

Name G-17608
By GOLDEN RULE FARMS INC
Address PO BOX 255
CHRISTMAS VALLEY OR 97641

Application No. G17608
Permit No. G-17264
Certificate No. 91448

FEES PAID		
Date	Amount	Receipt No.
<u>12-20-12</u>	<u>1900.00</u>	<u>107614</u>
<u>9-21-15</u>	<u>300.00</u>	<u>117458</u>
	Cert. Fee	

C 2019

Date
DENIED _____
MISFILED _____
WITHDRAWN _____
CANCELLED _____

Volume | Page
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FEES REFUNDED		
Date	Amount	Receipt No.

Priority DECEMBER 20, 2012
County HARNEY WM# 10

RELATED FILES

ASSIGNMENTS

Date	To Whom	Address

DEVELOPMENT Date
Completion July 3, 2019
Extended to _____
Final Proof received LOBU 9/21/2015
Cert. Mailed MAY 05 2016

PUMP TEST
3-15-16
APPROVED
by Derrick Boschmann

REMARKS _____

MAP LOCATION _____



Oregon

Tina Kotek, Governor

G176008

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		6.6
27 S	34 E	WM	9	NE SE		5.0
27 S	34 E	WM	9	NW SE		3.7
27 S	34 E	WM	9	SW SE		9.3
27 S	34 E	WM	9	SE SE		18.0
					Total	206.0

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

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

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

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

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

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

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

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

Period of Use: APRIL 1 THROUGH OCTOBER 31

Source: A WELL IN SOUTH FORK MALHEUR RIVER BASIN

Authorized Point of Appropriation:

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

Authorized Place of Use:

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

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

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

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

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

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

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

Certificate: 95664 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-10397)

Use: IRRIGATION OF 17.3 ACRES

Priority Date: SEPTEMBER 29, 1983

Rate: 0.22 CUBIC FOOT PER SECOND

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

Source: ONE WELL IN MALHEUR LAKE BASIN

Authorized Point of Appropriation:

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

Authorized Place of Use:

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

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

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

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

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

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

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

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

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

38. All other application requirements are met.

Conclusions of Law

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

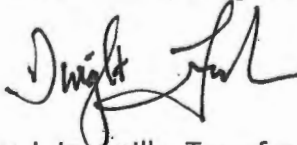
Now, therefore, it is ORDERED:

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

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

Dated in Salem, Oregon on

SEP 11 2023



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

Mailing date: SEP 12 2023

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

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

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

SOURCE OF WATER: FOUR WELLS IN THE MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION OF 127.2 ACRES

MAXIMUM RATE: 1.59 CUBIC FEET PER SECOND

DATE OF PRIORITY: NOVEMBER 20, 1978

The wells are located as follows:

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

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

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

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

Water use measurement conditions:

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

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

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

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

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

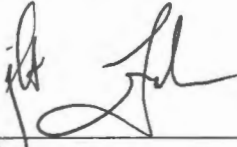
This certificate describes that portion of water right Certificate 95616, State Record of Water Right Certificate 95616, NOT modified by the provisions of an order of the Water Resources Director entered SEP 11 2023, approving Transfer Application T-13942.

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

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

SEP 11 2023

WITNESS the signature of the Water Resources Director, affixed _____.

^ 

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



Oregon

Kate Brown, Governor

G-17608

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	)	FINAL ORDER
T-12411, Harney County	)	APPROVING ADDITIONAL POINTS
	)	OF APPROPRIATION AND A
	)	CHANGE IN PLACE OF USE

Authority

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

Applicant

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

Findings of Fact

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

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

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

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

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

Authorized Point of Appropriation:

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

Authorized Place of Use:

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

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

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

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

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

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

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

Certificate: 91366 in the name of GOLDEN RULE FARMS INC. (perfected under Permit G-8593)
Use: IRRIGATION OF 206.0 ACRES
Priority Date: JUNE 4, 1979
Rate: 1.88 CUBIC FEET PER SECOND
Limit/Duty: The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Sources: WELL 1 AND WELL 2, within the MALHEUR LAKE BASIN

Authorized Points of Appropriation:

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

Authorized Place of Use:

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

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

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

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

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

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

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

Authorized Points of Appropriation:

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

Authorized Place of Use:

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

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

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

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

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

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

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

Authorized Points of Appropriation:

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

Authorized Place of Use:

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

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

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

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

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

Transfer Review Criteria (OAR 690-380-4010)

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

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

Conclusions of Law

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

Now, therefore, it is ORDERED:

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

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

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



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

Mailing date: OCT 27 2017



**REIMBURSEMENT AUTHORITY PERMIT
APPLICATION G-17608 PERMIT G-17264**

Certificate 91448 issued 5-5-16

**Completion Checklist for Claims of Beneficial Use for
POST JULY 1, 2004 Claims**

Peer Reviewed
J Skareg
4-28-16

Application # <i>G-17608 / Permit G-17264</i>	WRD Reviewer <i>Kerry Kavanagh</i>
Transfer #	Claim Logged
Date Received <i>9-21-15</i>	Oversized Map #
CWRE Name <i>Gary DeJarnatt</i>	

*John Short, Representative / permit G-17264 issued 7-3-14
Cdate = 7-3-2019*

Map Review:

- Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- Application & permit #; or transfer # (OAR 690-014-0100(1))
- Disclaimer (OAR 690-014-0170(5))
- North arrow (OAR 690-310-0050(2)(c))
- CWRE stamp and signature (OAR 690-014 & 310-0050)
- Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- Township, range, section, and tax lot numbers (OAR 690-310-0050(4))
- Source illustrated if surface water (OAR 690-014-0170(3)) *GN*
- Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- Point(s) of diversion or appropriation (coordinates)(OAR 690-014(4) & 690-310-0050)
- Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690-014-0170(4)) *not on COBU map*
- Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

*0.70 cfs for IR of Job.0ac
Mar 1-Oct 31
1/80, 3*

*COBU - 2 wells - Well 1 (HARN 1495) - drilled May 1977
Well 2 (HARN 1488) - drilled April 1977*

Report Review:

- On form or format provided by the Department (OAR 690-014-0100(1))
- Application & permit #; or transfer # (OAR 690-014)
- Ownership information (OAR 690-014)
- Date of survey (OAR 690-014)
- Person interviewed (OAR 690-014)
- County (OAR 690-014) *HARNEY*
- Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- Source(s) of water (OAR 690-014-0100)
- Place of use location (OAR 690-014-0100) *→ slightly diff. dist of acres → essentially same footprint*
- Type of use (OAR 690-014-0100)
- Extent of use (OAR 690-014-0100)
- Rate and Duty (OAR 690-014-0100)
- Diversion rate for each use (OAR 690-014-0100)
- Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- System capacity (OAR 690-014-0100)

*IR of Job.0ac
0.70 cfs
Mar 1-Oct 31*

- Calculated capacity of system (required)
- Measured amount of use (optional)

Permit/Transfer Final Order Conditions (OAR 690-014-0100)

- Time limits
- Initial water level measurements *- in March*
- Annual static water level measurements *1st annual meas. in March*
- Measurement, recording, and reporting
- Meter/measuring device *install TFM or OSMD*

- Water use reporting
- Fish screening and/or by-pass

- Pump test (ground water) *3-15-16 pump test/mult. well exemption approved by Darrick Boschmann*
- Other conditions *well Tag ID*

- CWRE stamp and signature (OAR 690-014-0100)
- Signature(s) of permittee of transfer holder (OAR 690-014-0100)

DEF = deficient
N/A = Not Applicable

Certificate Issuance Processing Checklist

Map and COBU reviewed
 Conflict check Any Conflicts? NO
 Check for ownership

Check Area of Interest YES NO
Identified Party _____

Staff Recommendations:

Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

_____ Proof to the Satisfaction has been not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____

_____ Proof to the Satisfaction has not been established for the following reasons: _____

Proposed Actions:
Send letter requesting the following items/information: _____
Send letter recommending extension to cure deficiencies: _____

Can certificate be processed further?
_____ Yes

If "Yes":
_____ Proposed
_____ Final Certificate # _____

Mailing list:

Proposed:

Final:

• slightly different footprint - but all lands in same tax lot owned by Golden Rule Farms

date = 7-3-19 (Completed 10/1/14)
 Well 1 Capacity = 2.4 CFS
 Well 2 Capacity = 3.15 CFS
 1/80 x 206 = 2.5 CFS

Peer reviewed by Jonnine Skay

Looks Good!
 ☺

15 min time

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GOLDEN RULE FARMS INC. ✓
 PO BOX 255 ✓
 CHRIS

*R12340-17
 Golden Rule Farms
 App G-17608
 4-2716*

confirm right is case of below.

264. The amount of water used to which this the amount specified, or its equivalent in the ic limits and conditions of the use are listed

APPLIC

Jonnine -

SOURC
 BASIN

N SOUTH FORK MALHEUR RIVER ✓

PURPOS

Please peer review draft proposed certificate. Thx.

Y IN RATE ON 206.0 ACRES

MAXIM

PERIOD

DATE OF

Kerry

The wells

Twp	Rn
27 S	34 E
27 S	34 E

*Kerry,
 make sure front of folder gets updated w/ approved pump test!*

SOUTH AND ER, SECTION 9
SOUTH AND ER, SECTION 9

cured under any other right existing for second and 3.0 acre-feet per acre for each

The amount the same lan acre irrigate

A description

Twp	Rn
27 S	34 E
27 S	34 E
27 S	34 E

*Thank you!
 Jonnine*

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

date = 7-3-19 (Completed 10/1/14)
 Well 1 Capacity = 24CFS
 Well 2 Capacity = 315CFS
 1/80x200 = 2.5CFS

Peer reviewed by Jonnine Skayg
 Looks Good!
 ☺

STATE OF OREGON
 COUNTY OF HARNEY

15 min time

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-17264. 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 of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17608

SOURCE OF WATER: WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

MAXIMUM RATE: 0.70 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 20, 2012

The wells are located as follows:

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 NE CORNER, SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 (HARN 1488) - 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Lot	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

> 40.4

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q	Lot	Acres
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 ✓

40.4
165.6

206 acres

Measurement devices, and recording/reporting of annual water use conditions: ✓

- A. ✓ The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.
- B. ✓ The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. ✓ The water user shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- D. ✓ The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

✓ The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well(s) is used. The reference levels against which future measurements will be compared are 20.0 feet below land surface for Well 1 (HARN 1495) and 20.95 feet below land surface for Well 2 (HARN 1488). The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

✓ All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- ✓ (A) Associate each measurement with an owner's well name or number a Department well log ID; and
- (B) Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method of measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

✓ The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- ✓ (B) Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- (C) Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

✓ The period of restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

✓ The OWRD Well Identification Number (Well ID tag) L-119823 shall be permanently attached to Well 1 (HARN 1495) and (Well ID tag) L-119824 shall be permanently attached to Well 2 (HARN 1488). Well ID tags L-119823 and L-119824, respectively, shall be referenced in any correspondence regarding the wells, including any reports of water use, water level, or pump test data.

✓ Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

✓ If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interference.

✓ 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 be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

✓ The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

✓ Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

✓ The Director may require water level or pump test results every ten years.

✓ This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

✓ By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

✓ The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Issued _____

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

RA Mailing List for Certificate

Scheduled Mailing Date:

Application: G-17608 ✓
Permit: G-17264 ✓
Certificate: PROPOSED

Certificate/Transfer Holder:

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

Copies Mailed	
by: _____	(STAFF)
on: _____	(DATE)

Copies of Final Certificate to be sent to:

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

Other persons to receive copies: (include map):

1. John Short, Representative ✓
2. Linda Lee Miller, CWRE ✓

Well 1 (HARN 1495)

Oregon Water Resources Department Permit Condition Water Level Report

OWRD Logid	Main aq	Max depth	LSD Elev	Township	Range	S	QQ	Q
HARN.....1495	HARN.....	.....160	.....41.10	.....27.00 S/	.....34.00 E-	.....9	NE	NE
Well Tag Log	Well Tag Field	Csg Diam Field	12					
Well Location 1302 FT S & 1302 FT W FR NE COR S9								
Well Address								
Owner Well Names WELL 1.....								

Logid	Type Work	Compl Depth	Compl Date	Owner on Log	Permit	Certificate	pod	Reference level	Trigger level activated?
HARN 1495	NEW WELL	150	05/30/1979	D V DOMAN	G.....16585	.....1	.....1	.....	.....
					G.....17034	.....1	.....1	.....	.....
					G.....17183	.....1	.....1	.....	.....
					G.....17264	.....1	.....1	.....	.....

Date	Time	MP Hght	WL BLS	WL Elev	Method Code	Status Code	Measured By	Pump Idle Time	MP Description	WIComments
05/25/1979			22.00	4088.00	R	U	DRILLER			HARN 1495 New well 160 ft TD
03/09/2010		1	20.00	4090.00	T	S	TIMOTHY K RILEY	~12 MONTHS	1 1/4" ACCESS PORT PIPE	
03/28/2011		1	20.00	4090.00	T	S	TIMOTHY K RILEY	24 MONTHS	1 1/4" ACCESS PORT	
03/13/2012		1	19.00	4091.00	T	S	TIMOTHY K RILEY		1 1/4" ACCESS PORT	HASNT BEEN USED
03/24/2014		8	21.65	4088.35	S	S	SCOTT D MONTGOMERY	6 MONTHS OR	2" PIPE OUT OF E SIDE OF CASING	OILY WATER IN WELL
03/27/2015		8	23.00	4087.00	T	S	SCOTT D MONTGOMERY	6 MONTHS OR	2" PIPE OUT OF E SIDE OF CASING	

25-30-1979

Owner:
 Name

Other Name GOLDEN RULE FARMS INC.....

Contact

Address

City / St / Zip CHRISTMAS VALLEY OR 97641

Well drilled 5-30-1979
 Permit issued 7-3-2014

March measurements:

- 3-9-10
- 3-28-11
- 3-13-12
- 3-24-14
- 3-27-15

SWL → 3-9-10 → 20.00 feet bls

Method Codes: A = Airline, T = Etape, V = Calibrated Etape, G = Uncalibrated Gage, H = Calibrated Gage, N - Not Measured, O = Observed, RA = Recorder Analog, RS = Recorder Shaft Encoder, RT = Recorder Transducer, R = Reported, S = Steel Tape, U = Unknown

Status Codes: D = Dry, A = Falling, F = Flowing, P = Pumping, R = Rising, S = Static, U = Unknown

Well 2 (HARN 1488)

Oregon Water Resources Department Permit Condition Water Level Report

OWRD Logid	Main aq	Max depth	LSD Elev	Township	Range	S	QQ	Q
HARN 1488	HARN	85	4115	27.00 S/	34.00 E-	4	SE	SW
Well Tag Log	Well Tag Field	Csg Diam Field						
Well Location	1320 FT. N. & 1320 FT. E. FR. SW. COR. S4							
Well Address								
Owner Well Names	WELL 2							

Well History:				Water Rights with reporting conditions that list this well:				
Logid	Type Work	Compl Depth	Compl Date	Owner on Log	Permit	Certificate	pod Reference level	Trigger level activated?
HARN 1488	NEW WELL	85	6/1/1979	D V DOMAN	G 17264		2	

Owner:		Name		Other Name		Contact		Address		City / St / Zip	
		GOLDEN RULE FARMS INC.				PO BOX 255		CHRISTMAS VALLEY		OR 97641	

Date	Time	MP Hght	WL BLS	WL Elev	Method Code	Status Code	Measured By	Pump Idle Time	MP Description	WIComments
06/01/1979			15.00	4100.00	U	U	Driller			
03/27/2015		1	20.95	4094.05	S	S	SCOTT MONTGOMERY	6 MONTHS OR 2" PIPE OUT OF SW SIDE OF CASING		

Well drilled 6-1-1979 → water level meas on 6-1-79 → 15.00 ft bls.
 Permit issued 7-3-2014
 one March measurement
 3-27-2015 → 20.95 ft bls

Method Codes: A = Airline, T = Etape, V = Calibrated Etape, G = Uncalibrated Gage, H = Calibrated Gage, N - Not Measured, O = Observed, RA = Recorder Analog, RS = Recorder Shaft Encoder, RT = Recorder Transducer, R = Reported, S = Steel Tape, U = Unknown
 Status Codes: D = Dry, A = Falling, F = Flowing, P = Pumping, R = Rising, S = Static, U = Unknown

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

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

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17608

SOURCE OF WATER: WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

MAXIMUM RATE: 0.70 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 20, 2012

WELL LOCATIONS:

WELL 1 (HARN 1495) - NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T27S, R34E, W.M.; 1302 FEET SOUTH AND 1302 FEET WEST FROM NE CORNER, SECTION 9

WELL 2 (HARN 1488) - NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T27S, R34E, W.M.; 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

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.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.6 ACRES	2.0 ac
NW $\frac{1}{4}$ SW $\frac{1}{4}$	33.1 ACRES	5.3 ac
SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES	33.1 ac
SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.6 ACRES	40.0 ac
SW $\frac{1}{4}$ SE $\frac{1}{4}$	13.7 ACRES	37.3 ac
SECTION 4		10.9 ac

COB
 39.7 ac
 20.0 ac
 17.7 ac

NW ¼ NE ¼ 39.7 ACRES
 NE ¼ NW ¼ 20.0 ACRES
 NW ¼ NW ¼ 16.3 ACRES

SECTION 9

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

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter, or other suitable measuring device as approved by the Director, at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

Well 1 (HARN 1495) → 3-9-10 → 20.00 ft bls
 Well 2 (HARN 1496) → 3-27-15 → 20.95 ft bls

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

same wells

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

*ms
of riparian
disturbance
not in
riparian
area*

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued July 3 , 2014

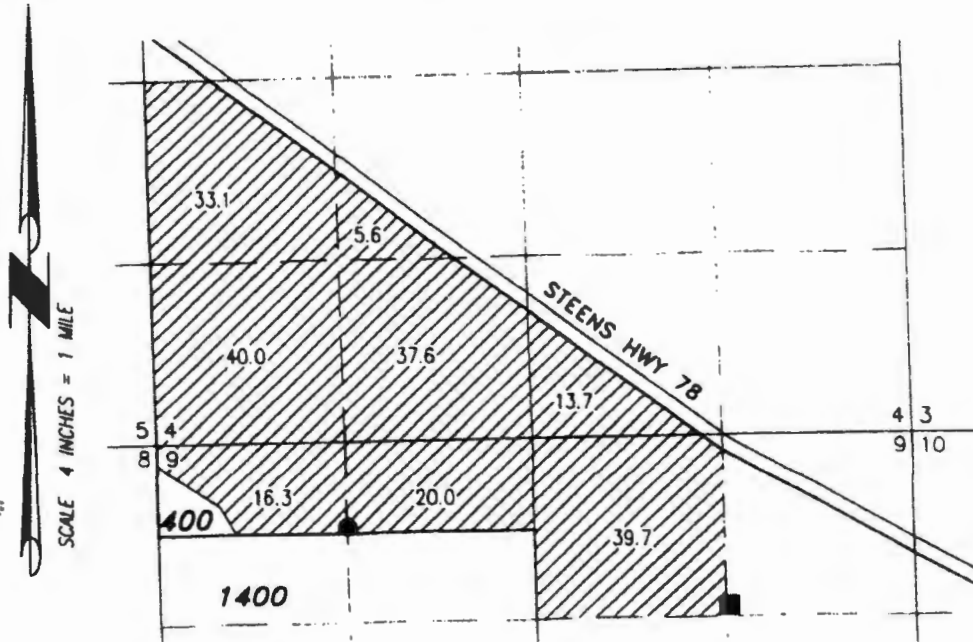


E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director



TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD A POINT OF APPROPRIATION FOR GOLDEN RULE FARMS, INC.

SECTIONS 4 & 9, TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.
TAX LOT: 400

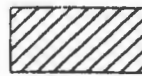


RECORDED

DEC 17 2012

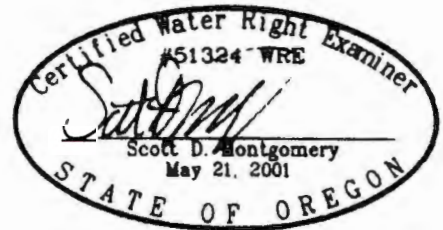
SALEM, OH

- **HARN 1488 WELL 2 (G-8593)**
LOCATED IN THE NE 1/4 NW 1/4 SECTION 9, T27S
R34E, W.M. AND 590 FEET SOUTH AND 1345 FEET
EAST FROM THE NW CORNER OF SECTION 9.
- **HARN 1495 WELL (G-16585)**
LOCATED IN THE NE 1/4 NE 1/4 SECTION 9, T27S
R34E, W.M. AND 1302 FEET SOUTH AND 1302 FEET
WEST FROM THE NE CORNER OF SECTION 9.



206.0 ACRES WATER RIGHTS FROM
C#82370 (G-8593), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES



RENEWAL DATE 12/31/2012

PROJECT No. 12-059

PREPARED AT THE REQUEST OF:
GOLDEN RULE FARMS, INC.
P.O. BOX 255
CHRISTMAS VALLEY, OR 97641

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767 (CRR)
TERREBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

G-17608

Well #1

Pump Capacity Calculator
using Department designed formula:

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 60
Efficiency = 7.04
Lift = 22
PSI = 60

Results Calculated

$(hp)(\text{efficiency}) =$ 422.4
Head based on psi = 152.4
Total dynamic head = 174.4
(head + lift)

Pump Capacity = 2.422 cubic feet per second

Well #2

Pump Capacity Calculator
using Department designed formula:

$$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 75
Efficiency = 7.04
Lift = 15
PSI = 60

Results Calculated

(hp)(efficiency) = 528
Head based on psi = 152.4
Total dynamic head = 167.4
(head + lift)

Pump Capacity = 3.154 cubic feet per second

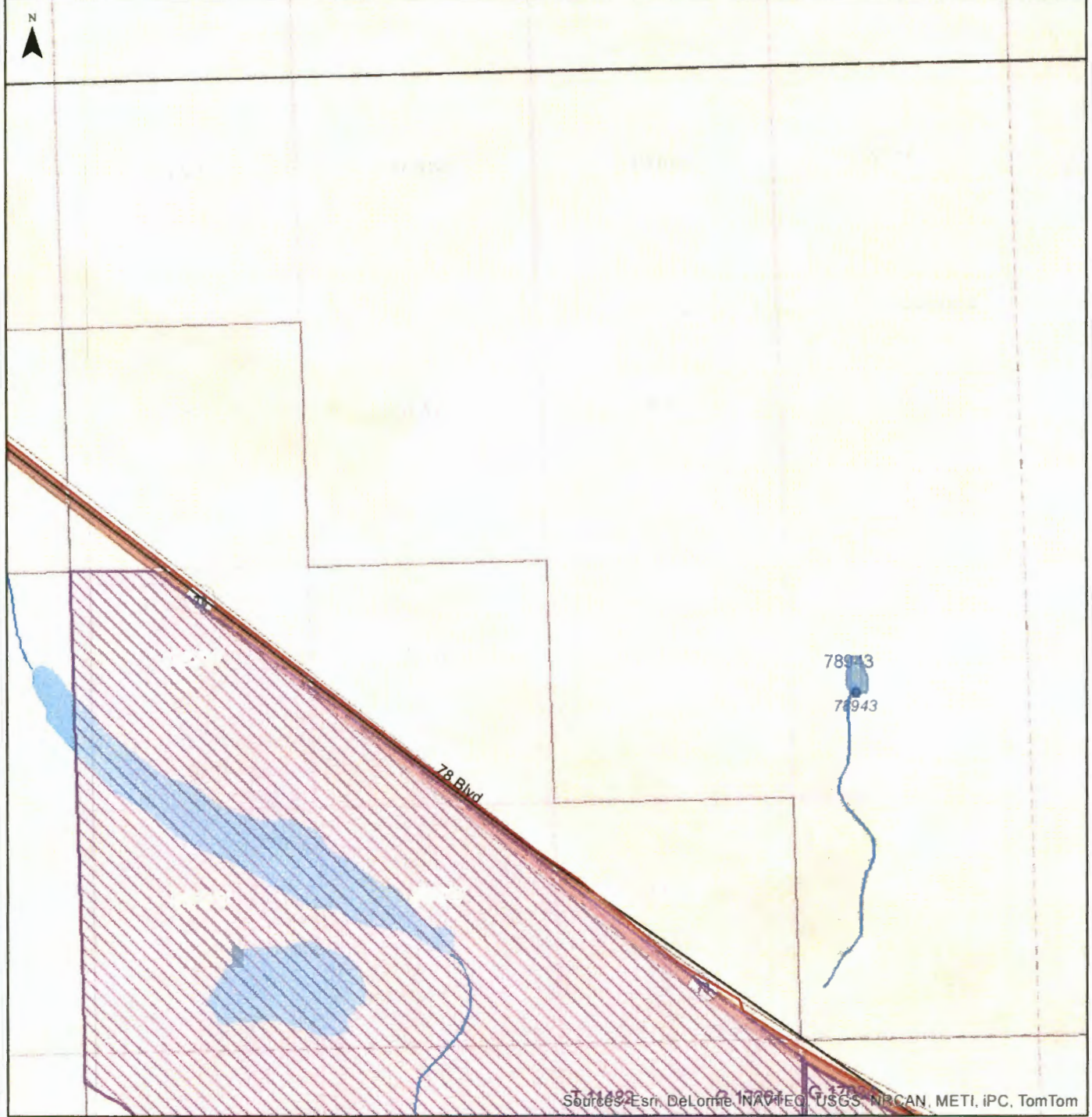
NCR

Water Rights Platcard Report

Meridian: Willamette Township: 27 South Range: 34 East Section: 4 Records per 100 Page: Search Platcards Maps! View about View Map

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov's Lot	qq(40):	qq(100):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unkown QQ
Select Cert: 82370 OR CN Additional Info: CONNECTICUT GENERAL LIFE INSURANCE CO. App: G9018 Permit: G8593 Cert: 82370	T11482	6/4/1979	IRRIGATION	CN												5.6	33.1	40	37.6				13.7		
Permit Inchoate: T 11482 CF (REG) * Additional Info: GOLDEN RULE FARMS App: G9018 Permit: G8593		6/4/1979	IRRIGATION													(5.6)	(33.1)	(40)	(37.6)				(13.7)		
Permit: G 17264 * Additional Info: GOLDEN RULE FARMS INC App: G17608 Permit: G17264		12/20/2012	IRRIGATION													5.6	33.1	40	37.6				13.7		
Permit: Cert: 78943 OR * Additional Info: U.S. BUREAU OF LAND MANAGEMENT App: R35001 Permit: R6776 Cert: 78943		6/8/1961	LIVESTOCK																		*		*		

Acreage Legend: 12.25 Regular acreage 12.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified



Sources: Esri, DeLorme, NAVTEQ, USGS, NRCAN, METI, iPC, TomTom



For more information:
<http://www.wrd.state.or.us> and
<http://apps.wrd.state.or.us/apps/wr/wrinfo/>

This map is for informal purposes only. It is not intended for legal, engineering or surveying purposes. Municipal rights are not included on this map.

- Points of Diversion**
- 75030
 - 24883
 - 24883

- Places of Use**
- 75030 Storage water
 - 24883 Surface water
 - 24883 Ground water

Legend

- ◇ Water Rights - Outline to be determined. (Applies to all colors)
- Water right labels indicate certificate number or permit letter(s) and number. Municipality uses excluded.

