G-17062, G-17034, G-13767, G-14993

Transfer: T-11482,

Certificate: 84713, 39665, 32394, 88299, 82369

Signature	Printed Name	Date

Signature	Printed Name	Date

RECEIVED BY OWRD  
 AUG 27 2015  
 SALEM, OR

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CONNECTICUT GENERAL LIFE INSURANCE COMPANY  
910 STEMMONS TOWER NORTH  
DALLAS, TEXAS 75207

confirms the right to use the waters of WELL 1A in the MALHEUR LAKE BASIN for IRRIGATION OF 143.2 ACRES.

This right was perfected under Permit G-8592. The date of priority is NOVEMBER 20, 1978. This right is limited to 1.79 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 9, T 27 S, R 34 E, W.M.; 2140 FEET NORTH AND 1125 FEET EAST FROM THE SW CORNER, SECTION 9.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

G-9017.JM/LHN

CERTIFICATE NUMBER 82369

A description of the place of use is as follows:

SE $\frac{1}{4}$  NE $\frac{1}{4}$  27.5 ACRES  
SECTION 8

SW $\frac{1}{4}$  NW $\frac{1}{4}$  37.6 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  40.0 ACRES  
NE $\frac{1}{4}$  SW $\frac{1}{4}$  28.6 ACRES  
NW $\frac{1}{4}$  SW $\frac{1}{4}$  9.5 ACRES

SECTION 9

TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed

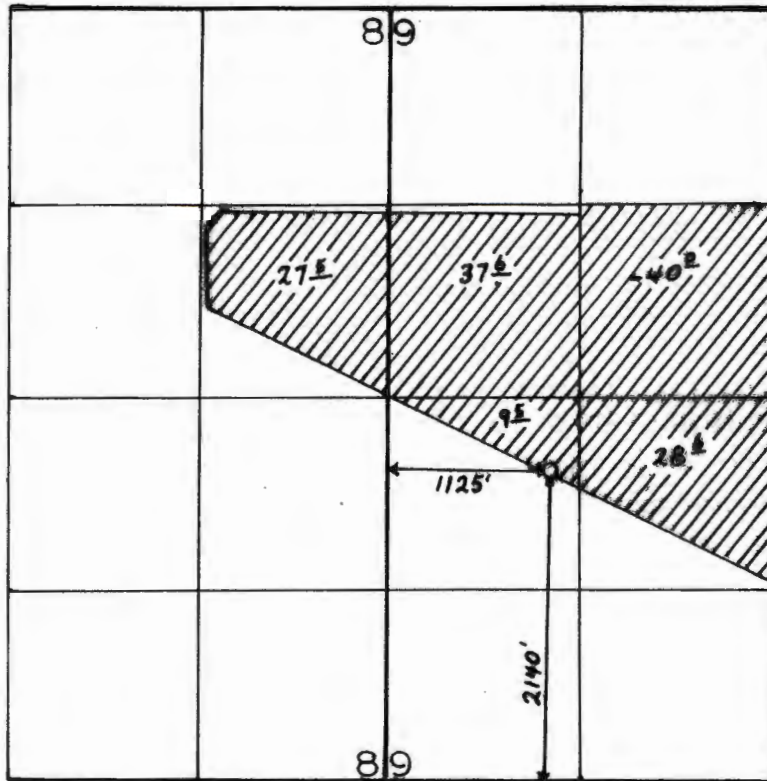
**OCT 06 2006**

  
\_\_\_\_\_  
Phillip E. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82369.

G-9017.JM/LHN

**T. 27 S., R. 34 E., W.M.**



**FINAL PROOF SURVEY**  
UNDER

Application No. G-9017 Permit No. G-8592  
IN NAME OF

WARREN MATHEWS

Surveyed 10-31, 1990, by K.KEMP

# Mailing List for Certificate

Application: G-9017

Permit: G-8592

Certificate: 82369

Permit/Certificate Holder:

CONNECTICUT GENERAL LIFE INSURANCE COMPANY ✓  
910 STEMMONS TOWER NORTH  
DALLAS, TEXAS 75207

Copies of Final Certificate to be sent to:

1. Watermaster : 10 (Include Map) ✓
2. Data Center (include copy of map) ✓
3. Water Availability ✓
4. Vault ✓

*File* ✓

Other persons to receive copies: (include map):

WARREN MATHEWS ✓

BOX 6

PRINCETON, OREGON 97721



Copies  
Mailed

by:  
*Connie Vance*  
(STAFF)

on:  
*10/6/2006*

(DATE)





This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**PROPOSED**

In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CONNECTICUT GENERAL LIFE INSURANCE COMPANY  
910 STEMMONS TOWER NORTH  
DALLAS, TEXAS 75207

confirms the right to use the waters of WELL 1A in the MALHEUR LAKE BASIN for IRRIGATION OF 143.2 ACRES.

