

2
ASSIGNED

The Italian Trust S-87958

Name John and Bonnie Rinaldi

By 375 Hamilton Road

Address Jacksonville, OR 97530

C 2019

Priority FEBRUARY 10, 2014

County JACKSON WM# 13

RELATED FILES

DEVELOPMENT

Date

Completion April 24, 2019

Extended to

Final Proof received C.O.B.U. 5/18/2015

proposed mailed 8.15.2018
Cert. Mailed NOV 09 2018

Application No.

87958

Permit No.

S-54864

Certificate No.

94096

Date

DENIED

MISFILED

WITHDRAWN

CANCELLED

Volume

Page

FEES PAID

Date

Amount

Receipt No.

2-11-14

1200.00

11117

5/18/15

175.00

115901

5/24/17

85.00

123501

Cert. Fee

FEES REFUNDED

Date

Amount

Receipt No.

ASSIGNMENTS

Date

To Whom

Address

5/25/2017

Robert J. Sibbitt

375 Hamilton Rd Jacksonville, OR 97530

REMARKS

MAP LOCATION

Mailing List for Final Certificate

Application: S-87958

Permit: S-54864

Certificate: 94096

Permit/Certificate Holder:

✓ ROBERT J. SIBBITT
375 HAMILTON RD
JACKSONVILLE OR 97530

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

Copies of Final Certificate to be sent to:

- ✓ 1. Watermaster District #: 13
- ✓ 2. Water Availability
- ✓ 3. Vault
- ✓ 4. File

Other persons to receive copies: (include map):

- ✓ 1. HAROLD CENTER, CWRE

Copies Mailed	
by: <u>msb</u>	(STAFF)
on: <u>NOV 09 2018</u>	(DATE)



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: NOVEMBER 9, 2018

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.

The certificate is a final 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.

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

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

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

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT J. SIBBITT
375 HAMILTON RD
JACKSONVILLE OR 97530

confirms the right to the use of water perfected under the terms of Permit S-54864. 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: S-87958

SOURCE OF WATER: APPLGATE RESERVOIR, CONSTRUCTED UNDER PERMITS R-7810 AND R-7829,
A TRIBUTARY OF APPLGATE RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 3.25 ACRES

MAXIMUM VOLUME: 10.0 ACRE-FEET

DATE OF PRIORITY: FEBRUARY 10, 2014

PERIOD: APRIL 1 THROUGH OCTOBER 31

The point of re-diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	3 W	WM	4	NE NE	800 FEET SOUTH AND 650 FEET WEST FROM NE CORNER, SECTION 4

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	3 W	WM	4	NE NE	3.25

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.

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

- A. The water user shall maintain the totalizing flow meter at each point of re-diversion in good working order.
- B. The water user 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 Director may require the water user to keep and maintain a record of the volume of water diverted, and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and 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 use of water under this right is subject to the terms and conditions of Contract No. 149E101828, or a satisfactory replacement, between the Bureau of Reclamation and the water user, a copy of which is on file in the records of the Water Resources Department.

The water user shall maintain and operate fish screening consistent with current Oregon Department of Fish and Wildlife (ODFW) standards to prevent fish from entering the diversion.

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.

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.

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 allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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

NOV 09 2018

Issued _____

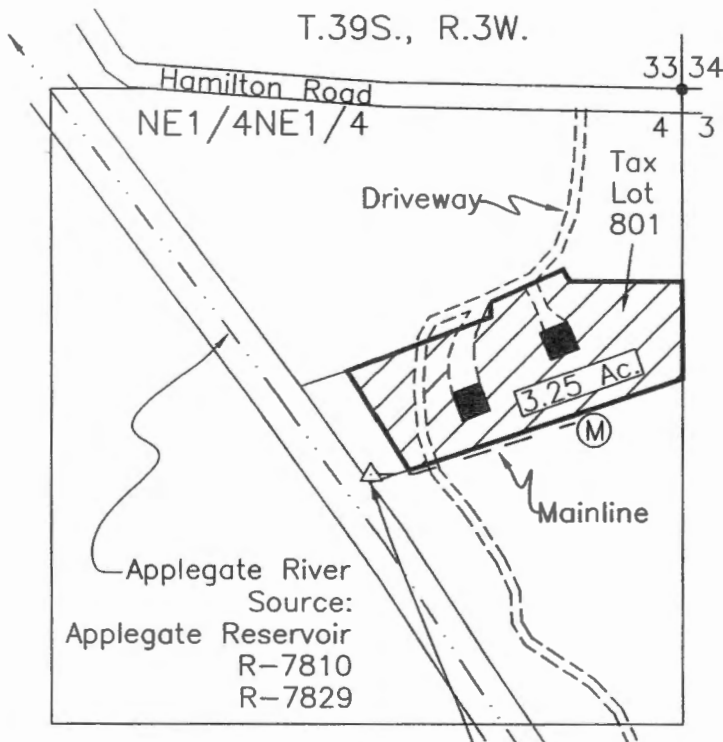


Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

FINAL CLAIM MAP
 APPLICATION S-87958, PERMIT S-54864
 NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
 JACKSON COUNTY, OREGON
 FOR
 JOHN RINALDI JR. AND BONNIE RINALDI
 375 HAMILTON ROAD
 JACKSONVILLE, OR 97530



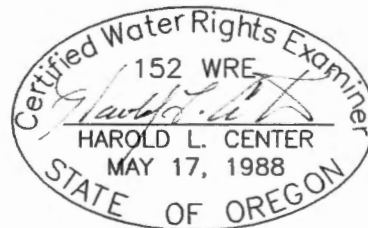
Scale: 1"=400'
 Date: April 30, 2015



Point of Diversion No. 1
 800' South and 650'
 West of the Northeast
 Corner, Section 4.
 Fish Screen at
 Point of Diversion

LEGEND

- Found Survey Monument
- Denotes Building
- ▨ Denotes Area Under Application S-87958 Permit S-54864 Priority Date: 2/10/2014
- (M) Denotes Flow Meter



Renews: 12/31/15

HAROLD L. CENTER
 2604 David Lane
 Medford, OR. 97504
 Phone 541-535-6108
 Oregon Certificate No. 152

This map was prepared for the purpose of identifying the location of a water right only and is not intended to provide legal dimensions or location of property ownership.

RECEIVED BY OWRD

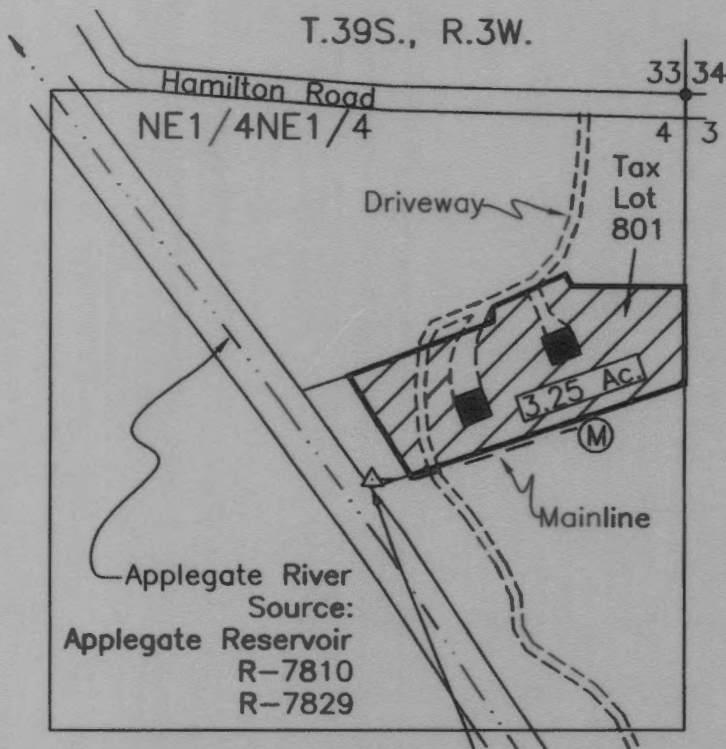
MAY 18 2015

SALEM, OR

FINAL CLAIM MAP
 APPLICATION S-87958, PERMIT S-54864
 NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
 JACKSON COUNTY, OREGON
 FOR
 JOHN RINALDI JR. AND BONNIE RINALDI
 375 HAMILTON ROAD
 JACKSONVILLE, OR 97530