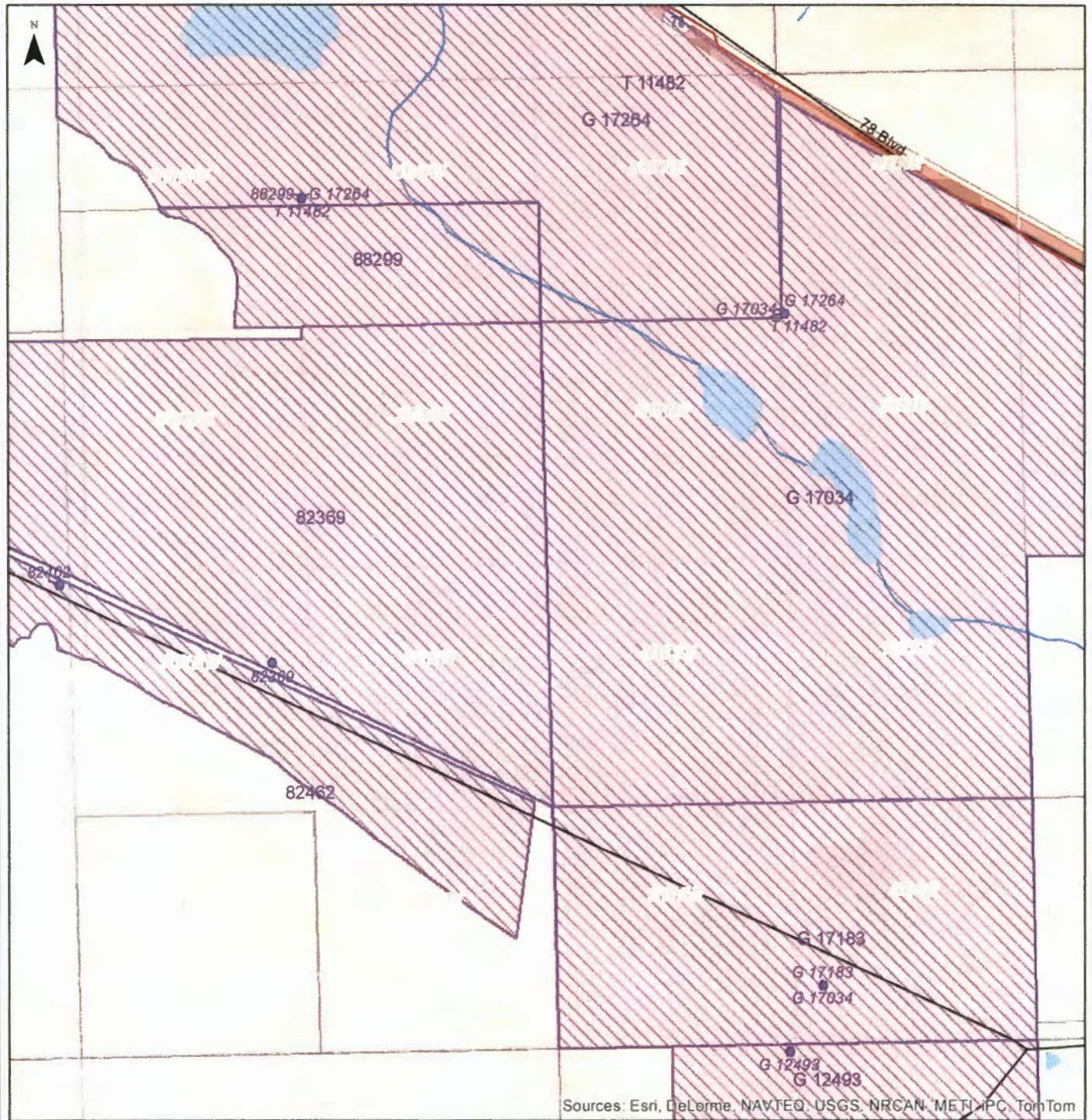


Water Rights Platcard Report

Meridian: Willamette Township: 27 South Range: 34 East Section: 9 Records per 100 Page: Search Platcards Maps! Learn about View List

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(100)	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unkown QQ
Select Permit: G 8594 CN Additional Info: CONNECTICUT GENERAL LIFE INSURANCE CO. App: G9019 Permit: G8594		11/20/1978	IRRIGATION	CN				40			40												40	
Permit: 82369 OR * Additional Info: CONNECTICUT GENERAL LIFE INSURANCE CO. App: G9017 Permit: G8592 Cert: 82369		11/20/1978	IRRIGATION											37.6	40	28.6	9.5							
Select Permit: 82370 OR CN Additional Info: CONNECTICUT GENERAL LIFE INSURANCE CO. App: G9018 Permit: G8593 Cert: 82370	T11482	6/4/1979	IRRIGATION	CN					39.7			40	23.7											
Permit: 82462 OR * Additional Info: JOHN STARBUCK App: G10357 Permit: G9575 Cert: 82462		6/3/1981	IRRIGATION													8.9	13.4		8.7					
Select Permit: G 16585 CN Additional Info: GOLDEN RULE FARMS INC. App: G17154 Permit: G16585	T11484	12/18/2008	IRRIGATION	CN				23.5		40	40											40	40	
Permit: T 11482 CF (REG) * Additional Info: GOLDEN RULE FARMS App: G9018 Permit: G8593		6/4/1979	IRRIGATION						(39.7)			(20)	(16.3)											
Select Permit: 88299 RR * Additional Info: CONNECTICUT GENERAL LIFE INSURANCE CO. App: G9018 Permit: G8593 Cert: 88299		6/4/1979	IRRIGATION									20	7.4											
Permit: G 17034 * Additional Info: GOLDEN RULE FARMS INC. App: G17154 Permit: G17034		12/18/2008	IRRIGATION					23.5		40	40											40	40	
Permit: G 17183 * Additional Info: GOLDEN RULE FARMS INC. App: G17587 Permit: G17183		9/27/2012	IRRIGATION																				40	40
Select Permit: G 17264 * Additional Info: GOLDEN RULE FARMS INC App: G17608 Permit: G17264		12/20/2012	IRRIGATION						39.7			20	16.3											

Acres Legend: 12.25 Regular acreage 12-25 Acres is on a canceled right (12.25) Acres is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acres has been suspended * Acres is not specified



Sources: Esri, DeLorme, NAVTEQ, USGS, NRCAN, METI, IPC, TomTom

0 1,000 Feet

Legend

For more information:
<http://www.wrd.state.or.us> and
<http://apps.wrd.state.or.us/apps/wr/wrinfo/>

This map is for informal purposes only.
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Points of Diversion Places of Use

- 75030
- 24883
- 24883

- 75030 Storage water
- 24883 Surface water
- 24883 Ground water

◇ Water Rights - Outline to be determined. (Applies to all colors)

Water right labels indicate certificate number or permit letter(s) and number. Municipal uses excluded.

Index Map



Application G-17608

Calculate total acres

acres

2
5.3
33.1
40
37.3
10.9
39.7
20
17.7

206 Total acres

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RECEIVED BY OWRD

MAR 31 2016

SALEM, OR






T27S, R34E, SECTIONS 4 & 9, WM

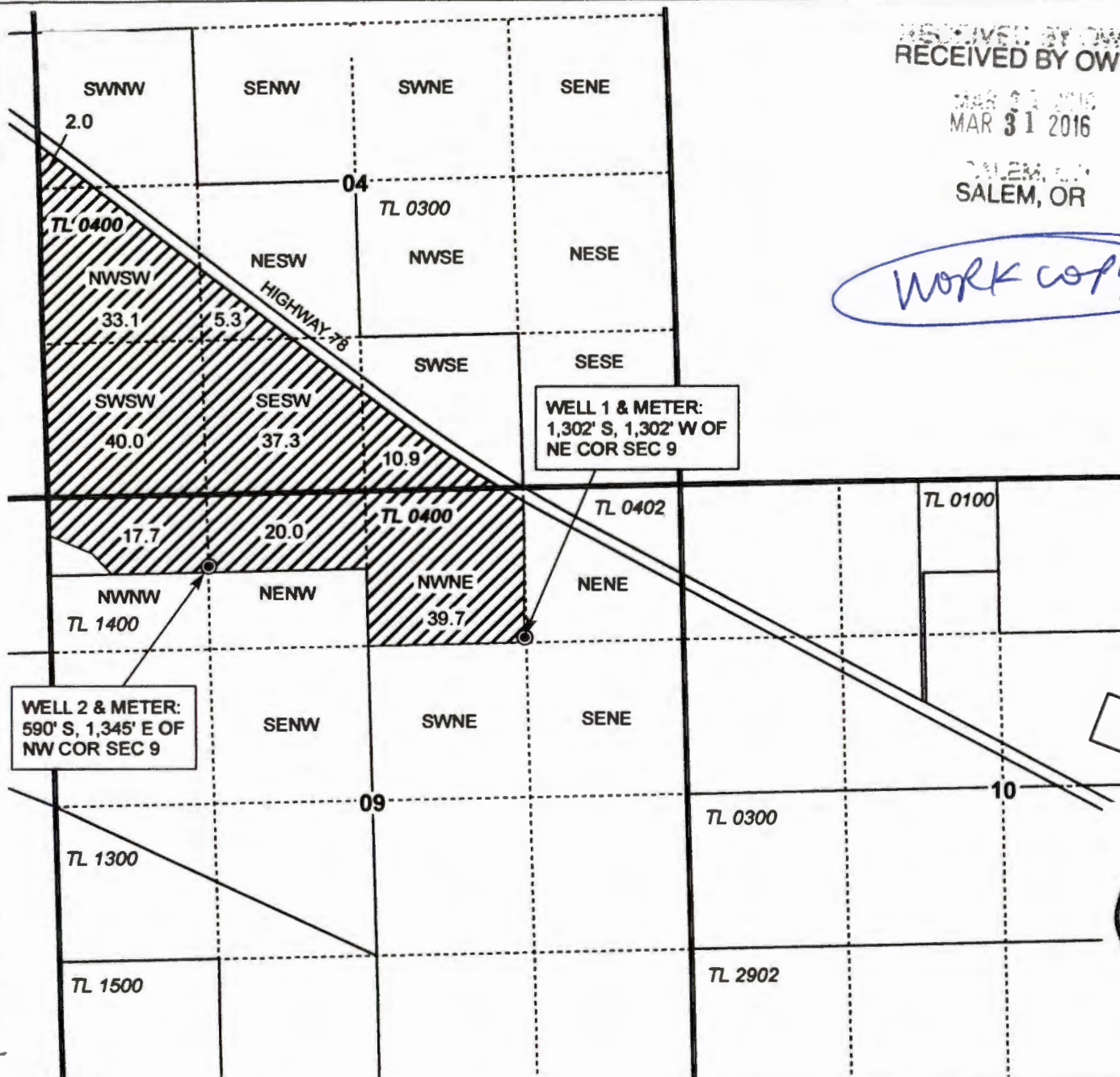
HARNEY COUNTY, OREGON

WORK COPY



0 1,320 Feet
1" = 1,320'

-  POU Irrigation
-  Section
-  Quarter Quarter
-  Tax Lot
-  Well



RENEWAL DATE 12/31/2016

CLAIM OF BENEFICIAL USE
Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

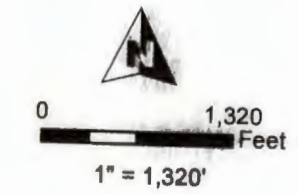
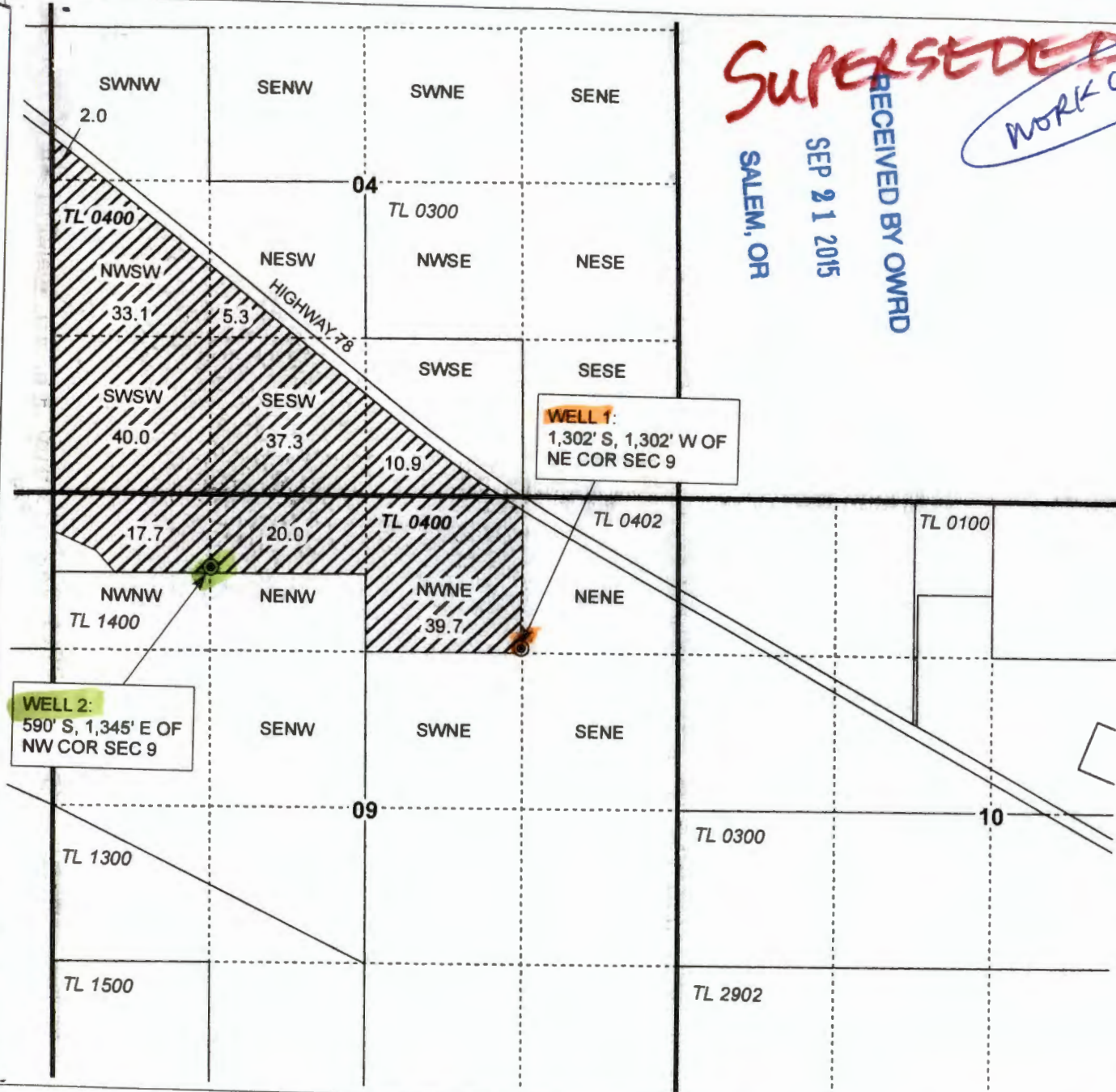
APPLICATION G-17608

PERMIT G-17264

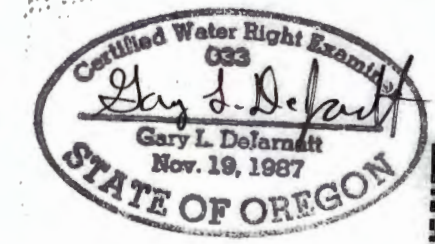
MARCH 28, 2016

SUPERSEDED
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 SALEM, OR
 SEP 21 2015
 WORK COPY

T27S, R34E,
 SECTIONS 4 & 9, WM
 HARNEY COUNTY, OREGON



- POU Irrigation
- Section
- Quarter Quarter
- Tax Lot
- Well



RENEWAL DATE 12/31/2015

CLAIM OF BENEFICIAL USE
 Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
 PROVIDE LEGAL DIMENSIONS OR LOCATIONS
 OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
 PO BOX 1830, BEND, OR 97709
 CCB# 197121 www.oregonwater.us
 541-389-2837 JOHNSHORT@USA.COM

APPLICATION G-17608

PERMIT G-17264

PROJECT #15043

AUGUST 18, 2015

Water Use Report Based on Water Right



Permit: G 17264 *

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

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Report ID</u>	<u>Facility</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2015	<u>64018</u>	WELL 1 (HARN 1495)	18.70	0.00	0.00	0.00	0.00	0.00	23.30	79.40	116.70	130.70	126.00	74.70	569.50	188.60
2015	<u>66254</u>	WELL 2 (HARN 1488)	24.30	0.00	0.00	0.00	0.00	0.00	30.40	103.30	151.90	170.10	164.10	97.20	741.30	245.50
2013	<u>64018</u>	WELL 1 (HARN 1495)	0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.00	50.00	58.00	70.00	30.00	373.00	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

- Water use is reported by point of diversion (POD), rather than by water right.
- If a POD is shared with multiple water rights, it is not feasible to separate out the amount used under the water right being queried from water used by other rights using this same POD.
- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month, as represented by the volume of water impounded on approximately the same day each month.
- Water Use amounts have all been converted to "acre-feet" (AF), regardless of the original measurement unit reported. One AF is the volume of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

Facility Water Use Report



WELL 1 (HARN 1495)
Report ID 64018

WELL 1 (HARN 1495);
1302 FEET SOUTH AND 1302 FEET WEST FROM NE CORNER, SECTION 9
(27S-34E-9-NE NE)
Permit: G 17264 *
Cert:91367 OR *
Cert:91368 OR *
GOLDEN RULE FARMS INC.

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>													<u>Total Water Used</u>	<u>Irrigated Acres</u>
		<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>		
2015	ECF	18.70	0.00	0.00	0.00	0.00	0.00	23.30	79.40	116.70	130.70	126.00	74.70	569.50	188.60
2013		0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.00	50.00	58.00	70.00	30.00	373.00	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

ECF Estimate cfs allowed by water right x 1.98 x days used per month = AF

- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month, as represented by the volume of water impounded on approximately the same day each month.
- Water Use amounts have all been converted to "acre-feet" (AF), regardless of the original measurement unit reported. One AF is the volume of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

Facility Water Use Report



WELL 2 (HARN 1488)
Report ID 66254

WELL 2 (HARN 1488);
 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9
 (27S-34E-9-NE NW)
 Permit: G 17264 *
GOLDEN RULE FARMS INC.

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>	<u>Acre-feet (AF) of Water Used</u>												<u>Total Water Used</u>	<u>Irrigated Acres</u>
		<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>		
2015	ECF	24.30	0.00	0.00	0.00	0.00	0.00	30.40	103.30	151.90	170.10	164.10	97.20	741.30	245.50

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

ECF Estimate cfs allowed by water right x 1.98 x days used per month = AF

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- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Monday, April 11, 2016 10:24 AM
To: KAVANAGH Kerry L
Subject: RA 123400-17 Ap G-17608 Water Use Reporting in WRIS

Good Monday Morning, Kerry!

Hope it was a great weekend. Water Use Reporting in WRIS for RA 12340-17 Ap G-17608.

Thanks,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Water Use Report Based on Water Right

• excel
• text

Permit: G 17264 *

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

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Report ID</u>	<u>Facility</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2015	<u>64018</u>	WELL 1 (HARN 1495)	18.70	0.00	0.00	0.00	0.00	0.00	23.30	79.40	116.70	130.70	126.00	74.70	569.50	188.60
2015	<u>66254</u>	WELL 2 (HARN 1488)	24.30	0.00	0.00	0.00	0.00	0.00	30.40	103.30	151.90	170.10	164.10	97.20	741.30	245.50
2013	<u>64018</u>	WELL 1 (HARN 1495)	0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.00	50.00	58.00	70.00	30.00	373.00	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

- Water use is reported by point of diversion (POD), rather than by water right.
- If a POD is shared with multiple water rights, it is not feasible to separate out the amount used under the water right being queried from used by other rights using this same POD.
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Facility Water Use Report



**WELL 1 (HARN 1495)
Report ID 64018**

WELL 1 (HARN 1495);
1302 FEET SOUTH AND 1302 FEET WEST FROM NE CORNER, SECTION 9
(27S-34E-9-NE NE)
Permit: G 17034 *
Permit: G 17183 *
Permit: G 17264 *
GOLDEN RULE FARMS INC.

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2015	ECF	18.70	0.00	0.00	0.00	0.00	0.00	23.30	79.40	116.70	130.70	126.00	74.70	569.50	188.60
2013		0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.00	50.00	58.00	70.00	30.00	373.00	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

ECF Estimate cfs allowed by water right x 1.98 x days used per month = AF

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Facility Water Use Report



- excel
- text

WELL 2 (HARN 1488)
Report ID 66254

WELL 2 (HARN 1488);
 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9
 (27S-34E-9-NE NW)
Permit: G 17264 *
GOLDEN RULE FARMS INC.

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
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Water Use Report Based on Water Right



Permit: G 17264 *

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

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Report ID</u>	<u>Facility</u>	<u>Acre-feet (AF) of Water Used</u>												<u>Total Water Used</u>	<u>Irrigated Acres</u>
			<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>		
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predates permit issuance

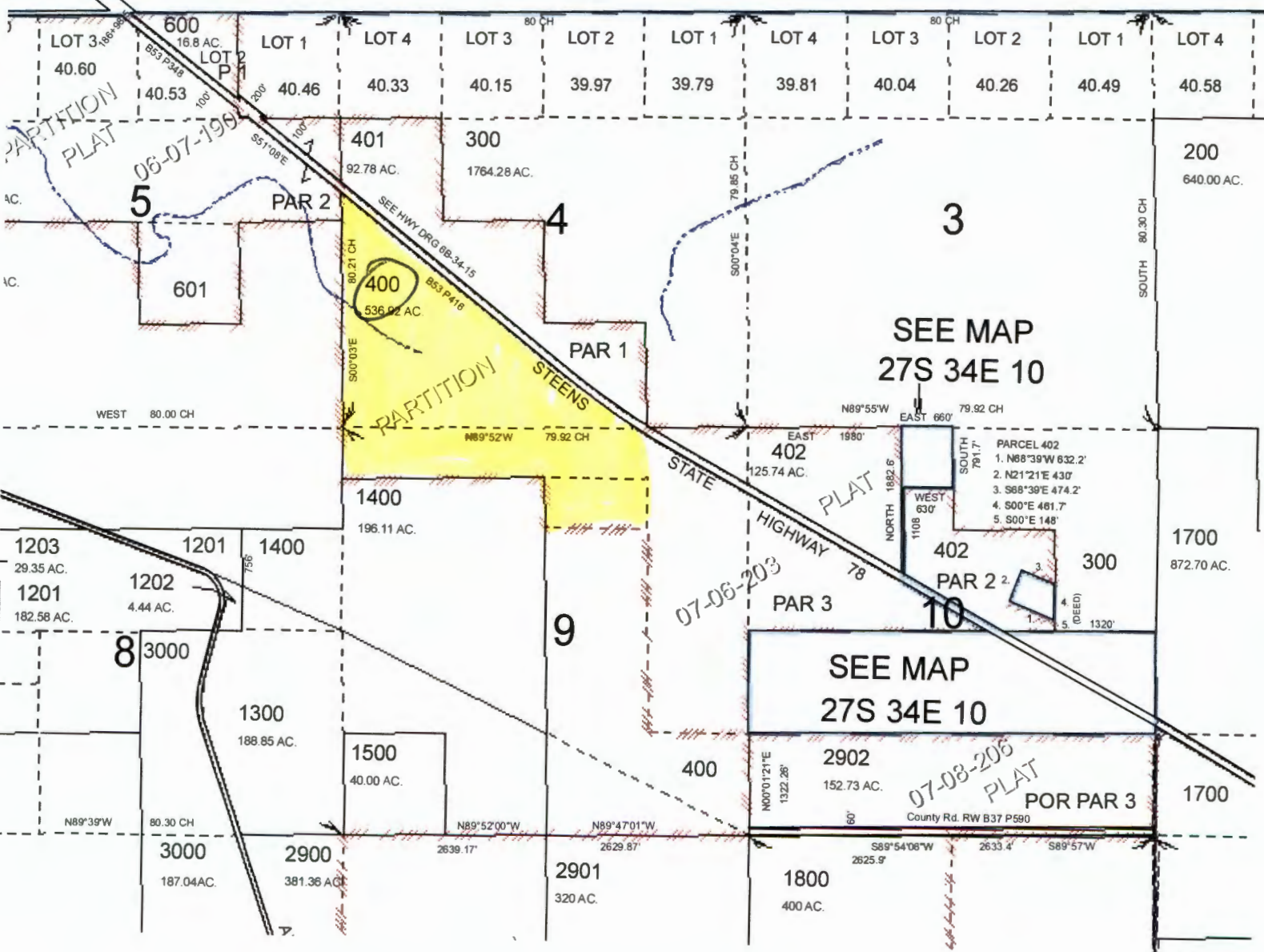
Tax lot 400

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

HARNEY COUNTY

1" = 2000'

SEE MAP 26S 34E



THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

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

HARNEY COUNTY

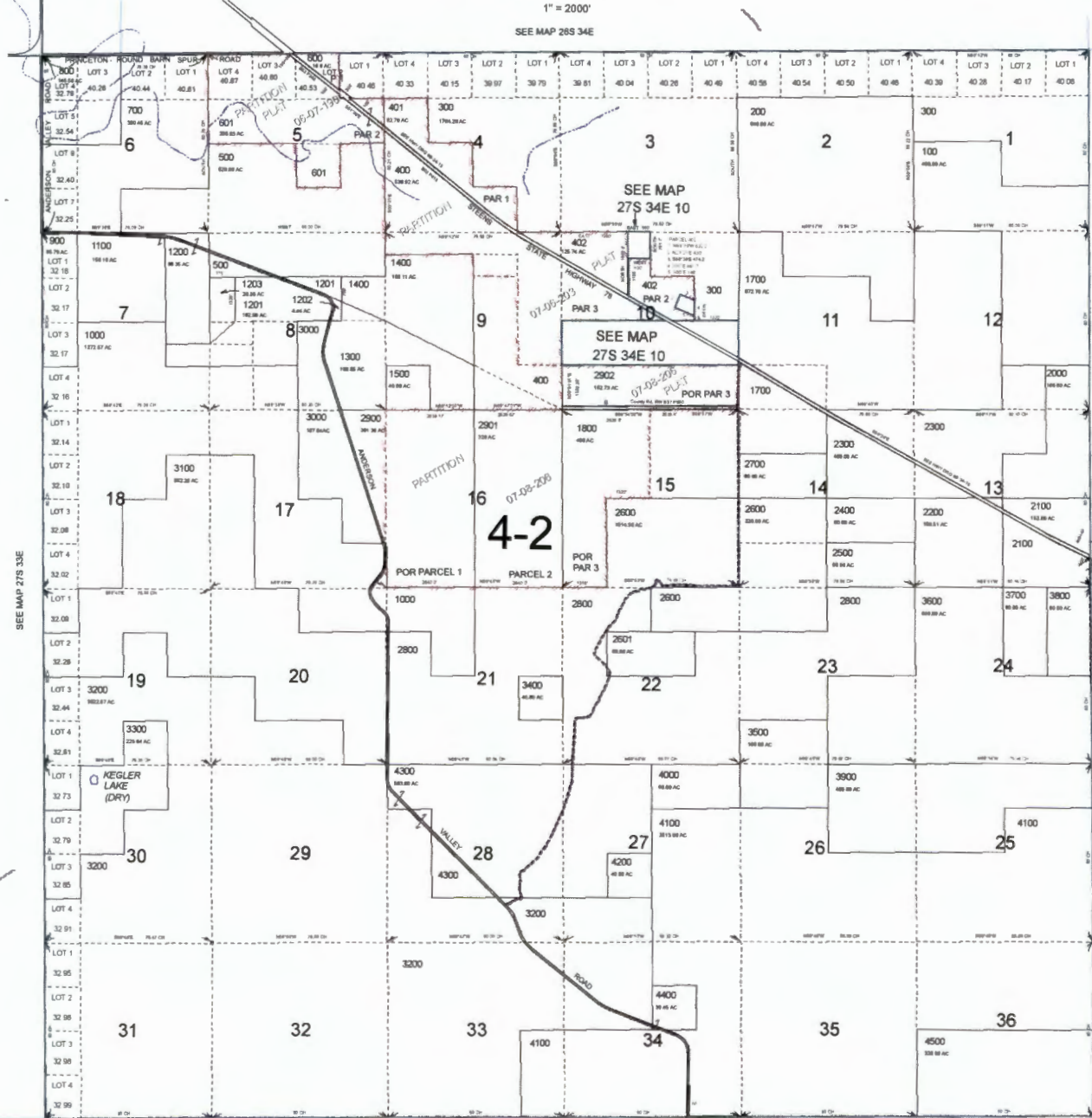
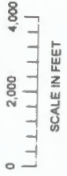
1" = 2000'

SEE MAP 28S 34E

27S 34E

& INDEX

CANCELLED NO.
1301 (2006)
1600 (2010)
1900
2801



SEE MAP 27S 33E

SEE MAP 27S 35E

SEE MAP 28S 34E

PRINTED ON
Jul 08, 2010

27S 34E
& INDEX

Harney County

[← Back](#)
 [Forward →](#)
 [Search Page](#)
 [Logoff](#)

[Help](#)
[Detail Help](#)

Account #	10840	Tax Status	ASSESSABLE
Map #	27S34E000000400	Account Status	ACTIVE
Code - Tax #	0420-10840	Subtype	NORMAL
Owner	GOLDEN RULE FARMS, INC.		
Agent			
Mailing Address	P O BOX 255 CHRISTMAS VALLEY, OR 97641-0255		

Reports

- [Summary Report](#)
- [Ledger Report](#)
- [Tax Summary Report](#)
- [Names](#)
- [Legal Report](#)

Improvements

Link	Site	Bldg #	Stat Class	Code Area	Year Built	Eff Year Built	Description	Livable Size
I	2	1	311	0420	2012	2012	MAINLINE 8"	2000
I	2	2	311	0420	2012	2012	MAINLINE 8"	1600
I	1	3	110	0420	2012	2012	Residential Other Improvements	0

DISCLAIMER AND LIMITATION OF LIABILITY

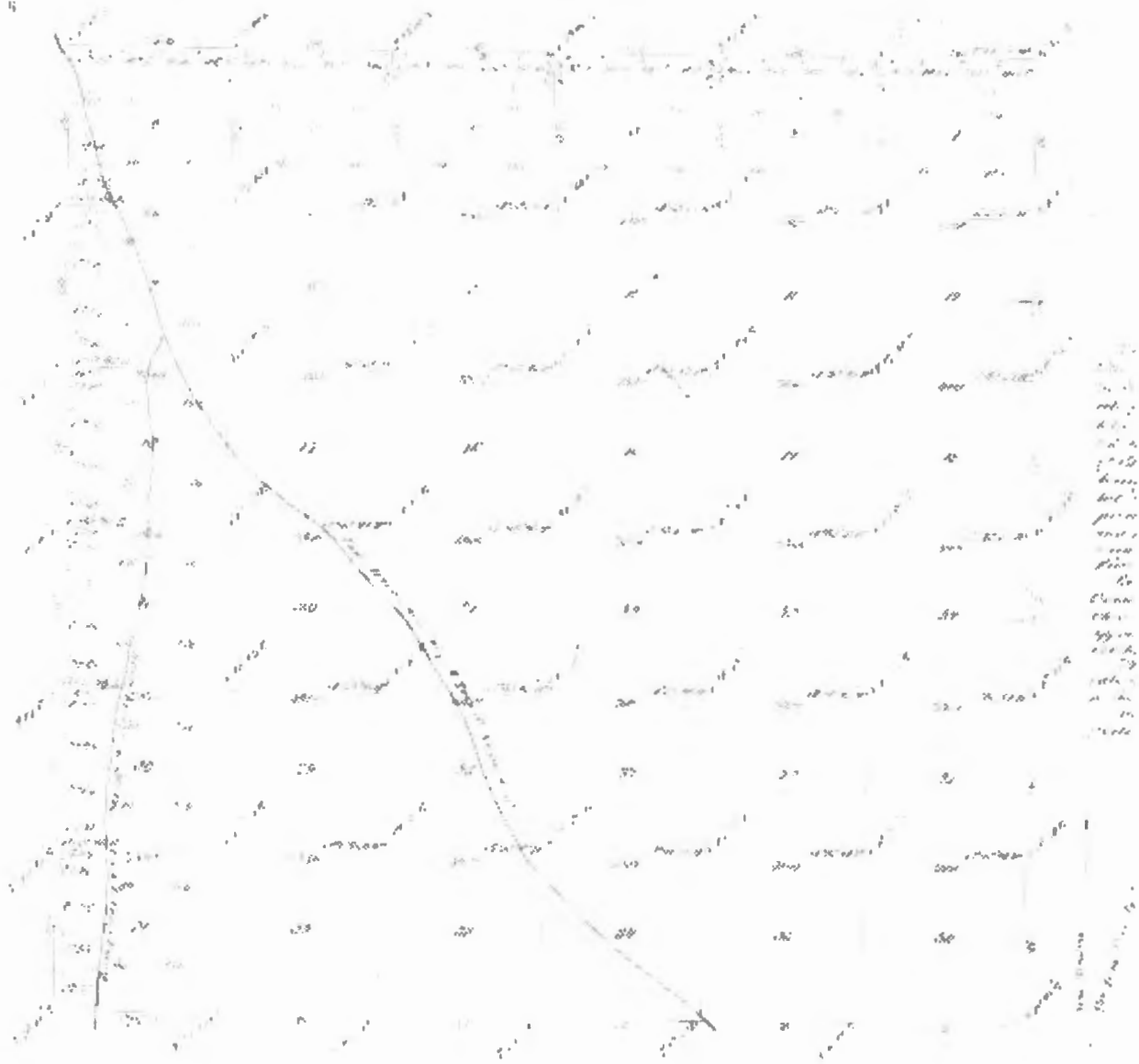
This site provides Harney County data for your convenience. Every reasonable effort has been made to assure the accuracy of data. Harney County makes no warranty, representation or guaranty as to the content, accuracy, timeliness or completeness of any of the data provided herein. Information on the Harney County web site is not guaranteed to be accurate and may contain errors and omissions. Harney County explicitly disclaims any representations and warranties, including, without limitation, the implied warranties of merchantability and fitness for a particular purpose. Harney County shall assume no liability for any errors, omissions, or inaccuracies in the information provided regardless of how caused. Harney County shall assume no liability for any decisions made or actions taken or not taken by the user of the applications in reliance upon any information or data furnished hereunder. If reliance upon computer record is intended, verification of information on source documents is required.

