

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

Application No. G 9018
 Permit No. G G 8593
 Certificate No. 82370 ~~82370~~ 9131de

FEES PAID		
Date	Amount	Receipt No.
11-20-78	135.00	7568
6-21-79	< 6.00 >	To G9019
FEES REFUNDED		
Date	Amount	Check No.

Stream Index, Page No. 10-44
See file G-9017 + G-9019
275/34E - 4ed

Date filed November 20, 1978
 Priority June 4, 1979
 Action suspended until Sub
 Return to applicant _____
 Date of approval JUL 13 1979

ASSIGNMENTS

Date	To Whom	Co.	Address	75207	Volume	Page
10-17-79	Connecticut General Life Ins.		910 Stemmons Tower N Dallas TX		6	609
	<i>% Dee Doman</i>	<i>Star</i>	<i>Rt 2, Box 3321 Burns</i>		<i>97232</i>	

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 MAR 23 1982
Card for C APR 14 1982

Sent A, B, C forms 9/29/81 CLH

PROSECUTION OF WORK

Form "A" filed 5-13-80
 Form "B" filed 5-13-80
 Form "C" filed 4-28-82 See file G-9017
Oct. 9, 1981

FINAL PROOF

Blank mailed _____
 Proof received _____
 Date certificate issued 10/6/2006

Handwritten text: 93-07-654 m 6-11-79 fs



Oregon

Tina Kotek, Governor

G 9018

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.

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

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

In the Matter of Transfer Application)	FINAL ORDER APPROVING ADDITIONAL
T-13942, Harney County)	POINTS OF APPROPRIATION, CHANGES IN
)	POINTS OF APPROPRIATION, AND
)	CHANGES IN PLACES 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 225
CHRISTMAS VALLEY, OR 97641

Findings of Fact

1. On March 7, 2022, GOLDEN RULE FARMS, INC. filed an application for additional points of appropriation and to change the place of use under Certificate 95616, and to change the points of appropriation and the places of use under Certificates 88299, 93236, 95617, 95618, 95619, 95663, and 95664. The Department assigned the application number T-13942.
2. Notice of the application for transfer was published on March 29, 2022, pursuant to OAR 690-380-4000. Three comments were timely filed in response to the notice. The issues raised by the comments included:
 - a) Commercial development will further injure rural homes and livestock operations;
 - b) Changes in groundwater availability will adversely affect other water rights;

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.

- 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		6.5
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	SVV 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.

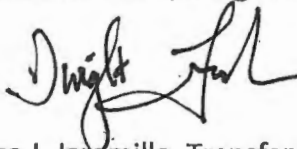
Now, therefore, it is ORDERED:

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.

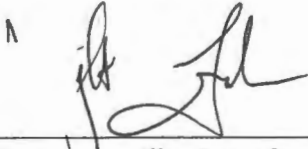
This certificate describes that portion of water right Certificate 95616, State Record of Water Right Certificate 95616, NOT modified by the provisions of an order of the Water Resources Director entered SEP 11 2023, approving Transfer Application T-13942.

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

G-9018



Oregon

Kate Brown, Governor

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

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.

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 NW $\frac{1}{4}$ NW $\frac{1}{4}$, 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

G-9018

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-8593. 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 point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: WELL 1 AND WELL 2 IN MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 206.0 ACRES

MAXIMUM RATE: 1.88 CUBIC FEET PER SECOND

DATE OF PRIORITY: JUNE 4, 1979

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 NE CORNER, SECTION 9
27 S	34 E	WM	9	NW NW	WELL 2 (ORIGINAL) - 590 FEET SOUTH AND 1345 FEET EAST FROM NW 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.

A description of the place of use is as follows:

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

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain a totalizing flow meter or, with prior approval of the Director, another suitable measuring device at each point of appropriation in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The quantity of water diverted at the additional point of appropriation (Well 1), together with that diverted at the original point of appropriation (Well 2), shall not exceed the quantity of water lawfully available from the original point of appropriation.

Water shall be acquired from the same aquifer (water source) as the original point of appropriation

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

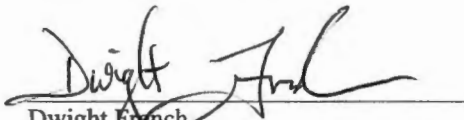
The works shall include an airline and pressure gauge or an access port for measuring line, adequate to determine the water level elevation in the well at all times.

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 the use of the water for the above purpose is restricted to beneficial use on the place of use described.

This certificate is issued to confirm a change in additional point of appropriation approved by an order of the Water Resources Director entered JUNE 28, 2013, at Special Order Volume 89, Page 998, approving Transfer Application 11482, and together with Certificate 88299, supersedes Certificate 82370, State record of Water Right Certificates.

Issued APR 25 2016



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

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



Oregon

John A. Kitzhaber, MD, Governor

G 9018

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

July 2, 2013

GOLDEN RULE FARMS
PO BOX 255
CHRISTMAS VALLEY, OR 97641

REFERENCE: Transfer Application T-11482

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, Dorothy Pedersen, by telephone at (503) 986-0890 or by e-mail at Dorothy.I.Pedersen@wrds.state.or.us.

Sincerely,

Codi Holmes
Water Right Services Support
Transfers and Conservation Section

cc: Tony D. Rutherford, Watermaster Dist. #10 (via email)
Dennis R. Glender, Agent

Enclosure



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

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN
T-11482, Harney County)	ADDITIONAL POINT OF
)	APPROPRIATION

Authority

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. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

GOLDEN RULE FARMS
PO BOX 255
CHRISTMAS VALLEY, OR 97641
Via E-mail: goldenrulefarms@gmail.com

Agent

DENNIS R. GLENDER
DBA GLENDER'S HYDRO TECH
SERVICES
8664 SW SAND RIDGE RD
CROOKED RIVER RANCH, OR 97760
Via E-mail: djglender@msn.com

Findings of Fact

Background

1. On October 24, 2012, GOLDEN RULE FARMS filed an application for an additional point of appropriation under Certificate 82370. The Department assigned the application number T-11482.
2. The portion of the right to be transferred is as follows:

Certificate: 82370 in the name of CONNECTICUT GENERAL LIFE INSURANCE CO.
(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-

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.