This right was perfected under Permit G-8592. The date of priority is NOVEMBER 20, 1978. This right is limited to 1.79 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 9, T 27 S, R 34 E, W.M.; 2140 FEET NORTH  
AND 1125 FEET EAST FROM THE SW CORNER, SECTION 9.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

G-9017.JM/LHN

CERTIFICATE NUMBER

82369

A description of the place of use is as follows:

SE¼ NE¼                    27.5 ACRES  
SECTION 8

SW¼ NW¼                    37.6 ACRES  
SE¼ NW¼                    40.0 ACRES  
NE¼ SW¼                    28.6 ACRES  
NW¼ SW¼                    9.5 ACRES

SECTION 9

TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed

**PROPOSED**

\_\_\_\_\_  
Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number.

G-9017.JM/LHN



# Oregon

Theodore R. Kulongoski, Governor

## Water Resources Department

North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

May 12, 2006

Connecticut General Life Insurance Company  
910 Stemmons Tower N  
Dallas, Texas 75207

REFERENCE: FILE G-9019

We sent the proposed certificates for ground water permits G-8592 and G-8593, in the name of Connecticut General Life Insurance Company; formerly in the name of Dee Dorman. During the field inspection our inspector talked to a new owner, Warren Matthews. These lands are located in Harney County, Oregon.

There was a third permit, G-8594, for this ranch as well. The Department conducted a field inspection in October 1990. The inspector found that the lands described in Permit G-8594 had not been irrigated under the terms of the permit. Therefore, the Department will propose cancellation of this permit.

If our information is not correct, and the lands were irrigated between July 1979 and October 1981, please let us know within 60 days. If we do not receive the necessary evidence of use, we will begin cancellation proceedings without further notice.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

Dwight French  
Administrator  
Water Rights Division

cc: June Miller, Watermaster  
Warren Matthews  
File

**Mailing List for Certificate  
Scheduled Mailing Date:**

**Application:** G-9017

**Permit:** G-8592

**Certificate:**

82369

*Proposed*

**Permit/Certificate Holder:**

CONNECTICUT GENERAL LIFE INSURANCE COMPANY ✓  
910 STEMMONS TOWER NORTH  
DALLAS, TEXAS 75207

**Copies of Final Certificate to be sent to:**

1. Watermaster : 10 (Include Map)
2. Data Center (include copy of map)
3. Water Availability
4. Vault

**Other persons to receive copies: (include map):**

WARREN MATHEWS ✓  
BOX 6  
PRINCETON, OREGON 97721

---

**Copies  
Mailed**

**by:**

*Connie Lane*  
(STAFF)

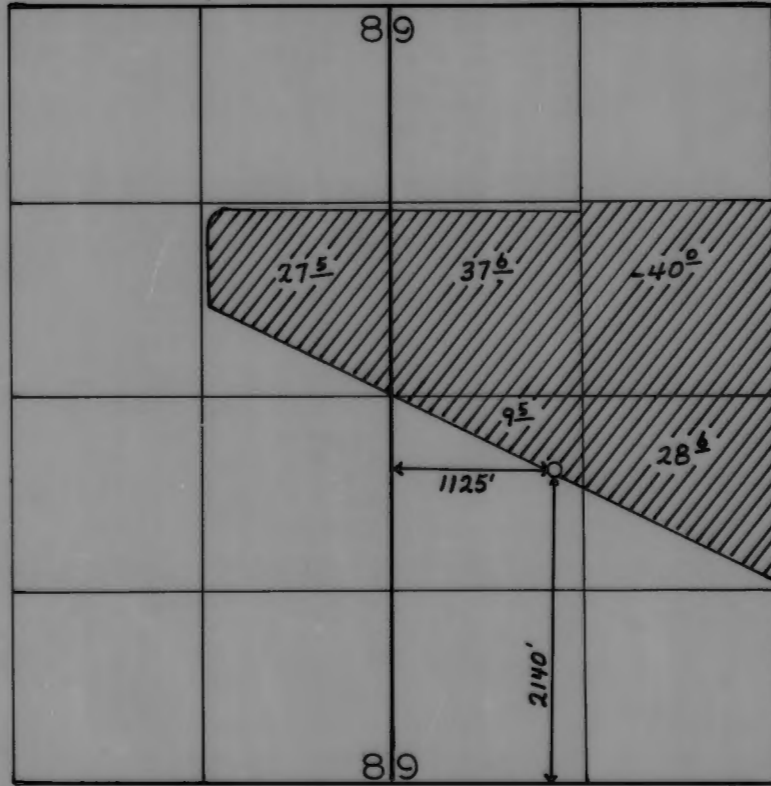
**on:**

*5/12/2006*

(DATE)

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T. 27 S., R. 34 E., W.M.