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RECEIVED BY OWRD

MAY 18 2015

SALEM, OR

Mailing List for Proposed Certificate

Application: S-87958

Permit: S-54864

Certificate:

Permit/Certificate Holder:

ROBERT J. SIBBITT
375 HAMILTON RD
JACKSONVILLE OR 97530

Copies Mailed	
by:	<u> </u> (STAFF)
on:	<u> </u> (DATE)

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

Copies of Final Certificate to be sent to:

- ☒ Watermaster District #: 13
- ☒ File

Other persons to receive copies: (include map):

- ☒ HAROLD CENTER, CWRE



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: AUG 15 2018

NOTICE

Reference: Application S-87958 Permit S-54864

Enclosed is a proposed certificate of water right and map. The map and proposed certificate represent the extent water was used within the terms of the permit based upon Claims of Beneficial Use, prepared by a Certified Water Right Examiner, that either you or a previous permit holder submitted.

The Claim of Beneficial Use submitted for the above referenced Permit, indicates the use as supplemental irrigation to underlying primary irrigation authorized by Certificate 86581. A copy of Certificate 86581 and the associated final proof map are enclosed for reference.

The certificate is the final step in the water right process. The Department encourages you to review these proposals. If you do not agree with the proposed certificate, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate, no response to this notice is required. Sometime after comment period, the recorded certificate of water right will be mailed to the permit holder of record.

If your name is not listed on the proposed certificate, and you are the current landowner, and would like to have the final certificate issued in your name, you may apply through the Department to have the permit assigned to you. If you have any questions about the assignment process, please contact Jerry Sauter at 503-986-0817.

If you have any other questions please contact Mary Bjork at 503-986-0804.

Sincerely,

Dwight French
Water Right Services Administrator

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT J. SIBBITT
375 HAMILTON RD
JACKSONVILLE OR 97530

confirms the right to the use of water perfected under the terms of Permit S-54864. 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.

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PERIOD: APRIL 1 THROUGH OCTOBER 31

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A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	3 W	WM	4	NE NE	3.25

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- C. The Director may require the water user to keep and maintain a record of the volume of water diverted, and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and 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 use of water under this right is subject to the terms and conditions of Contract No. 149E101828, or a satisfactory replacement, between the Bureau of Reclamation and the water user, a copy of which is on file in the records of the Water Resources Department.

The water user shall maintain and operate fish screening consistent with current Oregon Department of Fish and Wildlife (ODFW) standards to prevent fish from entering the diversion.

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.

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.

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 allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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

~~Issued~~
PROPOSED

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

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 137-004-080 and OAR 690-01-005 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.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN RINALDI JR
BONNIE RINALDI
375 HAMILTON RD
JACKSONVILLE, OR 97530

confirms the right to use the waters of the LITTLE APPELEGATE RIVER, a tributary of the APPELEGATE RIVER, for IRRIGATION OF 3.25 ACRES AND STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 4, at Page 1. The date of priority is SEPTEMBER 1, 1857.

The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.07 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: FARMER'S DITCH LOCATED IN THE NE¼ NE¼, SECTION 14, T 39 S, R 3 W, W.M.; ORIGINAL COORDINATES: 350 FEET SOUTH AND 900 FEET WEST FROM NE CORNER OF SECTION 14; ALSO LOCATED AS GPS COORDINATES: LATITUDE 42.18400, LONGITUDE -123.0174) or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

NE¼ NE¼, Section 4, T. 39 S., R. 3 W., W.M.; 800 feet South and 650 feet West from the NE Corner, Section 4.

NE¼ NE¼, Section 14, T. 39 S., R. 3 W., W.M.; Farmer's Ditch – Original coordinates: 350 feet South and 900 feet West from the NE Corner of Section 14; also located as GPS coordinates: Latitude 42.18400, Longitude -123.0174.

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available the original point of diversion.

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

NE¼ NE¼ 3.25 ACRES
SECTION 4
TOWNSHIP 39 SOUTH, RANGE 3 WEST, W.M.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

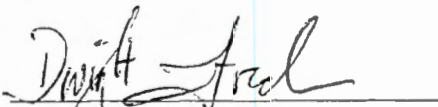
The water user shall maintain a fish screen or by-pass device at the new point of diversion.

Note: This certificate conforms to the provisions of a decree of the Circuit Court for Jackson County dated April 19th, 1928, in conformity with Mandate of Supreme Court.

This certificate is issued to correct an error in the number of acres and confirms an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered May 9, 2005, and together with certificate 81415 supersedes Certificate 16406 and Certificate 86488, State Record of Water Right Certificates.

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 and shall be subject to all other conditions and limitations contained in said decree.

Issued SEP 27 2010




Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director
Water Resources Department

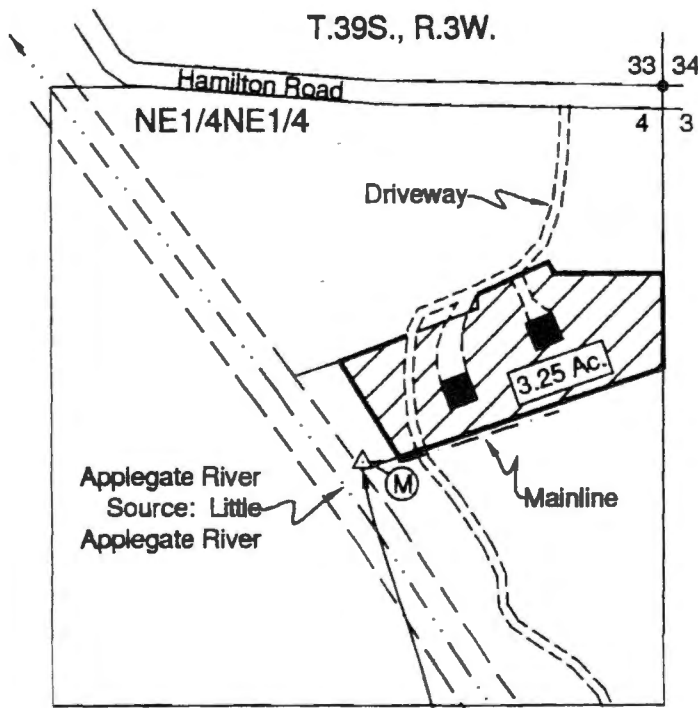
FINAL PROOF MAP T-8950
NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
JACKSON COUNTY, OREGON
FOR
JOHN RINALDI JR. AND BONNIE RINALDI
375 HAMILTON ROAD
JACKSONVILLE, OR 97530



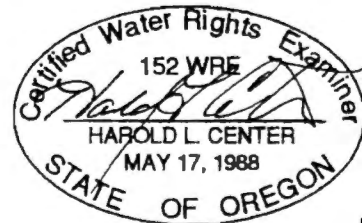
Scale: 1"=400'
Date: August 30, 2006
Revised: August 31, 2010