EIGHTIETH of one cfs (or its equivalent) per acre irrigated , not to exceed 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Source: A WELL in the SOUTH FORK MALHEUR RIVER

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	4	NE SW	5.6
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	37.6
27 S	34 E	WM	4	SW SE	13.7
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	16.3
Total:					206.0

- Transfer Application T-11482 proposes to add an the authorized point of appropriation approximately ½ mile in a southeasterly direction from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
27 S	34 E	WM	9	NE NE	1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9

- Notice of the application for transfer was published on October 30, 2012, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
- On March 28, 2013, the Department sent a copy of the Preliminary Determination proposing to approve Transfer Application T-11482 to the applicant. The Preliminary Determination cover letter set forth a deadline of April 26, 2013, for the applicant to respond. The applicant 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.
- On May 8, 2013, the Department issued a Preliminary Determination proposing to approve Transfer Application T-11482 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on May 14, 2013, and in the Burns Times-Herald newspaper on May 22 and 29, 2013, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

Transfer Review Criteria (OAR 690-380-4010)

7. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-11482.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.

Conclusions of Law

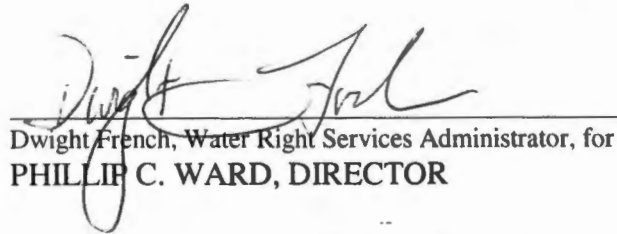
The additional point of appropriation proposed in Transfer Application T-11482 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The additional point of appropriation proposed in application T-11482 is 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 Certificate 82370 and any related decree.
3. Water right certificate 82370 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
4. The quantity of water diverted at the additional point 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.
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 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.
6. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

7. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2014**. 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 change and full beneficial use of the water.
8. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 26 day of June, 2013.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Mailing date: JUL 03 2013

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

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

confirms the right to use the waters of WELL 2A in the MALHEUR LAKE BASIN for IRRIGATION of 27.4 ACRES.

This right was perfected under Permit G-8593. The date of priority is JUNE 4, 1979. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.25 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the wells.

The well is located as follows:

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

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. 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:

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

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.

This certificate describes that portion of the water right confirmed by Certificate 82370, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered June 28 2013, approving Transfer Application T-11482 for an additional point of appropriation.

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.

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.

WITNESS the signature of the Water Resources Director, affixed June 28, 2013.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

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 N
DALLAS, TEXAS 75207

confirms the right to use the waters of WELL 2A in the MALHEUR LAKE BASIN for IRRIGATION OF 233.4 ACRES.

This right was perfected under Permit G-8593. The date of priority is JUNE 4, 1979. This right is limited to 2.13 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T 27 S, R 34 E, W.M.; 800 FEET SOUTH AND 1300 FEET EAST FROM THE NORTHWEST 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-9018.JM/LHN

CERTIFICATE NUMBER 82370

A description of the place of use is as follows:

NE ¹ / ₄ SW ¹ / ₄	5.6 ACRES
NW ¹ / ₄ SW ¹ / ₄	33.1 ACRES
SW ¹ / ₄ SW ¹ / ₄	40.0 ACRES
SE ¹ / ₄ SW ¹ / ₄	37.6 ACRES
SW ¹ / ₄ SE ¹ / ₄	13.7 ACRES

SECTION 4

NW ¹ / ₄ NE ¹ / ₄	39.7 ACRES
NE ¹ / ₄ NW ¹ / ₄	40.0 ACRES
NW ¹ / ₄ NW ¹ / ₄	23.7 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.

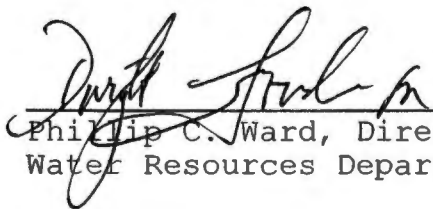
The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

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,

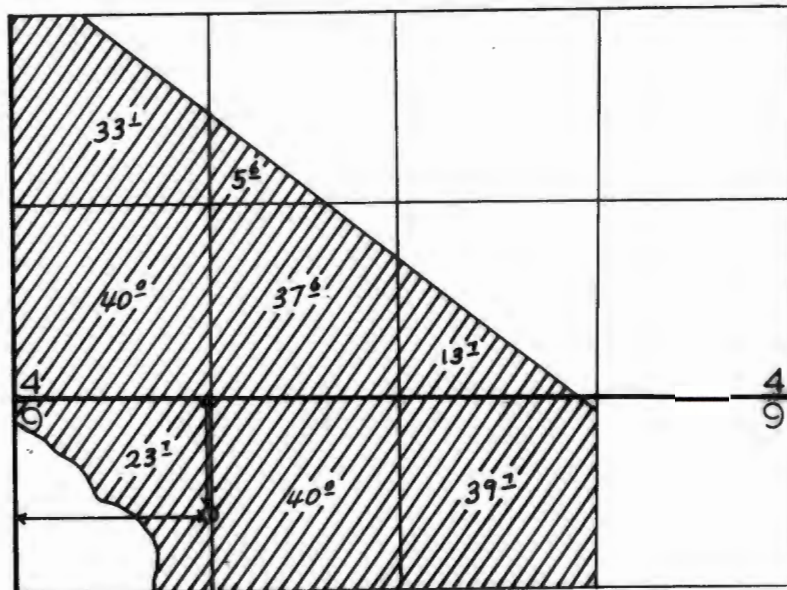
affixed OCT 06 2006


 Phillip C. Ward, Director
 Water Resources Department

Recorded in State Record of Water Right Certificates Number 82370.

G-9018.JM/LHN

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



DIV PT - 1300 feet East and 800 feet South from
NW Corner Sec 9.