FINAL PROOF SURVEY

UNDER

Application No. G-9017 Permit No. G-8592  
IN NAME OF

WARREN MATHEWS

Surveyed 10-31, 1990, by K.KEMP

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF HARNEY

*PROPOSED*

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CONNECTICUT GENERAL LIFE INSURANCE COMPANY  
910 STEMMONS TOWER NORTH  
DALLAS, TEXAS 75207

confirms the right to use the waters of ~~A~~ WELL 1A in the MALHEUR LAKE BASIN for IRRIGATION OF 143.2 ACRES. —

This right was perfected under Permit G-8592. The date of priority is NOVEMBER 20, 1978. This right is limited to 1.79 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW¼ SW¼, SECTION 9, T 27 S, R 34 E, W.M.; 2140 FEET NORTH  
AND 1125 FEET EAST FROM THE SW CORNER, SECTION 9.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

G-9017.JM/LHN

CERTIFICATE NUMBER

*Delete*

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

*ADD BLANK LINE*

SE $\frac{1}{4}$  NE $\frac{1}{4}$  27.5 ACRES

SECTION 8

SW $\frac{1}{4}$  NW $\frac{1}{4}$  37.6 ACRES

SE $\frac{1}{4}$  NW $\frac{1}{4}$  40.0 ACRES

NE $\frac{1}{4}$  SW $\frac{1}{4}$  28.6 ACRES

NW $\frac{1}{4}$  SW $\frac{1}{4}$  9.5 ACRES

SECTION 9

TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed

\_\_\_\_\_.

\_\_\_\_\_  
Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number.

G-9017.JM/LHN

STATE OF OREGON

COUNTY OF HARNEY

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

~~WARREN MATHEWS~~ ~~BOX 6~~ ~~PRINCETON, OREGON 97721~~ *Connecticut Gen. Life Ins. Co.*  
*910- STEMON'S Tower North*  
*Dallas, TX 75207*

confirms the right to use the waters of A WELL 1A in the MALHEUR LAKE BASIN for IRRIGATION OF 143.2 ACRES.

This right was perfected under Permit G-9017. The date of priority is NOVEMBER 20, 1978. This right is limited to 1.79 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 SW 1/4, SECTION 9, T 27 S, R 34 E, W.M.; 2140 FEET NORTH AND 1125 FEET WEST FROM THE SOUTHWEST CORNER OF SECTION 9.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NW 1/4 37.6 ACRES  
SE 1/4 NW 1/4 40.0 ACRES  
NW 1/4 SW 1/4 9.5 ACRES  
NE 1/4 SW 1/4 28.6 ACRES

SECTION 9

SE 1/4 NE 1/4 27.5 ACRES

SECTION 8

TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

*B*



Application No. G-9017

Warren Marquis 443-2149  
Box 6 9772  
Princeton Permit No. G 8592

RECEIVED  
NOV 20 1978

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Ground Water

CONNECTICUT GENERAL LIFE INSURANCE CO.  
910 STEPHENS TOWER N  
DALLAS TX 75207

WATER RESOURCES DEPT.  
SALEM, OREGON

ASSIGNED

I, DEE V DOMAN

(Name of Applicant)

of star RT # 2 Box 3321 Hwy 78 Burns  
(Mailing Address) (City)

State of Oregon 97732 Phone No. 493-2569 do hereby  
(Zip Code)

make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. The development will consist of 1 well  
(Give number of wells, tile lines, infiltration galleries, etc.)

having a diameter of 14 and an estimated depth of 200 feet.

2. The well or other source is to be located 3140' N and 1125' E  
ft. (N. or S.) ft. (E. or W.)

from the center SW corner of Sec 9 T27S R34E  
(Public Land Survey Corner)

(If there is more than one well, each must be described)

being within the SE 1/4 of the NW 1/4

Sec. 9 Tp. 27S R. 34E, W. M., in the county of Harney.

3. Location of area to be irrigated, or place of use if use other than irrigation.

Township	Range	Section	List 1/4 of Section	List use and/or number of acres to be irrigated
27S	34E	9	SW 1/4 of NW 1/4	40 ac. 37.6
"	"	"	SE 1/4 of NW 1/4	(40) 40 <sup>0</sup> Mathews 11 of 26
"	"	"	NW 1/4 of SW 1/4	40 9 <sup>5</sup> of NE 1/4 58 } 2 <sup>2</sup> 1/2
"	"	"	NE 1/4 of SW 1/4	40 28 <sup>6</sup> SW 1/4 NW 1/4 5.9 206 5" 23 30
"	"	"	SE 1/4 of SW 1/4	40 0 9/64 7/8
27S	34E	8	SE 1/4 of NE 1/4	40 27 <sup>5</sup> SE 1/4 NW 1/4 5.7 } 2.8 1/2 WL 4 in CRP
			NE 1/4 of SE 1/4	40 0
			NW 1/4 of SE 1/4	40 0
			SW 1/4 of SE 1/4	40 0
			SE 1/4 of SE 1/4	40 0 143.2 AC

4. It is estimated that 100 feet of the well will require 1/4 wall steel welded casing.  
(Kind)

5. Depth to water table is estimated 30 Well drilled by Owner cable tool.  
(Feet)

41025 - LM-104A  
10-31-90 KKL

177-305R  
104A

Application No. G-9017

Permit No. G 8592

### Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1200 gallons per minute ~~cubic feet per second~~ 1.79 cfs measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from Well 1A

The use to which this water is to be applied is irrigation.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer. The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

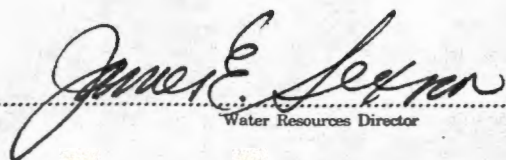
The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is November 20, 1978

Actual construction work shall begin on or before July 13, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980