Portion cadastral survey T27S, R34E, W.M. - 1877-08-24:



Portion cadastral survey T27S, R34E, W.M. - 1877-08-24:

Township No. 27 North Range No. 34 East W. Hamletta Meridian Oregon.





Oregon Water Resources Department Water Rights Mapping Tool

[User Guide](#)

[OWRD Only](#)

725 Summer St NE, Sale



Search

Search: Water Right by File

Application: G 17608

Permit:

Certificate:

Claim:

Transfer:

Snap ID:

POD Equals

Source:

Irr. District:

(Draw box on map.)

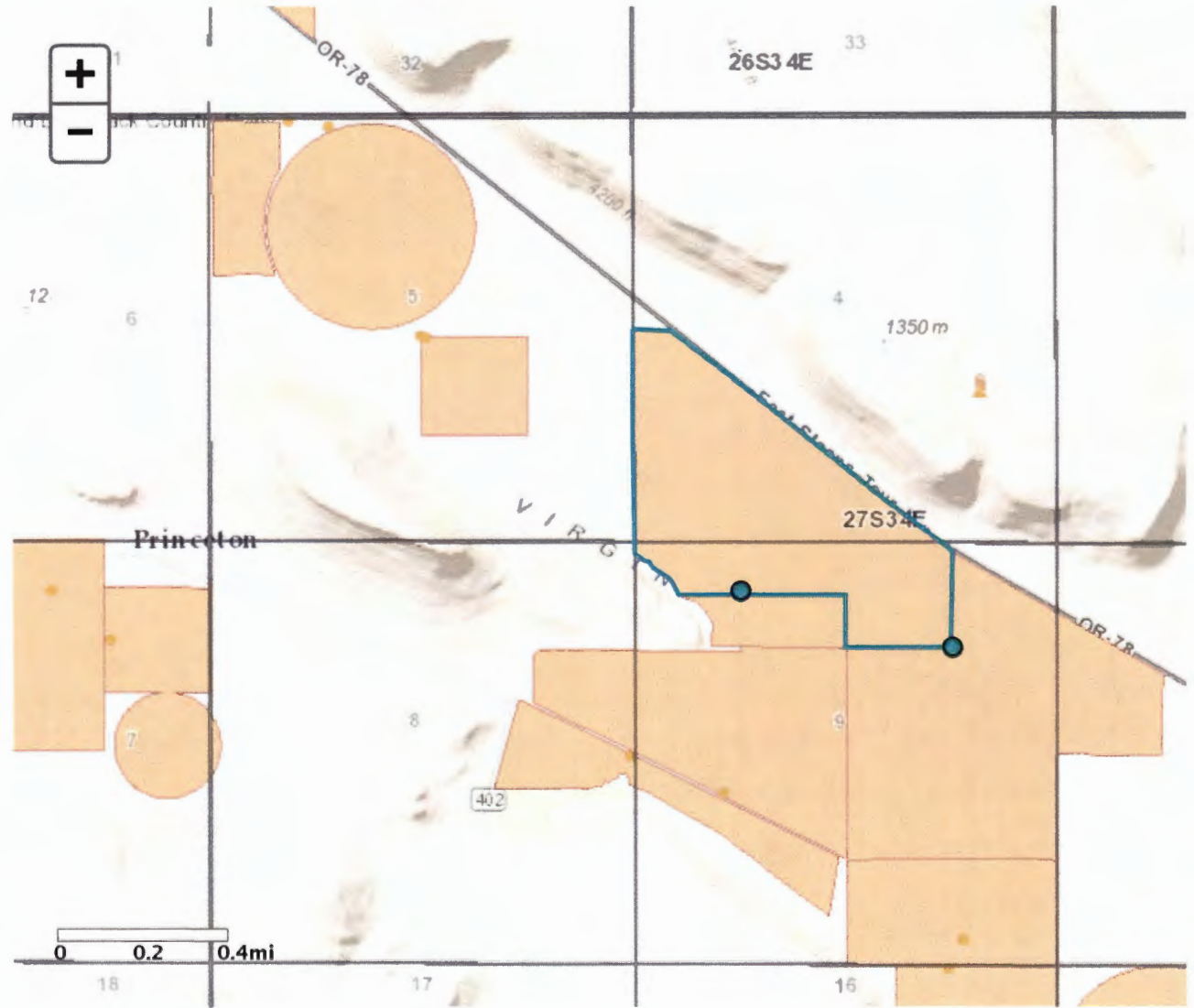
Identify Non-Water Right Features

Tax Lots

Tools

Layers

Bookmarks



POD POU Irrigation Districts AOI **WR By Time**

Application # G-17608 Permit # G-17264 Transfer #

Golden Rule Farms, Inc. RA# R12340-17

**Reimbursement Authority Process
Itemized Estimate Sheet
for
Certificates**

	Est. Time (hr)	Individual	Hourly Rate	Est. Cost	Date	Act. Time (hr)
1. Review Claim of Beneficial Use report and map	1.00	Kerry	\$95	\$95	4-27 0.75	71
2. Conflict Check	0.00	Kerry	\$95	\$0		
3. Preparation of deficiency letter	0.75	Kerry	\$95	\$71	11-2 0.5	48
4. Preparation of proposed certificate	1.75	Kerry	\$95	\$165	4-27 4-28 1.25 0.5	165
5a. Peer review	0.00		\$95	\$0		
5b. Peer review	0.10	Dwight	\$120	\$12	5-5 0.1	12
5c. Peer review	0.50	Jennine Ann	\$87	\$43	5-2 0.25	24
6. Project Management	3.00	Kerry	\$95	\$284	11-2 1-15 2-26 3-17 4-4 4-11 4-28 4-29 5-16 0.5 0.5 0.5 0.5 0.5 0.25 0.25 0.1 0.5	342
7a. Water right data record update	0.20	Connie	\$60	\$12	5-5 0.2	12
7b. Water right data record update	1.25	Data Tech	\$58	\$73	5-2 1.25	73
8. Pump test-2 wells	4.00	GW Staff	\$98	\$392	3-15 4.0	392
Total	12.55			\$1,145		1139

1150

111 under
→ NO REPAIR

2 wells-Well 1 (HARN 1495) & Well 2 (HARN 1488)

-- Well 1 (HARN 1495) - see Apps G-17154 & G-17587

Permit G-17264 - 0.70 CFS for IR to make up deficiency of 206.0 acres

Permit G-17264 issued 7-3-14 - C date = 10-1-19

NEED pump test/mult well exemption -- no record of pump tests results submitted to WRD

Certificate 91448 issued 5-5-16.

KAVANAGH Kerry L

From: KAVANAGH Kerry L
Sent: Friday, April 29, 2016 3:46 PM
To: johnshort@usa.com
Subject: FW: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- assigned Certificate 91448

Hi John,

I have just assigned Certificate 91448 for this application. I will route the file up to data techs.

Have a great weekend!

Kerry

From: John Short [<mailto:johnshort@usa.com>]
Sent: Friday, April 29, 2016 2:46 PM
To: KAVANAGH Kerry L
Subject: Re: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- please review draft proposed certificate

It's beautiful!

Please print.

Best,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Thursday, April 28, 2016 at 1:42 PM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "johnshort@usa.com" <johnshort@usa.com>
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- please review draft proposed certificate

Hello John,

Please find attached to this email the draft proposed certificate for Application G-17608. Please ask Mr. Puckett to review and compare the draft proposed certificate to Permit G-17264 for accuracy and completeness.

For your convenience, here is a link to information regarding Application G-17608 in the Department's Water Rights Information System (WRIS) database:

http://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=179185

Click on "document" to the right of "Permit G-17264" to view the permit.

Please provide me your comments or edits, should you have any. If you agree with the draft proposed certificate and let me know this, then I can proceed to issue a certificate without waiting the standard 60-day notice period.

Thank you.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Friday, April 29, 2016 2:56 PM
To: KAVANAGH Kerry L
Subject: Re: RE: Cert # for Ap G-15117

Thank you very much.

Have a great weekend!

John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Friday, April 29, 2016 at 2:46 PM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "John Short" <johnshort@usa.com>
Subject: RE: Cert # for Ap G-15117

Hi John,

I assigned Certificate number 91445 this morning – the file is still with the data technicians. I expect the certificate to be signed by Dwight next week.

Kerry

From: John Short [<mailto:johnshort@usa.com>]
Sent: Friday, April 29, 2016 2:45 PM
To: KAVANAGH Kerry L
Subject: Cert # for Ap G-15117

Hey Kerry,

You don't by chance have a certificate number for Ap 15117 do you?

Thanks,

John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Friday, April 29, 2016 2:46 PM
To: KAVANAGH Kerry L
Subject: Re: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- please review draft proposed certificate

It's beautiful!

Please print.

Best,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Thursday, April 28, 2016 at 1:42 PM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "johnshort@usa.com" <johnshort@usa.com>
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- please review draft proposed certificate

Hello John,

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Click on "document" to the right of "Permit G-17264" to view the permit.

Please provide me your comments or edits, should you have any. If you agree with the draft proposed certificate and let me know this, then I can proceed to issue a certificate without waiting the standard 60-day notice period.

Thank you.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>

KAVANAGH Kerry L

From: KAVANAGH Kerry L
Sent: Thursday, April 28, 2016 1:42 PM
To: johnshort@usa.com
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- please review draft proposed certificate
Attachments: G-17608-or-prop_DRAFT-2016-4-28.pdf

Hello John,

Please find attached to this email the draft proposed certificate for Application G-17608. Please ask Mr. Puckett to review and compare the draft proposed certificate to Permit G-17264 for accuracy and completeness.

For your convenience, here is a link to information regarding Application G-17608 in the Department's Water Rights Information System (WRIS) database:

http://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=179185

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Thank you.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>

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-17264. 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 of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17608

SOURCE OF WATER: WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

MAXIMUM RATE: 0.70 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 20, 2012

The wells are located as follows:

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 NE CORNER, SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 (HARN 1488) - 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Lot	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

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q	Lot	Acres
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

Measurement devices, and recording/reporting of annual water use conditions:

- A. The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The water user shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water use information, including the place and nature of use of water under the right.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well(s) is used. The reference levels against which future measurements will be compared are 20.0 feet below land surface for Well 1 (HARN 1495) and 20.95 feet below land surface for Well 2 (HARN 1488). The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- (A) Associate each measurement with an owner's well name or number a Department well log ID; and
- (B) Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method of measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- (B) Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- (C) Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The OWRD Well Identification Number (Well ID tag) L-119823 shall be permanently attached to Well 1 (HARN 1495) and Well ID tag L-119824 shall be permanently attached to Well 2 (HARN 1488). Well ID tags L-119823 and L-119824, respectively, shall be referenced in any correspondence regarding the wells, including any reports of water use, water level, or pump test data.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interference.

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 be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

The Director may require water level or pump test results every ten years.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Issued _____

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

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Monday, April 04, 2016 11:20 AM
To: KAVANAGH Kerry L
Subject: Re: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells

Well # 1 (HARN 1495; May 1979): L-119823
Well #2 (HARN 1488; April 1979): L-119824

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Monday, April 04, 2016 at 10:21 AM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "johnshort@usa.com" <johnshort@usa.com>
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells

Hi John,

WRD received the revised Claim map on March 31, 2016.

Now we need 2 items prior to certificate issuance – 1) well tag ID numbers for each well and 2) water use reporting for both wells.

Thanks,

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

From: KAVANAGH Kerry L

Sent: Thursday, March 17, 2016 2:16 PM

To: johnshort@usa.com

Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 3 items: 1) map to show meters, 2) well tag ID for both wells, and 3) water use reporting for both wells

Hi John,

The pump test/multiple well exemption request was approved for the wells under Application G-17608, Permit G-17264 – see attached pdf letter.

I'm now working on the draft proposed certificate for Application G-17608 – I need 3 items prior to certificate issuance:

- 1) A revised Claim of Beneficial Use (Claim) map that shows the locations of the meters. – MAP received 3-31-16.
- 2) Well Tag ID numbers for both wells – on page 4 of 14 in Section 3 Item 1 of the Claim report, "N/A" is listed for the Well Tag ID Number. Please provide documentation of the Well Tag ID permanently affixed to each well and identify the Well Tag ID number for each well.
- 3) Water Use Reporting – need water use reporting for volume of water diverted from each well between permit issuance (7-3-14) and the "C Date" (7-3-2019).

Permit G-17264 contains the following condition: "The permittee shall keep a complete record of the volume of water diverted each month and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director..."

Can the water user come up with records of water use from each well for the period between July 3, 2014 and July 3, 2019 and submit them to the Department?

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Monday, April 11, 2016 10:24 AM
To: KAVANAGH Kerry L
Subject: RA 12340-17 Ap G-17608 Water Use Reporting in WRIS

RA 12340-17

Good Monday Morning, Kerry!

Hope it was a great weekend. Water Use Reporting in WRIS for RA 12340-17 Ap G-17608.

Thanks,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

KAVANAGH Kerry L

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To: johnshort@usa.com
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells
Attachments: G-17608-mult well exemption request approved-2016-3-15.pdf

Hi John,

WRD received the revised Claim map on March 31, 2016.

Now we need 2 items prior to certificate issuance – 1) well tag ID numbers for each well and 2) water use reporting for both wells.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301
Voice 503.986.0927 | Fax 503.986.0901
Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>

From: KAVANAGH Kerry L
Sent: Thursday, March 17, 2016 2:16 PM
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Permit G-17264 contains the following condition: "The permittee shall keep a complete record of the volume of water diverted each month and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director..."

Can the water user come up with records of water use from each well for the period between July 3, 2014 and July 3, 2019 and submit them to the Department?

Department records only show water use reporting for water year 2013 – this time period is prior to permit issuance.

Water Use Report Based on

Permit: G 17264 *

GOLDEN RULE FARMS INC. PO BOX 255 CHRISTMA

Records per page:

Water Year*	Report ID	Facility	Acre-feet (AF) of Water Used											
			Oct	Nov	Dec	Jan	Feb	Mar	Apr	Ma				
2013	<u>64018</u>	WELL 1 (HARN 1495)	0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.0				

*The water year is named for the calendar year in which it ends. Example: the 2014 water year be

- Water use is reported by point of diversion (POD), rather than by water right.
- If a POD is shared with multiple water rights, it is not feasible to separate out the amount used by other rights using this same POD.
- Monthly amounts indicate:
 - o For diverted rights, the total amount diverted during the month;
 - o For storage rights, the amount generally stored in the reservoir/pond during the month impounded on approximately the same day each month.
- Water Use amounts have all been converted to “acre-feet” (AF), regardless of the original unit. One acre-foot of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during that year.

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>

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The pump test/multiple well exemption request was approved for the wells under Application G-17608, Permit G-17264 – see attached pdf letter.

I'm now working on the draft proposed certificate for Application G-17608 – I need 3 items prior to certificate issuance:

- 1) ✓ A revised Claim of Beneficial Use (Claim) map that shows the locations of the meters. *Revised map rec'd 3-31-16*
- 2) Well Tag ID numbers for both wells – on page 4 of 14 in Section 3 Item 1 of the Claim report, "N/A" is listed for the Well Tag ID Number. Please provide documentation of the Well Tag ID permanently affixed to each well and identify the Well Tag ID number for each well.
- 3) Water Use Reporting – need water use reporting for volume of water diverted from each well between permit issuance (7-3-14) and the "C Date" (7-3-2019).

Permit G-17264 contains the following condition: "The permittee shall keep a complete record of the volume of water diverted each month and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director..."

Can the water user come up with records of water use from each well for the period between July 3, 2014 and July 3, 2019 and submit them to the Department?

Department records only show water use reporting for water year 2013 – this time period is prior to permit issuance.

Water Use Report Based on

Permit: G 17264 *

GOLDEN RULE FARMS INC. PO BOX 255 CHRISTA

Records per page: 10

Water Year*	Report ID	Facility	Acre-feet (AF) of Water Used					Apr	Ma	
			Oct	Nov	Dec	Jan	Feb			Mar
2013	64018	WELL 1 (HARN 1495)	0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.0

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- Zeroes indicate that a report was received, stating that no water was used during those months received for that year.

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

March 15, 2016

GW

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

The Department has accepted the pump test results for the following permitted well(s):

Application	Water Right	Permitted Well	Tested Well	Test Date	Test Status	Exemption	Owner's Well Name
G 17154	Permit: G 17034 *	HARN 1495	HARN 1495	10/22/2015	Approved	None	WELL 1
G 17154	Permit: G 17034 *	HARN 51851	HARN 1495	10/22/2015	Exempted	Multiple Well	WELL 3 (L-105480)
G 17587	Permit: G 17183 *	HARN 1495	HARN 1495	10/22/2015	Approved	None	WELL 1
G 17587	Permit: G 17183 *	HARN 51851	HARN 1495	10/22/2015	Exempted	Multiple Well	WELL 3 (L-105480)
G 17608	Permit: G 17264 *	HARN 1495	HARN 1495	10/22/2015	Approved	None	WELL 1
G 17608	Permit: G 17264 *	HARN 1488	HARN 1495	10/22/2015	Exempted	Multiple Well	WELL 2

Please contact me if you have any questions.

Sincerely,

Darrick E. Boschmann
Groundwater Section

cc: GW Pump Test File

NICHOLS Adrienne F

From: KAVANAGH Kerry L
Sent: Friday, February 26, 2016 12:21 PM
To: NICHOLS Adrienne F
Cc: GALL Ivan K; KAVANAGH Kerry L; johnshort@usa.com
Subject: Golden Rule Farms Inc. -- pump test on Well 1 -- multiple well exemption request for Permit G-17264, Permit G-17034, and Permit G-17183

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Adrienne,

A representative from Golden Rule Farms, Inc. will be sending results of a pump test directly to the groundwater section in the near future. Here is a request from John Short requesting a multiple well exemption for Well #1. There are three reimbursement authority (RA) projects that I'm working on -- here is the correlation between RA project numbers and file numbers:

R12340-17 Application G-17608, Permit G-17264
R12344-17 Application G-17154, Permit G-17034
R12345-17 Application G-17587, Permit G-17183

Please keep me updated on when you receive the pump test results -- I can then route the files to you.

By the way, John Short also requested that the following be consider for multiple well exemption:

R12341-17 Application T-11482

However, because this is a transfer application, a pump test/multiple well exemption request is not required.

Thanks,
Kerry

-----Original Message-----

From: John Short [<mailto:johnshort@usa.com>]
Sent: Friday, February 26, 2016 11:35 AM
To: Kerry Kavanagh
Subject: multiple well exemption

Hello Kerry,

We are submitting a well test for Well #1. As agent for Golden Rule Farms, I hereby request a multiple well exemption for the following on the same property in the same aquifer:

RA-12340-17
RA-12341-17
RA-12344-17
RA-12345-17

KAVANAGH Kerry L

From: KAVANAGH Kerry L
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To: NICHOLS Adrienne F
Cc: GALL Ivan K; KAVANAGH Kerry L; johnshort@usa.com
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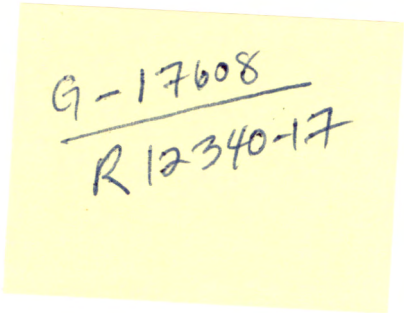
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Kerry



G-17608
R12340-17

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R12345-17 Application G-17587, Permit G-17183

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RA-12340-17

RA-12341-17

RA-12344-17

RA-12345-17

Thanks,
John

John A. Short

Water Right Services, LLC
PO Box 1830
Bend, OR 97709

541-389-2837

johnshort@usa.com

www.oregonwater.us

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Friday, January 15, 2016 9:04 AM
To: KAVANAGH Kerry L
Subject: Re: RA Project for Golden Rule Farms, Inc. R12340-17 involving Application G-17608 - need 4 items prior to certificate issuance

Thanks Kerry.

Haven't forgotten you!

John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Friday, January 15, 2016 at 8:12 AM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "johnshort@usa.com" <johnshort@usa.com>
Subject: RA Project for Golden Rule Farms, Inc. R12340-17 involving Application G-17608 - need 4 items prior to certificate issuance

Hello John,

I was wondering if you have made any progress on any/all of the FOUR items described below – as you may recall, I need answers to all these items before certificate issuance:

1 Pump tests–

The Department requires that a pump test be submitted and approved for each well. In some cases, a water user may submit a pump test for one well and request a multiple well exemption for other wells if within five miles of the tested well and all wells produce water from the same aquifer. Please see OAR 690-217 attached for more information on pump test requirements.

I did recognize that Well 1 (HARN 1495) is the same well as authorized by Permit G- 17034 (App G-17154) and Permit G-17183 (App G-17587) – which we received requests for Certificate Estimates under the reimbursement authority last week – I will work on preparing estimates for those 2 applications soon!

- 2) Need revised map that shows the location of the meters.
- 3) Need Well tag ID number on each well. Here is the relevant permit condition:

“Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.”

- 4) For Well 2 (HARN 1488) – Need March static water level measurements. Department records indicate that the well was drilled June 1, 1979; however, we only have one March measurement on record, being March 27, 2015.

Permit G-17264 has the following condition:

“The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.”

So, we either need a March measurement taken between 1980 and 2015, or we will need to wait for a March measurement in 2016. However, the March 27, 2015 SWL measurement may be sufficient to serve as the first annual measurement taken in March – if you can show that water was used between when the well was drilled and when the permit was issued.

Please keep me informed regarding the timing of the FOUR items – my goal is to issue the final certificate within 120 days of the executed contract, which will be February 23, 2016.

If you have any questions, please call me.

Thanks,

Kerry

KAVANAGH Kerry L

From: KAVANAGH Kerry L
Sent: Friday, January 15, 2016 8:13 AM
To: johnshort@usa.com
Subject: RA Project for Golden Rule Farms, Inc. R12340-17 involving Application G-17608 - need 4 items prior to certificate issuance

Hello John,

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1) Pump tests–

The Department requires that a pump test be submitted and approved for each well. In some cases, a water user may submit a pump test for one well and request a multiple well exemption for other wells if within five miles of the tested well and all wells produce water from the same aquifer. Please see OAR 690-217 attached for more information on pump test requirements.

I did recognize that Well 1 (HARN 1495) is the same well as authorized by Permit G- 17034 (App G-17154) and Permit G-17183 (App G-17587) – which we received requests for Certificate Estimates under the reimbursement authority last week – I will work on preparing estimates for those 2 applications soon!

2) Need revised map that shows the location of the meters.

3) Need Well tag ID number on each well. Here is the relevant permit condition:

“Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.”

4) For Well 2 (HARN 1488) – Need March static water level measurements. Department records indicate that the well was drilled June 1, 1979; however, we only have one March measurement on record, being March 27, 2015.

Permit G-17264 has the following condition:

“The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.”

So, we either need a March measurement taken between 1980 and 2015, or we will need to wait for a March measurement in 2016. However, the March 27, 2015 SWL measurement may be sufficient to serve as the first annual measurement taken in March – if you can show that water was used between when the well was drilled and when the permit was issued.

Please keep me informed regarding the timing of the FOUR items – my goal is to issue the final certificate within 120 days of the executed contract, which will be February 23, 2016.

If you have any questions, please call me.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>

KAVANAGH Kerry L

From: KAVANAGH Kerry L
Sent: Monday, November 02, 2015 3:18 PM
To: johnshort@usa.com
Subject: RA Agreement for Golden Rule Farms, Inc.R12340-17 involving Application G-17608, Permit G-17264
Attachments: RA contract executed_G-17608.pdf; RA contract receipt_G-17608.pdf

Hello John,

Attached are copies of the fully executed Applicant's Agreement signed by the required parties and a receipt for the monies paid for these expedited services. The agreement details the terms and conditions that a work order was issued for the expedited services you requested.

As a reminder, I am including the FOUR items that I will need prior to preparation of the certificate – let me know if you have any questions:

1) Pump tests–

The Department requires that a pump test be submitted and approved for each well. In some cases, a water user may submit a pump test for one well and request a multiple well exemption for other wells if within five miles of the tested well and all wells produce water from the same aquifer. Please see OAR 690-217 attached for more information on pump test requirements.

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The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.”

So, we either need a March measurement taken between 1980 and 2015, or we will need to wait for a March measurement in 2016. However, the March 27, 2015 SWL measurement may be sufficient to serve as the first annual measurement taken in March – if you can show that water was used between when the well was drilled and when the permit was issued.

Please keep me informed regarding the timing of the FOUR items – my goal is to issue the final certificate within 120 days of the executed contract, which will be February 23, 2016.

Thanks in advance for your assistance!

If you have any questions, please call me.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT**



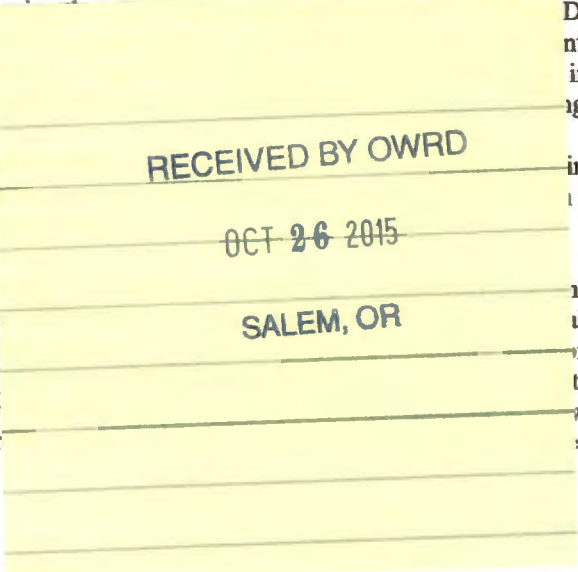
Contract Number: **R12340-17**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Golden Rule Farms, Inc.** hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Project Contact: Kerry Kavanagh Reimbursement Authority Oregon Water Resources Department 725 Summer Street NE Salem, OR 97301-1271 Phone: 503-986-0927 Email: Kerry.L.Kavanagh@state.or.us	Name: Timothy Puckett Company: Golden Rule Farms, Inc. Address: PO Box 255 Christmas Valley, OR 97641 Phone: Email:	Name: John Short Title: Representative Company: Water Right Services LLC Address: PO Box 1830 Bend, OR 97709 Phone: 541-389-2837 Email: johnshort@usa.com

- Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use**. (Application Number: **G-17608**)
- Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- Restrictions.** Golden Rule Farms, Inc. and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
- Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
- Consideration.** Golden Rule Farms, Inc. shall pay OWRD in advance for actual costs incurred by OWRD. Golden Rule Farms, Inc. agrees to pay the full amount of **\$1150** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performance is less than the amount paid, OWRD will refund the unspent balance. If the actual cost is more than the amount paid, the Applicant can either elect to terminate this Agreement or pay the difference in cost. The costs stated in this Agreement include all administrative and processing fees.

Call center 5939
10-20-15
\$1,150.00



- Confidentiality.** All information provided to or acquired by OWRD in the course of this Agreement is confidential under the Public Records Law and shall be maintained as confidential.
- Indemnification.** The Applicant shall indemnify the State of Oregon, OWRD, and its employees from all claims, suits, actions, losses, damages, or expenses, including reasonable attorneys' fees, arising out of, or relating to the activities of the Applicant, its contractors, or agents under this Agreement or any other agreement. The Applicant acknowledges that the Oregon Water Resources Department is acting under the subject regulatory process.

PCA 47126



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT**



Contract Number: **R12340-17**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Golden Rule Farms, Inc.** hereafter Applicant, hereafter known together as the parties.