FINAL PROOF SURVEY

UNDER

Application No. G-9018 Permit No. G-8593
IN NAME OF

WARREN MATHEWS

Surveyed 10-31, 1990, by K.KEMP

Mailing List for Certificate

Application: G-9018

Permit: G-8593

Certificate: 82370

Permit/Certificate Holder:

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

Copies of Final Certificate to be sent to:

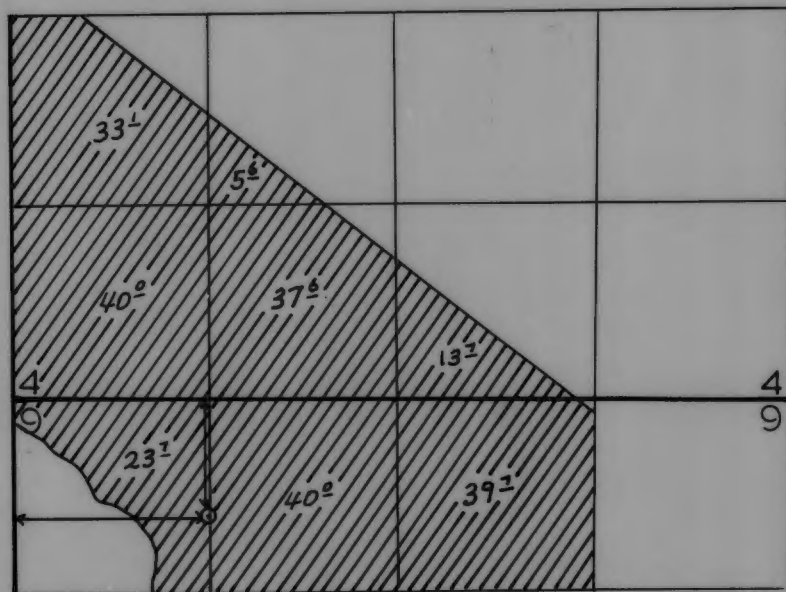
1. Watermaster : 10 (Include map) ✓
2. Data Center (include copy of map) ✓
3. Water Availability ✓
4. Vault ✓
File ✓

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)

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



DIV PT - 1300 feet East and 800 feet South from
NW Corner Sec 9.

FINAL PROOF SURVEY

UNDER

Application No. G-9018 Permit No. G-8593
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.

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 N
DALLAS, TEXAS 75207

confirms the right to use the waters of WELL 2A in the MALHEUR LAKE BASIN for IRRIGATION OF 233.4 ACRES.

This right was perfected under Permit G-8593. The date of priority is JUNE 4, 1979. This right is limited to 2.13 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW¼ NW¼, SECTION 9, T 27 S, R 34 E, W.M.; 800 FEET SOUTH AND 1300 FEET EAST FROM THE NORTHWEST 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-9018.JM/LHN

CERTIFICATE NUMBER

82370

A description of the place of use is as follows:

NE¼ SW¼ 5.6 ACRES
NW¼ SW¼ 33.1 ACRES
SW¼ SW¼ 40.0 ACRES
SE¼ SW¼ 37.6 ACRES
SW¼ SE¼ 13.7 ACRES

SECTION 4

NW¼ NE¼ 39.7 ACRES
NE¼ NW¼ 40.0 ACRES
NW¼ NW¼ 23.7 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-9018.JM/LHN

Mailing List for Certificate Scheduled Mailing Date:

Proposed

Application: G-9018

Permit: G-8593

Certificate: *82 370*

Permit/Certificate Holder:

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

Copies
Mailed

by:

Connie Jones
(STAFF)

on:

5/12/2006

(DATE)

Copies of Final Certificate to be sent to:

1. Watermaster : *10*
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



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

DATE MAILED: May 12, 2006

NOTICE

Reference: Permit G-8593

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

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

Sincerely,

Dwight French
Administrator
Water Rights Division

on

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

WR&ADJ
ADDRESS SERVICE REQUESTED



NSN
10/10/06
2

RETURN TO
CORRECTOR
FROM 75247-9998
NO SLIP NO.

NSN

G-9018 9017
Connecticut General Life Insurance
910 Stemmons Tower N
Dallas TX 75207

RECEIVED
OCT 18 2006
WATER RESOURCES DEPT
SALEM, OREGON



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

Date Mailed: October 06, 2006

NOTICE OF CERTIFICATE ISSUANCE

Attached are certificates that confirm water rights established under the terms of permits issued by this Department. The water rights are now appurtenant to the specific place where the use was established as described by the certificates. The water rights are limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificates.

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 **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

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

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:

SE¹/₄ NE¹/₄ 27.5 ACRES
SECTION 8

SW¹/₄ NW¹/₄ 37.6 ACRES
SE¹/₄ NW¹/₄ 40.0 ACRES
NE¹/₄ SW¹/₄ 28.6 ACRES
NW¹/₄ SW¹/₄ 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.

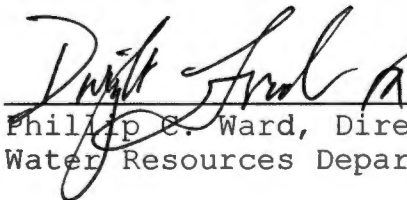
The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

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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

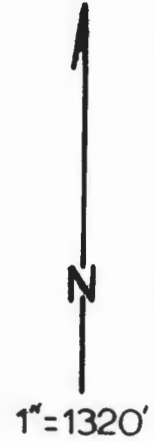
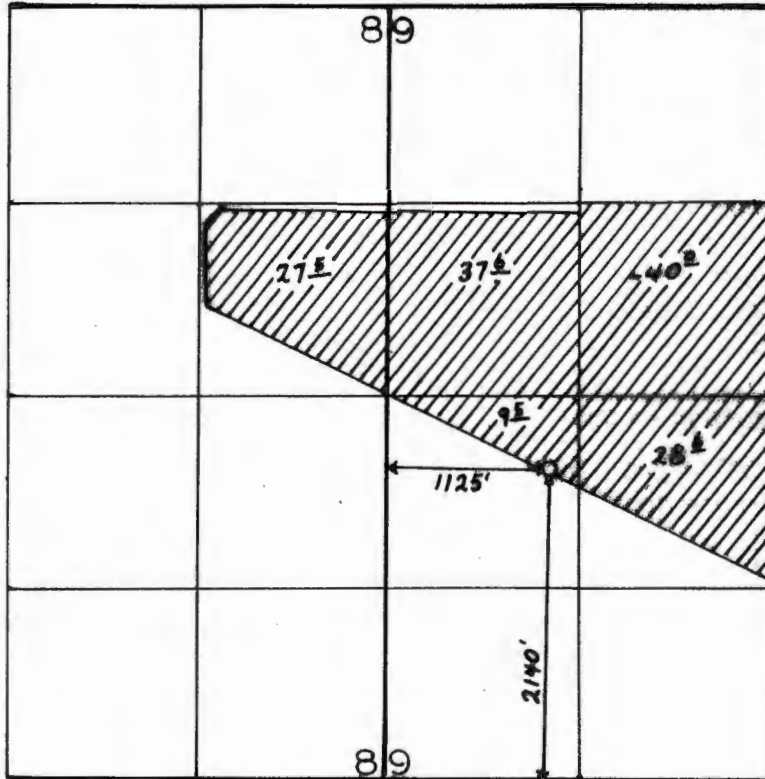