Complete application of the water to the proposed use shall be made on or before October 1, 1981

WITNESS my hand this 13th day of July, 1979

  
Water Resources Director

STATE OF OREGON  
DEPARTMENT OF WATER RESOURCES  
DIVISION OF PERMITS  
MOUNTAIN VIEW, OREGON

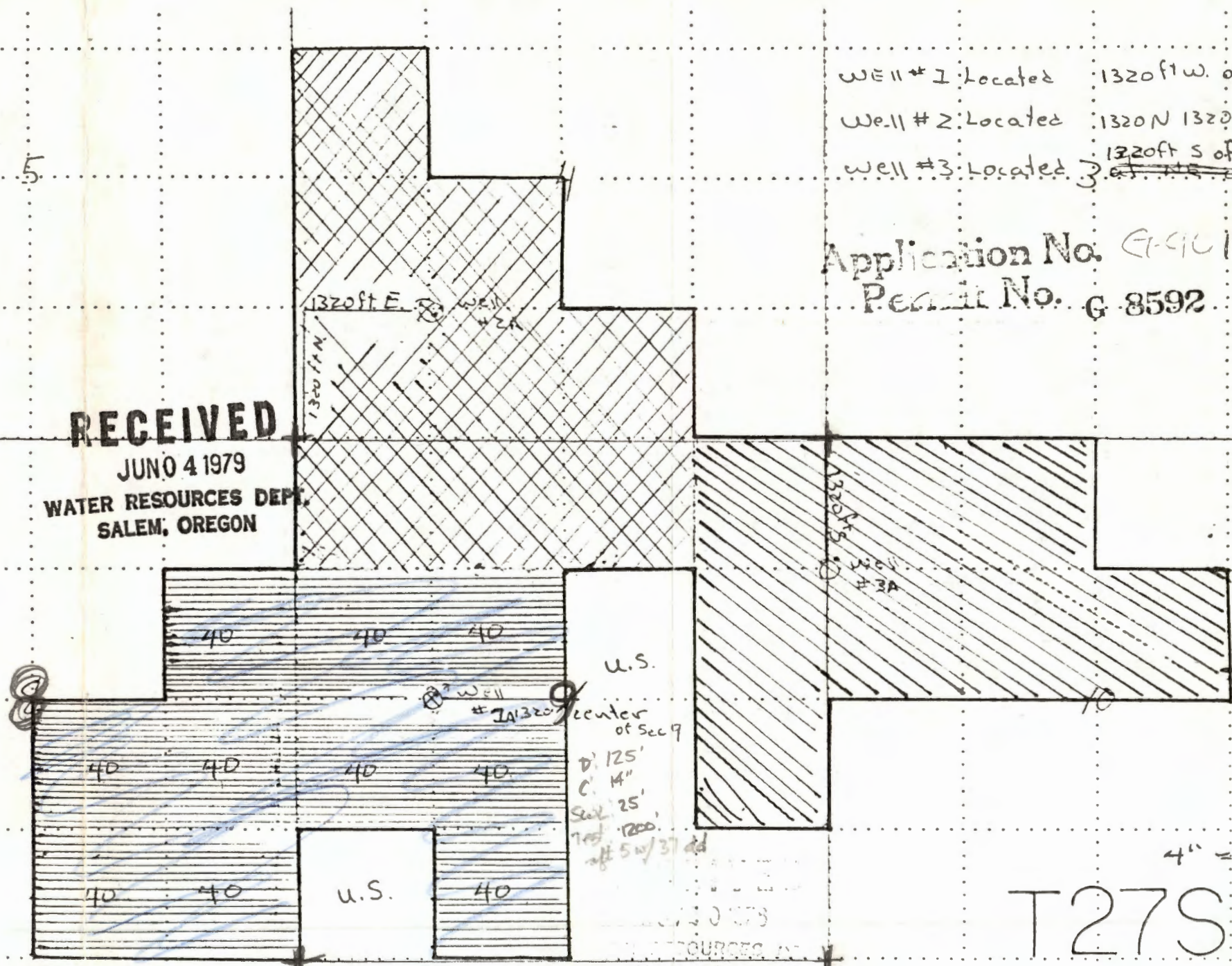
ok A

5

Well #1 Located 1320ft W. of Center of Sec 9 T27S R34E  
 Well #2 Located 1320N 1320E of SW corner of Sec 4 T27  
 Well #3 Located 1320ft S of NE corner of Sec 9 T27S R34E

Application No. E-9019  
 Permit No. G-8592

**RECEIVED**  
 JUN 04 1979  
 WATER RESOURCES DEPT.  
 SALEM, OREGON



Well # 1A = [diagonal hatching]  
 Well # 2A = [cross-hatching]  
 Well # 3A = [blue hatching]

4" = 1 mile  
 T27S R34E

WATER RESOURCES DEPT.  
 SALEM, OREGON

Info: Conn. Gen. Life Ins

New owner:

Warren Mathews } left assign form  
Box 6  
Princeton, OR 97721 }

Assisted by Bill Beal Wm. Mr M is new owner who had little knowledge of H<sub>2</sub>O use history - these lands currently in CRP. Mr M did claim that only land N. of gravel road irr'd this permit w/ probably the following equip:

SE<sup>4</sup> NE<sup>4</sup> S. 8 } 2- $\frac{1}{2}$  mi 5" WL w/ RB 30  $\frac{9}{64}$ " x 0  
SW<sup>4</sup> NW<sup>4</sup> S. 9 } 132 heads

SE<sup>4</sup> NW<sup>4</sup> S. 9 } 2- $\frac{1}{2}$  mi 4" WL w/ RB 30  $\frac{9}{64}$ " x 0  
NE<sup>4</sup> SW<sup>4</sup> S. 9 } 132 heads

Pump: ? 8" x 8"

Motor: 75hp turb 2

Extent of irr in CRP loc'd by 1982 ASCS color aerial slide.