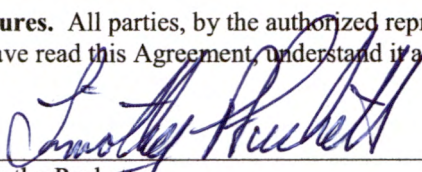
OWRD Information	Applicant's Information	Applicant's Representative
Project Contact: Kerry Kavanagh Reimbursement Authority Oregon Water Resources Department 725 Summer Street NE Salem, OR 97301-1271 Phone: 503-986-0927 Email: Kerry.L.Kavanagh@state.or.us	Name: Timothy Puckett Company: Golden Rule Farms, Inc. Address: PO Box 255 Christmas Valley, OR 97641 Phone: Email:	Name: John Short Title: Representative Company: Water Right Services LLC Address: PO Box 1830 Bend, OR 97709 Phone: 541-389-2837 Email: johnshort@usa.com


- Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use. (Application Number: G-17608)**
- Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- Restrictions.** Golden Rule Farms, Inc. and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
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- Consideration.** Golden Rule Farms, Inc. shall pay OWRD in advance for actual costs incurred by OWRD. Golden Rule Farms, Inc. agrees to pay the full amount of **\$1150 to OWRD** prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
- Confidentiality.** Golden Rule Farms, Inc. agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
- Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

Handwritten notes:
 PD [Signature] 5/9/09
 10-20-15
 \$1,150.00

PCA 47126

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: 
 Name: Timothy Puckett
 Company: Golden Rule Farms, Inc.
 Date: 10-20-15

For OWRD: 
 Name: Kerry Kavanagh
 Water Right Services Division
 Date: 10-26-15

Mail signed Agreement to:

Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

PCA 47126

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 117814

Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Golden Rule Farms
BY: Inc.

APPLICATION G-17608
PERMIT _____
TRANSFER _____

CASH: CHECK:# 5939 OTHER: (IDENTIFY)

TOTAL REC'D \$ 1,150.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47126 R12340-17 \$
0408 OTHER: (IDENTIFY) Reimbursement Authority \$ 1,150.00

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$ 0202 RECORD FEE \$
0203 GROUND WATER \$ 0204 \$
0205 TRANSFER \$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ 0219 LICENSE FEE \$
LANDOWNER'S PERMIT \$ 0220 \$
OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD # _____
0210 MONITORING WELLS \$ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION \$ _____

RECEIPT: 117814

DATED: 10-26-15 BY: Marie Holt

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 117814

777 Commercial St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Golden Rule Farms
BY: INC.

APPLICATION	G-17608
PERMIT	
TRANSFER	

CASH: CHECK:# 5939 OTHER: (IDENTIFY)

TOTAL REC'D \$ 1,150.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	47126	R12340-17	\$
0408 OTHER:	(IDENTIFY) Reimbursement Authority		\$ 1,150.00

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES		\$
0410 RESEARCH FEES		\$
0408 MISC REVENUE: (IDENTIFY)		\$
TC162 DEPOSIT LIAB. (IDENTIFY)		\$
0240 EXTENSION OF TIME		\$

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	\$	0202	RECORD FEE	\$
0203 GROUND WATER	EXAM FEE	\$	0204	RECORD FEE	\$
0205 TRANSFER	EXAM FEE	\$			

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	\$	0219	LICENSE FEE	\$
LANDOWNER'S PERMIT			0220	LICENSE FEE	\$
OTHER (IDENTIFY)					

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	
OTHER (IDENTIFY)			

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$ _____

RECEIPT: 117814

DATED: 10-26-15 BY: *Man [Signature]*

KAVANAGH Kerry L

From: KAVANAGH Kerry L
Sent: Monday, October 05, 2015 3:36 PM
To: johnshort@usa.com
Subject: RA Certificate Estimate for Golden Rule Farms, Inc. R12340-17 involving Application G-17608, Permit G-17264
Attachments: RA estimate receipt_G-17608.pdf; RA estimate request_G-17608.pdf; RA contract_G-17608.pdf

Hello John,

Please find the attached estimate and agreement to process the permit into a certificate. **If the proposed agreement is acceptable to you and the water user, please ask Mr. Puckett to return a signed copy to our office along with the payment of the estimated cost to process the permit into a certificate.**

There are FOUR items I need prior to preparation of the certificate:

1) Pump tests–

The Department requires that a pump test be submitted and approved for each well. In some cases, a water user may submit a pump test for one well and request a multiple well exemption for other wells if within five miles of the tested well and all wells produce water from the same aquifer. Please see OAR 690-217 attached for more information on pump test requirements.

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Permit G-17264 has the following condition:

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thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.”

So, we either need a March measurement taken between 1980 and 2015, or we will need to wait for a March measurement in 2016.

If you have any questions, please call me.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>



**OREGON WATER RESOURCES DEPARTMENT
 CERTIFICATE REIMBURSEMENT AUTHORITY
 APPLICANT'S AGREEMENT
 Contract Number: R12340-17**



This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Golden Rule Farms, Inc.** hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Project Contact: Kerry Kavanagh Reimbursement Authority Oregon Water Resources Department 725 Summer Street NE Salem, OR 97301-1271 Phone: 503-986-0927 Email: Kerry.L.Kavanagh@state.or.us	Name: Timothy Puckett Company: Golden Rule Farms, Inc. Address: PO Box 255 Christmas Valley, OR 97641 Phone: Email:	Name: John Short Title: Representative Company: Water Right Services LLC Address: PO Box 1830 Bend, OR 97709 Phone: 541-389-2837 Email: johnshort@usa.com

- 1. Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use (Application Number: G-17608)**
- 2. Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- 3. Restrictions.** Golden Rule Farms, Inc. and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
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- 5. Consideration.** Golden Rule Farms, Inc. shall pay OWRD in advance for actual costs incurred by OWRD. Golden Rule Farms, Inc. agrees to pay the full amount of **\$1150** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
- 6. Confidentiality.** Golden Rule Farms, Inc. agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
- 7. Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

PCA 47126

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: _____
 Name: Timothy Puckett
 Company: Golden Rule Farms, Inc.
 Date: _____

For OWRD: _____
 Name: Kerry Kavanagh
 Water Right Services Division
 Date: _____

Mail signed Agreement to:

Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

PCA 47126

KAVANAGH Kerry L

From: REED Lisa J
Sent: Friday, September 25, 2015 3:24 PM
To: ANDREWS Marissa L
Cc: SUMPTION Mishelle K; OPEIFA Salem B; KAVANAGH Kerry L; LOPEZ Elizabeth M
Subject: RE: CERTIFICATE REQUEST

My apologies for the delay – Please use project R12340-17 with PCA 47126.

Lisa J Reed | Fiscal Services Manager, Administrative Services

Oregon Water Resources Department

Desk: 503.986.0921 | Fax: 503.986.0904

From: ANDREWS Marissa L
Sent: Friday, September 25, 2015 11:39 AM
To: REED Lisa J
Cc: SUMPTION Mishelle K; OPEIFA Salem B; KAVANAGH Kerry L; LOPEZ Elizabeth M
Subject: CERTIFICATE REQUEST

Hello,

Applicant: Golden Rule Farms, Inc.

Ap. Number: G-17608

Receipt: 117458

Thanks,

Marissa Andrews | Receptionist, Administrative Services

Oregon Water Resources Department

Desk: 503.986.0900

KAVANAGH Kerry L

From: ANDREWS Marissa L
Sent: Friday, September 25, 2015 11:39 AM
To: REED Lisa J
Cc: SUMPTION Mishelle K; OPEIFA Salem B; KAVANAGH Kerry L; LOPEZ Elizabeth M
Subject: CERTIFICATE REQUEST

Hello,

Applicant: Golden Rule Farms, Inc.

Ap. Number: G-17608

Receipt: 117458

Thanks,

Marissa Andrews | Receptionist, Administrative Services
Oregon Water Resources Department
Desk: 503.986.0900

STATE OF OREGON
RESOURCES DEPARTMENT

RECEIPT # **117458**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: **Golden Rule Farms Inc.**
BY: _____

APPLICATION	G-17608
PERMIT	
TRANSFER	

CASH: CHECK.# **5776** OTHER: (IDENTIFY)

TOTAL REC'D \$ **300.00**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES **47126** **R12340-17** \$
0408 OTHER: (IDENTIFY) **Reimbursement Authority** \$ **125.00**

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES **46111** \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) _____ \$
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$
0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$
0200 OTHER (IDENTIFY) COBU			\$ 175.00

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD # _____
0210 MONITORING WELLS \$ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$

RECEIPT: **117458**

DATED: **9-21-15** BY: *Mari-Pol*

STATE OF OREGON
RESOURCES DEPARTMENT

RECEIPT # **117458**

25 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Golden Rule Farms
BY: INC.

APPLICATION	G-17608
PERMIT	
TRANSFER	

CASH: CHECK:# 5776 OTHER: (IDENTIFY)

TOTAL REC'D \$ 300.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47126 R12340-17 \$
0408 OTHER: (IDENTIFY) Reimbursement Authority \$ 125.00
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS 46111

0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) _____ \$
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$
0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

0200 OTHER (IDENTIFY) COBU \$ 175.00

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD # _____
0210 MONITORING WELLS \$ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$

RECEIPT: **117458** DATED: 9-21-15 BY: Maribel



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION**

ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

The purpose of this application is to obtain estimates of the cost and time required to process a Certificate Request. A separate estimate application is required for each application and/or transfer number. There is a non-refundable application fee of \$125.00 per request.

<u>REQUEST</u>	<u>TYPE</u>	<u>FILE NUMBER</u>
<input checked="" type="checkbox"/>	Certificate Request	Application Number <u>G-17608</u> Permit Number <u>G-17264</u> Transfer Number/Permit Amendment (if applicable) _____

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:	<u>Golden Rule Farms, Inc.</u>	<u>Water Right Services, LLC / John A. Short</u>
Address:	<u>PO Box 255</u> <u>Christmas Valley, OR 97641</u>	<u>PO Box 1830</u> <u>Bend, OR 97709</u>
Phone:	_____	<u>541-389-2837</u>
Fax:	_____	_____
E-Mail Address:	_____	<u>johnshort@usa.com</u>

I certify that I (check one):

- have previously filed a Claim of Beneficial Use
 am attaching the Claim of Beneficial Use with this request and have included the appropriate claim fee.

I understand the following:

- That upon receipt of my non-refundable application fee in the amount of **\$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

**Oregon Water Resources Department
Certificate Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271**

RECEIVED BY OWRD

SEP 21 2015

SALEM, OR

I certify that I am the (check one):

- Applicant Applicant's Representative Other (Please specify) _____

Name: _____

Signature: _____

Timothy P. Russell 9-16-15

OWRD USE ONLY: Reimbursement Authority Number: R12340 17

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-17264. 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 of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17608

SOURCE OF WATER: WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

MAXIMUM RATE: 0.70 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 20, 2012

The wells are located as follows:

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 NE CORNER, SECTION 9
27 S	34 E	WM	9	NE NW	WELL 2 (HARN 1488) - 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Lot	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

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 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. 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 within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q	Lot	Acres
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

Measurement devices, and recording/reporting of annual water use conditions:

- A. The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The water user shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- D. The Director may provide an opportunity for the water user to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the right. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well(s) is used. The reference levels against which future measurements will be compared are 20.0 feet below land surface for Well 1 (HARN 1495) and 20.95 feet below land surface for Well 2 (HARN 1488). The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- (A) Associate each measurement with an owner's well name or number a Department well log ID; and
- (B) Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method of measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

- (A) Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- (B) Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- (C) Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- (D) Hydraulic interference leading to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The OWRD Well Identification Number (Well ID tag) L-119823 shall be permanently attached to Well 1 (HARN 1495) and Well ID tag L-119824 shall be permanently attached to Well 2 (HARN 1488). Well ID tags L-119823 and L-119824, respectively, shall be referenced in any correspondence regarding the wells, including any reports of water use, water level, or pump test data.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interference.

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 be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to the agreement.

The Director may require water level or pump test results every ten years.


This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Issued MAY 05 2016

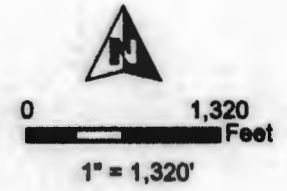
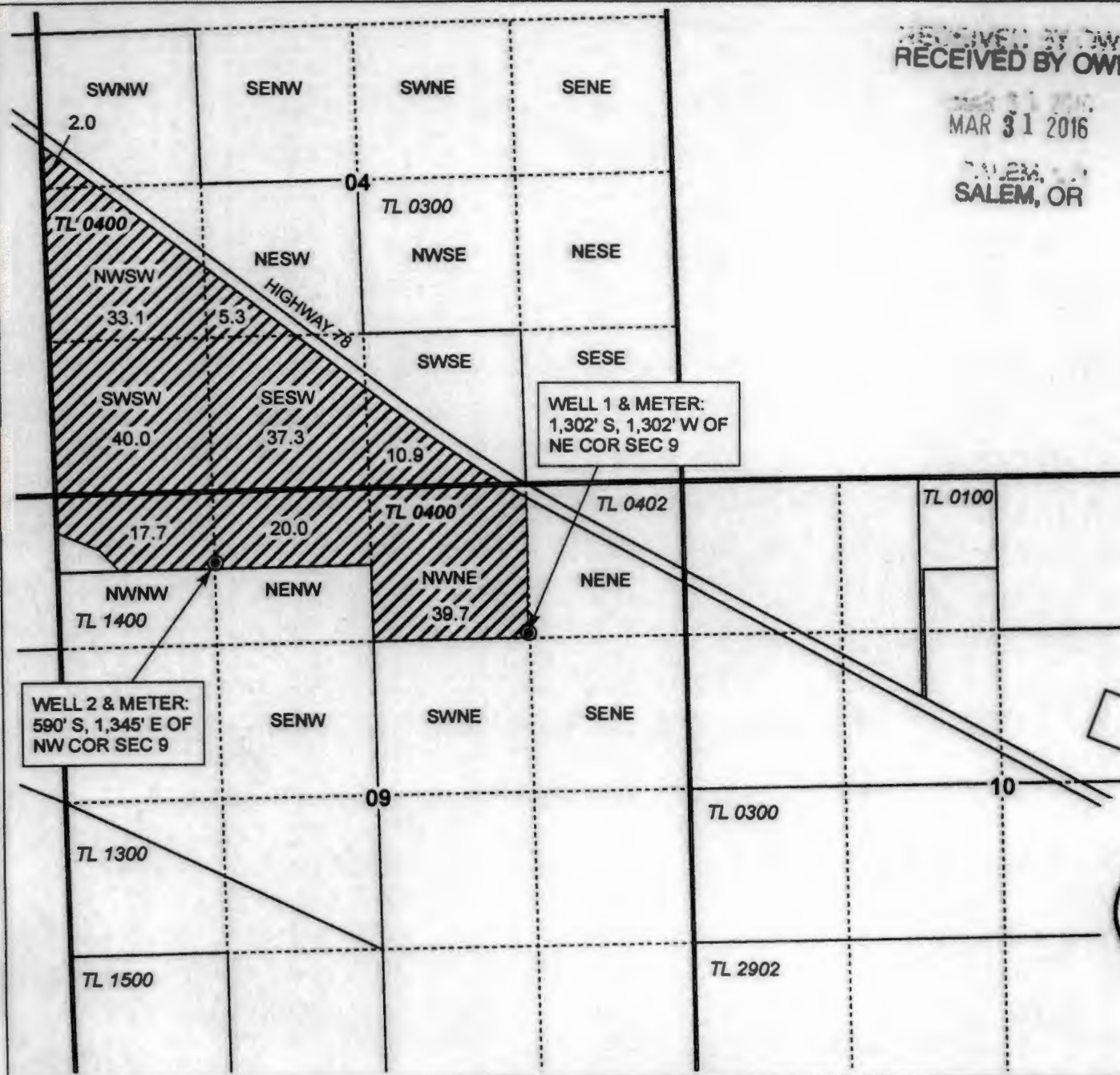

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department






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MAR 31 2016

SALEM, OR

**T27S, R34E,
SECTIONS 4 & 9, WM**
HARNEY COUNTY, OREGON



-  POU Irrigation
-  Section
-  Quarter Quarter
-  Tax Lot
-  Well



RENEWAL DATE 12/31/2016

CLAIM OF BENEFICIAL USE
Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us

APPLICATION G-17608

PERMIT G-17264

MARCH 28, 2016

541-389-2837 JOHNSHORT@USA.COM



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

Date Mailed: May 5, 2016

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

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, then 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 Kerry Kavanagh at 503-986-0927.

RA Mailing List for Certificate

Scheduled Mailing Date:

Application: G-17608

Permit: G-17264

Certificate: 91448

Copies Mailed	
by:	<u>Connie Jones</u> (STAFF)
on:	MAY 05 2016 (DATE)

Permit/Certificate Holder:

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

Copies of Final Certificate to be sent to:

- ~~1. Data Center (include copy of map)~~
2. Water Availability ✓
3. Vault ✓
4. File ✓

Other persons to receive copies: (include map):

1. Watermaster, District 10 ✓
2. Linda Lee Miller, CWRE ✓
3. John Short, Representative ✓

CLAIM OF BENEFICIAL USE for Permits claiming more than 0.1 cfs and All Transfers



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

**A fee of \$175 must accompany this form for permits
with priority dates after July 8, 1987.**

**A fee of \$175 must accompany this form for any Transfer final orders
including a water right with a priority date of July 9, 1987, or later.**

**Example – A transfer involves 5 rights and one of the rights
has a priority date of July 9, 1987, or later, the fee is required.**

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx

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SECTION 1

SEP 21 2015

GENERAL INFORMATION

SALEM, OR

1. File Information

APPLICATION # (G, R, S OR T) G-17608	PERMIT # (IF APPLICABLE) G-17264	PERMIT AMENDMENT # (IF APPLICABLE) N/A
--	--	--

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME GOLDEN RULE FARMS, INC.		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS P.O. BOX 255			
CITY CHRISTMAS VALLEY	STATE OR	ZIP 97641	E-MAIL

If the current property owner is not the permit or transfer holder of record, it is recommended that an assignment be filed with the Department. ***Each permit or transfer holder of record must sign this form.***

3. Permit or transfer holder of record (this may, or may not, be the current property owner)

PERMIT OR TRANSFER HOLDER OF RECORD GOLDEN RULE FARMS, INC.			
ADDRESS P.O. BOX 255			
CITY CHRISTMAS VALLEY	STATE OR	ZIP 97641	

ADDITIONAL PERMIT OR TRANSFER HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
TIM PUCKETT	08/05/2015	OWNER OF GOLDEN RULE FARMS, INC.

6. County:

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

OWNER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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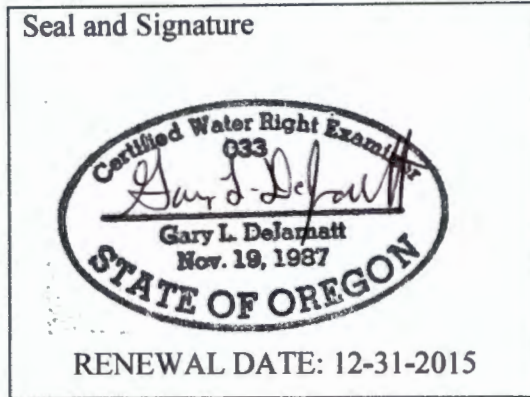
SEP 21 2015

SALEM, OR

**SECTION 2
SIGNATURES**

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



CWRE NAME GARY DEJARNETT JOB # 15043		PHONE No.	ADDITIONAL CONTACT No. JOHN SHORT 541-389-2837	
ADDRESS 20735 DOUBLE PEAKS DR				
CITY BEND	STATE OR	ZIP 97701	E-MAIL	

Permit or Transfer Holder's of Record Signature or Acknowledgement

Each permit or transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Timothy Puckett	Pres	9-16-15

RECEIVED BY OWRD

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Monday, April 04, 2016 11:20 AM
To: KAVANAGH Kerry L
Subject: Re: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells

Well # 1 (HARN 1495; May 1979): L-119823

Well #2 (HARN 1488; April 1979): L-119824

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Monday, April 04, 2016 at 10:21 AM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "johnshort@usa.com" <johnshort@usa.com>
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells

Hi John,

WRD received the revised Claim map on March 31, 2016.

Now we need 2 items prior to certificate issuance – 1) well tag ID numbers for each well and 2) water use reporting for both wells.

Thanks,

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

From: KAVANAGH Kerry L

Sent: Thursday, March 17, 2016 2:16 PM

To: johnshort@usa.com

Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 3 items: 1) map to show meters, 2) well tag ID for both wells, and 3) water use reporting for both wells

Hi John,

The pump test/multiple well exemption request was approved for the wells under Application G-17608, Permit G-17264 – see attached pdf letter.

I'm now working on the draft proposed certificate for Application G-17608 – I need 3 items prior to certificate issuance:

- 1) A revised Claim of Beneficial Use (Claim) map that shows the locations of the meters. – MAP received 3-31-16.
- 2) Well Tag ID numbers for both wells – on page 4 of 14 in Section 3 Item 1 of the Claim report, "N/A" is listed for the Well Tag ID Number. Please provide documentation of the Well Tag ID permanently affixed to each well and identify the Well Tag ID number for each well.
- 3) Water Use Reporting – need water use reporting for volume of water diverted from each well between permit issuance (7-3-14) and the "C Date" (7-3-2019).

Permit G-17264 contains the following condition: "The permittee shall keep a complete record of the volume of water diverted each month and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director..."

Can the water user come up with records of water use from each well for the period between July 3, 2014 and July 3, 2019 and submit them to the Department?

SECTION 3

CLAIM DESCRIPTION

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
WELL #1	HARN 1495	N/A
WELL #2	HARN 1488	N/A

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
WELL #1	SOUTH FORK MALHEUR RIVER BASIN	N/A
WELL #2	SOUTH FORK MALHEUR RIVER BASIN	N/A

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
WELL #1	IR	HAY	MAR. 1 – OCT. 31	0.70 CFS
WELL #2	IR	HAY	MAR. 1 – OCT. 31	0.70 CFS
Total Quantity of Water Used				0.70 CFS

4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion or appropriation to the place of use:

WATER IS PUMPED FROM WELLS TO PIVOTS AND WHEEL LINES AND APPLIED FOR IRRIGATION

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, permit amendment final order, or extension final order? If yes, describe below.

NO

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

N/A

6. Claim Summary:

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
WELL #1	0.70 CFS	2.42 CFS	N/A	IR	206.0 AC	206.0 AC
WELL #2	0.70 CFS	3.15 CFS	N/A	IR	206.0 AC	206.0 AC

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**SECTION 4
SYSTEM DESCRIPTION**

Are there multiple PODs or POAs?

YES

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

WELL #1 (HARN 1495)

A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
27S	34E	WM	4	SW NW			IR	2.0 AC	N/A
27S	34E	WM	4	NW SW			IR	33.1 AC	N/A
27S	34E	WM	4	NE SW			IR	5.3 AC	N/A
27S	34E	WM	4	SW SW			IR	40.0 AC	N/A
27S	34E	WM	4	SE SW			IR	37.3 AC	N/A
27S	34E	WM	4	SW SE			IR	10.9 AC	N/A
27S	34E	WM	9	NW NW			IR	17.7 AC	N/A
27S	34E	WM	9	NE NW			IR	20.0 AC	N/A
27S	34E	WM	9	NW NE			IR	39.7 AC	N/A
Tota27SI Acres Irrigated								206.0 AC	

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLOT, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
NA	NA	NA	TURBINE	N/A	N/A

3. Motor Information

MANUFACTURER	HORSEPOWER
NA	60 HP

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4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
60 HP	60 PSI	22'	0'	2.42 CFS

5. Provide pump calculations:

SEE ATTACHED OWRD PUMP CALCULATIONS

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
N/A			

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
8"	2050'	STEEL	BURIED

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
NA			

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
N/A					

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
N/A	2050'	60 PSI	N/A	N/A

12. Additional notes or comments related to the system:

N/A **RECEIVED BY OWRD**

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? **YES**

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

2" PIPE OUT OF SIDE OF CASING

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
SEE ATTACHED WELL LOG (HARN 1495)						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

N/A

5. Is the appropriation from a dug well (sump)? **NO**

If "NO", items 6 through 8 relating to this section may be deleted.

Reminder: Construction standards for sumps can be found in OAR 690-210-0400.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) **NO**

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? **NO**

If "NO", items 2 through 4 relating to this section may be deleted.

G. Reservoir

1. Does the claim involve a reservoir modified through a transfer? **NO**

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

If "NO", items 2 through 9 relating to this section may be deleted.

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**SECTION 4
SYSTEM DESCRIPTION**

Are there multiple PODs or POAs?

YES

If "YES" you will need to copy and complete Sections 4B through 4G for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

WELL #2 (HARN 1488)

A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLot	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
27S	34E	WM	4	SW NW			IR	2.0 AC	N/A
27S	34E	WM	4	NW SW			IR	33.1 AC	N/A
27S	34E	WM	4	NE SW			IR	5.3 AC	N/A
27S	34E	WM	4	SW SW			IR	40.0 AC	N/A
27S	34E	WM	4	SE SW			IR	37.3 AC	N/A
27S	34E	WM	4	SW SE			IR	10.9 AC	N/A
27S	34E	WM	9	NW NW			IR	17.7 AC	N/A
27S	34E	WM	9	NE NW			IR	20.0 AC	N/A
27S	34E	WM	9	NW NE			IR	39.7 AC	N/A
Total Acres Irrigated								206.0 AC	

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLot), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLot, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
NA	NA	NA	TURBINE	N/A	N/A

3. Motor Information

MANUFACTURER	HORSEPOWER
NA	75 HP

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SALEM, OR

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
75 HP	60 PSI	15'	0'	3.15 CFS

5. Provide pump calculations:

SEE ATTACHED OWRD PUMP CALCULATIONS
--

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
N/A			

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
8"	2050'	STEEL	BURIED

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
NA			

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
N/A					

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
N/A	2050'	60 PSI	N/A	N/A

12. Additional notes or comments related to the system:

N/A
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C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? YES

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

2" PIPE OUT OF SIDE OF CASING

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
SEE ATTACHED WELL LOG (HARN 1488)						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

N/A

5. Is the appropriation from a dug well (sump)? NO

If "NO", items 6 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? NO

If "NO", items 2 through 4 relating to this section may be deleted.

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? NO

If "NO", items 2 through 4 relating to this section may be deleted.

G. Reservoir

1. Does the claim involve a reservoir modified through a transfer? NO

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

If "NO", items 2 through 9 relating to this section may be deleted.

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SECTION 5 CONDITIONS

All conditions contained in the permit, permit amendment, transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	07/03/2014		
BEGIN CONSTRUCTION (A)	N/A	05/24/1979 04/25/1979	WELL #1 (HARN 1495) DRILLED WELL #2 (HARN 1488) DRILLED
COMPLETE CONSTRUCTION (B)	07/03/2019	2014	SYSTEM COMPLETE
COMPLETE APPLICATION OF WATER (C)	07/03/2019	10/01/2014	COMPLETE APPLICATION OF WATER TO BENEFICIAL USE

* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? NO

If "NO", you may delete item 3 in this section.

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? YES

If "NO", items 4b through 4d relating to this section may be deleted.

b. What month was the initial measurement to be taken in?

MARCH

c. Was the measurement submitted to the Department? YES

d. If the initial measurement was not submitted, provide that measurement now, if available:

DATE OF MEASUREMENT	MEASUREMENT MADE BY	METHOD	MEASUREMENT
N/A			

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5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? **YES**

If "NO", items 5b through 5e relating to this section may be deleted.

b. Provide the month, or months, the static water level measurement(s) were to be made:

MARCH

c. Were the static water level measurements taken in the month(s) required? **YES**

d. If "YES", were those measurements submitted to the Department? **YES**

e. If the annual measurements were not submitted, provide the measurements now:

DATE OF MEASUREMENT	MEASUREMENT MADE BY	METHOD	MEASUREMENT
N/A			

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? **YES**

If "NO", items 6b through 6e relating to this section may be deleted.

b. Has the pump test been previously submitted to the Department? **NO**

c. Is the pump test attached to this claim? **NO**

d. Has the pump test been approved by the Department? **NO**

e. Has a pump test exemption been approved by the Department? **NO**

**** Claims will not be reviewed until a pump test or exemption has been approved by the Department**

7. Measurement Conditions:

a. Does the permit, permit amendment, transfer final order, or any extension final order require the installation of a meter or approved measuring device? **YES**

If "NO", items 7b through 7f relating to this section may be deleted.

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation.

b. Has a meter been installed? **YES**

c. Meter Information

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
WELL #1	McCROMETER	12-04476	WORKING	905348	N/A
WELL #2	ELSTER	13030578	WORKING	17807	N/A

If a meter has been installed, items 7d through 7f relating to this section may be deleted.

8. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? **RECEIVED BY OWRD YES**

If "NO", item 8b relating to this section may be deleted.

b. Have the reports been submitted?

YES

METHOD OF SUBMITTING REPORT (PAPER OR ELECTRONIC)	WATER USER REPORTING ID
ELECTRONIC	64018

If the reports have not been submitted, attach a copy of the reports if available.

9. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion?

NO

If "NO", items 9b through 9e relating to this section may be deleted.

10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

NO

If "NO", items 10b and 10c relating to this section may be deleted.

Reminder: If by-pass devices were required, the COBU map must indicate their location in relation to the point of diversion.