Phillip C. Ward, Director
Water Resources Department

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

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STATE OF OREGON

COUNTY OF HARNEY

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DALLAS, TEXAS 75207

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G-9018.JM/LHN

CERTIFICATE NUMBER 82370

A description of the place of use is as follows:

NE ¹ / ₄ SW ¹ / ₄	5.6 ACRES
NW ¹ / ₄ SW ¹ / ₄	33.1 ACRES
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SE ¹ / ₄ SW ¹ / ₄	37.6 ACRES
SW ¹ / ₄ SE ¹ / ₄	13.7 ACRES

SECTION 4

NW ¹ / ₄ NE ¹ / ₄	39.7 ACRES
NE ¹ / ₄ NW ¹ / ₄	40.0 ACRES
NW ¹ / ₄ NW ¹ / ₄	23.7 ACRES

SECTION 9

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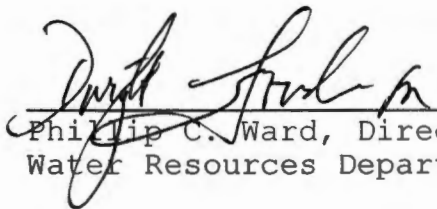
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The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,

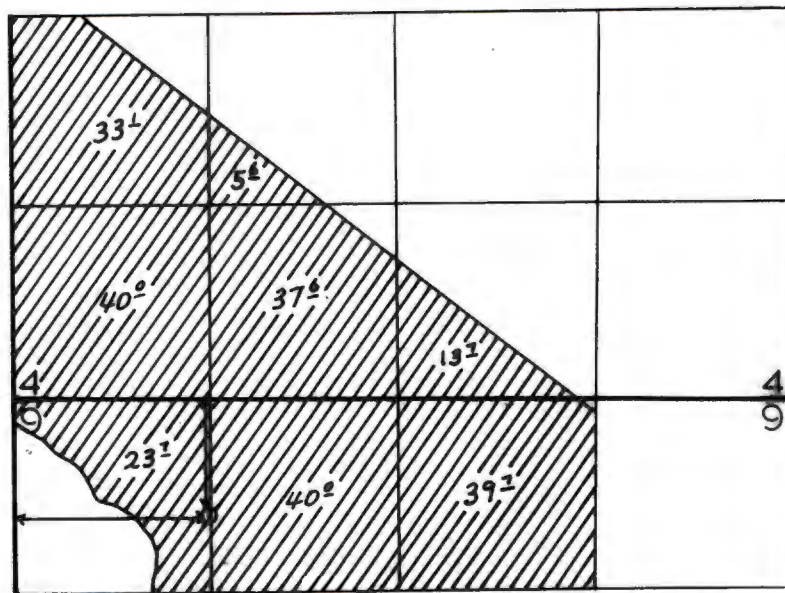
affixed OCT 06 2006


 Philip C. Ward, Director
 Water Resources Department

Recorded in State Record of Water Right Certificates Number 82370.

G-9018.JM/LHN

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



1" = 1320'

DIV PT - 1300 feet East and 800 feet South from
NW Corner Sec 9.

FINAL PROOF SURVEY

UNDER

Application No. G-9018 Permit No. G-8593
IN NAME OF

WARREN MATHEWS

Surveyed 10-31, 1990, by K.KEMP

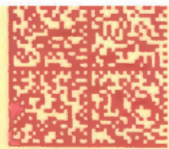
gon

CV

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

W R & A D J

ADDRESS SERVICE REQUESTED



UNITED STATES
02 1A
00046
MAILE

INSUFFICIENT ADDRESS FROM 782

G9017, 9018, 8493
Connecticut General Life Insurance Co.
910 Stemmons Tower N
Dallas TX 75207

RECEIVED
OCT 03 2006
WATER RESOURCES DEPT
SALEM, OREGON

gon

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

WR&ADJ

ADDRESS SERVICE REQUESTED



with



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

G-8493
Richard Kimball
18040 Parson Mt. Rd
Sherwood Ore 97140

RECEIVED

SEP 25 2006

WATER RESOURCES DEPT
SALEM, OREGON

Oregon

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

WR&ADJ
ADDRESS SERVICE REQUESTED



UNITED STATES POSTAGE

02 1A \$ 00.63⁰
0004377899 OCT 11 2006
MAILED FROM ZIP CODE 97301

- Not Deliverable
As Addressed
 - Insufficient Address
Unable To Forward
 - Moved, Left No Address
 - Unclassified Refused
 - Attempted - Not Known
 - No Such Street Number
 - Route No. _____
 - City/Initials _____
- RETURNED TO SENDER

G-9018 9017
Warren Mathews
Box 6
[REDACTED]

RECEIVED
OCT 18 2006
WATER RESOURCES DEPT
SALEM, OREGON

[REDACTED]



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



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

DATE MAILED: May 12, 2006

NOTICE

Reference: Permit G-8592

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

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Sincerely,

Dwight French
Administrator
Water Rights Division

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PROPOSED

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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.

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AND 1125 FEET EAST FROM THE SW CORNER, SECTION 9.