LEGEND

- Found Survey Monument
- Denotes Building
-  Denotes Area Under Special Order Volume 64, Pages 453-456, Priority Date Sept. 1, 1857
- (M) Denotes Flow Meter



Point of Diversion No. 1
800' South and 650' West
of the Northeast Corner,
Section 4.
Fish Screen at
Point of Diversion



RECEIVED

HAROLD L. CENTER
2604 David Lane
Medford, OR. 97504
Phone 541-535-6108
Oregon Certificate No. 152
Certificate Renewal Date: 12/31/2011

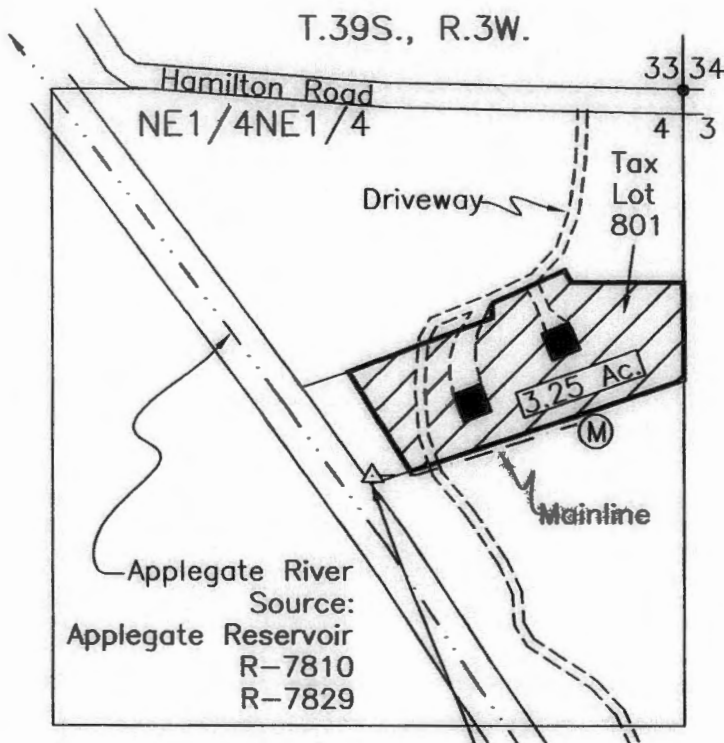
SEP 07 2010
WATER RESOURCES DEPT
SALEM, OREGON

This map was prepared for the purpose of identifying the location of a water right only and is not intended to provide legal dimensions or location of property ownership.

FINAL CLAIM MAP
APPLICATION S-87958, PERMIT S-54864
NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
JACKSON COUNTY, OREGON
FOR
JOHN RINALDI JR. AND BONNIE RINALDI
375 HAMILTON ROAD
JACKSONVILLE, OR 97530



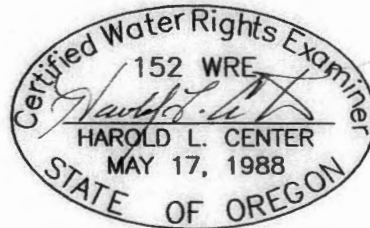
Scale: 1"=400'
Date: April 30, 2015



Point of Diversion No. 1
800' South and 650'
West of the Northeast
Corner, Section 4.
Fish Screen at
Point of Diversion

LEGEND

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- Denotes Building
- ▨ Denotes Area Under Application S-87958 Permit S-54864 Priority Date: 2/10/2014
- (M) Denotes Flow Meter



Renews: 12/31/15

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2604 David Lane
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Phone 541-535-6108
Oregon Certificate No. 152

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RECEIVED BY OWRD

MAY 18 2015

SALEM, OR

(JS)

MEMO -Proof to Satisfaction (March 17, 2014)

Application # <u>5-87958</u>	Permit # <u>5-54864</u>	Transfer #
WRD Reviewer <u>Mary BjorE</u>	Date <u>8-9-18</u>	
WRD Peer Reviewer <u>J Skating</u>	Date <u>8/10/18</u>	

Research

- ☒ Organize file in chronological order
- ☒ Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Sibbitt
Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
- ☒ Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
- ☒ Water Organization identified using AOI? ☒ No ☐ Yes
If "Yes" cc: _____ & Add to Mailing List
- ☒ Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor TL 801 - as assigned
If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
- ☒ Print Platcard & check for Place of Use Conflict? ☒ No ☐ Yes See notes
If "Yes", provide copy of certificate & relevant map
- ☒ Print BLM Cadastral Survey
- ☒ Does Claim Map identify correct DLC, Gov't Lots, QQ's? ☐ No ☒ Yes
If "No", either _____ WRD amend map OR _____ prepare Order of Certification

Reviewing Claim

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

- YES Fish Conditions ODFW approved screen, waived passage 5-4-15
- YES Meter/measuring device shall - TFM @ re-div. - installed 2004
- N/A Water Use Reporting may
- 5 Pump Test (post December 19, 1988)
- 5 Other Conditions _____
- 5 SWL
- YES C-Date 4-24-19 Accomplished 5-24-14
- Permit 4-24-14 Capable of autho.
- ☒ Run Capacity Calculator and Print Findings (for pump, sprinklers, pipes, ditches, as appropriate)

NOTES:

A Res @ 10.0 AC for 3.25 AC IR (5/13 15)
T.T. GC about IR vs. 15 issue, B/C claimed as 15,
call out in cover letter & attach cert doc & map for
underlying primary right C-86581, go proposed.

CWRE - H. Center

Determination

___ I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

☒ I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

fully developed, but proposed for IR vs. IS issue

___ I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

Processing

___ Stamp PROPOSED or Assign CERT# _____ or ORDER OF CERTIFICATION (circle one)

___ Draft Certificates or Proposed Order of Certifications are available in the Application directory.

___ Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

___ Record marking:	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____

NOTES:

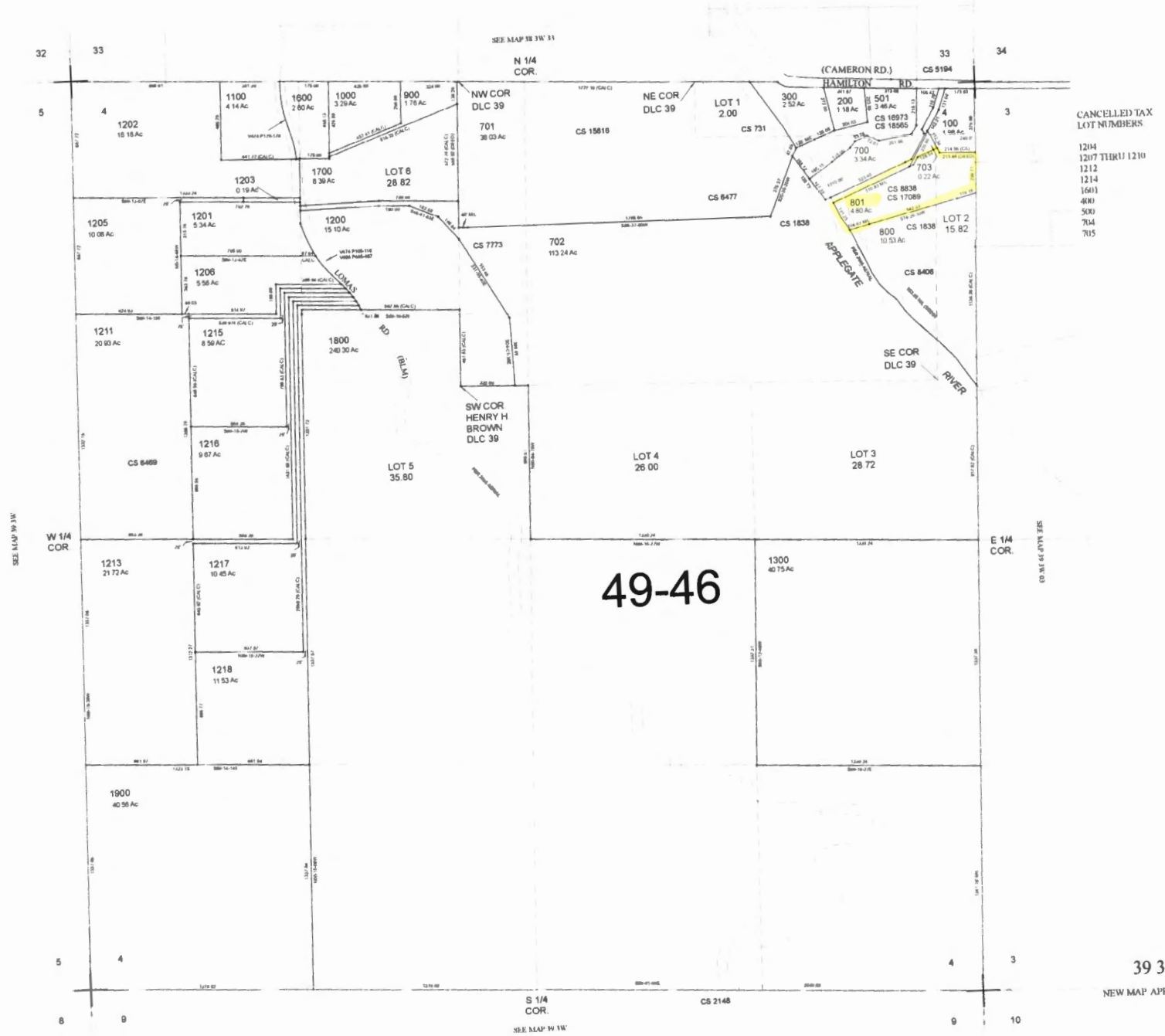


County:	Jackson
Taxlot:	393W040000801
Owner1:	SIBBITT ROBERT J
Owner2:	
Owner Address:	375 HAMILTON RD, JACKSONVILLE OR 97530
Site Address:	HAMILTON RD, MEDFORD/COUNTY, OR 97530
Acres:	4.8
TRSQQ:	WM39.00S3.00W4XXXX
Effective Date:	January 1, 2018

FOR ASSESSMENT AND
TAXATION ONLY

SECTION 4, T.39S., R.3W., W.M.
JACKSON COUNTY
1" = 400'

39 3W 04



CANCELLED TAX
LOT NUMBERS

1204
1207 THRU 1210
1212
1214
1640
400
500
704
705

39 3W 04

NEW MAP APRIL 07, 2010

Account Sequence	Map TL Sequence	Assessment Year 2017 ▼	Print Window	Close Window
------------------	-----------------	-------------------------------------	---------------------	---------------------

Assessment Info for Account 1-068272-2 Map 393W04 Taxlot 801				
Report For Assessment Purposes Only Created July 27, 2018				

Account Info	Tax Year 2017 Info	Land Info	
Account: 1-068272-2	<div style="border: 1px solid black; padding: 5px; margin: 5px auto; width: 100px;">Pay Taxes Online</div> <div style="display: flex; justify-content: space-between;"> <div>Tax Report</div> <div>Details</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Tax Statement</div> <div>Details</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Cor Tax Statement</div> <div>Details</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Tax History</div> <div>Details</div> </div> <div style="text-align: center; margin-top: 5px;">Tax Code 49-46</div> <div style="display: flex; justify-content: space-between;"> <div>Tax Type</div> <div>Due Date</div> <div>Amount</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Advalorem</div> <div>11/15/17</div> <div>\$4,591.21</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Tax Rate</div> <div>12.4095</div> </div> <div style="display: flex; justify-content: space-between;"> <div>District Rates</div> <div>Details</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Tax Details</div> <div>Details</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Tax Rates</div> <div>Details</div> </div>	<div style="display: flex; justify-content: space-between;"> <div>Tax Code</div> <div>49-46</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Acreage</div> <div>4.80</div> </div> <div style="text-align: center; margin-top: 5px;">Zoning</div> <div>EFU RR-5</div> <div style="text-align: center; margin-top: 5px;">Land Class</div> <div>VIB 2.72 Ac 7 SM 1.08 Ac HS 0.00 Ac RT 1.00 Ac</div> <div style="display: flex; justify-content: space-between;"> <div>Property Class</div> <div>551</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Stat Class</div> <div>142</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Unit ID</div> <div>206795-1</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Maintenance Area</div> <div>5</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Neighborhood</div> <div>406</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Study Area</div> <div>23</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Account Status</div> <div>ACTIVE</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Tax Status</div> <div>Assessable</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Sub Type</div> <div>NORMAL</div> </div>	
Map Taxlot: 393W04 801			
Owner: SIBBITT ROBERT J			
Situs Address: 375 HAMILTON RD MEDFORD/COUNTY R			
Mailing Address: SIBBITT ROBERT J 375 HAMILTON RD JACKSONVILLE OR, 97530			
Appraiser: 151			

Sales Data (ORCATS)			
Last Sale (consideration > 0)	Sale Date	Instrument Number	Sales History
\$ 850,000	Apr 28, 2017	2017-14560	Details

+ Value Summary Detail (For Assessment Year 2017)						
- Market Value Summary (For Assessment Year 2017)						
Code Area	Type	Acreage	RMV	M5	MAV	AV
49-46	LAND	1.00	\$ 209,150	\$ 209,150	\$ 39,830	\$ 39,830
49-46	LAND	3.80	\$ 76,420	\$ 0	\$ 0	\$ 0
49-46	IMPR	0.00	\$ 472,210	\$ 472,210	\$ 329,980	\$ 329,980
Value History Details			Total:	\$ 757,780	\$ 681,360	\$ 369,810
Value Summary Details						
Value History						


- Specially Assessed Value Summary (For Assessment Year 2017)						
Code Area	Type	Acreage	SAV	MSAV	AV	
49-46	LAND	3.80	\$ 1,200	\$ 165	\$ 165	
Total:			\$ 1,200	\$ 165	\$ 165	

- Total (Market + Specially Assessed) Value Summary (For Assessment Year 2017)				
Code Area	RMV	M5	MAV	AV
49-46	\$ 757,780	\$ 682,560	\$ 369,975	\$ 369,975

Improvements								
Building #	Code Area	Year Built	Eff Year Built	Stat Class	Description	Type	SqFt	% Complete

1	49-46	1948	2005	142	Two story	Residence	3526	100 %	Details
---	-------	------	------	-----	-----------	-----------	------	-------	----------------

Photos and Scanned Documents

Type	Item Number	Image Files	
ACCOUNT PHOTO	1	1	PDF
ACCOUNT PHOTO	2	1	PDF
APEX DRAWINGS	3	1	PDF
ACCOUNT PHOTO	4	1	PDF
ACCOUNT PHOTO	5	1	PDF
ACCOUNT PHOTO	6	1	PDF
ACCOUNT PHOTO	7	1	PDF
ACCOUNT PHOTO	8	1	PDF
ACCOUNT PHOTO	9	1	PDF
ACCOUNT PHOTO	10	1	PDF
ACCOUNT PHOTO	11	1	PDF
ACCOUNT PHOTO	12	1	PDF
SCANNED ASSESSOR DOCUMENTS 	(See new portal)	(See new portal)	Portal