11. Other conditions required by permit, permit amendment final order, extension final order, or transfer final order:

- a. Were there special well construction standards? NO
- b. Was submittal of a ground water monitoring plan required? NO
- c. Was the water user required to restore the riparian area if it was disturbed? YES
- d. Was a fishway required? NO
- e. Was submittal of a letter from an engineer required prior to storage of water? NO
- f. Was submittal of a water management and conservation plan required? NO
- g. Other conditions? NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

THE WELLS (HARN 1488, HARN 1495) WERE NOT PLACED IN A RIPARIAN AREA

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SECTION 6
ATTACHMENTS

SEP 21 2015

Provide a list of any additional documents you are attaching to this report:

SALEM, OR

ATTACHMENT NAME	DESCRIPTION
PUMP CALCS	OWRD CALCULATIONS OF PUMP OUTPUT
WELL LOGS	HARN 1488, HARN 1495
CBU MAP	CLAIM OF BENEFICIAL USE MAP

SECTION 7

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

ON SITE DIRECT MEASUREMENT; 2014 NAIP IMAGERY

Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- Map on polyester film
- Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- Township, Range, Section, Donation Land Claims, and Government Lots
- If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- NA Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- Point(s) of diversion or appropriation (illustrated and coordinates)
- Tax lot boundaries and numbers
- Source illustrated if surface water
- NA Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- Application and permit number or transfer number
- North arrow
- Legend
- CWRE stamp and signature

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SALEM, OR

Pump Capacity Calculation Sheet
using Department designed formula:

Well #1 Golden Rule Farms, Inc.
HARN 1495

$$(\text{hp})(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 60
Efficiency = 7.04
Lift = 22
PSI = 60

Results Calculated

(hp)(efficiency) = 422.4
Head based on psi = 152.4
Total dynamic head = 174.4
(head + lift)

Pump Capacity = 2.42 cubic feet per second

1086.8 gallons per minute

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SALEM, OR

Pump Capacity Calculation Sheet

using Department designed formula:

**Well #2 Golden Rule Farms, Inc.
HARN 1488**

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 75

Efficiency = 7.04

Lift = 15

PSI = 60

Results Calculated

(hp)(efficiency) = 528

Head based on psi = 152.4

Total dynamic head = 167.4

(head + lift)

Pump Capacity = 3.15 cubic feet per second

1415.4 gallons per minute

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SALEM, OR

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER WELL REPORT

Application # 6-9018
State Well No. 275/34E-4cd

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

STATE OF OREGON
(Please type or print)

(Do not write above this line)

State Permit No. _____

1488
Harney

(1) OWNER:

Name D.V. Daman
Address Princeton Oregon

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

(5) CASING INSTALLED:

14" Diam. from 0 ft. to 60 ft. Gage .250
" Diam. from ___ ft. to ___ ft. Gage ___
" Diam. from ___ ft. to ___ ft. Gage ___

(6) PERFORATIONS:

Perforated? Yes No
Type of perforator used _____
Size of perforations in. by in.
perforations from ___ ft. to ___ ft.
perforations from ___ ft. to ___ ft.
perforations from ___ ft. to ___ ft.

(7) SCREENS:

Well screen installed? Yes No
Manufacturer's Name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom?
Yield: 1000 gal./min. with 15 ft. drawdown after 3 hrs.
" " " "
" " " "
Ballor test gal./min. with ft. drawdown after hrs.
Artesian flow g.p.m.
Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used Cement
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 14 in.
Diameter of well bore below seal 14 in.
Number of sacks of cement used in well seal 10 sacks
How was cement grout placed? poured

Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.
Did any strata contain unusable water? Yes No
Type of water? _____ depth of strata _____
Method of sealing strata off _____
Was well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Harney Driller's well number _____
SE 1/4 SW 1/4 Section 4 T. 27S R. 34E W.M.

Bearing and distance from section or subdivision corner
1320' N 1320' E from SW corner of
Sec 4 T27S R34E

(11) WATER LEVEL: Completed well.

Depth at which water was first found 16 ft.
Static level 15 ft. below land surface. Date June 1 79
Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 14
Depth drilled 90 ft. Depth of completed well 85 ft.

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

MATERIAL	From	To	SWL
Soil	0	8	
Tan Clay	8	15	9
Tan-Blue Clay mix	15	20	9
Blue Clay	20	70	16
Cinders & Clay mix	70	75	16
Cinders & Fine Sand	75	85	16
Cinders	85	90	

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JUN 1 1979
SALEM, OREGON

SEP 21 2015
SALEM, OR

Work started April 25 1979 Completed April 28 1979
Date well drilling machine moved off of well May 10 1979

Drilling Machine Operator's Certification:

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

[Signed] D.V. Daman Date June 10 1979
(Drilling Machine Operator)
Drilling Machine Operator's License No. Land owner

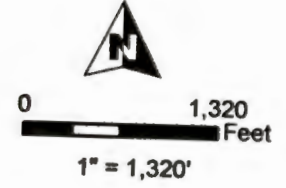
Water Well Contractor's Certification:

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

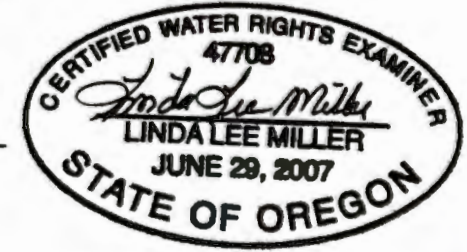
Name D.V. Daman (Type or print)
Address _____
[Signed] D.V. Daman (Water Well Contractor)
Contractor's License No. _____ Date June 10 1979

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 MAR 31 2016
 SALEM, OR

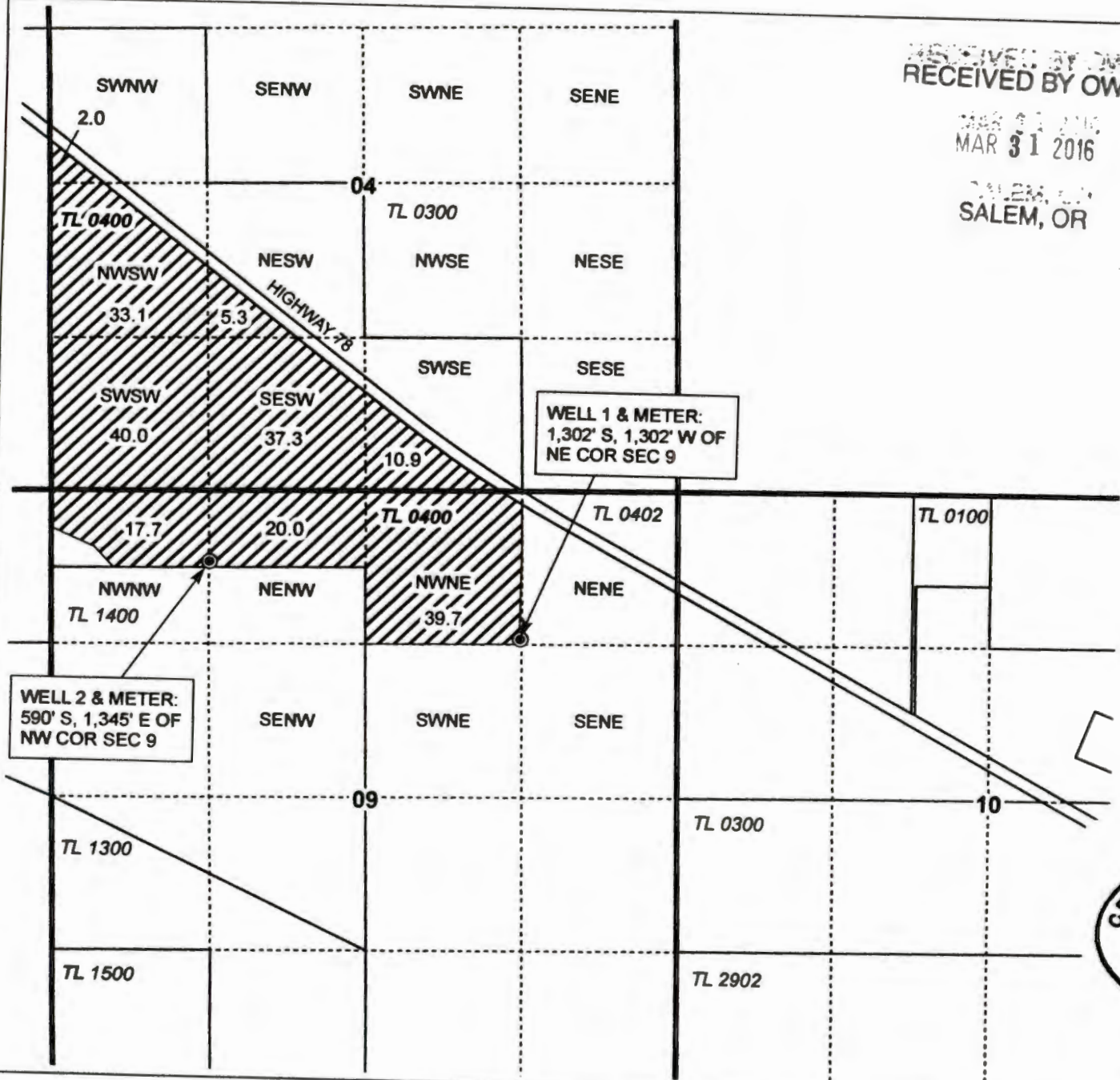
T27S, R34E,
 SECTIONS 4 & 9, WM
 HARNEY COUNTY, OREGON



- POU Irrigation
- Section
- Quarter Quarter
- Tax Lot
- Well



RENEWAL DATE 12/31/2016



WELL 1 & METER:
 1,302' S, 1,302' W OF
 NE COR SEC 9

WELL 2 & METER:
 590' S, 1,345' E OF
 NW COR SEC 9

CLAIM OF BENEFICIAL USE
 Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
 PROVIDE LEGAL DIMENSIONS OR LOCATIONS
 OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
 PO BOX 1830, BEND, OR 97709
 CCB# 197121 www.oregonwater.us
 541-389-2837 JOHNSHORT@USA.COM

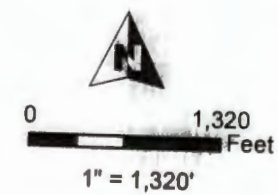
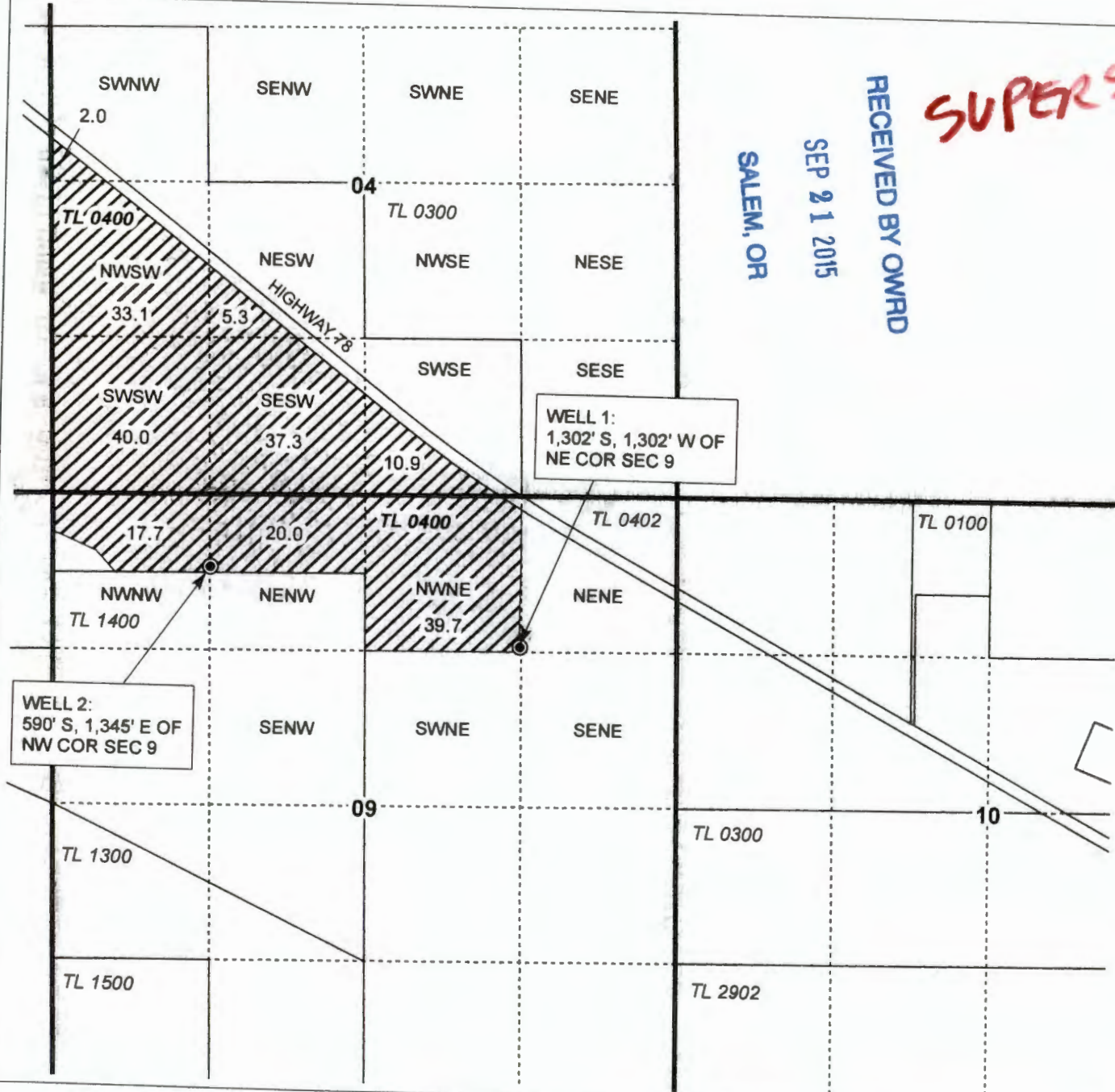
APPLICATION G-17608 PERMIT G-17264






MARCH 28, 2016

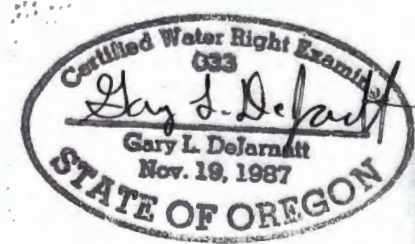
SUPERSEDED

**T27S, R34E,
SECTIONS 4 & 9, WM**
HARNEY COUNTY, OREGON

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SEP 21 2015
SALEM, OR



-  POU Irrigation
-  Section
-  Quarter Quarter
-  Tax Lot
-  Well



RENEWAL DATE 12/31/2015

CLAIM OF BENEFICIAL USE
Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

APPLICATION G-17608

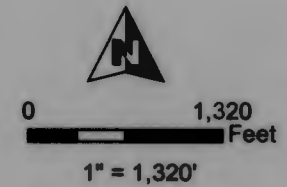
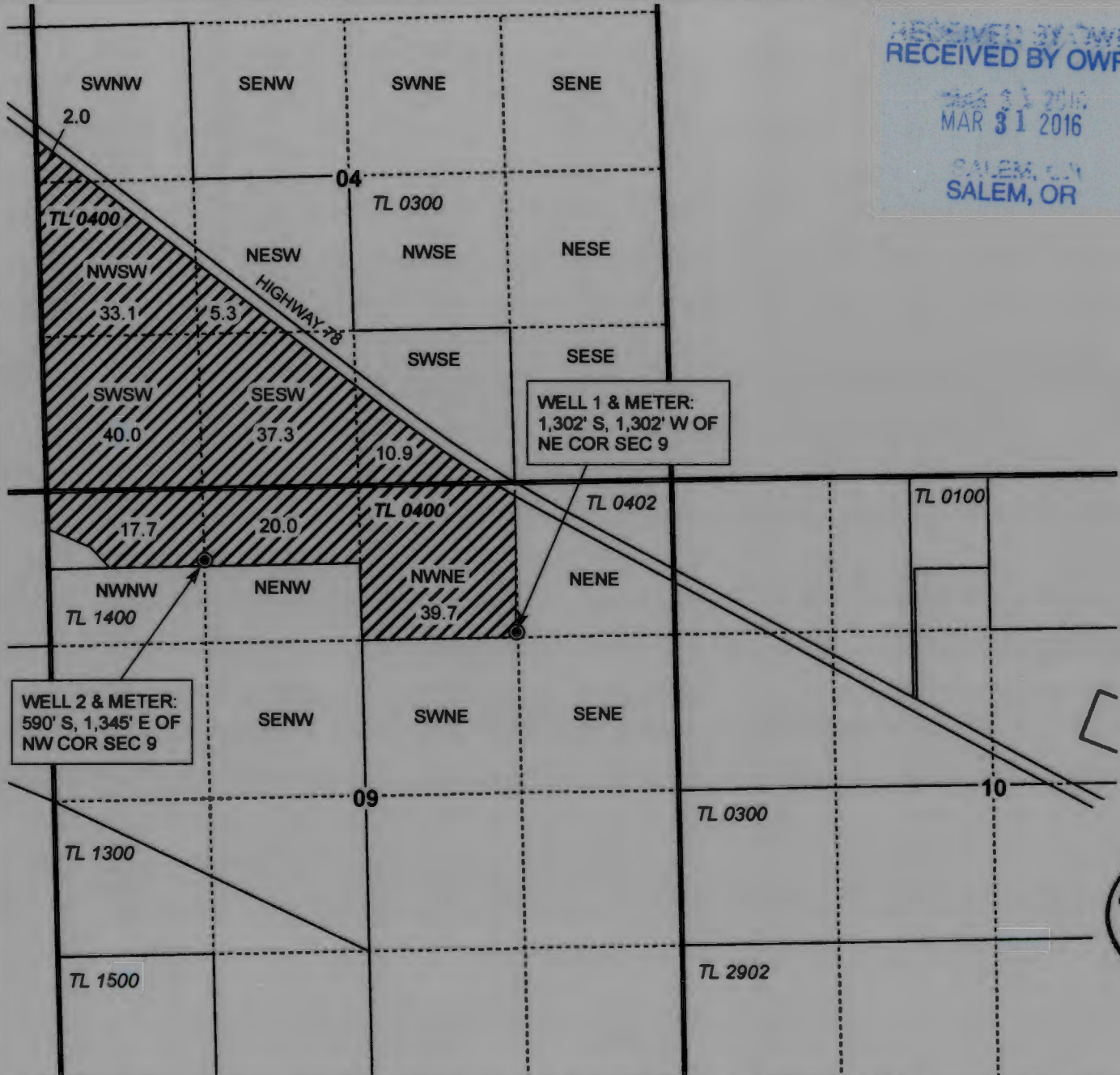
PERMIT G-17264






PROJECT #15043

AUGUST 18, 2015

RECEIVED BY DWRD
 RECEIVED BY OWRD
 MAR 31 2016
 SALEM, OR

**T27S, R34E,
 SECTIONS 4 & 9, WM
 HARNEY COUNTY, OREGON**



-  POU Irrigation
-  Section
-  Quarter Quarter
-  Tax Lot
-  Well



RENEWAL DATE 12/31/2016

CLAIM OF BENEFICIAL USE
 Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
 PROVIDE LEGAL DIMENSIONS OR LOCATIONS
 OF PROPERTY OWNERSHIP LINES.

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APPLICATION G-17608

PERMIT G-17264

MARCH 28, 2016

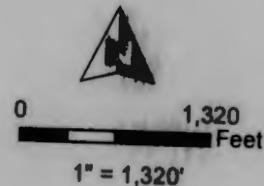
SUPERSEDED

SALEM, OR

SEP 21 2015

RECEIVED BY OWRD

**T27S, R34E,
SECTIONS 4 & 9, WM
HARNEY COUNTY, OREGON**

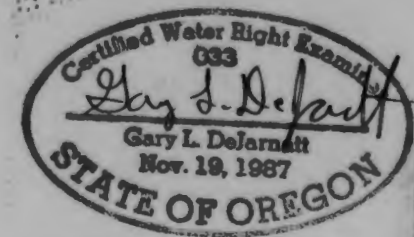


- POU Irrigation
- Section
- Quarter Quarter
- Tax Lot
- Well



**WELL 2:
590' S, 1,345' E OF
NW COR SEC 9**

**WELL 1:
1,302' S, 1,302' W OF
NE COR SEC 9**



RENEWAL DATE 12/31/2015

CLAIM OF BENEFICIAL USE
Golden Rule Farms, Inc.

NOTE: THIS MAP IS NOT INTENDED TO
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

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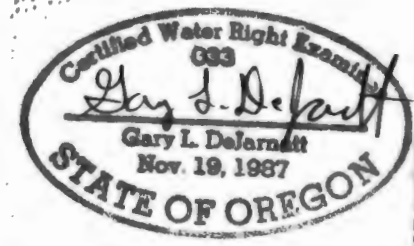
RECEIVED BY OWRD
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SALEM, OR

**T27S, R34E,
SECTIONS 4 & 9, WM
HARNEY COUNTY, OREGON**

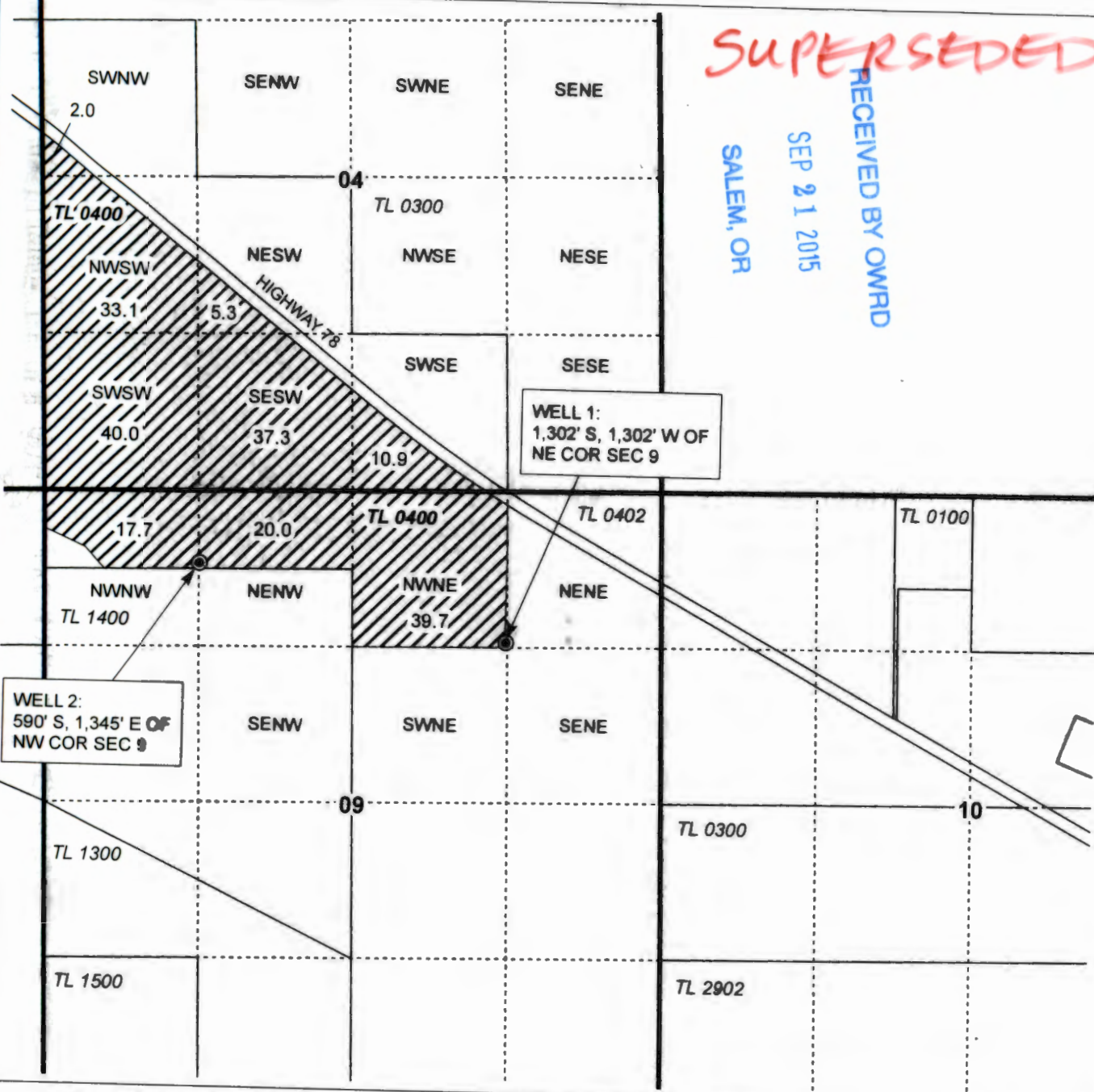


0 1,320 Feet
1" = 1,320'

-  POU Irrigation
-  Section
-  Quarter Quarter
-  Tax Lot
-  Well



RENEWAL DATE 12/31/2015



WELL 1:
1,302' S, 1,302' W OF
NE COR SEC 9

WELL 2:
590' S, 1,345' E OF
NW COR SEC 9

CLAIM OF BENEFICIAL USE
Golden Rule Farms, Inc.

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AUGUST 18, 2015

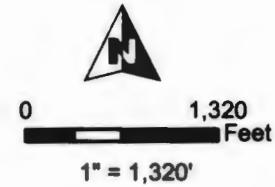
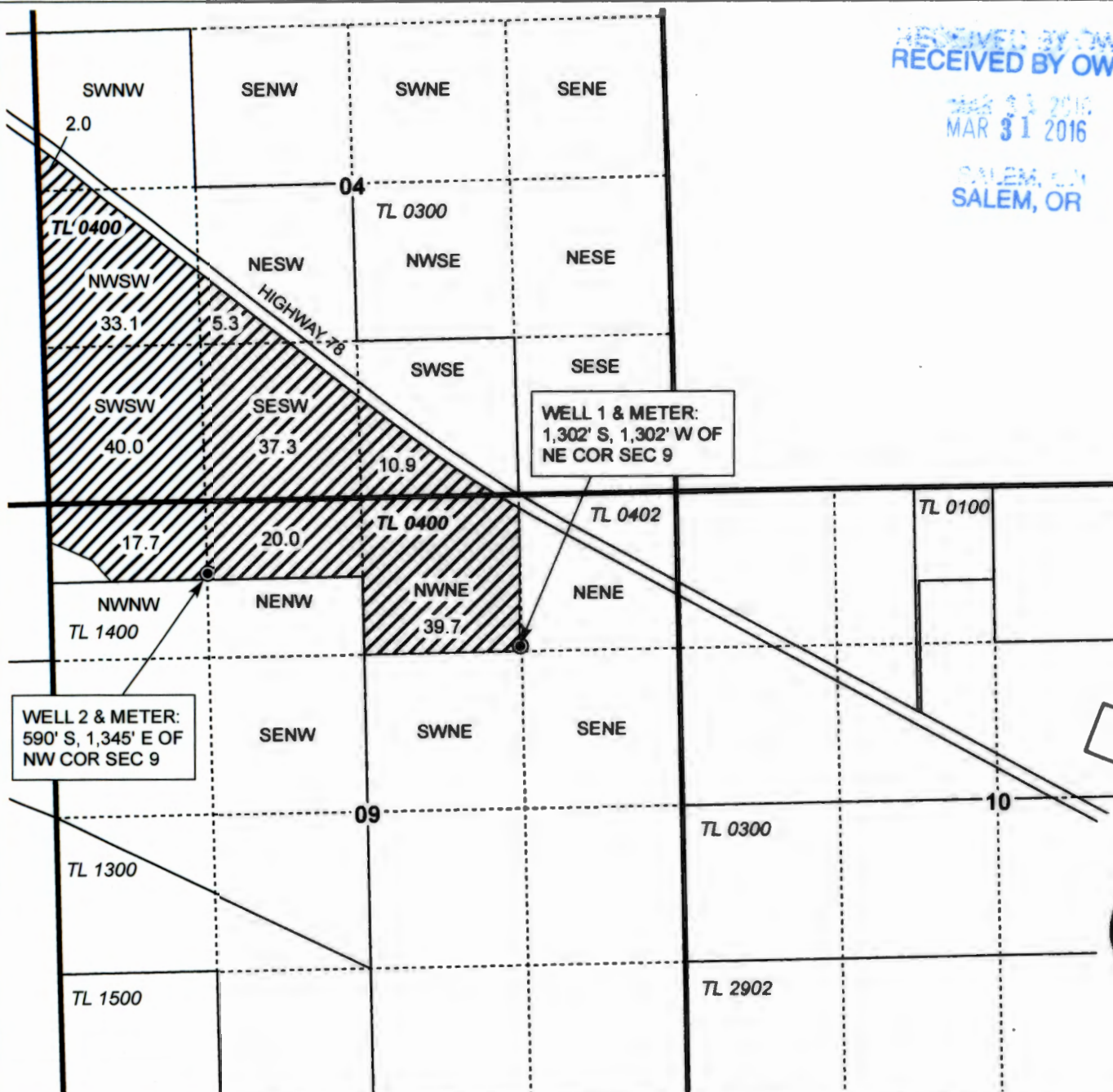
RECEIVED BY OWRD
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



MAR 31 2016
MAR 31 2016

SALEM, OR
SALEM, OR

T27S, R34E, SECTIONS 4 & 9, WM

HARNEY COUNTY, OREGON



-  POU Irrigation
-  Section
-  Quarter Quarter
-  Tax Lot
-  Well



RENEWAL DATE 12/31/2016

CLAIM OF BENEFICIAL USE
Golden Rule Farms, Inc.

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541-389-2837 JOHNSHORT@USA.COM

APPLICATION G-17608

PERMIT G-17264

MARCH 28, 2016

KAVANAGH Kerry L

From: John Short <johnshort@usa.com>
Sent: Monday, April 04, 2016 11:20 AM
To: KAVANAGH Kerry L
Subject: Re: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells

Well # 1 (HARN 1495; May 1979): L-119823
Well #2 (HARN 1488; April 1979): L-119824

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Monday, April 04, 2016 at 10:21 AM
From: "KAVANAGH Kerry L" <kerry.l.kavanagh@state.or.us>
To: "johnshort@usa.com" <johnshort@usa.com>
Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 2 items: 1) well tag ID for both wells and 2) water use reporting for both wells

Hi John,

WRD received the revised Claim map on March 31, 2016.