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G-9017.JM/LHN

CERTIFICATE NUMBER

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

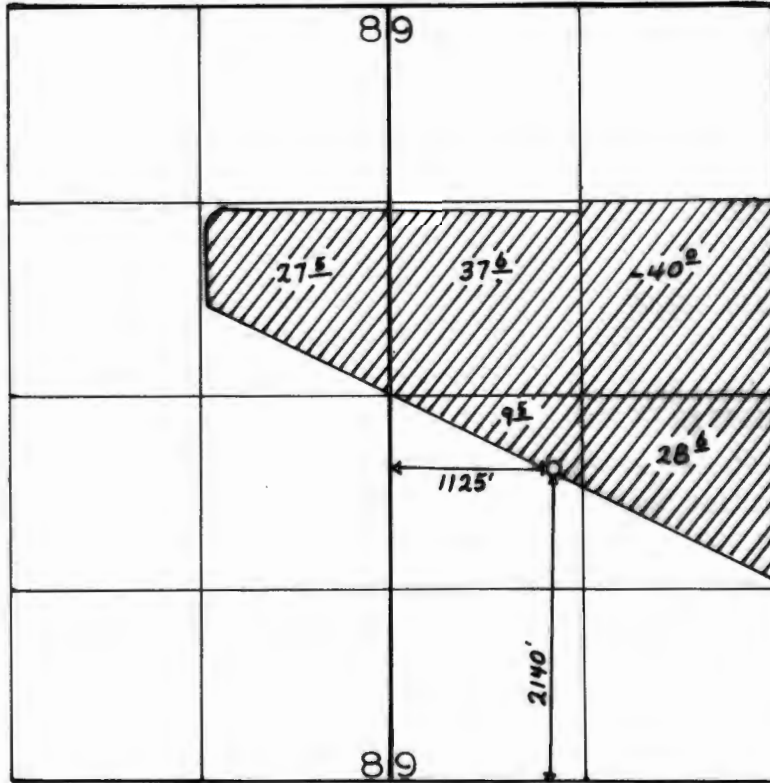
~~PROPOSED~~

Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number.

G-9017.JM/LHN

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

Oregon

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301-1266

W R & A D J

ADDRESS SERVICE REQUESTED



UNITED STATES
02 1A
0004602067
MAILED FROM ZIP C



RECEIVED

MAY 22 2007

WATER RESOURCES
SALEM, OREGON

NSW

G9017, 9018, 8493
Connecticut General Life Insurance Co.
910 Stemmons Tower N
Dallas TX 75207



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

DATE MAILED: May 12, 2006

NOTICE

Reference: Permit G-8593

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

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

Sincerely,

Dwight French
Administrator
Water Rights Division

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 N
DALLAS, TEXAS 75207

confirms the right to use the waters of WELL 2A in the MALHEUR LAKE BASIN for IRRIGATION OF 233.4 ACRES.

This right was perfected under Permit G-8593. The date of priority is JUNE 4, 1979. This right is limited to 2.13 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T 27 S, R 34 E, W.M.; 800 FEET SOUTH AND 1300 FEET EAST FROM THE NORTHWEST 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-9018.JM/LHN

CERTIFICATE NUMBER

A description of the place of use is as follows:

NE¼ SW¼	5.6 ACRES
NW¼ SW¼	33.1 ACRES
SW¼ SW¼	40.0 ACRES
SE¼ SW¼	37.6 ACRES
SW¼ SE¼	13.7 ACRES

SECTION 4

NW¼ NE¼	39.7 ACRES
NE¼ NW¼	40.0 ACRES
NW¼ NW¼	23.7 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

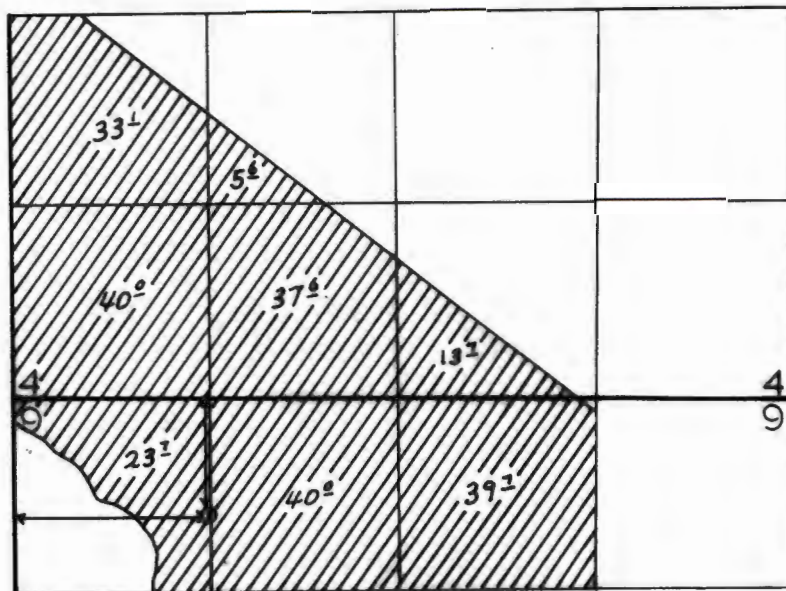
~~PROPOSED~~

Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number.

G-9018.JM/LHN

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



DIV PT - 1300 feet East and 800 feet South from
NW Corner Sec 9.

FINAL PROOF SURVEY

UNDER

Application No. G-9018 Permit No. G-8593
IN NAME OF

WARREN MATHEWS

Surveyed 10-31, 1990, by K.KEMP



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

DATE MAILED: May 12, 2006

NOTICE

Reference: Permit G-7664

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

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

Sincerely,

Dwight French
Administrator
Water Rights Division

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 INS. CO.
910 STEMMONS TOWER NORTH
DALLAS, TEXAS 75207

confirms the right to use the waters of FOUR WELLS in the MALHEUR LAKE BASIN for IRRIGATION OF 626.2 ACRES.

This right was perfected under Permit G-7664. The date of priority is DECEMBER 6, 1977. This right is limited to 7.83 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 19, TOWNSHIP 23 SOUTH, RANGE 34 EAST, W.M.; 1320 FEET NORTH AND 1320 FEET WEST FROM THE SE CORNER, SECTION 19.

WELL 2 - LOT 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), SECTION 19, TOWNSHIP 23 SOUTH, RANGE 34 EAST, W.M.; 1320 FEET NORTH AND 1300 FEET EAST FROM THE SW CORNER, SECTION 19.