Well: D: 125'

C: 14"

SWL: 25'

Test: 1200 gpm at 5h w/ 37' dd

Use: Grain

Tie: 41025-279-104A

10-31-90

K Kang fl

$$Q_{\text{ACRES}} = \frac{143.2}{80} = 1.79 \text{ cfs}$$

$$Q_{\text{allowed}} = \underline{\underline{1.79 \text{ cfs}}}$$

$$Q_{\text{motor}} \text{ (at 50 PSI)} = \frac{75 \times 7.04}{100 + 127} = 2.32 \text{ cfs}$$

$$Q_{\text{heads}} \text{ (at 50 PSI)} = \frac{264 \downarrow 46 \text{ gpm}}{1050 / 449} = 2.35 \text{ cfs}$$

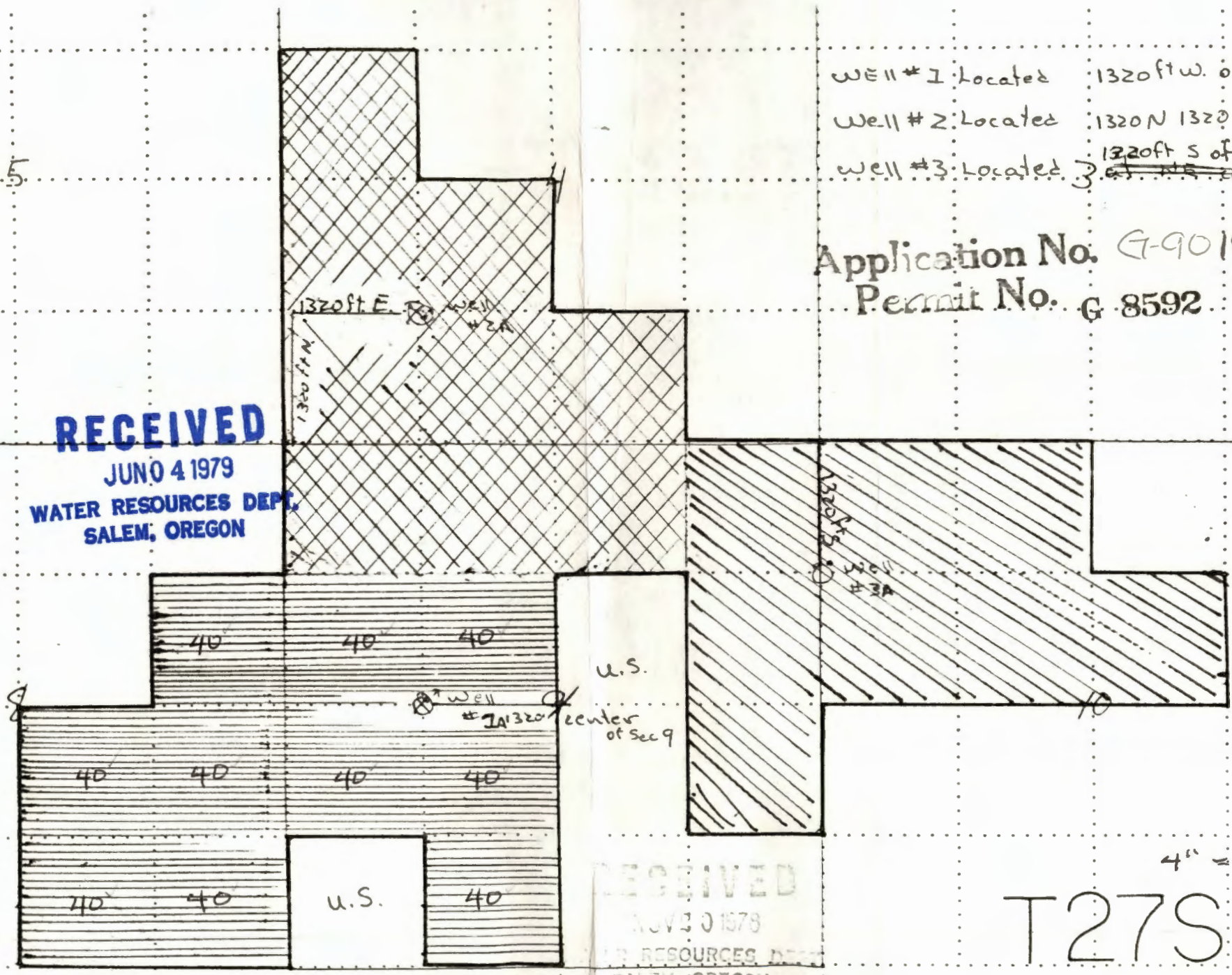


5

Well #1 Located 1320ft W. of Center of Sec 9 T27S R34E  
 Well #2 Located 1320N 1320E of SW corner of Sec 4 T27S R34E  
 Well #3 Located 1320ft S of NE corner of Sec 9 T27S R34E