Now we need 2 items prior to certificate issuance – 1) well tag ID numbers for each well and 2) water use reporting for both wells.

Thanks,

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

From: KAVANAGH Kerry L

Sent: Thursday, March 17, 2016 2:16 PM

To: johnshort@usa.com

Subject: RA Project R12340-17 for Golden Rule Farms involving Application G-17608 -- need 3 items: 1) map to show meters, 2) well tag ID for both wells, and 3) water use reporting for both wells

Hi John,

The pump test/multiple well exemption request was approved for the wells under Application G-17608, Permit G-17264 – see attached pdf letter.

I'm now working on the draft proposed certificate for Application G-17608 – I need 3 items prior to certificate issuance:

- 1 A revised Claim of Beneficial Use (Claim) map that shows the locations of the meters. – MAP received 3-31-16.
- 2 Well Tag ID numbers for both wells – on page 4 of 14 in Section 3 Item 1 of the Claim report, "N/A" is listed for the Well Tag ID Number. Please provide documentation of the Well Tag ID permanently affixed to each well and identify the Well Tag ID number for each well.
- 3 Water Use Reporting – need water use reporting for volume of water diverted from each well between permit issuance (7-3-14) and the "C Date" (7-3-2019).

Permit G-17264 contains the following condition: "The permittee shall keep a complete record of the volume of water diverted each month and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director..."

Can the water user come up with records of water use from each well for the period between July 3, 2014 and July 3, 2019 and submit them to the Department?

Department records only show water use reporting for water year 2013 – this time period is prior to permit issuance.

Water Use Report Based on W

Permit: G 17264 *

GOLDEN RULE FARMS INC. PO BOX 255 CHRISTMAS V

Records per page: 10

<u>Water Year*</u>	<u>Report ID</u>	<u>Facility</u>	<u>Acre-feet (AF) of Water Used</u>														
			<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>			
2013	64018	WELL 1 (HARN 1495)	0.00	0.00	0.00	0.00	0.00	0.00	80.00	85.00	50.00						

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins C

- Water use is reported by point of diversion (POD), rather than by water right.
- If a POD is shared with multiple water rights, it is not feasible to separate out the amount used by other rights using this same POD.
- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month impounded on approximately the same day each month.
- Water Use amounts have all been converted to “acre-feet” (AF), regardless of the original unit of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during those months received for that year.

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@state.or.us Web: <http://oregon.gov/ORWD>



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

March 15, 2016

GW

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

The Department has accepted the pump test results for the following permitted well(s):

Application	Water Right	Permitted Well	Tested Well	Test Date	Test Status	Exemption	Owner's Well Name
G 17154	Permit: G 17034 *	HARN 1495	HARN 1495	10/22/2015	Approved	None	WELL 1
G 17154	Permit: G 17034 *	HARN 51851	HARN 1495	10/22/2015	Exempted	Multiple Well	WELL 3 (L-105480)
G 17587	Permit: G 17183 *	HARN 1495	HARN 1495	10/22/2015	Approved	None	WELL 1
G 17587	Permit: G 17183 *	HARN 51851	HARN 1495	10/22/2015	Exempted	Multiple Well	WELL 3 (L-105480)
G 17608	Permit: G 17264 *	HARN 1495	HARN 1495	10/22/2015	Approved	None	WELL 1
G 17608	Permit: G 17264 *	HARN 1488	HARN 1495	10/22/2015	Exempted	Multiple Well	WELL 2

Please contact me if you have any questions.

Sincerely,

Darrick E. Boschmann
Groundwater Section

cc: GW Pump Test File

**Oregon Water Resources Department
Water Right Services Division**

Water Rights Application
Number G-17608

Final Order

Appeal Rights

This is a Final Order in other than 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.

This statement of judicial review rights does not create a right to judicial review of this order, if judicial review is otherwise precluded by law. Where no changes have been made to a Proposed Final Order on a water right application and no protests have been filed during the protest period, the Final Order is not subject to judicial review.

Application History

On December 20, 2012, Golden Rule Farms Inc submitted an application to the Department for a water use permit.

The Department issued a Proposed Final Order on March 11, 2014. The protest period closed April 25, 2014, and no protest was filed.

The proposed use would not impair or be detrimental to the public interest.

Order

Application G-17608 therefore is approved as proposed by the Proposed Final Order, and Permit G-17264 is issued as limited by the conditions proposed by the Proposed Final Order.

DATED July 3 , 2014

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Director, Water Resources Department

This document was prepared by Jeana Eastman. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 503-986-0812.

If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801.

Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

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

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17608

SOURCE OF WATER: WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

MAXIMUM RATE: 0.70 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 20, 2012

WELL LOCATIONS:

WELL 1 (HARN 1495) - NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T27S, R34E, W.M.; 1302 FEET SOUTH AND 1302 FEET WEST FROM NE CORNER, SECTION 9

WELL 2 (HARN 1488) - NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T27S, R34E, W.M.; 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

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.

THE PLACE OF USE IS LOCATED 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 ¼ NE ¼ 39.7 ACRES

NE ¼ NW ¼ 20.0 ACRES

NW ¼ NW ¼ 16.3 ACRES

SECTION 9

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

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter, or other suitable measuring device as approved by the Director, at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

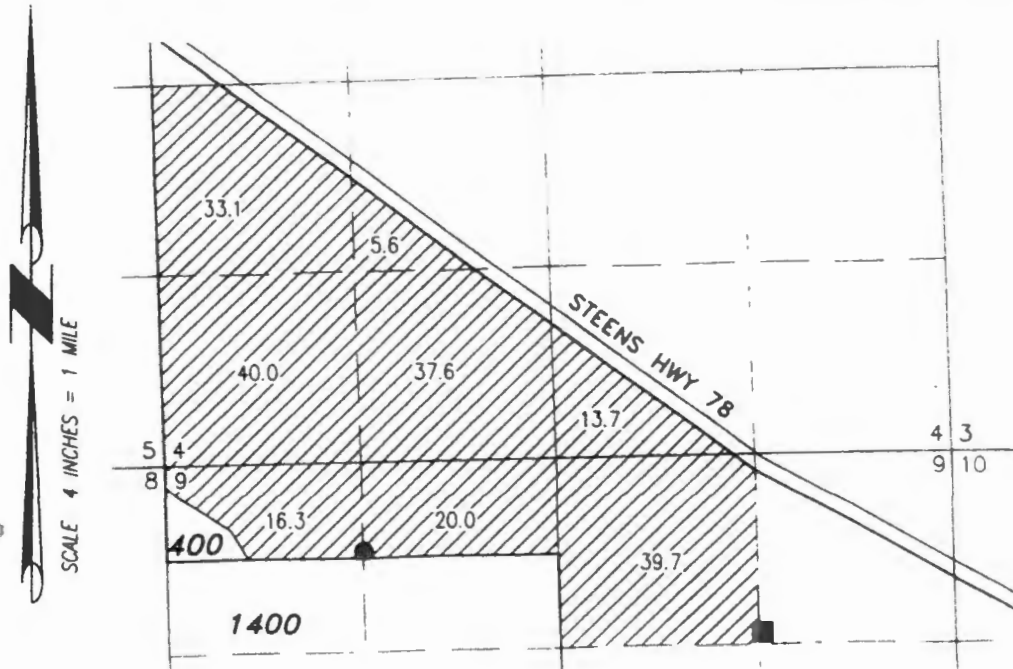
Issued July 3, 2014



E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD A POINT OF APPROPRIATION FOR GOLDEN RULE FARMS, INC.

SECTIONS 4 & 9, TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.
TAX LOT: 400

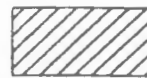


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DEC 17 2012

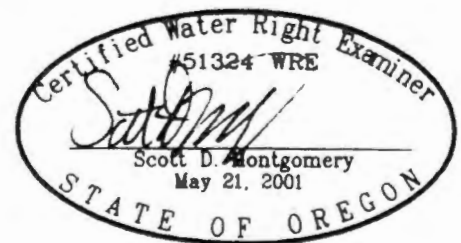
SALEM OR

- **HARN 1488 WELL 2 (G-8593)**
LOCATED IN THE NE 1/4 NW 1/4 SECTION 9, T27S
R34E, W.M. AND 590 FEET SOUTH AND 1345 FEET
EAST FROM THE NW CORNER OF SECTION 9.
- **HARN 1495 WELL (G-16585)**
LOCATED IN THE NE 1/4 NE 1/4 SECTION 9, T27S
R33E, W.M. AND 1302 FEET SOUTH AND 1302 FEET
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206.0 ACRES WATER RIGHTS FROM
C#82370 (G-8593), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES



RENEWAL DATE: 12/31/2012

PROJECT No. 12-059

PREPARED AT THE REQUEST OF:
GOLDEN RULE FARMS, INC.
P.O. BOX 255
CHRISTMAS VALLEY, OR 97641

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767 (CRR)
TELE: REBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

Gr-17608
Permit G-17264

Mailing List for FO Copies

Application #G-17608

Original mailed to applicant with claim of beneficial use form:

GOLDEN RULE FARMS INC
PO BOX 255
CHRISTMAS VALLEY OR 97641

Copies sent to:

1. WRD - File # G-17608

<p>Copies Mailed By: <u>BW</u> (SUPPORT STAFF) on: <u>7/3/14</u> (DATE)</p>
--

FO and Map Copies sent to (remember to reduce copy margins):

2. WRD - Watermaster District #: 10
3. WRD - Regional Manager (not to SCR): E

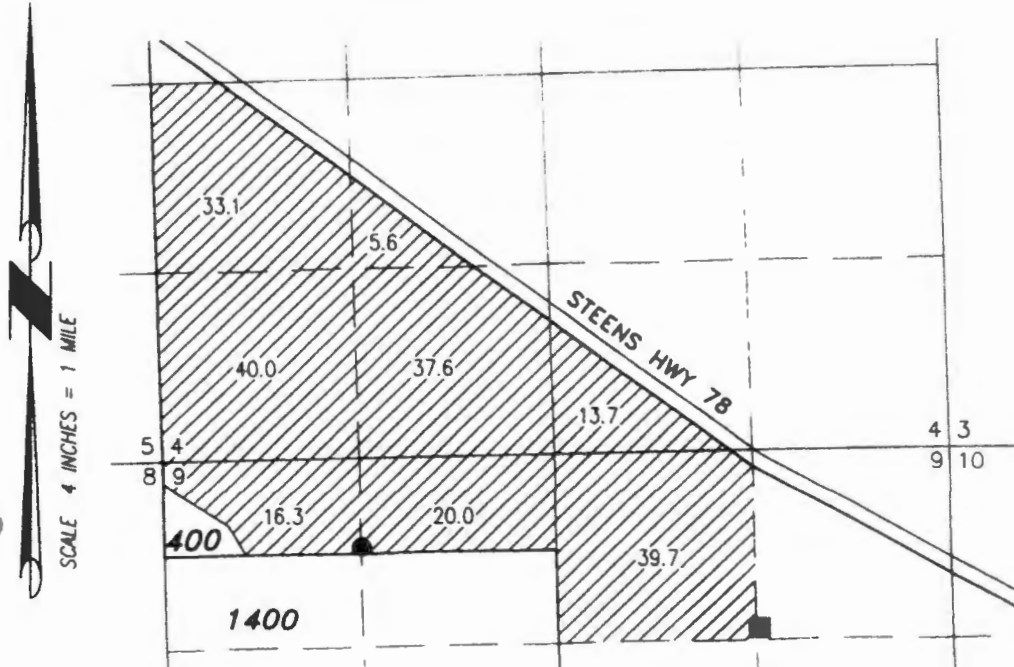
Copies sent to Other Interested Persons (CWRE, Agent, Commenter, etc.)

1. Scott Montgomery, All Points Engineering & Surveying, Inc.
PO Box 767, Terrebonne, OR 97760
2.
Glender, Dennis
Glender's Hydro Tech Services, 8664 SW Sand Ridge Rd, Crooked River Ranch OR 97760

CASEWORKER : Jeana Eastman

TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD A POINT OF APPROPRIATION FOR GOLDEN RULE FARMS, INC.

SECTIONS 4 & 9, TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.
TAX LOT: 400

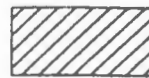


RECEIVED BY OWRD

DEC 17 2012

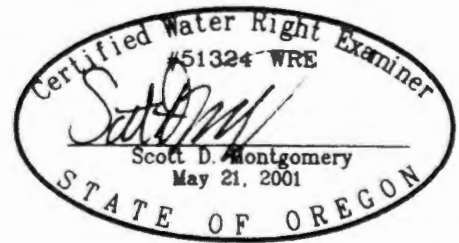
SALEM, OR

- HARN 1488 WELL 2 (G-8593)
LOCATED IN THE NE 1/4 NW 1/4 SECTION 9, T27S R34E, W.M. AND 590 FEET SOUTH AND 1345 FEET EAST FROM THE NW CORNER OF SECTION 9.
- HARN 1495 WELL (G-16585)
LOCATED IN THE NE 1/4 NE 1/4 SECTION 9, T27S R33E, W.M. AND 1302 FEET SOUTH AND 1302 FEET WEST FROM THE NE CORNER OF SECTION 9.



206.0 ACRES WATER RIGHTS FROM
C#82370 (G-8593), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL DIMENSIONS OR THE LOCATION OF PROPERTY LINES



RENEWAL DATE: 12/31/2012

<p>PROJECT No. 12-059</p> <p>PREPARED AT THE REQUEST OF: GOLDEN RULE FARMS, INC. P.O. BOX 255 CHRISTMAS VALLEY, OR 97641</p>	<p>ALL POINTS ENGINEERING & SURVEYING, INC.</p>  <p>P.O. BOX 767 (CRR) TERREBONNE, OREGON 97760 (541) 548-5833 PH (541) 585-4602 FX www.APEandS.com</p>
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G-17608
Permit G-17264

FO CHECKLIST

Application g-17608

- Name and/or address has **changed or been assigned** Yes No
- Respond to **significant comments, issues, or disputes** related to the proposed use of water. N/A Yes
- Affected landowner(s)** have been notified N/A Yes No, send a letter to landowners before FO issuance.
- Verify names/addresses** of affected landowners, and those who commented and/or paid \$10 fee. N/A Yes
- PFO conclusions **require modification** due to typos, errors or omission of conditions Yes No
If so: _____
- Within North Umpqua settlement reach and issuing permit, **spreadsheet has been updated** N/A Yes
- SWW** If GW and interference, copy form for Stahr. N/A
- WMCP** required, cc: Lisa Jaramillo. N/A

Fees

EXAM FEE REQUIRED	<u>1500</u>	RECORDING FEE REQUIRED	\$250 / \$300 / <u>\$400</u>
EXAM FEE PAID	<u>- 1500</u>	RECORDING FEE PAID	<u>- 400</u>
STILL OWED	<u>0</u>	STILL OWED	<u>0</u>

- FO w/ draft permit; still needed:
 - fees
 - well construction approval
 - land use approval
 - easement
 - approved dam plans & specs
 - st water contract

FO w/ permit # g-17264
refund \$ _____

FO to deny
refund \$ _____

Name: jeana eastman

Date: 6/17/14

Peer Reviewer: kim

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

PFO CHECKLIST

App g-17608
1-horn 1495
2-horn 1488

IR requested additional information No Yes _____

Have conflicts been addressed? NA No Yes _____

PN Date 3/5/13 Comment deadline 4/4/13 Electronic/written comments received? No Yes Eval? No Yes

SW availability NA 80% 50% _____

DIV 9 NA will likely be available... will not likely be available... will, if properly conditioned...

well _____ has PSI with _____

GW conditions 70 _____

Conditions _____

Small ≤ 0.1 CFS, ≤ 9.2 AF Medium > 0.1 CFS but < 0.5 CFS, > 9.2 AF but < 100 AF Large ≥ 0.5 CFS, ≥ 100 AF

Allowed Use/Rate/Season ix make up def in rate - 2d case, 0.7 cfs, 3/1-10/31 Limit 1/50 Duty 3.0

Make specific finding in PFO if Rate/Limit higher-than-standard Duty higher-than-standard

SWW NA above within _____ If GW and interference, copy form for Stahr.

DIV 33 NA No above Bonneville, and not allowed 4/15 - 9/30 below Bonneville statewide

POD characteristics identifies as DEQ 303d? NA No Yes If Y, confirm DEQ cc:'d at IR, and if not, copy them on PFO

Application was filed prior to 10/23/99 No Yes (If Yes, add A date requirement)

Prior to permit, applicant must submit NA fees evidence of well repair LU easement plans/specs storage contract

Changes from IR determinations _____

Copy to NWR ER WM # 10 CWRE _____
 NCR SWR agent affected landowner(s)

EXAM FEE REQUIRED	<u>1500</u>	RECORDING FEE REQUIRED	\$300 / <u>\$400</u> / \$450
EXAM FEE PAID	<u>- 1500</u>	RECORDING FEE PAID	<u>- 400</u>
STILL OWED	<u>0</u>	STILL OWED	<u>0</u>

Name: Jeana Eastman Date: 2/18/14 Peer Reviewer: many

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IR CHECKLIST

Well 1 (HARN 1495)
Well 2 (HARN 1488)

Application #: G-17608 Applicant: GOLDEN RULE FARMS INC

Use(s): 0.70 CFS IRRIGATION OF 206.0 ACRES TO MAKE OF A DEFICIENCY IN RATE Priority Date: December 20, 2012

MU or QM NA will complete construction within 20 years
 Fujii reviewed recommendations _____

ORS 538 prohibits use No Yes If so, do not do an IR; return the application & fees to the applicant.

DIV 9 NA will likely be available... will **not** likely be available... will, if properly conditioned...
 classify as surface water well _____ has PSI with _____

(include basin map if true) well _____ is within 1N 3E 20, 21, 28, 29 GWLA CGWA _____

GW conditions TN _____

DIVISION 33 NA No above Bonneville, and not allowed 4/15 - 9/30
 below Bonneville
 statewide

SW Availability NA 80% live 50% storage _____ WID: _____

Use DWF's nonstandard W/A memo if the source is a Drews Reservoir tributary; the Snake River; the Columbia River; the North Umpqua River below Rock Creek; or within the drainages of the Lost River, Chehalem Creek, or Champoeg Creek (including Mission & Case Creeks)

POU conflict NA No No, different sources No, make up a deficiency in rate No, existing not at max. rate
C# 82370 -> authorizes rate of 0.009 CFS/ac
 Yes SO: Max = 0.0125 CFS/ac less 0.009 CFS/ac = Remaining = 0.0035 CFS/ac

Use is supplemental, checked for primary rights w/ diff source NA Yes limits _____
206.0 ac x 0.0035 CFS/ac = 0.720 CFS

App w/in a District boundary per http://apps.wrd.state.or.us/apps/gis/wr_irrigation/ No Yes, cc: _____

Use is allowed not allowed limited OAR Compact 690-512-0040

Requested Use/Rate/Season IRRIG to make up deficiency / 0.70 CFS / Mar 1 - Oct 31

Allowed Use/Rate/Season IRRIG - make up def / 0.70 CFS / Mar 1 - Oct 31 Limit 1/80 Duty 3

Land use approved not approved being pursued county notified NA

Storage contract NA BOR Doug Co Corp of Eng needed obtained _____

Authorized agent specified NA needed Yes Dennis Glender - email

Conditions: TN _____

Small ≤ 0.1 CFS, ≤ 9.2 AF, Medium > 0.1 and < 0.5 CFS, > 9.2 and < 100 AF, Large ≥ 0.5 CFS, ≥ 100 AF
Use at least "Medium" when the source is Siltcoos Lake, Sandy Basin GW, or stored water with a contract.
Use "Large" for temp control (including NU), Tenmile Lake, or if applicant is a government entity
Use "Large-7i" if GW recommends 7i
Use "Large with TFM" for HC exceptions, IR permits in South Salem Hills or IR over 10 Ac. in Stage Gulch CGWA

Stream is **withdrawn** NA No Yes, allows use/season _____

SWW NA above within _____ (If GW and interference, copy form for Stahr.)

Use is within a high priority area for streamflow restoration NA No Yes
 Letter format good limited bad bad w/ rate reduction opportunity bad w/ HC opportunity

POD is within North Umpqua settlement reach and the spreadsheet was updated NA Yes

Forms NA HC except spring description other _____

Copy to SWR WM # 10 a.l.o. NW Planning Council
 ER agent DOA CRIFC
 NCR CWRE CTUIR US Fish & Wildlife

DOA Food Safety Division city _____
 (bottled water) (w/in 5-mile muni wells)

email - applicant & agent

Req'd before permit NA evidence of well repair LU easement plans/specs storage contract

App and map meet min. requirements Yes No _____
 (If not, send IR certified)

Scanned images exist for application form and map

<input checked="" type="checkbox"/> Fees <u>0.7</u> CFS	Base	<u>1000</u>
_____ AF	Up to 1 CFS	<u>250</u>
	_____ Add'l CFS	_____
	Up to 20 AF	_____
	_____ Add'l AF @ \$1	_____
	Add'l <u>1</u> POD/POA use	+ <u>250</u>
	Exam Fee Required =	<u>1500</u>
	Exam Fee Paid	<u>1500</u>
	Still Owed	<u>0</u>

2 wells
1 use

• Paid \$400 permit recording

Name: Kerry Kavanagh Date: 2/15/2013 Peer Reviewer: Jeana Eastman

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App: G 17608 *

<ul style="list-style-type: none"> ▶ Conflict Report ▶ POD Characteristics ▼ Water Availability <ul style="list-style-type: none"> ▶ POD: 1, 2 ▶ IR Checklist ▶ Digital Map (Applications are not mapped, use POD Locations Instead) 	<p>Contact Information</p> <p>▼ Current contact information</p> <p>AGENT: GLENDERS HYDRO TECH SERVICES ▶ DENNIS GLENDER 8664 SW SAND RIDGE RD CROOKED RIVER RANCH, OR 97760</p> <p>APPLICANT: GOLDEN RULE FARMS INC. ▶ PO BOX 255 CHRISTMAS VALLEY, OR 97641</p> <p>Water Right Information</p> <p>Status: Non-Cancelled County: Harney File Folder Location: Salem Watermaster District: 10</p>	<p>Documents <small>View all scanned documents</small></p> <p>▼ Application: G 17608</p> <p>▶ Received: 12/20/2012</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="4">Application Workflow</th> </tr> <tr> <th>Action</th> <th>Date</th> <th>Result</th> <th>Completed By</th> </tr> </thead> <tbody> <tr> <td>Application Filed</td> <td>12/20/2012</td> <td></td> <td></td> </tr> </tbody> </table> <p>▶ Unable to view right in new web mapping because this water right is not currently mapped.</p>	Application Workflow				Action	Date	Result	Completed By	Application Filed	12/20/2012																																																																																
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<p>Water Right Genealogy</p>																																																																																												

-No genealogy records available for this water right, try the family link below instead.

[View Water Rights in same Family](#)

[Help understanding and working with the Water Rights Information System](#)

[Report Errors with Water Right Data](#)

[Return to WRIS Query](#)

Point of Diversion Characteristics

Right:	App: G 17608 *
Name:	GOLDEN RULE FARMS INC.

TRSOQ: 27.00S-34.00E-09-NENE

County: Harney

Basin: Malheur

WM District: 10

WM Region: E

Withdrawn Area:

WAB:

Priority WAB:

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way:

Division 33:

Water Quality Limited:

TRSOQ: 27.00S-34.00E-09-NENW

County: Harney

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WAB:

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Rule 4D:

Groundwater Restricted Area:

Scenic Water Way:

Division 33:

Water Quality Limited:

DIVISION 512 MALHEUR LAKE BASIN PROGRAM PROVISION

690-512-0040 Water Availability

(1) Except as provided in section (3) of this rule, the Department shall not accept an application for permit, or issue a permit, for any use of surface water, or of groundwater the use of which has the potential to substantially interfere with surface water, in the Malheur Lake Basin unless the applicant shows, by a preponderance of evidence, that unappropriated water is available to supply the proposed use at the times and in the amounts requested. The evidence provided shall be prepared by a qualified hydrologist or other water resources specialist and shall include:

(a) Streamflow measurements of gage records from the source or, for use of groundwater, the stream in hydraulic connection with the source; or

(b) An estimate of water availability from the source or, for use of groundwater, the stream in hydraulic connection with the source which includes correlations with streamflow measurements or gage records on other, similar streams and considers current demands for water affecting the streamflows.

(2) The criteria used in determining if the use of groundwater has the potential to substantially interfere with surface water shall be those established in OAR chapter 690, division 9.

(3) This rule shall not apply to issuance of:

(a) Instream water rights;

(b) Permits for storage of water between March 1 and May 31; or

(c) Permits for use of water legally stored.

(d) Permits for Multipurpose Storage under OAR 690-512-0100.

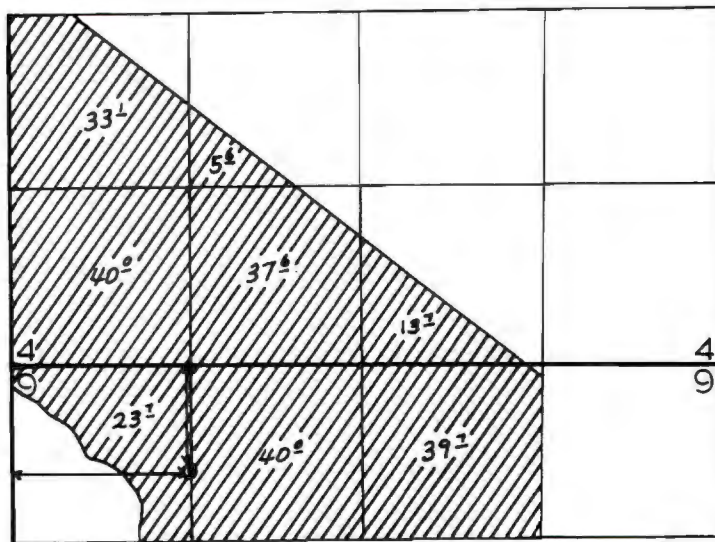
Place of Use Conflict Report

The following rights have acreage in the same quarter-quarter as App: G 17608 *

same lands

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot	Acres
<u>CERT:82370 OR*</u>	CONNECTICUT GENERAL LIFE INSURANCE CO.	G-9018	G-8593	82370	6/4/1979	NC	IR	27.00S-34.00E-09-NWNW				23.7000
							IR	27.00S-34.00E-09-NENW				40.0000
							IR	27.00S-34.00E-09-NWNE				39.7000
							IR	27.00S-34.00E-04-SWSW				40.0000
							IR	27.00S-34.00E-04-SESW				37.6000
							IR	27.00S-34.00E-04-NWSW				33.1000
							IR	27.00S-34.00E-04-NESW				5.6000
							IR	27.00S-34.00E-04-SWSE				13.7000

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

C# 82370

WARREN MATHEWS

Surveyed 10-31, 1990, by K.KEMP

Drafted 3-18-93 J.M 41025-279-1044

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

*2.13 CFS 70.00 CFS/ac
233.4 ac
233.4 x 1/80 = 2.92 CFS - Max*

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 $\frac{1}{4}$ 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 OCT 06 2006


Philip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82370.

G-9018.JM/LHN

Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

Application G-17608 County HARNEY Priority Date 12/20/2012

Township 27S Range 34E Section ~~40~~ 49

Amount 0.70 cfs Use DEFICIENCY IN RATE / CONVEYING RIGHT IRR 206 ACRES WM Dist # 10

Applicant Name GOLDEN RULE FARMS INC

Receipt No. 10764

Caseworker Assigned Jeana Eastman Kerry Kavanagh

Applicant/Organization Name, Mailing Address, and Telephone Number.

All applicants or the applicant's authorized agent (include title or authority if for an organization or corporation), must sign the application in ink. Signature must be an original "wet" signature. Copies cannot be accepted.

Source of water. If stored water, is the stored water ^{gnw} component filed out, including a non-expired agreement for stored water must be included. (ORS 537.400) **NOTE:** A surface water application cannot be filed at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application, Expedited Secondary(E2).

If for stored water not under contract, is the source valid / Permit or Certificate issued Y / N List Permit or Certificate number _____

The proposed source is or is not (circle one) ^{gnw} withdrawn from further appropriation. If it is withdrawn under ORS 538, then return application and fees. If it is withdrawn by other means, accept the application and a negative IR will be issued.

Property ownership indicated.

If applicant does not own all the land, the affected landowner=s name and mailing address must be listed.

If applicant does not own all the land, a signed statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted.

Well Development (pg. 4 & 5) or a well log report.

2 wells - Well 1 (HARN 1495)
Well 2 (HARN 1488)

Proposed use of water. If supplemental, list primary acreage. (Irrigation and Suppl Irrigation together, is 2 uses)

Supplemental data sheets enclosed if needed ?