G-8493.JM/LHN

CERTIFICATE NUMBER

WELL 3 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 19, TOWNSHIP 23 SOUTH, RANGE 34 EAST, W.M.; 2320 FEET SOUTH AND 1320 FEET WEST FROM THE NE CORNER, SECTION 19.

WELL 4 - LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 19, TOWNSHIP 23 SOUTH, RANGE 34 EAST, W.M.; 2300 FEET SOUTH AND 1320 FEET EAST FROM THE NW CORNER, SECTION 19.

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:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES	LOT 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	37.9 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES	LOT 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)	33.8 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	39.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	37.7 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES
LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	37.8 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES

SECTION 19
TOWNSHIP 23 SOUTH, RANGE 34 EAST, W.M.

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

The wells shall include an air line and pressure gauge or an access port for a measuring line to adequate to determine 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

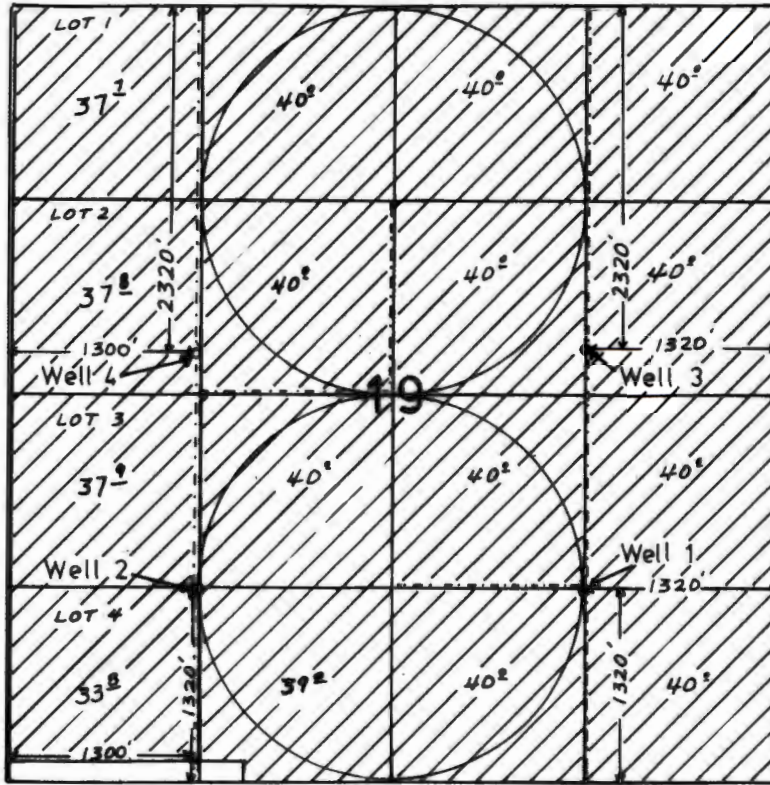
PROPOSED

Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number.

G-8493.JM/LHN

T. 23 S., R. 34 E. W.M.



FINAL PROOF SURVEY

UNDER

Application No. C-8493 Permit No. C-7664
IN NAME OF

Surveyed NOVEMBER 24, 1992, by I. MILLER



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

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

PROPOSED

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

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

confirms the right to use the waters of ~~A~~ WELL 2A in the MALHEUR LAKE BASIN for IRRIGATION OF 233.4 ACRES.

This right was perfected under Permit G-8593. The date of priority is JUNE 4, 1979. This right is limited to 2.13 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T 27 S, R 34 E, W.M.; 800 FEET SOUTH AND 1300 FEET EAST FROM THE NORTHWEST 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-9018.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:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.6 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	33.1 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.6 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	13.7 ACRES
SECTION 4	

NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.7 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	23.7 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

Stamp PROPOSED

Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number.

G-9018.JM/LHN

Application No. G-9018

G-9018

Box 6
Dundee 97121

Permit No. G 8593

G 8593

493-2147

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Ground Water

ASSIGNED

CONNECTICUT GENERAL LIFE INSURANCE CO
910 STEMMONS TOWER N,
DALLAS TX 75207

I, DEE V DOMAN

(Name of Applicant)

Well # 2A

of Star Rt # 2 Box 3321 Hwy 78 Burns

(Mailing Address)

(City)

State of Oregon, 97732 Phone No. 493-2569

(Zip Code)

RECEIVED
JUN 11 1979
WATER RESOURCES DEPT
SALEM, OREGON

do hereby 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 1320 ft. N and 1320 ft. E

(N. or S.)

(E. or W.)

from the SW corner of Sec 4 T27S R34E

(Public Land Survey Corner)

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

being within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 4 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 $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
27S	34E	9	NW ^N $\frac{1}{4}$ of NW $\frac{1}{4}$	40 23 ²
"	"		NE ^N $\frac{1}{4}$ of NW $\frac{1}{4}$	40 40
"	"		NW $\frac{1}{4}$ of NE $\frac{1}{4}$	40 39 ²
27S	34E	4	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	40 33 ¹
			NE $\frac{1}{4}$ of SW $\frac{1}{4}$	40 5 ⁶
			SW $\frac{1}{4}$ of SW $\frac{1}{4}$	40 40
			SE ^E $\frac{1}{4}$ of SW $\frac{1}{4}$	40 37 ⁶
			SW $\frac{1}{4}$ of NW $\frac{1}{4}$	40 0
			SW $\frac{1}{4}$ of SE ^E $\frac{1}{4}$	40 13 ²
				<u>3</u> <u>0</u> <u>132</u> 233.4

4. It is estimated that 100 feet of the well will require $\frac{1}{4}$ " wall steel casing.

(Kind)

5. Depth to water table is estimated 30 Well drilled by owner cable tool

(Feet)

4100-211-11-11
10-31-90 KK

Application No. G-9018

Permit No. G 8593

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 ~~1000~~ or 2.23 cubic feet per second 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 2A

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;

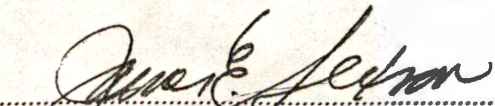
and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.
The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.
The works constructed shall include an air line and pressure gauge 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 June 4, 1979