ALL IN ONE REPORT? **+ Improvement Comments****+ Appraisal Maintenance****- Account Comments**

(1) NICE SETTING (2) POOR ACC
 04/23/99: RIVER ADJUSTMENT ADDED AS REAPPRAISAL>>> >>> 2006-05-05 CONVERSION TO 2005 FACTOR BOOK. POTENTIAL RMV CHANGE ONLY - NO EXCEPTION GENERATED DUE TO THE CONVERSION. BEGINNING YEAR VALUE ADJUSTED TO REFLECT 2005 FACTOR BOOK.>>>06/18/07 ADDED LS ADJ #96>>> 5/28/09 REMOVED VIEW ADJ #96 >>> 7/10/12 NLC #151>>>

- Exemptions / Special Assessments / Notations / Potential Liability**Notations**

Description	Tax Amount	Year Added	Value Amount
FARM LAND-POTENTIAL LIABILITY			
TRC DOWNLOADED FROM CAAP			
CARTOGRAPHIC ACTIVITY		2010	
CONVERSION TO 2005 FACTOR BOOK		2006	

- Location Map



Close Window

Print Window



Search Criteria

No Conflicts

Meridian: Willamette Township: 39 South Range: 3 West Section: 4
Records per Page: 100Search
Platcards Maps!
[Learn about](#) [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown QQ
Select Cert:16406 OR CN Additional Info: Decree: ROGUE RIVER FINAL DECREE Cert: 16406	T8948, T8949, T8951, T8950	9/1/1857	IRRIGATION	CN	✓		-19-																	
Select Cert:81415 RR CN Additional Info: H TAYLOR Decree: ROGUE RIVER FINAL DECREE Cert: 81415	T8949, T8948	9/1/1857	IRRIGATION	CN	✓		-8-																	
Select Cert:54624 OR * Additional Info: HAROLD ASCH App: S54804 Permit: S41115 Cert: 54624		9/17/1976	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	✓		39	6.8																	
Select Cert:54625 OR * Additional Info: HAROLD/ALVERA ASCH App: S61774 Permit: S45930 Cert: 54625		6/10/1981	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	✓		39	6.8																	
Select Cert:83322 CF * Additional Info: HOWARD JUUL Decree: ROGUE RIVER FINAL DECREE Cert: 83322		9/1/1857	IRRIGATION				6.7																	
Select Cert:32899 OR CN Additional Info: E H/JESSE/LAURA TAYLOR Decree: ROGUE RIVER (F) STATE WATER BOARD Cert: 32899		12/31/1908	IRRIGATION	CN	✓	47	-4-	-17-	-9.3-	-18.7-														
Select Permit: S 47540 CN ✓ Additional Info: GREGORY SNOW App: S64550 Permit: S47540		11/23/1982	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	CN	✓		-3.4-	-7.7-	-9.3-	-18.7-														
Select Cert:86581 CR * Additional Info: JOHN RINALDI JR Decree: ROGUE RIVER FINAL DECREE Cert: 86581	T10111	9/1/1857	IRRIGATION				3.25																	

Underlying primary N/A

Water Right Platcard Report

[illegible]

Water

[illegible]

Water Right Platcard Report

[illegible]

3

3

Water Right Platcard Report

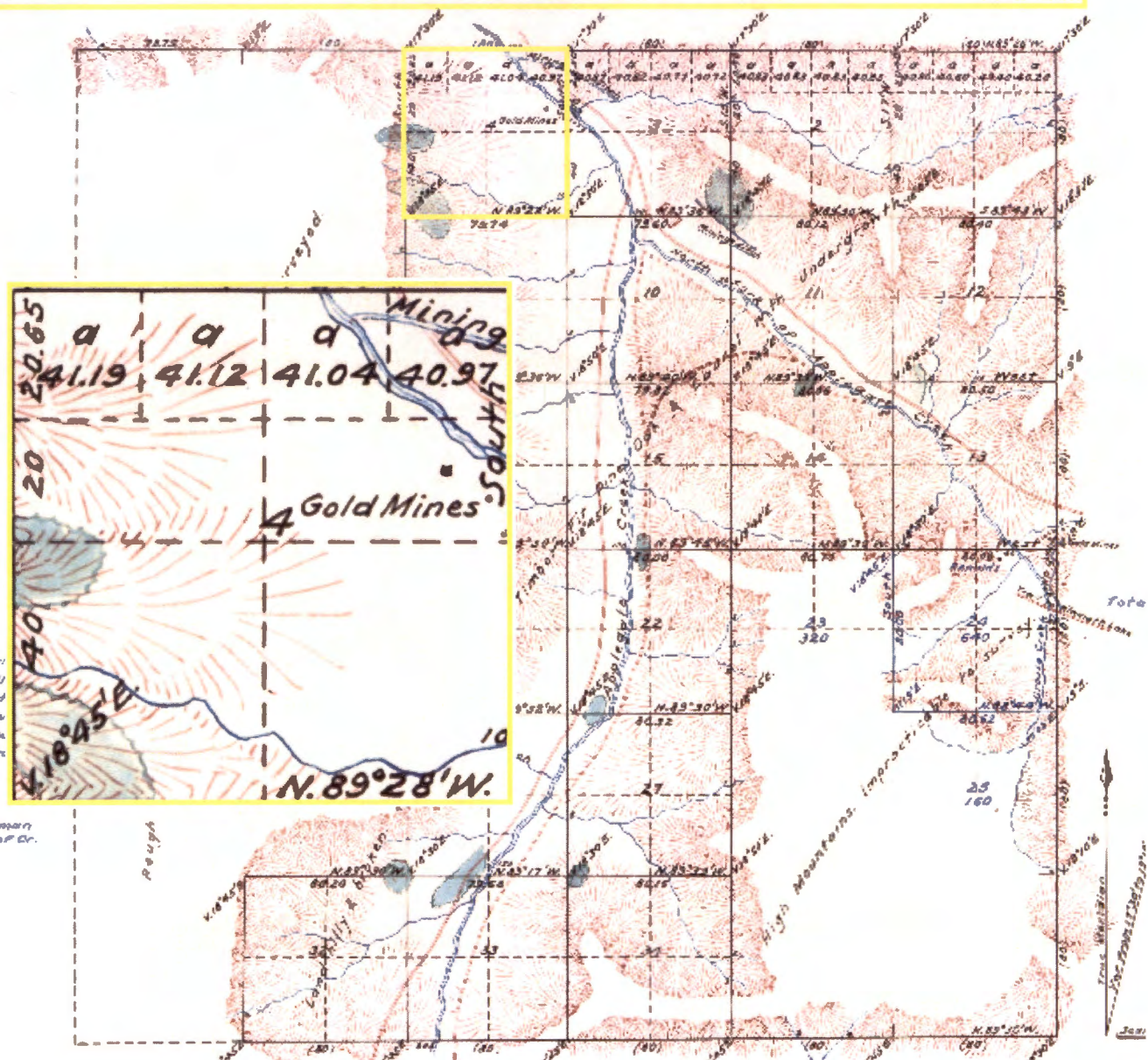
[illegible]

Water Right Platcard Report

[illegible]

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

Township No. 39 South, Range No. 3 West, Willamette Meridian, Oregon.



as shown
in W. 11
file to H
the surv
office, h
nd appa
lyrics,

is C. Talpary
- Genl of Cr.