Form M (Municipal or Quasi-Municipal)

Spring Description Sheet

IRRIG of 206.0 acres

Amount of water from each source in gallons per minute (GPM), cubic feet per second (CFS), or acre feet (AF)

Period of use Mar 1 - Oct 31

0.70 cfs

- Water management section (Please estimate if the water system has not been designed).
- ~~MA~~ Resource Protection Section (N/A for Groundwater)
- Project schedule (If system is already completed, indicate "existing").
- ~~MA~~ Preliminary plans and specifications including dam height, width, crest width and surface area for each reservoir for all standard reservoir applications
- ~~MA~~ A map prepared by a CWRE for a standard reservoir application proposing to store more than 9.2 acre feet and having a dam height of more than 10 feet
- You must include a Legal description of all the properties involved where water is diverted, crossed, and used. The Legal description includes a metes and bounds, or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or you may submit a lot book report prepared by a title company. The Department will not accept a copy of the tax bill.
- A completed Land-Use Form or receipt signed and dated by the appropriate planning department officials. *Please be certain that the Land-Use form lists all lands involved and all uses proposed. Date of signature must be within the past 12 months. Signature must be an original "wet" signature. Copies cannot be accepted.*
- The map must meet all the minimum requirements of OAR 690-310-0050.
 - Township, Range, Section
 - Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU) *contiguous land*
 - Place of use, 1/4, 1/4=s and tax lot clearly identified
 - Even map scale not less than 4" = 1 mile (example: 1" = 100 ft, 1" = 200 ft, etc.)
 - Location of **each** diversion point, well or dam by reference to a recognized public land survey corner. Multiple wells shall be uniquely labeled, and identified on well logs if existing.
 - Reference corner on map
 - North Directional Symbol
 - Number of acres per 1/4, 1/4, if for irrigation, nursery, or agriculture
 - Other _____

Fees: Amount of water requested 12-20-2012 _____

Base Fee \$ 1000⁰⁰
 1st CFS/AF \$ 250⁰⁰
 Addtnl CFS/ AF @ _____ = _____
 Addtnl POD/POA @ 250⁰⁰ = 250⁰⁰
 Addtnl Use @ _____ = _____

Total Exam Fees \$ 1500⁰⁰
 Permit Recording Fees \$ 400⁰⁰
 Mitigation Fee \$ _____
 Total Paid \$ _____
 Amount Due \$ 1900⁰⁰
 Amount Returned \$ _____

CHECK ARRIVED 12/20/2012

Reviewed by: KRK

Date: 12-17-12

MEMO


To: Juno Pandian, Well Construction and Compliance Section Manager
From: Kristopher Byrd, Well Construction Program Coordinator
Subject: Review of Water Right Application G-17608
Date: February 11, 2013

The attached application was forwarded to the Well Construction and Compliance Section by Water Rights. Mike Zwart reviewed the application. Please see Mike's review and the Well Logs.

Based on a review of the Well Report, Applicant's Well #1 (Harn 1495) seems to protect the groundwater resource.

Based on a review of the Well Report, Applicant's Well #2 (Harn 1488) seems to protect the groundwater resource.

The construction of Applicant's Well #1 and Applicants Well #2 may not satisfy hydraulic connection issues.

2-13-13
I Concur


INTEROFFICE MEMORANDUM

TO: Kris Byrd, Well Construction and Compliance Section

FROM: Kerry Kavanagh, Water Rights Section

DATE: 2-5-13

RE: G-17608 Golden Rule Farms -
– Request for determination of compliance with well construction standards
for two wells – Well 1 (HARN 1495) and Well 2 (HARN 1488)

Please review the well reports for Well 1 (HARN 1495) and Well 2 (HARN 1488) and make a determination regarding well construction compliance.

Please route your review to me.

Thanks.

Water Right Conditions
Tracking Slip

Groundwater/Hydrology Section

FILE # # G-17608

ROUTED TO: Water Rights - Kerry

TOWNSHIP/
RANGE-SECTION: 27S/34E-9

CONDITIONS ATTACHED?: yes no

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Mike Zwart

PUBLIC INTEREST REVIEW FOR GROUND WATER APPLICATIONS

TO: Water Rights Section Date January 23, 2013

FROM: Ground Water/Hydrology Section Michael Zwart

Reviewer's Name

SUBJECT: Application G- 17608 Supersedes review of _____

Date of Review(s)

PUBLIC INTEREST PRESUMPTION; GROUNDWATER

OAR 690-310-130 (1) *The Department shall presume that a proposed groundwater use will ensure the preservation of the public welfare, safety and health as described in ORS 537.525.* Department staff review ground water applications under OAR 690-310-140 to determine whether the presumption is established. OAR 690-310-140 allows the proposed use be modified or conditioned to meet the presumption criteria. **This review is based upon available information and agency policies in place at the time of evaluation.**

A. GENERAL INFORMATION: Applicant's Name: Golden Rule Farms, Inc. County: Harney

A1. Applicant(s) seek(s) 0.70 cfs from two well(s) in the Malheur Lake Basin,
_____ subbasin Quad Map: Adobe Flat

A2. Proposed use: Irrigation, 206 acres Seasonality: March 1 to October 31

A3. Well and aquifer data (attach and number logs for existing wells; mark proposed wells as such under logid):

Well	Logid	Applicant's Well #	Proposed Aquifer*	Proposed Rate(cfs)	Location (T/R-S QQ-Q)	Location, metes and bounds, e.g. 2250' N, 1200' E fr NW cor S 36
1	HARN 1495	1	Valley fill	0.70	27S/34E-9 NE-NE	1302' S, 1302' W fr NE cor S 9
2	HARN 1488	2	Valley fill	0.70	27S/34E-9 NE-NW	590' S, 1345' E fr NW cor S 9
3						
4						
5						

* Alluvium, CRB, Bedrock

Well	Well Elev ft msl	First Water ft bls	SWL ft bls	SWL Date	Well Depth (ft)	Seal Interval (ft)	Casing Intervals (ft)	Liner Intervals (ft)	Perforations Or Screens (ft)	Well Yield (gpm)	Draw Down (ft)	Test Type
1	4110	30	22	5/25/79	160	0-20	0-60			1000	20	P
2	4106	16	15	6/1/79	90	0-20	0-60			1000	15	P

Use data from application for proposed wells.

A4. **Comments: This application proposes to make up for a deficiency in rate for an underlying right authorized by Certificate 82370, Permit G-8593. This explains the low rate proposed.**

A5. **Provisions of the Malheur Lake** Basin rules relative to the development, classification and/or management of ground water hydraulically connected to surface water **are,** or **are not,** activated by this application. (Not all basin rules contain such provisions.)

Comments: _____

A6. Well(s) # _____, _____, _____, _____, _____, tap(s) an aquifer limited by an administrative restriction.

Name of administrative area: _____
Comments: _____

B. GROUND WATER AVAILABILITY CONSIDERATIONS, OAR 690-310-130, 400-010, 410-0070

B1. Based upon available data, I have determined that ground water* for the proposed use:

a. is over appropriated, is not over appropriated, or cannot be determined to be over appropriated during any period of the proposed use. * This finding is limited to the ground water portion of the over-appropriation determination as prescribed in OAR 690-310-130;

b. will not or will likely be available in the amounts requested without injury to prior water rights. * This finding is limited to the ground water portion of the injury determination as prescribed in OAR 690-310-130;

c. will not or will likely to be available within the capacity of the ground water resource; or

d. will, if properly conditioned, avoid injury to existing ground water rights or to the ground water resource:

i. The permit should contain condition #(s) 7N;

ii. The permit should be conditioned as indicated in item 2 below.

iii. The permit should contain special condition(s) as indicated in item 3 below;

B2. a. Condition to allow ground water production from no deeper than _____ ft. below land surface;

b. Condition to allow ground water production from no shallower than _____ ft. below land surface;

c. Condition to allow ground water production only from the _____ ground water reservoir between approximately _____ ft. and _____ ft. below land surface;

d. Well reconstruction is necessary to accomplish one or more of the above conditions. The problems that are likely to occur with this use and without reconstructing are cited below. Without reconstruction, I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Ground Water Section.

Describe injury –as related to water availability– that is likely to occur without well reconstruction (interference w/ senior water rights, not within the capacity of the resource, etc): _____

B3. Ground water availability remarks: The Region Manager recommends consistent use of Condition 7N in this basin.

C. GROUND WATER/SURFACE WATER CONSIDERATIONS, OAR 690-09-040

C1. 690-09-040 (1): Evaluation of aquifer confinement:

Well	Aquifer or Proposed Aquifer	Confined	Unconfined
1,2	Interbedded clay, sand and pumice (Qal and Tvs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>

Basis for aquifer confinement evaluation: The basin-fill sediments are regionally unconfined, but may be locally semiconfined.

C2. 690-09-040 (2) (3): Evaluation of distance to, and hydraulic connection with, surface water sources. All wells located a horizontal distance less than ¼ mile from a surface water source that produce water from an unconfined aquifer shall be assumed to be hydraulically connected to the surface water source. Include in this table any streams located beyond one mile that are evaluated for PSI.

Well	SW #	Surface Water Name	GW Elev ft msl	SW Elev ft msl	Distance (ft)	Hydraulically Connected?			Potential for Subst. Interfer. Assumed?	
						YES	NO	ASSUMED	YES	NO
1	1	Malheur Lake	4088	4092±	28600±	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2	1	Malheur Lake	4091	4092±	26200±	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Basis for aquifer hydraulic connection evaluation: Virginia Valley does not appear to be a surface water source that should be considered under Division 9 and there is no other surface water within one mile. The head in the aquifer suggests that there is no local groundwater contribution to baseflow.

Water Availability Basin the well(s) are located within: No WAB data in this area.

C3a. 690-09-040 (4): Evaluation of stream impacts for each well that has been determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Limit evaluation to instream rights and minimum stream flows that are pertinent to that surface water source, and not lower SW sources to which the stream under evaluation is tributary. Compare the requested rate against the 1% of 80% natural flow for the pertinent Water Availability Basin (WAB). If Q is not distributed by well, use full rate for each well. Any checked box indicates the well is assumed to have the potential to cause PSI.

Well	SW #	Well < ¼ mile?	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>

C3b. **690-09-040 (4):** Evaluation of stream impacts by total appropriation for all wells determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Complete only if Q is distributed among wells. Otherwise same evaluation and limitations apply as in C3a above.

SW #	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>

Comments: This section does not apply.

C4a. **690-09-040 (5):** Estimated impacts on hydraulically connected surface water sources greater than one mile as a percentage of the proposed pumping rate. Limit evaluation to the effects that will occur up to one year after pumping begins. This table encompasses the considerations required by 09-040 (5)(a), (b), (c) and (d), which are not included on this form. Use additional sheets if calculated flows from more than one WAB are required.

Non-Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
(A) = Total Interf.													
(B) = 80 % Nat. Q													
(C) = 1 % Nat. Q													
(D) = (A) > (C)		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
(E) = (A / B) x 100		%	%	%	%	%	%	%	%	%	%	%	%

(A) = total interference as CFS; (B) = WAB calculated natural flow at 80% exceed. as CFS; (C) = 1% of calculated natural flow at 80% exceed. as CFS; (D) = highlight the checkmark for each month where (A) is greater than (C); (E) = total interference divided by 80% flow as percentage.

Basis for impact evaluation: _____

C4b. 690-09-040 (5) (b) The potential to impair or detrimentally affect the public interest is to be determined by the Water Rights Section.

C5. **If properly conditioned**, the surface water source(s) can be adequately protected from interference, and/or ground water use under this permit can be regulated if it is found to substantially interfere with surface water:
i. The permit should contain condition #(s) _____;
ii. The permit should contain special condition(s) as indicated in "Remarks" below;

C6. SW / GW Remarks and Conditions _____

References Used: Local well logs; local recent reviews, especially G-17587; GW Report 16, by Leonard, 1970; Greene, Walker, and Corcoran, 1972, Geologic Map of the Burns Quadrangle, Oregon, USGS Miscellaneous Geologic Investigations Map I-680.

D. WELL CONSTRUCTION, OAR 690-200

D1. Well #: 1, 2 Logid: HARN 1495 & 1488

D2. **THE WELL does not meet current well construction standards based upon:**

- a. review of the well log;
- b. field inspection by _____;
- c. report of CWRE _____;
- d. other: (specify) _____

D3. **THE WELL construction deficiency:**

- a. constitutes a health threat under Division 200 rules;
- b. commingles water from more than one ground water reservoir;
- c. permits the loss of artesian head;
- d. permits the de-watering of one or more ground water reservoirs;
- e. other: (specify) _____

D4. **THE WELL construction deficiency is described as follows:** I have no issues with the construction of the wells.

D5. **THE WELL** a. was, or was not constructed according to the standards in effect at the time of original construction or most recent modification.

b. I don't know if it met standards at the time of construction.

D6. **Route to the Enforcement Section.** I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Enforcement Section and the Ground Water Section.

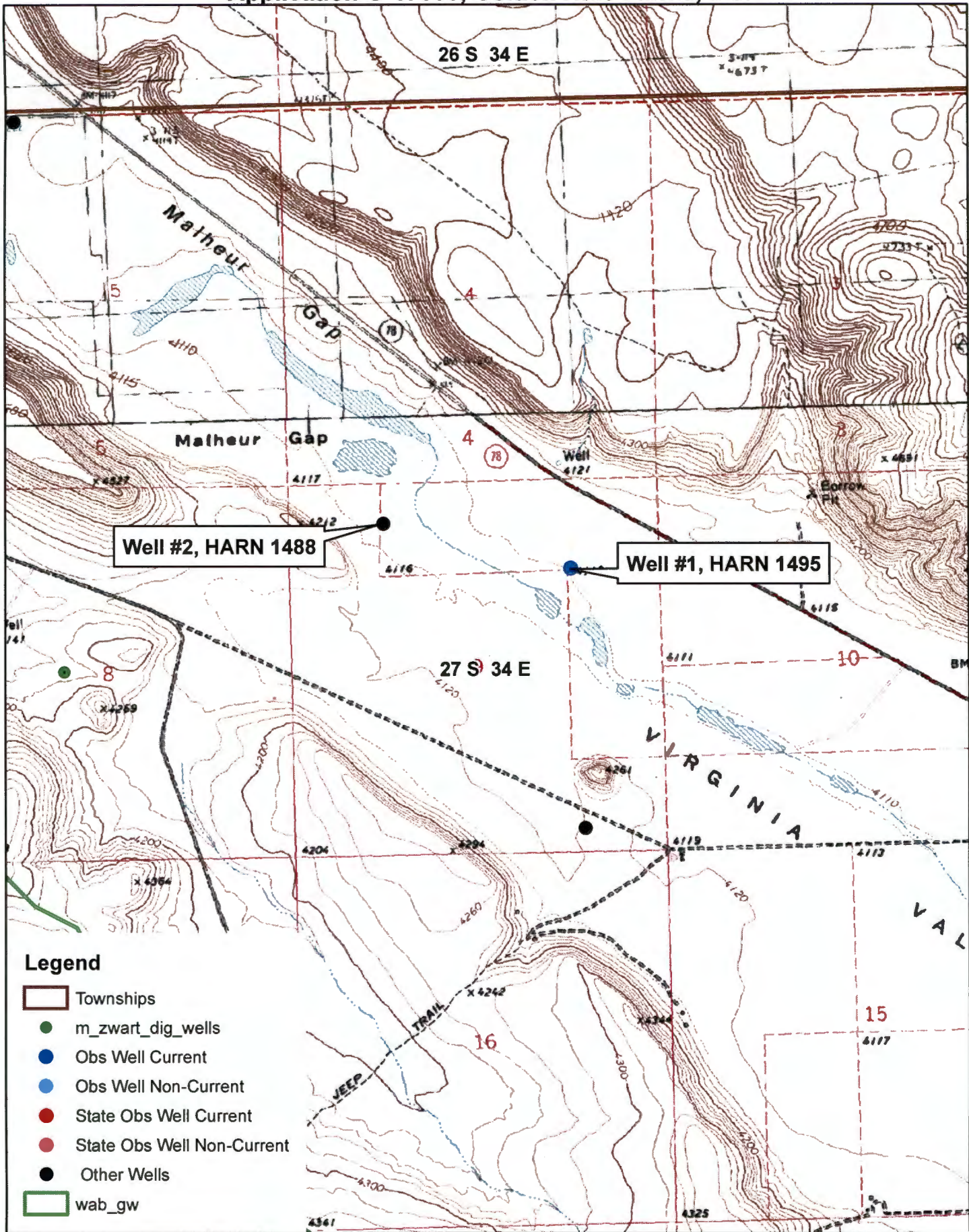
THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

D7. Well construction deficiency has been corrected by the following actions: _____

_____, 200_____
(Enforcement Section Signature)

D8. **Route to Water Rights Section (attach well reconstruction logs to this page).**

Application G-17608, Golden Rule Farms, Inc.



Legend

- Townships
- m_zwart_dig_wells
- Obs Well Current
- Obs Well Non-Current
- State Obs Well Current
- State Obs Well Non-Current
- Other Wells
- wab_gw



NOTICE TO WATER WELL CONTRACTOR
 The original and first copy of this report
 are to be filed with the

WATER WELL REPORT

Application # 6-9019

WATER RESOURCES DEPARTMENT
 SALEM, OREGON 97310
 within 30 days from the date
 of well completion.

STATE OF OREGON

State Well No. 275/34E-1056

(Please type or print)

(Do not write above this line)

State Permit No.

14995
 Harn

(1) OWNER:

Name P. V. Poman
 Address Princeton, OR

(2) TYPE OF WORK (check):

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

(3) TYPE OF WELL:

Rotary Driven
 Cable Jetted
 Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
 Irrigation Test Well Other

CASING INSTALLED:

Threaded Welded
12" Diam. from 0 ft. to 60 ft. Gage .250
 " Diam. from _____ ft. to _____ ft. Gage _____
 " Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? Yes No
 Type of perforator used _____
 Size of perforations in. by in. _____
 _____ perforations from _____ ft. to _____ ft.
 _____ perforations from _____ ft. to _____ ft.
 _____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No
 Manufacturer's Name _____
 Type _____ Model No. _____
 Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
 Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level
 Was a pump test made? Yes No If yes, by whom?
 Yield: 1000 gal./min. with 20 ft. drawdown after 4 hrs.
 " " " " " " " " " " " "
 " " " " " " " " " " " "
 Bailor test gal./min. with ft. drawdown after hrs.
 Artesian flow g.p.m.
 Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used Cement
 Well sealed from land surface to 20 ft.
 Diameter of well bore to bottom of seal 14 in.
 Diameter of well bore below seal 12 in.
 Number of sacks of cement used in well seal 7 sacks
 How was cement grout placed? poured
 " " " " " " " " " " " "
 " " " " " " " " " " " "
 Was a drive shoe used? Yes No Plugs _____ Size _____ location _____ ft.
 Did any strata contain unusable water? Yes No
 Type of water? _____ depth of strata _____
 Method of sealing strata off _____
 Was well gravel packed? Yes No Size of gravel: _____
 Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Harney Driller's well number _____
NW 1/4 NW 1/4 Section 10 T.21S R. 34E W.M.
 Bearing and distance from section or subdivision corner
1320' S 0' E NE corner of Sec 9

(11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft.
 Static level 22 ft. below land surface. Date May 25
 Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 12 ft.
 Depth drilled 160 ft. Depth of completed well 150 ft.
 Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Soil	0	6	
Tau clay	6	18	
Tau & Blue Clay mix	18	25	
Blue Clay	25	90	
Dark gray clay	90	95	
gravel & cinders in clay	95	100	
light blue clay	100	125	
clinder & sand	125	130	
light blue clay	130	160	

RECEIVED

JUN 16 1979

WATER RESOURCES DEPT
 SALEM, OREGON

Work started May 24 19 79 Completed May 30 19 79

Date well drilling machine moved off of well June 19 19 79

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
 [Signed] P. V. Poman Date June 19, 19 79
 (Drilling Machine Operator)
 Drilling Machine Operator's License No. Lawrence

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
 Name _____ (Person, firm or corporation) (Type or print)
 Address _____
 [Signed] P. V. Poman (Water Well Contractor)
 Contractor's License No. _____ Date _____, 19 _____

Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

Application G-17608 County HARNISY Priority Date 12/20/2012

Township 27S Range 34E Section ~~10~~ 4.9

Amount 0.70 cfs Use IRR 206 ACRES ^{DEFICIENCY IN RATE / COMBOLTING RIGHT.} WM Dist # 10

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~~MA~~ A map prepared by a CWRE for a standard reservoir application proposing to store more than 9.2 acre feet and having a dam height of more than 10 feet

You must include a Legal description of all the properties involved where water is diverted, crossed, and used. The Legal description includes a metes and bounds, or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or you may submit a lot book report prepared by a title company. The Department will not accept a copy of the tax bill.

A completed Land-Use Form or receipt signed and dated by the appropriate planning department officials. Please be certain that the Land-Use form lists all lands involved and all uses proposed. Date of signature must be within the past 12 months. Signature must be an original "wet" signature. Copies cannot be accepted.

The map must meet all the minimum requirements of OAR 690-310-0050.

Township, Range, Section

Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)

contiguous land

Place of use, 1/4, 1/4=s and tax lot clearly identified

Even map scale not less than 4" = 1 mile (example: 1" = 100 ft, 1" = 200 ft, etc.)

Location of each diversion point, well or dam by reference to a recognized public land survey corner. Multiple wells shall be uniquely labeled, and identified on well logs if existing.

Reference corner on map

North Directional Symbol

Number of acres per 1/4, 1/4, if for irrigation, nursery, or agriculture

Other _____

12-20-2012 *JK*
Fees: Amount of water requested _____

Base Fee \$ 1000⁰⁰

1st CFS/AF \$ 250⁰⁰

Addnl CFS/ AF @ _____

Addnl POD/POA @ 250⁰⁰ = 250⁰⁰

Addnl Use @ _____

Total Exam Fees \$ 1500⁰⁰

Permit Recording Fees \$ 400⁰⁰

Mitigation Fee \$ _____

Total Paid \$ _____

Amount Due \$ 1900⁰⁰

Amount Returned \$ _____

CHECK RECEIVED 12/20/2012

Reviewed by: *KRK*

Date: *12-17-12*

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: well development
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: storage of groundwater in a reservoir
- SECTION 7: use of stored groundwater from the reservoir
- SECTION 8: project schedule
- SECTION 9: within a district
- SECTION 10: remarks

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Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$1,900.00
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other _____

Application for a Permit to Use Ground Water



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

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Applicant Information

DEC 17 2012

NAME GOLDEN RULE FARMS, INC		PHONE (HM)	
PHONE (WK)	CELL 541-480-9752	FAX SALEM, OR	
ADDRESS PO BOX 255			
CITY CHRISTMAS VALLEY	STATE OR	ZIP 97641	E-MAIL* GOLDENRULEFARMS@GMAIL.COM

Organization Information

NAME		PHONE		FAX	
ADDRESS				CELL	
CITY	STATE	ZIP	E-MAIL*		

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

AGENT / BUSINESS NAME DENNIS R. GLENDER DBA GLENDER'S HYDRO TECH SVC		PHONE		FAX	
ADDRESS 8664 SW SAND RIDGE RD				CELL 541-219-0806	
CITY CROOKED RIVER RANCH	STATE OR	ZIP 97760	E-MAIL* DJGLENDER@MSN.COM		

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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

Applicant Signature

TIMOTHY PUCKETT – PRESIDENT
Print Name and title if applicable

Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>G-17600</u>	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

Yes

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	MALHUER LAKE		
2	MALHUER LAKE		

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

SEE WELL LOG HARN 1495 FOR WELL 1 & HARN 1488 FOR WELL 2

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: CINDERS

Total maximum rate requested: 0.70 CFS, ANY COMBINATION OF WELL 1 OR WELL 2 (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

Complete the table below. If this is an existing well, the following information may be found on the applicable well log. *(If a well log is available, please submit it in addition to completing the table.)* If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner.

6-17-12

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	HARN 1495	<input type="checkbox"/>	12"	60'	N/A	20'	22'	CINDERS	150'	1,000	
2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	HARN 1488	<input type="checkbox"/>	14"	60'	N/A	20'	15'	CINDERS	85'	1,000	
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

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* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
IRRIGATION	MARCH 1 THRU OCTOBER 31	618

Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).

Primary: 206 Acres Supplemental: _____ Acres

List the Permit or Certificate number of the underlying primary water right(s): 82370

Indicate the maximum total number of acre-feet you expect to use in an irrigation season 618 ACFT.

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: _____

If the use is **mining**, describe what is being mined and the method(s) of extraction: _____

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your well(s)?

Pump (give horsepower and type): WELL 1 - 75 HP TURBINE PUMP, WELL 2 - 75 HP TURBINE PUMP

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. WATER WILL BE PUMP DIRECTLY WITHOUT LOSS IN MAIN LINES TO THE IRRIGATION SYSTEM.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) WHEEL LINES, HAND LINES AND CENTER PIVOT IRRIGATION

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

IRRIGATION METHODS ARE THE MOST EFFICIENT AVAILABLE.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: N/A Acreage inundated by reservoir: _____

Use(s): _____

Volume of Reservoir (acre-feet): _____ Dam height (feet, if excavated, write "zero"): _____

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (if more than one reservoir, reproduce this section for each reservoir).

Annual volume (acre-feet): _____

USE OF STORED GROUND WATER	PERIOD OF USE

SECTION 8: PROJECT SCHEDULE

Date construction will begin: COMPLETE

Date construction will be completed: COMPLETE

Date beneficial water use will begin: MARCH 1, 2013

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SECTION 9: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application (attach additional sheets if necessary).

The purpose of this application to bring 206 irrigated acres under Certificate 82370 to full "Q". Currently 1.85 cfs services the irrigated area described in the portion of Cert 82370 that is under Golden Rule Farms ownership. 0.70 cfs is need to bring lands described in this application to a full 1/80th cfs per acre. Lands in the S½ N½ NW¼ Sec 9 do not belong to Golden Rule Farms. 27.4 acres have been removed from the application and are located in tax lot 1400.

Land Use Information Form



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

Applicant: Timothy Puckett
First Last

Mailing Address: PO Box 255

Christmas Valley OR 97641 Daytime Phone: 541-480-9752
City State Zip

A. Land and Location

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

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
						Diverted	Conveyed	Used	
27S	34E	9		400		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

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SEP 27 2012 SEP 17 2012

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: _____ cubic feet per second gallons per minute acre-foot

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

Revised 2/1/2012

G-17587

Surface Water/9

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SALEM, OR

G-17608

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): EBU-1, M. 200
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

Type of Land-Use Approval Needed (e.g., plan amendment, rezoning, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

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--	--

Name: Bonnie McMiller Title: Planning Director
 Signature: [Signature] Phone: 503-665-6655 Date: 8/2/12
 Government Entity: Harney County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may process the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

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SALEM, OR

THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:
GOLDEN RULE FARMS, INC
P.O. BOX 255
CHRISTMAS VALLEY, OR 97041

HARNEY COUNTY, OR 2012-0796
DEED# 06/21/2012 09:44 AM
Total: \$36.00



Marie Burraga, County Clerk for Harney County
Oregon certifies that the instrument identified herein was
recorded in the Clerk's office.
Marie Burraga, CCC, Harney County Clerk

Until a change is requested all tax statements
shall be sent to the following address
GOLDEN RULE FARMS, INC
P.O. BOX 255
CHRISTMAS VALLEY, OR 97041

Escrow No. HC 0020495
Title No. 0020495
SWD1 # 020212

STATUTORY WARRANTY DEED

GALE A. NELSON and NOLA L. KAZEBEE, as to an undivided one-half interest each,

Grantor(s), hereby convey and warrant to

GOLDEN RULE FARMS, INC.,

Grantee(s), the following described real property in the County of HARNEY and State of Oregon free of encumbrances
except as specifically set forth herein

A parcel of land located in Sections 4, 9 and 10, Twp. 27 S., R. 34 E., W.M., Harney County, Oregon, more
particularly described as follows:

Parcel No. 3 of Partition Plat No. 07-06-203, recorded June 21, 2007, Instrument No.
20071419, Harney County Records.

Land in Harney County, Oregon, as follows:

In Twp. 27 S., R. 34 E., W.M.:
Sec. 9: S1/2SE1/4, NW1/4SE1/4, SW1/4SE1/4.

FOR INFORMATION PURPOSES ONLY, THE MAP TAX ACCT #(S) ARE REFERENCED HERE:
ACCT# 10840; CODE# 4-2 MAP 27S 34E TL 400

The true and actual consideration for this conveyance is PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE
ON BEHALF OF GRANTOR/GRANTEE.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and
those shown below, if any.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FREE TITLE SHOULD
INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND
SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON
LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT
ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND
USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
ACQUIRING FREE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY
PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY
ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES
OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING
PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11,
CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND
SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

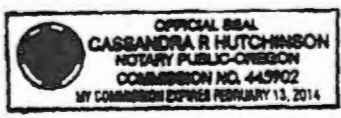
Dated this 15 day of May, 2012.

Gale A. Nelson (Signature)

Nola L. Kazabee (Signature)

State of Oregon
County of Clackamas

This instrument was acknowledged before me on May 15th, 2012 by GALE A. NELSON and NOLA L. KAZEBEE



Cassandra R. Hutchinson (Signature)
Notary Public for OREGON
My Commission expires February 13, 2014

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Q-17608

RETURN TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER WELL REPORT

Application # **G-9019**
State Well No. **27S/34E-1066**
State Permit No. _____

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

STATE OF OREGON
(Please type or print)
(Do not write above this line)

14995
HARV

well 1

(1) OWNER:

Name P.V. Doman
Address Pauceton, OR

(2) TYPE OF WORK (check):

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

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

CASING INSTALLED:

Threaded Welded
12" Diam. from 0 ft. to 60 ft. Gage .250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? Yes No
Type of perforator used _____
Size of perforations _____ in. by _____ in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No
Manufacturer's Name _____ Model No. _____
Type _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom?
Yield: 1000 gal./min. with 20 ft. drawdown after 4 hrs.
Ballor test _____ gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow _____ g.p.m.
Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 14 in.
Diameter of well bore below seal 12 in.
Number of sacks of cement used in well seal 7 sacks
How was cement grout placed? poured
Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.
Did any strata contain unusable water? Yes No
Type of water? _____ depth of strata _____
Method of sealing strata off _____
Was well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Haykey Driller's well number _____
NW 1/4 NW 1/4 Section 10 T.27S R. 34E W.M.
Bearing and distance from section or subdivision corner
1320' S 0' E NE corner of Sec 9

(11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft.
Static level 22 ft. below land surface. Date May 25
Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 12
Depth drilled 160 ft. Depth of completed well 150 ft.