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

RECEIVED
DIVISION OF
WATER RESOURCES
MAY 14 1979

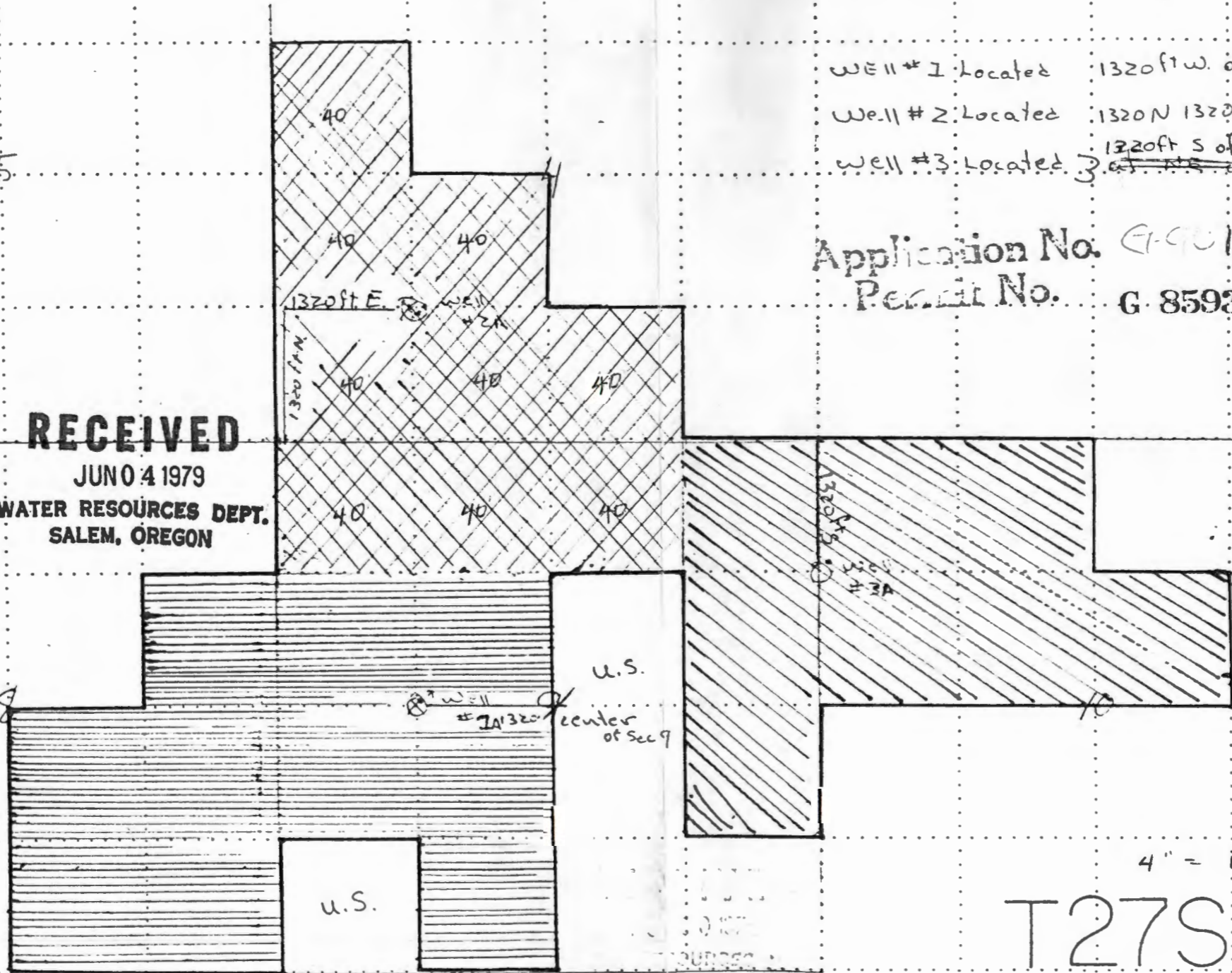
111 A

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 3 ~~at NE corner of~~ 1320ft S of NE corner of Sec 9 T27S R34E

Application No. G-9018
 Permit No. G-8593

RECEIVED
 JUN 04 1979
 WATER RESOURCES DEPT.
 SALEM, OREGON



Well # 1A =
 Well # 2A =
 Well # 3A =

T27S R34E

WATER RESOURCES DEPT.
 SALEM, OREGON

D: 90'
C: 14"
SWC: 15'
Test: 1000 ft #3
w/ 15dd

6-7
2-8
3-16
1-18
2-20
5-27

well #1
position in
w/HL

well #2
land out
17-20-15"
E-1-14-14-14
w/HL
2-1/2 mi 4" dia
Nelson F-35
9/64" 30