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 =	<u>10</u>
Efficiency =	<u>6.61</u>
Lift =	<u>43</u>
PSI =	<u>65</u>

Results Calculated

(hp)(efficiency) =	66.1
Head based on psi =	165.1
Total dynamic head =	208.1
(head + lift)	

Pump Capacity = 0.318 cubic feet per second

Measured Pump Capacity Claimed 0.17 cfs (77 gpm)

**Total Sprinkler Output Claimed 0.21 cfs for one zone,
plus 12-23 sprinklers for additional zone, and drip system**

0.17 cfs * 214 (days) * 1.98 (af/day) = 72.03 af

3.25 ac * 3.0 (duty) = 9.75 af

System capable of authorized volume

Data Entry (fill in underlined blanks)

Sprinkler group 3 Nozzle size = _____ inch (type an apostrophe before the size)
(if applicable) Pressure = _____ PSI
Number of heads = _____

Sprinkler group 1 capacity =	93.6 gpm, or	0.209 cfs
Sprinkler group 2 capacity =	0 gpm, or	0.000 cfs
Sprinkler group 3 capacity =	0 gpm, or	0.000 cfs
Total sprinkler capacity =	93.6 gpm, or	0.209 cfs

Note: If entered values return a result of 0 gpm or "#N/A", then the sprinkler capacity chart does not contain a rate for that nozzle size and PSI.
A rough alternate calculation can be made using this formula:
 $28.93 \times (\text{orifice size in decimal, squared}) \times (\text{square root of pressure})$
(Source: rainbird.com)

Rainbird Nozzle Size Reference

<u>Nozzle #</u>	<u>Size (in)</u>
4	1/16
5	5/64
6	3/32
7	7/64
8	1/8
9	9/64
10	5/32
11	11/64
12	3/16
13	13/64
14	7/32
15	15/64
16	1/4
17	17/64
18	9/32
20	5/16
22	11/32
24	3/8
26	13/32
28	7/16
30	15/32
32	1/2
34	17/32
36	9/16
40	5/8
44	11/16

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

JOHN R RINALDI JR, TRUSTEE
BONNIE J RINALDI, TRUSTEE
THE ITALIAN TRUST
375 HAMILTON RD
JACKSONVILLE OR 97530

Assigned

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

APPLICATION FILE NUMBER: S-87958

SOURCE OF WATER: APLEGATE RESERVOIR, CONSTRUCTED UNDER PERMITS R-7810 AND R-7829, A TRIBUTARY OF APLEGATE RIVER

PURPOSE OR USE: IRRIGATION OF 3.25 ACRES

MAXIMUM VOLUME: 10.0 ACRE FEET

DATE OF PRIORITY: FEBRUARY 10, 2014

PERIOD: APRIL 1 THROUGH OCTOBER 31

Authorized Point of Re-Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	3 W	WM	4	NE NE	800 FEET SOUTH AND 650 FEET WEST FROM NE CORNER, SECTION 4

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	3 W	WM	4	NE NE	3.25

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

- Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of re-diversion. The permittee shall maintain the device in good working order.
- 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.
- The Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and 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 use of water under this right is subject to the terms and conditions of contract No. 149E101828, or a satisfactory replacement, between the Bureau of Reclamation and the permittee, a copy of which is on file in the records of the Water Resources Department.

The water user shall install, maintain, and operate fish screening and fish passage devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion, while passage devices provide adequate upstream and downstream passage for fish. The required screen and passage devices are to be in place and functional, and approved in writing by ODFW prior to diversion of water. The water user may submit evidence in writing that ODFW has determined screens and/or passage devices are not necessary.

STANDARD CONDITIONS

1. 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.
2. 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.
3. 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.
4. 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.
5. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.
6. If the riparian area is disturbed in the process of developing a point of diversion, 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 Chapter 635, Division 415, shall be followed.
7. 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.
8. 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 APRIL 24 2014.

E. Timothy Wallin

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

**CLAIM OF
BENEFICIAL USE
for Surface Water Permits
claiming 0.1 cfs or less**



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 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

**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION #	PERMIT # (IF APPLICABLE)	PERMIT AMENDMENT # (IF APPLICABLE)
S-87958	S-54864	None

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MAY 18 2015

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME The Italian Trust, John R. Rinaldi Jr. & Bonnie J. Rinaldi Trustees		PHONE No. 541-702-2250	ADDITIONAL CONTACT No. --
ADDRESS 375 Hamilton Road			
CITY Jacksonville	STATE OR	ZIP 97530	E-MAIL john@rinaldinet.com

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

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

PERMIT HOLDER OF RECORD The Italian Trust, John R. Rinaldi Jr. & Bonnie J. Rinaldi Trustees			
ADDRESS 375 Hamilton Road			
CITY Jacksonville	STATE OR	ZIP 97530	

ADDITIONAL PERMIT HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection: **April 30, 2015**

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
John R. Rinaldi Jr.	4/30/2015	Land Owner

6. County: **Jackson**

7. If any property described in the place of use of the permit final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)): **NONE**

OWNER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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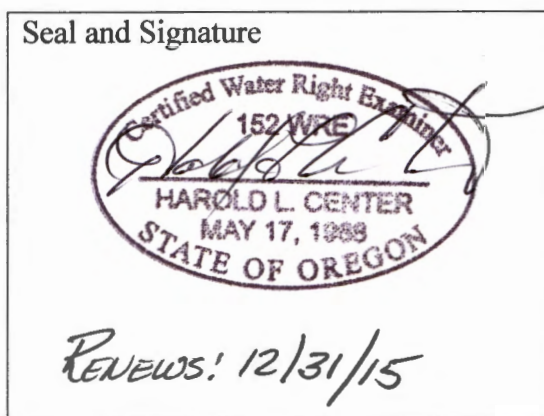
MAY 18 2015

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 Harold L. Center		PHONE No. 431-535-6108	ADDITIONAL CONTACT No. --
ADDRESS 2604 David Lane			
CITY Medford	STATE OR	ZIP 97504	E-MAIL hcenterpls@charter.net

Permit Holder's of Record Signature or Acknowledgement

Each permit 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
	John R. Rinaldi Jr.	Trustee	5/14/15
	Bonnie J. Rinaldi	Trustee	5.14.15

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SECTION 3

CLAIM DESCRIPTION

1. POD source and, if from surface water, the tributary:

POD NAME OR NUMBER	SOURCE	TRIBUTARY
No. 1	Applegate Reservoir R-7810, R-7829	Applegate River

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

POD 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)
No. 1	Irrigation	Pasture- Commercial Lavender Farm	April 1 to October 1	10.0 AF
Total Quantity of Water Used				10.0 AF

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

Water is pumped from the Applegate River, conveyed to the place of use by buried pipeline and applied by sprinklers and drip irrigation controlled by electric time controller.

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).

4. Variations:

Was the use developed differently from what was authorized by the permit, **YES** **NO**
 permit amendment final order, or extension final order? If yes, describe below.

(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.")

Note – This water right is supplemental to Certificate No. 86581, Permit incorrectly issued as primary.

5. 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
1	10 AF	0.32	0.17 cfs	IR	3.25	3.25

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SECTION 4
SYSTEM DESCRIPTION

Are there multiple PODs?

YES NO

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

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

A. Place of Use

Attach Claim of Beneficial Use map.

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

1. Is a pump used?

YES NO

If "NO" items 2 through item 5 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)
Baldor	J3312TT	37F696T002	Centrifugal

3. 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)
10	65	23	20	0.32

4. Provide pump calculations:

See Attached Pump Calculation Sheet

5. 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)
108154	108254	1'18"=100 gal.	0.17 CFS (77 gpm)

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

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MAY 18 2015

SALEM, OR

6. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
3/16	60	7.8	12	13-15	0.21

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

7. Additional notes or comments related to the system:

#6 above is one zone of 3, additional zone of 12-23 sprinklers used for pasture, Drip System for Lavender Farm using ~~100~~ +/- 1 gal per hour emitters.