Application No. G-9019(7)  
 Permit No. G-8592

**RECEIVED**  
 JUN 04 1979  
 WATER RESOURCES DEPT.  
 SALEM, OREGON



Well # 2A =   
 Well # 2B =   
 Well # 3A =   
 Well # 3B =

**RECEIVED**  
 JUN 04 1979  
 WATER RESOURCES DEPT.  
 SALEM, OREGON

4" = 1 mile  
 T27S R34E

CIGNA Investments, Inc.

RECEIVED

Emerald Business Center  
8100 Emerald St., Suite 130  
Boise, ID 83704  
(208) 377-0510

FEB 12 1988

WATER RESOURCES DEPT.  
SALEM, OREGON

**CIGNA**

February 10, 1988

Mr. Thomas Shook  
Water Resources Department  
3850 Portland Road N.E.  
Salem, Oregon 97310

RE: Connecticut General Life Insurance Company Loan #8700090  
State of Oregon Permits: G-8592(Application 9017)  
G-8593(Application 9018)  
G-8594(Application 9019)

Dear Mr. Shook:

The property under the above referenced permits was originally assigned to Connecticut General Life Insurance Company when they made a mortgage loan on the property to Dee V. Doman. Connecticut General ultimately received a deed to the property through foreclosure action; and in March, 1987, sold it to Warren Matthews, et ux. A portion of the purchase price was financed by Connecticut General Life Insurance Company by a purchase money mortgage.

It is my understanding that your records reflect that these Permits are presently assigned to Connecticut General and no further documentation is necessary to maintain those assignments.

I recently talked with you concerning Oregon permits and how they might be affected by the Conservation Reserve Program contracts. Approximately 375 acres covered under the above referenced permits have been placed under the Conservation Reserve Program.

Will you please let us know what steps, if any, are necessary to protect the water permits for the acreage involved in the Conservation Reserve Program (CRP). As you know, the CRP contracts have a term of ten years during which time the lands are seeded to cover crops and no farming is permitted.

If you need additional information concerning the CRP contract, please let me know. I will look forward to hearing from you.

Sincerely,

*Laura A. Shaffer*  
Laura A. Shaffer

cc: Warren Matthews

910 Stemmons Tower North  
Dallas, Texas 75207  
(214) 638-1330

CONNECTICUT GENERAL  
LIFE INSURANCE COMPANY

*Agricultural Investment Division*

April 26, 1982

**RECEIVED**

**APR 28 1982**

**WATER RESOURCES DEPT  
SALEM, OREGON**

Water Resources Department  
Mill Creek Office Park  
555 13th Street, N.E.  
Salem, Oregon 97310

Attention: Tom Shook

Dear Mr. Shook:

Loan 7828000 - Doman, Dee V.

Our Loan Correspondent, Tippet Land & Mortgage Company, has forwarded the the Notice of Complete Application of Water to Beneficial Use for water permits No. G-8592, G-8593 and G8594 in connection with the above captioned loan.

This form, which had been previously signed by Mr. Doman, has been completed by Connecticut General Life Insurance Company.

Yours very truly,



Peggy E. Brown  
Agricultural Loan Servicing

Enc.

cc: Tippet Land & Mortgage Company





## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

February 22, 1988

CIGNA Investments, Inc.  
8100 Emerald St., Suite 130  
Boise, ID. 83704

Ref: G-8592, G-8593, G-8594, G-7664

Attention; Laura A. Shaffer

Dear Ms. Shaffer

You have requested some information about the affects of the Conservation Reserve Program upon the status of various water use permits now held by Connecticut General Life Insurance Co.

Lands enrolled in the CRP are exempt from the requirement that they be irrigated once in each five successive year period to keep a water right valid. The exemption is only for lands having a perfected water right evidenced by a certificate or a court decree. Lands under permit are not included in the exemption.

Since the permits held by Connecticut General do not have certificates, they presently do not qualify for the exemption.

Before certificates can be issued, the usual final proof survey must be made. The Department cannot make the surveys until this summer. If you need certificates sooner, you may wish to hire a Certified Water Right Examiner to make the survey and usual report of the use. In either case, the permittee must be able to show that the lands were irrigated in the time limits allowed by the permits.

Once the certificates are issued, the land owner is responsible to produce evidence of enrollment in CRP if the status of the water right were questioned.

If I can assist; you further. please call.

Sincerely;

Vestal R. Garner, Manager  
Survey/Certificates



## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE

378-8508

or

1-800-452-7813

(message line)

April 8, 1982

Connecticut General Life Insurance Company  
910 Stemmons Tower North  
Dallas, Texas 75207

REFERENCE: File G-9017

Water for irrigation purposes for the project described in Permit G-8592 was to have been used to the fullest extent intended on or before October 1, 1981. Since our records show you as holder of the water right, it is necessary for you, or an authorized representative for you, to submit a signed statement regarding use of water. Unless we hear from you within 60 days from the date of this letter as to whether or not the terms of the permit have been met, we will have to proceed with the cancellation of Permit G-8592.