trunk
GE 400 1770
Washington 8x8
w/HL

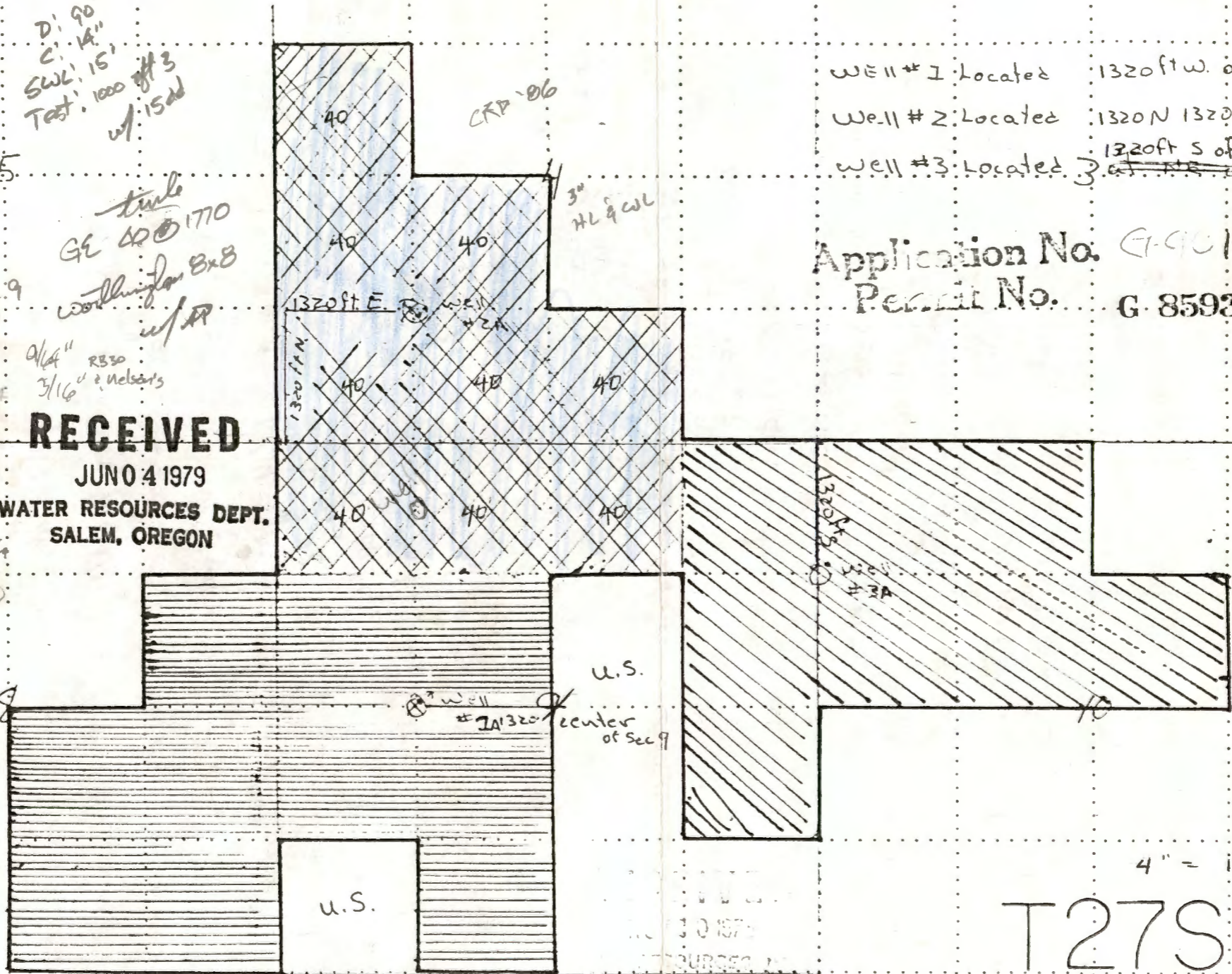
9/64" RB30
3/16" u & Nelson's

RECEIVED

JUN 4 1979

WATER RESOURCES DEPT.
SALEM, OREGON

9



CRP-06

3" HL & CWL

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-9018
Permit No. G-8593

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

4" = 1 mile

T27S R34E

JUN 30 1979
WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON

COUNTY OF HARNEY

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WARREN MATHEWS
BOX 6
PRINCETON, OREGON 97721

confirms the right to use the waters of A WELL 2A in the MALHEUR LAKE BASIN for IRRIGATION OF 233.4 ACRES.

This right was perfected under Permit G-8593. The date of priority is JUNE 4, 1979. This right is limited to 2.23 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NW 1/4, SECTION 9, T 27 S, R 34 E, W.M.; 1300 FEET EAST AND 800 FEET SOUTH FROM THE NORTHWEST 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:

NW 1/4 NE 1/4	39.7 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	23.7 ACRES

SECTION 9

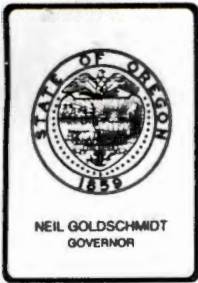
NE 1/4 SW 1/4	5.6 ACRES
NW 1/4 SW 1/4	33.1 ACRES
SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	37.6 ACRES
SW 1/4 SE 1/4	13.7 ACRES

SECTION 4

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.



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)

October 26, 1981

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

Dear Mr. Doman:

REFERENCE: File G-9018

The notices regarding the progress of the project described in Permit G-8593 have been received.

Our records show Connecticut General Life Insurance Company as holder of the water right; therefore, a representative for the insurance company will have to sign the notices. The notices are being returned for this purpose.

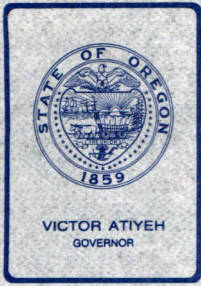
Also, under the terms of the permit, adequate irrigation equipment for the project was to have been in possession by October 1, 1980. Your notice states that the system was not completed until December 1980. If this information is correct, it will be necessary for you to submit an application requesting an extension of time limits of the permit. A form for this purpose is enclosed.

Sincerely,

THOMAS E. SHOOK
Water Rights Engineer

TES:wpc
enclosures
7482A

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

LTiwpc
cc: Dee Doman

2059A

COPY

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-9018 G-9019

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:sjm
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.

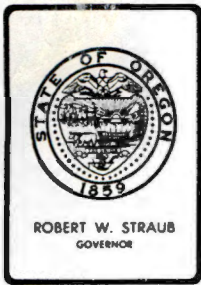
Along with application number G-9018, the map for that application and applications numbered G-9017 and G-9019 were returned to you for correction. No further action can be taken on those applications until the corrected map is returned and the additional permit recording fee of \$33.00, as requested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

2 ACRES

pump test
1000 gpm

$$\frac{233.4}{80} = 2.9175 \text{ cfs}$$

$$\frac{449}{200} = 2.245 \text{ cfs}$$

at 50 psi $\frac{40 \times 7.04}{100 + 127} = \frac{281.6}{227} = 1.24$

$$\frac{40 \times 7.04}{\cancel{100} + 127} = \frac{281.6}{177} = 1.59$$

50
psi

$$7.2 \text{ gpm} - \frac{9}{64} \times 150 = 1080$$
$$4.0 \text{ gpm} \quad \frac{3}{16}$$

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

receipt # 14566
\$2-
10-12-79

Sub.



Application No. **G 9018**
Permit No. **G 8593**

11-20-78

Assigned

Name Dee V. Doman

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

Assigned Connecticut General Life Insurance

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