1000

C. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir)

YES NO

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

D. 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?

YES NO

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

E. Gravity Flow Canal or Ditch

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

1. Provide description and calculations if necessary: N/A

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MAY 18 2015

SALEM, OR

SECTION 5 CONDITIONS

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

1. Time Limits:

Permits 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 or extension final order:

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	4/24/14		
BEGIN CONSTRUCTION (A)	4/24/14	4/24/14	Existing system installed for certificate S-86581
COMPLETE CONSTRUCTION (B)	4/24/19	5/24/14	Flow meter relocated as shown on current claim.
COMPLETE APPLICATION OF WATER (C)	4/24/19	5/24/14	

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

2. Is there an extension final order(s)?

YES NO

3. Measurement Conditions:

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

YES NO

If "NO", items 3b through 3f 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.

b. Has a meter been installed?

YES NO

c. Meter Information

POD NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
No. 1	McCrometer	03-0809-4	Working	108254	2004

If a meter has been installed, items 3d through 3f relating to this section may be deleted.

4. Recording and reporting conditions

a. Is the water user required to report the water use to the Department?

YES NO

If "NO", item 4b relating to this section may be deleted.

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5. Fish Screening

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

YES NO

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

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

b. Has the fish screening been installed?

YES NO

c. When was the fish screening installed?

DATE	BY WHOM
4/03	Fay & Company

Reminder: If the permit or transfer final order was issued on or after February 1, 2011, the fish screen is required to be approved by the Oregon Department of Fish and Wildlife regardless of the rate of diversion.

d. If the diversion **involves a pump** and the **total** diversion rate of all rights at the point of diversion is less than 225 gpm (0.5 cfs):

- Has the self-certification form previously been submitted to the Department? NA YES NO
 - If not, go to <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>, complete and attach a copy of the self-certification form to this claim, and send a copy of it to the Oregon Department of Fish and Wildlife (ODFW).

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. The ODFW self certification form needs to have been previously submitted or be attached to this form.

e. If the diversion does **not involve a pump** or the **total** diversion rate of all rights at the point of diversion is 225 gpm (0.5 cfs) or greater:

- Has the ODFW approval been previously submitted? NA YES NO
- If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

6. 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?

YES NO

If "NO", items 6b and 6c relating to this section may be deleted.

7. Other conditions required by permit, permit amendment final order, or extension final order

a. Was the water user required to restore the riparian area if it was disturbed?

YES NO

b. Other conditions?

YES NO

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

- a. Point of Diversion has been utilized since 2003, see COBU Report for T-8950. Area was not disturbed.
- b. Permit S-54864 should have been "Supplemental Irrigation". See attached e-mail Henderson, Sarah A. to Harold Center, PLS CWRE documenting the water is to be supplemental.

SECTION 6

ATTACHMENTS

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

ATTACHMENT NAME	DESCRIPTION
ODFW	Fish Screen Inspection Form/By Pass
OWRD-Pump Calculation	Pump Capacity Calculation Sheet
E-mail – May 1, 2015	Henderson, Sarah A. to Harold L. Center

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.

Location of Point of Diversion and irrigated area measured by Garmin Plus III/S64 and Trimble Pro XR GPS, Map prepared from Jackson County Assessor Maps, Google Earth Photographs.

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
- ☒ 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
- ☒ 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
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number

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- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

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WR

SALEM, OR

Pump Capacity Calculation Sheet

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 = 10
Efficiency = 6.61
Lift = 43
PSI = 65

Results Calculated

(hp)(efficiency) = 66.1
Head based on psi = 165.1
Total dynamic head = 208.1
(head + lift)

Pump Capacity = 0.32 feet per second

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SALEM, OR

Harold Center

From: HENDERSON Sarah A <sarah.a.henderson@state.or.us>
Sent: Friday, May 01, 2015 8:42 AM
To: hcenterpls@charter.net
Subject: Permit S-54864 - Rinaldi

Hi Harold,

Ok, Gerry said that you do not need to fill out the diminution form. Just explain that Permit S-54864 should have and will be supplemental irrigation, in your cbu and maybe shoot me an email and I will put it in the file for you and them.

Hope you have a most excellent day! ☺

Sarah

Sarah Henderson | Transfer Specialist, Transfer and Conservation Division

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

Ph: 503.986.0890 | Fax: 503.986.0901

Email: sarah.a.henderson@state.or.us | Web: <http://www.wrd.state.or.us>

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SALEM, OR



Oregon

John A. Kitzhaber, MD, Governor

Department of Fish and Wildlife
Rogue Watershed District Office
1495 East Gregory Road
Central Point OR 97502
(541) 826-8774
(541) 826-8776
dfw.state.or.us



May 4, 2015

John Rinaldi, Jr.
375 Hamilton Road
Jacksonville, OR 97530

Dear John,

Regarding OWRD water right permit S-54864 (application S-87958), ODFW is satisfied that the condition for fish screening at the point-of-diversion has been met, and has determined that a bypass device is not required.

Sincerely,

Rich Kilbane
SW Field Coordinator
Fish Screening and Passage Program

(541) 826-8774 ext. 243

Cc: Harold Center, CWRE

RECEIVED BY OWRD

MAY 18 2015

SALEM, OR



Application # S-87958
Date Received 5/18/2015
CWRE Name Harold Center
File Marked yes
Oversized Map # _____
Reviewer C.U.

Transfer # _____

Claim Logged yes

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))
- _____ 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))
- _____ 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)

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)
- _____ 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)
- _____ 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)
 - _____ 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
 - _____ Annual static water level measurements
 - _____ Measurement, recording, and reporting
 - _____ Meter/measuring device
 - _____ Water use reporting
 - need _____ Fish screening and/or by-pass
 - _____ Pump test (ground water)
 - _____ Other conditions
- _____ _____
- ☒ 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

S:\groups\wr\certs\Resource Center\Forms_Checklists_Mailing Instructions\COBU Checklist 11-20-2012.rtf

_____ Map and COBU reviewed
_____ Conflict check Any Conflicts? _____
_____ 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:

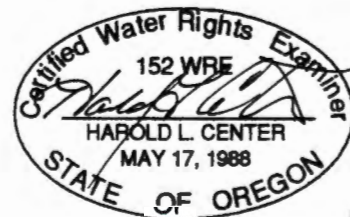
FINAL PROOF MAP T-8950
NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
JACKSON COUNTY, OREGON
FOR
JOHN RINALDI JR. AND BONNIE RINALDI
375 HAMILTON ROAD
JACKSONVILLE, OR 97530



Scale: 1"=400'
Date: August 30, 2006
Revised: August 31, 2010

LEGEND

- Found Survey Monument
- Denotes Building
-  Denotes Area Under Special Order Volume 64, Pages 453-456, Priority Date Sept. 1, 1857
- (M) Denotes Flow Meter



RECEIVED

HAROLD L. CENTER
2604 David Lane
Medford, OR. 97504
Phone 541-535-6108
Oregon Certificate No. 152
Certificate Renewal Date: 12/31/2011