Sincerely,

THOMAS E. SHOOK  
Senior Water Rights Examiner

cc: Dee V. Doman  
TE,Swpc  
0150B

COPY



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508  
or  
1-800-452-7813  
(message line)

October 19, 1981

Dee V. Doman  
Star Route 2, Highway 78  
Burns, OR 97720

Dear Ms. Doman:

REFERENCE: File G-9017

We received the notices regarding the progress of the project described in Permit G-8592.

Our records show this permit as being in the name of Connecticut General Life Insurance Company, therefore, it will be necessary for a representative of the insurance company to sign the completion notices. If the insurance company has no further interest in the the permit, perhaps they should reassign the permit to you.

Also, under the terms of the permit, adequate irrigation equipment for the project was to have been on hand by October 1, 1980 and you have indicated the system was not completed until January 1981. If this information is correct, an application requesting an extension of time limits of the permit would have to be submitted. We will send the form upon request.

I am returning the notices for clarification and proper signature.

Sincerely,

THOMAS E. SHOOK  
Water Rights Engineer

TESwpc  
enclosures  
7380A

COPY



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508 or  
1-800-452-7813

August 25, 1980

Tippett Land and Mortgage Company  
3400 S. Clearwater  
Suite 4  
Kennewick, Washington 99336

REFERENCE: Water Rights Files G-9017, G-9018, G-9019 Dee V. Doman

On July 18, 1980 reminder cards were sent to Connecticut General Life Insurance Company requesting notification of beginning of construction under water right permits G-8592, G-8593 and G-8594. This notice was sent in error.

On May 13, 1980 Dee Doman was in the office in Salem and filed notice of completion of construction for all three permits. The next notification required is notice of complete application of water to beneficial use. Under the terms of these permits, he has until October 1, 1981 to do this.

Sincerely,

LARRY TOLL  
Water Rights Engineer

LTWpc  
cc: Dee Doman

2059A

COPY

The completed assignment must be submitted to the State Engineer, 1178 Chemeketa St., N.E., Salem, Oregon 97310, together with a recording fee of \$2.00.

receipt # 14565  
\$2-  
10-17-79

378-8508

October 22, 1979

G 9017  
G 9018  
G 9019

Connecticut General Life Insurance Co.  
910 Stemmons Tower North  
Dallas, TX 75207

Dear Sirs,

The assignment of permit number G 8592, G 8593 and G 8594 from Dee Doman to you has been recorded in the records of the Department of Water Resources. Our records have been changed accordingly and the original is enclosed.

Our receipt numbers 14565, 14566 and 14567 covering the \$2.00 recording fee along with a copy of this letter is being sent to Hawley, Troxell, Ennis & Hawley.

Under the terms of permits G 8592, G 8593 and G 8594 actual construction of each well must be started before July 13, 1980. The wells are to be completed and adequate irrigation equipment in possession by October 1, 1980 and water used to the fullest extent intended on or before October 1, 1981. Forms for reporting are enclosed.

All records of the Water Resources Department are available to the public upon request and upon receipt of the statutory copying fee.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

cc: D. V. Doman  
W. Beal  
Watermaster

TES/jg

July 24, 1979

Dee V. Doman  
Star Route 2, Box 3321  
Burns, OR 97720

G-9017  
G-9018  
G-9019

G-8592, G-8593, & G-8594

COPY



*Water Resources Department*  
MILL CREEK OFFICE PARK  
555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

G-9017 G-9019  
G-9018

June 25, 1979

Dee V. Doman  
Star Route 2, Box 3321  
Burns, OR 97720

Dear Mr. Doman:

Thank you for the return of your completed applications numbered G-9017, G-9018, and G-9019 and the requested additional fees of \$33.00 for which receipt No. 11265 is enclosed.

All three applications are now in satisfactory form and will be considered further for the issuance of permits in 30 to 60 days.

Sincerely,

Steven P. Applegate  
Water Rights Engineer

SPA:s1m  
Enclosure

COPY





## Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8455

June 5, 1979

Dee V. Doman  
Star Route 2, Box 3321  
Highway 78  
Burns, Oregon 97720

Dear Mr. Doman:

This will acknowledge receipt of your Landowner's Water Well Bonds No. 93 07 652, 93 07 654, and 93 07 653 issued by the Fidelity and Deposit Company of Maryland. The bonds cover proposed wells reported as being located in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$ , of Sec. 9, Township 27S, Range 34E; NW $\frac{1}{4}$  of the NW $\frac{1}{4}$ , of Sec. 10, Township 27S, Range 34E, and SW $\frac{1}{4}$  of the SW $\frac{1}{4}$ , of Sec. 4, Township 27S, Range 34E, W.M., Harney County, Oregon.