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

MATERIAL	From	To	SWL
Soil	0	6	
Tan clay	6	18	
Tan & Blue Clay mix	18	25	
Blue clay	25	90	
Dark gray clay	90	95	
gray / 2 shaly clay	95	100	
light blue clay	100	125	
clay & sand	125	130	
light blue clay	130	160	

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JUN 16 1979
WATER RESOURCES DEPT
SALEM, OREGON
DEC 17 2012
SALEM, OR

Work started May 24 19 71 Completed May 30 19 71
Date well drilling machine moved off of well June 10 19 71

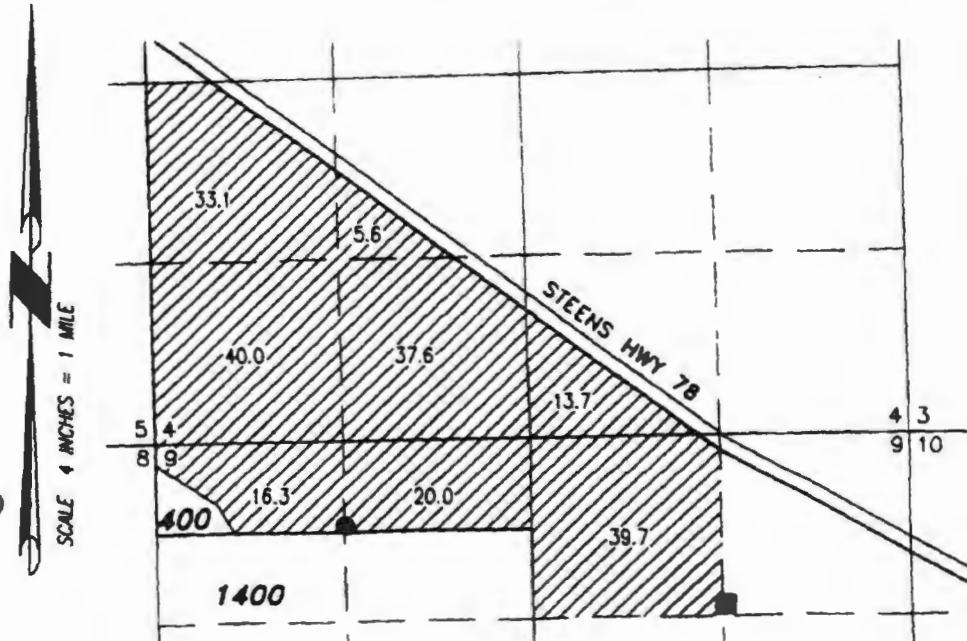
Drilling Machine Operator's Certification:
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
[Signed] P.V. Doman Date June 10 19 71
(Drilling Machine Operator)
Drilling Machine Operator's License No. Land owner

Water Well Contractor's Certification:
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
Name _____ (Person, firm or corporation) (Type or print)
Address _____
[Signed] P.V. Doman (Water Well Contractor)
Contractor's License No. _____ Date _____ 19 _____

G-17608

TRANSFER MAP TO ACCOMPANY APPLICATION TO ADD A POINT OF APPROPRIATION FOR GOLDEN RULE FARMS, INC.

SECTIONS 4 & 9, TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.
TAX LOT: 400



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DEC 17 2012

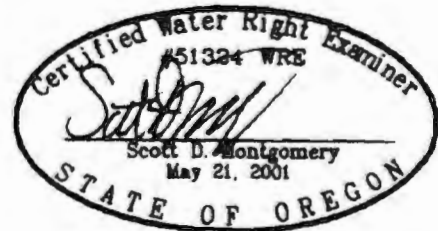
SALEM, OR

- **HARN 1498 WELL 2 (G-8583)**
LOCATED IN THE NE 1/4 NW 1/4 SECTION 9, T27S
R34E, W.M. AND 580 FEET SOUTH AND 1345 FEET
EAST FROM THE NW CORNER OF SECTION 9.
- **HARN 1495 WELL (G-16585)**
LOCATED IN THE NE 1/4 NE 1/4 SECTION 9, T27S
R34E, W.M. AND 1302 FEET SOUTH AND 1302 FEET
WEST FROM THE NE CORNER OF SECTION 9.



206.0 ACRES WATER RIGHTS FROM
C#82370 (G-8583), AS SHOWN.

THIS MAP IS FOR THE PURPOSE OF LOCATING A WATER
RIGHT ONLY AND HAS NO INTENT TO PROVIDE LEGAL
DIMENSIONS OR THE LOCATION OF PROPERTY LINES



RENEWAL DATE: 12/31/2012

PROJECT No. 12-059

PREPARED AT THE REQUEST OF:
GOLDEN RULE FARMS, INC.
P.O. BOX 255
CHRISTMAS VALLEY, OR 97641

**ALL POINTS ENGINEERING
& SURVEYING, INC.**



P.O. BOX 767 (CRR)
TERREBONNE, OREGON 97760
(541) 548-5833 PH
(541) 585-4602 FX
www.APEandS.com

**Oregon Water Resources Department
Water Rights Services Division**

Water Rights Application
Number G-17608

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On December 20, 2012, Golden Rule Farms Inc submitted an application to the Department for the following water use permit:

- Amount of Water: 0.70 cubic foot per second (CFS)
- Use of Water: primary irrigation to make up a deficiency in rate on 206.0 acres
- Source of Water: Well 1 (HARN 1495) and Well 2 (HARN 1488) in South Fork Malheur River Basin
- Area of Proposed Use: Harney County within Section 4 and Section 9, Township 27 South, Range 34 East, W.M.

On March 1, 2013, the Department mailed the applicant notice of its Initial Review, determining that "*The appropriation of 0.70 CFS from Well 1 (HARN 1495) and Well 2 (HARN 1488) in South Fork Malheur River Basin for primary irrigation to make up a deficiency in rate on 206.0 acres is allowable during the full period requested, March 1 through October 31.*" The applicant did not notify the Department to stop processing the application within 14 days of that date.

On March 5, 2013, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about obtaining future notices and a copy of the Proposed Final Order. No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- any applicable basin program
- applicable statutes, administrative rules, and case law
- the amount of water available
- the rate and duty for the proposed use
- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- pending senior applications and existing water rights of record
- any applicable comprehensive plan or zoning ordinance

- recommendations by other state agencies
- the Scenic Waterway requirements of ORS 390.835
- designations of any critical ground water areas
- any comments received

Findings of Fact

The Malheur Basin Program allows irrigation.

An assessment of ground water availability has been completed by the Department's Ground Water/Hydrology section. A copy of this assessment is in the file. Ground water will likely be available within the capacity of the resource, and if properly conditioned, the proposed use of ground water will avoid injury to existing ground water rights.

Ground Water Findings Under OAR 690-009

The Department determined, consistent with OAR 690-009-0040(4), that the proposed ground water use will not have the potential for substantial interference with surface water.

In making this determination, the Department considered whether:

- (a) There is a hydraulic connection from the proposed well(s) to any surface water sources.
- (b) The point of appropriation is a horizontal distance less than one-fourth mile from the surface water source;
- (c) The rate of appropriation is greater than five cubic feet per second, if the point of appropriation is a horizontal distance less than one mile from the surface water source;
- (d) The rate of appropriation is greater than one percent of the pertinent adopted minimum perennial streamflow or instream water right with a senior priority date, if one is applicable, or of the discharge that is equaled or exceeded 80 percent of time, as determined or estimated by the Department, and if the point of appropriation is a horizontal distance less than one mile from the surface water source;
- (e) The ground water appropriation, if continued for a period of 30 days, would result in stream depletion greater than 25 percent of the rate of appropriation, if the point of appropriation is a horizontal distance less than one mile from the surface water source.

According to the Department's rules, the potential for substantial interference is assumed if (a) and either (b) or (c) or (d) or (e) are met. For this application, the Department determined that there is no potential for substantial interference, because either (a) is not met, or (b), (c), (d) or (e) are not met, or both.

Well 1 (HARN 1495) and Well 2 (HARN 1488) in South Fork Malheur River Basin are not within or above a State Scenic Waterway.

The Department finds that the amount of water requested, 0.70 CFS, is an acceptable amount.

The proposed ground water use is not within a designated critical ground water area.

Conclusions of Law

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Malheur Basin Program.

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with other rules of the Water Resources Commission not otherwise described above.

The application is in compliance with the State Agency Coordination Program regarding land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and

- (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

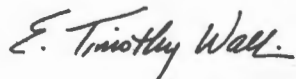
The Department therefore concludes that the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

When issuing permits, ORS 537.628(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public welfare, safety, and health. The attached draft permit is conditioned accordingly.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED March 11, 2014



E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for ground water), you can protest this Proposed Final Order. Protests must be received in the Water Resources Department no later than **April 25, 2014**. Protests must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the Proposed Final Order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in the Proposed Final Order would impair or be detrimental to your interest;

- A detailed description of how the Proposed Final Order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known;
- To affect the department's determination that the proposed use in this application will, or will not, ensure the preservation of the public welfare, safety and health as described in ORS 537.525, ORS 537.621(2)(b) requires that a protest demonstrate, by a preponderance of evidence any of the following: (a) One or more of the criteria for establishing the presumption are, or are not, satisfied; or (b) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected, and specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected;
- If you are the applicant, the protest fee of \$350 required by ORS 536.050; and
- If you are not the applicant, the protest fee of \$700 required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the Proposed Final Order.
- *If you do not protest this Proposed Final Order and if no substantive changes are made in the Final Order, you will not have an opportunity for judicial review, protest or appeal of the Final Order when it is issued.*

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for ground water), persons other than the applicant who support a Proposed Final Order can request standing for purposes of participating in any contested case proceeding on the Proposed Final Order or for judicial review of a Final Order.

Requests for standing must be received in the Water Resources Department no later than **April 25, 2014**. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;

- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the Proposed Final Order as issued;
- A detailed statement of how the requester would be harmed if the Proposed Final Order is modified; and
- A standing fee of \$200. If a hearing is scheduled, an additional fee of \$500 must be submitted along with a request for intervention.

After the protest period has ended, the Director will either issue a Final Order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and either:

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

If you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear or fail to appear at a scheduled hearing, the Director may issue a Final Order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an agency representative may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

This document was prepared by Jeana Eastman. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 503-986-0812.

If you have questions about how to file a protest or a request for standing, please refer to the respective sections in this Proposed Final Order entitled "Protests" and "Requests for Standing". If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to:

Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

DRAFT

This is not a permit.

DRAFT

STATE OF OREGON

COUNTY OF HARNEY

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

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

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17608

SOURCE OF WATER: WELL 1 (HARN 1495) AND WELL 2 (HARN 1488) IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: PRIMARY IRRIGATION TO MAKE UP A DEFICIENCY IN RATE ON 206.0 ACRES

MAXIMUM RATE: 0.70 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 20, 2012

WELL LOCATIONS:

WELL 1 (HARN 1495) - NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T27S, R34E, W.M.; 1302 FEET SOUTH AND 1302 FEET WEST FROM NE CORNER, SECTION 9

WELL 2 (HARN 1488) - NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T27S, R34E, W.M.; 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

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.

THE PLACE OF USE IS LOCATED 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

Application G-17608 Water Resources Department

PERMIT DRAFT

NW ¼ NE ¼ 39.7 ACRES

NE ¼ NW ¼ 20.0 ACRES

NW ¼ NW ¼ 16.3 ACRES

SECTION 9

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

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter, or other suitable measuring device as approved by the Director, at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

DRAFT - THIS IS NOT A PERMIT

E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

Mailing List for PFO Copies

Application #G-17608

PFO Date March 11, 2014

Original EMAILED to applicant:

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

SENT VIA EMAIL:

1. WRD - Watermaster #10
2. Applicant - goldenrulefarms@gmail.com
3. Agent - djglender@msn.com

Copies Mailed By: <u>FW</u> (SUPPORT STAFF) on: <u>3/11/14</u> (DATE)

Copies sent to:

1. WRD - File # G-17608
2. Water Availability: Shawn Turner

PFO and Map Copies sent to:

- 1 Regional Manager: E

Protest/ Standing Dates checked _____
--

Copies sent to Other Interested Persons (CWRE, Agent, Well Driller, Commenter, etc.)

1. Scott Montgomery, All Points Engineering & Surveying, Inc.
PO Box 767, Terrebonne, OR 97760

CASEWORKER : jme



Oregon

John A. Kitzhaber, MD, 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

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

March 1, 2013

Reference: File G-17608

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the preliminary analysis of your water-use permit application and to describe your options. In determining whether an application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

Initial Review Determinations:

1. The application proposed the appropriation of 0.70 cubic foot per second (CFS) from Well 1 (HARN 1495) and Well 2 (HARN 1488) in South Fork Malheur River Basin for primary irrigation of 206.0 acres to make up a deficiency in rate March 1 through October 31.
2. The proposed appropriation is not prohibited by law or rule except where otherwise noted below.
3. The appropriation of water from Well 1 (HARN 1495) and Well 2 (HARN 1488) in South Fork Malheur River Basin for irrigation is allowable under the Malheur Basin Program.
4. Ground water will likely be available within the capacity of the resource, and if properly conditioned, the proposed use of ground water will avoid injury to existing ground water rights.

The Department has determined, based upon OAR 690-009, that the proposed ground water use will not have the potential for substantial interference with any surface water source.

Summary of Initial Determinations

The appropriation of 0.70 CFS from Well 1 (HARN 1495) and Well 2 (HARN 1488) in South Fork Malheur River Basin for primary irrigation of 206.0 acres to make up a deficiency in rate is allowable during the full period requested, March 1 through October 31.

Because of these favorable determinations, the Department can now move your application to the next phase of the water-rights application review process, where public interest factors will be evaluated.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a Proposed Final Order.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$200 processing charge per application). To accomplish this you must notify the Department in writing by **Friday, March 15, 2013**. For your convenience you may use the enclosed "STOP PROCESSING" form.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall keep a complete record of the amount of water diverted each month, and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- C. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

2. 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.

3. The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

4. Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The water source identified in your application may be affected by an Agricultural Water Quality Management Area Plan. These plans are developed by the Oregon Department of Agriculture (ODA) with the cooperation of local landowners and other interested stakeholders, and help to ensure that current and new appropriations of water are done in a way that does not adversely harm the environment. You are encouraged to explore ODA's Water Quality Program web site at http://www.oregon.gov/ODA/NRD/water_agplans.shtml to learn more about the plans and how they may affect your proposed water use.

If you have any questions:

Feel free to call me at 503-986-0816 if you have any questions regarding the contents of this letter or your application. Please have your application number available if you call. General questions about water rights and water use permits should be directed to our customer service staff at 503-986-0801. When corresponding by mail, please use this address: Kerry Kavanagh, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Kerry Kavanagh
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

G-17608
WAB 10-no psi
POU 10-no psi
GW

APPLICATION FACT SHEET

Application File Number: G-17608

Applicant: GOLDEN RULE FARMS INC

County: Harney

Watermaster: 10

Priority Date: December 20, 2012

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

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

Quantity: 0.70 CUBIC FOOT PER SECOND

Basin Name & Number: Malheur, #10

Stream Index Reference: Volume 1 SFK MALHEUR R MISC

Well Locations:

WELL 1 (HARN 1495) - NENE, SECTION 9, T27S, R34E, W.M.; 1302 FEET SOUTH AND 1302 FEET WEST FROM NE CORNER, SECTION 9

WELL 2 (HARN 1488) - NENW, SECTION 9, T27S, R34E, W.M.; 590 FEET SOUTH AND 1345 FEET EAST FROM NW CORNER, SECTION 9

Place of Use:

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 $\frac{1}{4}$ 20.0 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 16.3 ACRES
SECTION 9

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

14 DAY STOP PROCESSING DEADLINE DATE: Friday, March 15, 2013

PUBLIC NOTICE DATE: Tuesday, March 5, 2013

30 DAY COMMENT DEADLINE DATE: Thursday, April 4, 2013

Mailing List for IR Copies

Application #G-17608

IR Date: March 1, 2013

Original sent via EMAIL to applicant:

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

Copies Mailed By: <u>Ja</u> (SUPPORT STAFF) on: <u>3-1-13</u> (DATE)
--

SENT VIA EMAIL:

1. WRD - Watermaster #10
2. Applicant - goldenrulefarms@gmail.com
3. Agent - djglender@msn.com

Copies sent to:

1. WRD - File # G-17608
- ✓ 2. WRD - Water Availability: Ken Stahr

✓ **IR, Map, and Fact Sheet Copies sent to:**

3. WRD - Regional Manager: EASTERN

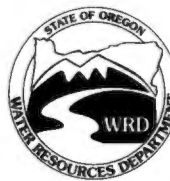
Copies sent to Other Interested Persons (CWRE, Agent, Well Driller, Commenter, etc.)

- ✓ 4. Scott Montgomery, All Points Engineering & Surveying, Inc.
PO Box 767, Terrebonne, OR 97760

Caseworker: Kerry Kavanagh

COPYSHT.IR

Application for a Permit to Use Ground Water



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

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME GOLDEN RULE FARMS, INC		PHONE (HM)	
PHONE (WK)	CELL 541-480-9752	FAX SALEM, OR	
ADDRESS PO BOX 255			
CITY CHRISTMAS VALLEY	STATE OR	ZIP 97641	E-MAIL* GOLDENRULEFARMS@GMAIL.COM

DEC 17 2012

Organization Information

NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL*

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

AGENT / BUSINESS NAME DENNIS R. GLENDER DBA GLENDER'S HYDRO TECH SVC		PHONE	FAX
ADDRESS 8664 SW SAND RIDGE RD			CELL 541-219-0806
CITY CROOKED RIVER RANCH	STATE OR	ZIP 97760	E-MAIL* DJGLENDER@MSN.COM

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.



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

Applicant Signature

Applicant Signature

TIMOTHY PUCKETT – PRESIDENT
Print Name and title if applicable

Print Name and title if applicable

Date

Date

12-3-12

For Department Use		
App. No. G-17608	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

X Yes

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	MALHUER LAKE		
2	MALHUER LAKE		

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

SEE WELL LOG HARN 1495 FOR WELL 1 & HARN 1488 FOR WELL 2

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: CINDERS

Total maximum rate requested: 0.70 CFS, ANY COMBINATION OF WELL 1 OR WELL 2 (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

Complete the table below. If this is an existing well, the following information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner.

64-17608

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	HARN 1495	<input type="checkbox"/>	12"	60'	N/A	20'	22'	CINDERS	150'	1,000	
2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	HARN 1488	<input type="checkbox"/>	14"	60'	N/A	20'	15'	CINDERS	85'	1,000	
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

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* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
IRRIGATION	MARCH 1 THRU OCTOBER 31	618

Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

For irrigation use only:
 Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).
 Primary: 206 Acres Supplemental: Acres
 List the Permit or Certificate number of the underlying primary water right(s): 82370
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season 618 ACFT.

- If the use is **municipal or quasi-municipal**, attach **Form M**
 - If the use is **domestic**, indicate the number of households:
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your well(s)?

Pump (give horsepower and type): WELL 1 - 75 HP TURBINE PUMP, WELL 2 - 75 HP TURBINE PUMP

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. WATER WILL BE PUMP DIRECTLY WITHOUT LOSS IN MAIN LINES TO THE IRRIGATION SYSTEM.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) WHEEL LINES, HAND LINES AND CENTER PIVOT IRRIGATION

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

IRRIGATION METHODS ARE THE MOST EFFICIENT AVAILABLE.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: N/A Acreage inundated by reservoir: _____

Use(s): _____

Volume of Reservoir (acre-feet): _____ Dam height (feet, if excavated, write "zero"): _____

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (if more than one reservoir, reproduce this section for each reservoir).

Annual volume (acre-feet): _____

USE OF STORED GROUND WATER	PERIOD OF USE

SECTION 8: PROJECT SCHEDULE

Date construction will begin: COMPLETE

Date construction will be completed: COMPLETE

Date beneficial water use will begin: MARCH 1, 2013

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SECTION 9: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application (attach additional sheets if necessary).

The purpose of this application to bring 206 irrigated acres under Certificate 82370 to full "Q". Currently 1.85 cfs services the irrigated area described in the portion of Cert 82370 that is under Golden Rule Farms ownership. 0.70 cfs is need to bring lands described in this application to a full 1/80th cfs per acre. Lands in the S½ N½ NW¼ Sec 9 do not belong to Golden Rule Farms. 27.4 acres have been removed from the application and are located in tax lot 1400.

Land Use Information Form



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

Applicant: Timothy Puckett
Flew Lam

Mailing Address: PO Box 255

Christmas Valley OR 97641 Daytime Phone: 541-480-9752
City State Zip

A. Land and Location

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

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
27S	34E	9		400		<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

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B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: _____ cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Treatment Other _____

Briefly describe:

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

Revised 2/1/2012

G-17587

Surface Water/9

WR
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G-17608

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): EFF. 1-1 / Measure 500
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

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SEP 27 2012 SEP 17 2012

SALEM, OR SALEM, OR

Name: Brendan McMiller Title: Planning Director

Signature: [Signature] Phone: 503-583-6655 Date: 8/30/12

Government Entity: Hessley County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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SALEM, OR

After recording return to
GOLDEN RULE FARMS, INC
P.O. BOX 255
CHRISTMAS VALLEY, OR 97641

HARNEY COUNTY, OR **2012-0796**
DEEDWD
06/21/2012 09:44 AM
Total: \$36.00



L. Marie Burnaga, County Clerk for Harney County
Oregon certifies that this instrument identified herein was
recorded in the Clerk records.
Marie Burnaga, CCC, Harney County Clerk

Until a change is requested all tax statements
shall be sent to the following address
GOLDEN RULE FARMS, INC
P.O. BOX 255
CHRISTMAS VALLEY, OR 97641

Escrow No. HI 0020495
Title No. 0020495
SWD1 020212

STATUTORY WARRANTY DEED

GALE A. NELSON and NOLA L. KAZEBEE, as to an undivided one-half interest each.

Grantor(s), hereby convey and warrant to

GOLDEN RULE FARMS, INC.,

Grantee(s), the following described real property in the County of HARNEY and State of Oregon free of encumbrances
except as specifically set forth herein

**A parcel of land located in Sections 4, 9 and 10, Twp. 27 S., R. 34 E., W.M., Harney County, Oregon, more
particularly described as follows:**

**Parcel No. 3 of Partition Plat No. 07-06-203, recorded June 21, 2007, Instrument No.
20071419, Harney County Records.**

Land in Harney County, Oregon, as follows:

**In Twp. 27 S., R. 34 E., W.M.:
Sec. 9: S1/2SE1/4, NW1/4SE1/4, SW1/4NE1/4.**

FOR INFORMATION PURPOSES ONLY, THE MAP TAX ACCT #(S) ARE REFERENCED HERE
ACCT# 10840; CODE# 4-2 MAP 27S 34E TL 400

The true and actual consideration for this conveyance is **PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE
ON BEHALF OF GRANTOR/GRANTEE.**
The above-described property is free of encumbrances except all those items of record if any as of the date of this deed and
those shown below, if any.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD
INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND
SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON
LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT
ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND
USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY
PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY
ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES
OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING
PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11,
CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND
SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 15 day of May 2012.

Gale A. Nelson
GALE A. NELSON

Nola L. Kazbee
NOLA L. KAZEBEE

State of Oregon
County of Clackamas

This instrument was acknowledged before me on May 15th, 2012 by GALE A. NELSON and NOLA L. KAZEBEE.



Cassandra R. Hutchinson
(Notary Public for OREGON)

My commission expires February 13, 2014

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DEC 17 2012

SALEM, OR

Gr-7608

WATER WELL REPORT

WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date of well completion.

STATE OF OREGON

Please (type or print)

(Do not write above this line)

State Well No. 275/34E-1066

State Permit No. _____

14995
Harm

14995
Harm

(1) OWNER:

Name P.V. Poman
Address Princeton, OR

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

CASING INSTALLED:

Threated Welded
12" Diam. from 0 ft. to 60 ft. Gage .250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? Yes No.

Type of perforator used _____

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

(7) SCREENS:

Well screen installed? Yes No

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

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

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

Flow: 1000 gal./min. with 20 ft. drawdown after 4 hrs.

Ball test _____ gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow _____ g.p.m.

Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 14 in.
Diameter of well bore below seal 12 in.
Number of sacks of cement used in well seal 7 sacks
How was cement grout placed? poured

Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.

Did any strata contain unusable water? Yes No

Type of water? _____ depth of strata _____

Method of sealing strata off _____

Was well gravel packed? Yes No Size of gravel: _____

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Harney Driller's well number _____
NW 1/4 NW 1/4 Section 10 T.27S R. 34E W.M.

Bearing and distance from section or subdivision corner
1320' S 0' E NE corner of Sec 9

(11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft.

Static level 22 ft. below land surface. Date May 25

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 12

Depth drilled 160 ft. Depth of completed well 150 ft.

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

MATERIAL	From	To	SWL
Soil	0	6	
Tan clay	6	18	
Tan & Blue clay mix	18	25	
Blue clay	25	90	
Dark gray clay	90	95	
gravel & clays in clay	95	100	
light blue clay	100	125	
clay & sand	125	130	
light blue clay	130	160	

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RECEIVED

JUN 16 1979

WATER RESOURCES DEPT
SALEM, OREGON

DEC 17 2012

SALEM, OR

Work started May 24 19 79 Completed May 30 19 79

Date well drilling machine moved off of well June 19 19 79

Drilling Machine Operator's Certification:

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

[Signed] P.V. Poman Date June 10, 1979

(Drilling Machine Operator)

Drilling Machine Operator's License No. Lance Poman

Water Well Contractor's Certification:

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

Name _____ (Person, firm or corporation) (Type or print)

Address _____

[Signed] P.V. Poman (Water Well Contractor)

Contractor's License No. _____ Date _____ 19 _____

G-17608

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER WELL REPORT

Application # 6-9018
State Well No. 275/34E-4cd

WATER RESOURCES DEPARTMENT

SALEM, OREGON 97310

within 30 days from the date
of well completion.

STATE OF OREGON

(Please type or print)

(Do not write above this line)

State Permit No. _____

1488
Harney

well 2

(1) OWNER:

Name D.V. Doman
Address Princeton Oregon

(2) TYPE OF WORK (check):

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

(3) TYPE OF WELL:

Rotary Driven
Cable Jetted
Dug Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

CASING INSTALLED:

Threaded Welded
14" Diam. from 0 ft. to 60 ft. Gage .250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? Yes No.

Type of perforator used _____

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

(7) SCREENS:

Well screen installed? Yes No

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

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

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

Flow 1000 gal./min. with 15 ft. drawdown after 3 hrs.

Bailer test gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow g.p.m. _____

Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 16 in.
Diameter of well bore below seal 14 in.
Number of sacks of cement used in well seal 10 sacks
How was cement grout placed? poured

Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.

Did any strata contain unusable water? Yes No

Type of water? _____ depth of strata _____

Method of sealing strata off _____

Was well gravel packed? Yes No Size of gravel: _____

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Harney Driller's well number _____
SE 1/4 SW 1/4 Section 4 T. 27S R. 34E W.M.

Bearing and distance from section or subdivision corner
1320' N 1320' E from SW corner of
Sec 4 T27S R34E

(11) WATER LEVEL: Completed well.

Depth at which water was first found 16 ft.
Static level 15 ft. below land surface. Date June 1 79
Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 14

Depth drilled 90 ft. Depth of completed well 85 ft.

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

MATERIAL	From	To	SWL
Soil	0	8	
Tan Clay	8	15	9
Tan Blue Clay mix	15	20	9
Blue Clay	20	70	16
Cinders & Clay mix	70	75	16
Cinders & Fine Sand	75	85	16
Cinders	85	90	

RECEIVED BY OWHD
JUN 1 1979
DEC 17 2012
WATER RESOURCES DEPT
SALEM, OREGON
SALEM, OR

Work started April 25 1979 Completed April 28 1979

Date well drilling machine moved off of well May 10 1979

Drilling Machine Operator's Certification:

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

[Signed] D.V. Doman Date June 1, 1979
(Drilling Machine Operator)

Drilling Machine Operator's License No. Land owner

Water Well Contractor's Certification:

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

Name D.V. Doman
(Person, firm or corporation) (Type or print)

Address _____

[Signed] D.V. Doman
(Water Well Contractor)

Contractor's License No. _____ Date June 10 1979

G-17608

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: well development
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: storage of groundwater in a reservoir
- SECTION 7: use of stored groundwater from the reservoir
- SECTION 8: project schedule
- SECTION 9: within a district
- SECTION 10: remarks

RECEIVED BY OWRD

DEC 17 2012

SALEM, OR

Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$1,900.00
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other _____

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **107614**

INVOICE # _____

RECEIVED FROM: Golden Rule Farms Inc.

APPLICATION	6-17608
PERMIT	
TRANSFER	

BY: _____

CASH: CHECK:# 1058 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 1900.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES 46111 \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) _____ \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$ <u>1500.00</u>	0204	\$ <u>400.00</u>
0205 TRANSFER	\$ _____		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$ _____	0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
0210 MONITORING WELLS \$ _____ CARD # _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION \$ _____

RECEIPT: **107614**

DATED: 12-20-12 BY: L Bell

G-17600

12/19/2012

THIS APPLICATION IS COMPLETE EXCEPT FOR THE FEES. APPLICANT'S AGENT (DENISE GIBSON) IS CONTACTING APPLICANT. APPLICATION INDICATED THE CHECK WAS ENCLOSED, SO I BELIEVE CHECK WILL ARRIVE SOON.

LET'S HOLD THE APP TILL THE CHECK ARRIVES.

Senf.

G-17608

NEW APPLICATIONS (GROUND WATER, RESERVOIR, & SURFACE) ROUTE SLIP



RECEIPTING
POST CARD SENT

WATER RIGHTS SUPPORT

Caseworker:

Jeana Eastman 503-986-0859

Kerry Kavanagh 503-986-0816



ATTN: WATER RIGHTS SUPPORT....

>>>>> Mark contents of file with application number; Update WRIS, and route file to caseworker.