As you know, the law requires that the landowner shall construct his own wells. The employment of other persons to perform the actual well construction is a violation of ORS 537.747 and the person so employed would be contracting to construct a well without the water well contractor's license. Anyone operating a drilling machine other than the landowner must possess a drilling machine operator's license in good standing and be employed by a licensed contractor.

Enclosed are three blank water well report forms which you should complete. The original and first copy are to be forwarded to this office within 30 days of completion of your wells.

Sincerely,

LORRAINE M. STAHR  
Administrative Assistant

LMS:caf

cc: William H. Beal, Watermaster, Dist. #10



## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

April 18, 1979

Dee V. Doman  
Star Route 2, Box 3321  
Burns, Oregon 97720

RE: Files No. G-9017, G-9018, & G-9019

Dear Ms. Doman:

Your application numbered G-9018 which was returned to you has not yet been received. It was endorsed so that in order to retain its date of priority, it must have been received in this office on or before March 27, 1979.

Your application has lost its priority, but may be reinstated with a new priority date when it is received again.

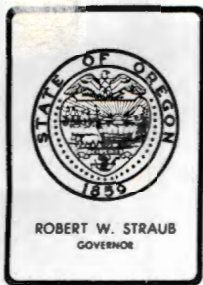
Along with application number G-9018, the map for that application and applications numbered G-9017 and G-9019 were returned to you for correction. No further action can be taken on those applications until the corrected map is returned and the additional permit recording fee of \$33.00, as requested in my last letter, is received.

For reference, I am returning your applications numbered G-9017 and G-9019 for completion by submitting the required map and fees. They are endorsed so that they must be received in this office on or before June 18, 1979 to retain their priority dates.

Sincerely,

Donald R. Buell  
Water Rights Engineer

DRB:s1m  
Enclosures



*Water Resources Department*  
MILL CREEK OFFICE PARK  
555 13th STREET N.E., SALEM, OREGON 97310

1-800-452-7813 Toll Free  
PHONE 378-3066

January 26, 1979

File No. G-9017  
G-9018  
G-9019

Dee V. Doman  
Star Route 2, Box 3321  
Burns, OR 97720

Dear Ms. Doman:

We have received your application for permits to use 1200 gallons per minute each from Wells 1A, 2A, and 3A for irrigation of 400 acres, 360 acres, and 320 acres. Also received were a map and fees in the amount of \$354.00. These applications have been filed and assigned numbers G-9017, G-9018, and G-9019 respectively.

Total fees required for these application are a \$20.00 examination fee and a \$10.00 permit recording fee for the first 30 acres on each application. In addition to this is \$.30 an acre for each additional acre, being \$111.00 for G-9017; \$99.00 for G-9018; and \$87.00 for G-9019. This is a total of \$387.00. Therefore, an additional \$33.00 is required.

A reproducible map is required to accompany the applications. Because your map is hachured all the same direction, and relies strictly on color to show which lands are irrigated from each well, a copy of the map, being black and white, does not give this definition. You must either supply a total of 6 maps as the one you supplied to go with the three applications, or supply a single map marked or shaded to show the lands to be irrigated from each well. The maps should also show the number of acres to be irrigated in each of the quarter-quarter sections.

Under Item number 3 of application numbered G-9018, you list the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 4 two times. This is apparently in error and should be corrected.

Your applications indicate that you intend to drill the wells yourself. Oregon Law stipulates that the landowner may drill a well on his own land, provided he submits a \$2000 Landowners Water Well Bond to the Water Resources Department and files a water well report for each well drilled. I find no record of such bonds or reports filed in this office for these wells.

I am returning your application numbered G-9018 and map for the necessary corrections and additional fee. This application is endorsed so that it must be received in this office on or before March 27, 1979 to retain the date of priority.

Sincerely,

DONALD R. BUELL,  
Water Rights Engineer.

DRB:cm  
Enclosures



November 22, 1978

State of Oregon  
Water Resources Department  
Salem, Oregon 97310

Dear Sir,

Would you please accept this check back and apply it to copies of the Dee V. Doman Permits on Well #1A, Well #2A, and Well #3A, when they are approved.

We would like those copies forwarded to our office at the address below as soon as possible.

Thank you for your time,

Judith L. Berry

RECEIVED

NOV 24 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

7929 slm  
11-24-78 \$6.95

11-20-78

Application No. **G 9017**  
Permit No. **G 8592**

*Assigned*

Name **Dee V. Doman**

Address **Star Route 2, Box 3321; Burns, OR 97720**

Assigned **Connecticut General Life Insurance Company**

Address **910 Stemmons Tower N. Dallas, TX 75207**

Beginning construction **JUL 13 1980**

Completion of construction **OCT 1 1980**

Extended to

Complete application of water **OCT 1 1981**

Extended to

\_\_\_\_\_ Protest

\_\_\_\_\_ Spring Description

\_\_\_\_\_ Contractors Exam

\_\_\_\_\_ Contractors License

\_\_\_\_\_ Drilling Operator Exam

\_\_\_\_\_ Drilling Operator License

7-20-79  
Jm

~~A~~

---

Copies of all 3 permits  
to Tippet Land & Mortgage Co  
per letter in file G-9017  
of 11-22-78 - fees of \$6.95  
rec'd ~~that date~~ 11-24-78  
- REC # 7929