SEP 07 2010

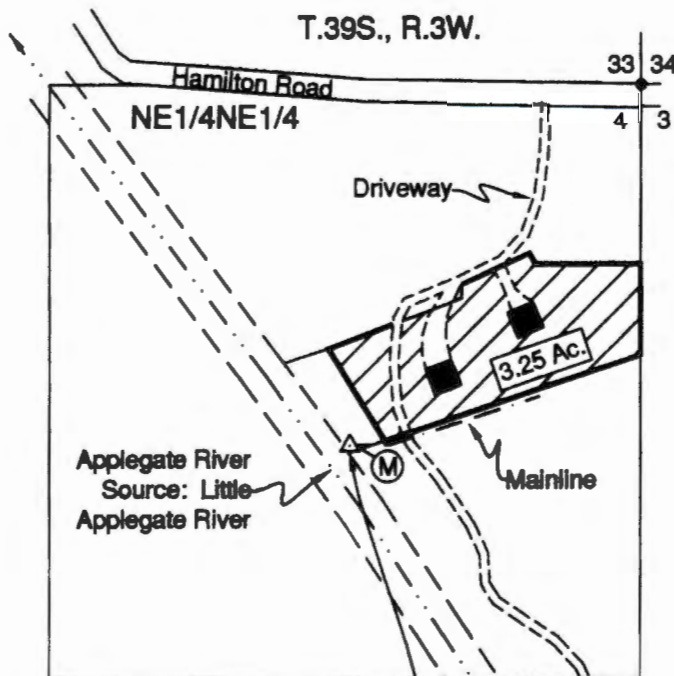
WATER RESOURCES DEPT
SALEM, OREGON

This map was prepared for the purpose of identifying the location of a water right only and is not intended to provide legal dimensions or location of property ownership.

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FEB 10 2014

SALEM, OR



Point of Diversion No. 1
800' South and 650' West
of the Northeast Corner,
Section 4.
Fish Screen at
Point of Diversion

S-87958 Permit S-54864



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

May 25, 2017

Robert J. Sibbitt
375 Hamilton Road
Jacksonville, Oregon 97530

Reference: Application S-87958, Permit S-54864

The assignment from John R. Rinaldi Jr. Trustee and Bonnie J. Rinaldi, Trustee of the Italian Trust to Robert J. Sibbitt has been recorded in the records of the Water Resources Department.

The Departments records will now show Robert J. Sibbitt as the permit holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt number 123501 covering the recording fee is also enclosed.

A permit is not a perfected water right, and has conditions and timelines that must be satisfied prior to a Certificate of Water Right being issued. Please review the permit to be familiar with the conditions and timelines contained in the permit.

Sincerely,

Jerry Sauter
Water Rights Program Analyst
Water Right Services Division

Enclosure: Receipt 123501

cc: Watermaster 13

John R. Rinaldi Jr

Data Center, OWRD (cover letter & request)

File





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

Request for Assignment

RECEIVED BY OWRD

MAY 24 2017

If for multiple rights, a separate form and fee for each right will be required.

I, John R Rinaldi Jr., trustee and Bonnie J Rinaldi, trustee of The Italian Trust
(Name of Applicant / Permit / Transfer Holder / License Holder/GR Certificate of Registration)

SALEM, OR

692 B Street Ashland Oregon, 97520 541-324-4223
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # S-87958; Permit # S-54864; Transfer # _____
-OR-

License # _____; GR Statement # _____; GR Certificate of Registration # _____

As filed in the office of the Water Resources Director, to:

Robert J. Sibbitt
(Name of New Owner)

375 Hamilton Road Jacksonville Oregon, 97530 415-518-8804
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this 19 day of MAY, 2017.

Applicant/Permit Holder John R. Rinaldi Jr., trustee

Applicant/Permit Holder _____

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 123501
For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$85.

ASSIGN
5/24/2017

**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 # **123501**

INVOICE # _____

RECEIVED FROM: **ROBERT J. SIBBITT**

APPLICATION **587958**

BY: _____

PERMIT _____

TRANSFER _____

CASH: ☐ CHECK: # **156** OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ **85.00**

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 \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) **Assignment** \$ **85.00**
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

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

WELL CONSTRUCTION

		EXAM FEE		LICENSE FEE
0218	WELL DRILL CONSTRUCTOR	\$ _____	0219	\$ _____
	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: **123501**

DATED: **5-24-17** BY: **V Cook**

Sibbitt
315 Hermitton Rd
Jacksonville OR 97530

MEDFORD OR 975

22 MAY 2017 PM 1 T



Oregon Water Resources Dept
725 Summer St NE Ste A
Salem OR 97301

97301\$1266





Oregon
Kate Brown, Governor

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

May 22, 2015

John & Bonnie Rinaldi
375 Hamilton Rd
Jacksonville OR 97530

On May 20, 2015, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Application S-87958 Permit S-54864

The COBU included a report and map. In the future the Department will review your submittal. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

Customer Service phone: (503) 986-0801

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

Cc: file

WILKE Laura K

From: WILKE Laura K
Sent: Thursday, January 30, 2014 12:01 PM
To: 'John Rinaldi Jr.'
Subject: RE: Application for Water Right

Good Afternoon Mr. Rinaldi:

It does sound like you need to file a permit application to use the stored water from the Bureau of Reclamation. Here's a link to our application for surface water permit. It's the one at the top right below water right application forms.

http://www.oregon.gov/owrd/pages/pubs/forms.aspx#water_right

If you have any questions about filling out the application or other items that need to be submitted with the application, you should probably contact one of our water rights staff. You don't need to do a new survey at this point - not for the application. You will need to submit an application map to show the acreage that will be proposed for irrigation. If the map you have already shows the area and the point of diversion, you might be able to use that map.

A great contact in our Water Rights Section is Jeana Eastman. She can be contacted at (503) 986-0812.

And feel free to give me a call if you have any questions.

Laura

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

From: John Rinaldi Jr. [<mailto:john@rinaldinet.com>]
Sent: Tuesday, January 28, 2014 5:08 PM
To: laura.k.wilke@state.or.us
Subject: Application for Water Right

Hi Laura,

In the past I consulted with you regarding the time-limited in-stream transfer project in the Little Applegate River. Thank you for all your assistance with that matter. As you may be aware, we opted not to participate in that project. In addition to maintaining our existing water right (Cert. No. 86581), we have applied for and obtained a Contract for Water Service from the Bureau of Reclamation (Contract No. 149E101828) for 10ac/yr. I believe the Bureau has sent an original of the Contract to OWRD.

It is my understanding that we need to acquire an additional water right with OWRD, separate from our existing water right in order to utilize the water under the BOR contract. Is this correct, and if so I will need to complete the Application for a Permit to Use Surface Water? Will I need a new water right survey? I have a current one dated August 31, 2010 which was used as the Final Proof Map for T-8950.

I appreciate your guidance with this application.

Kind regards,
John Rinaldi Jr.,
Trustee, The ITALIAN Trust
375 Hamilton Road
Jacksonville, OR 97530

WILKE Laura K

From: Laura Wilke
Sent: Friday, May 10, 2013 9:23 AM
To: 'Janelle Dunlevy'; Daniel Newberry (dnewberry@jeffnet.org); Travis Kelly
Cc: Larry Menteer (larry.p.menteer@state.or.us)
Subject: Rinaldi (formerly Murphy property) - Instream T-10111 (APOD T-8950)

Good Morning - thought I would let all of you know that I just had a conversation with John Rinaldi (current owner of the Murphy property). Sounds like he and his wife are not going to pursue the project and put their surface water right instream. Not 100% yet but thought I would pass along. I talked with John about their options. They may rather pursue a contract with the BOR for supplemental water use. I provided info on the application process, associated fees, and a heads up on what that might mean in terms of power fund dollars if they decide to not pursue the project.

Travis, he may also give you a call to talk about their current water right. I guess we'll have to see how this plays out.

Laura

Laura Wilke
Flow Restoration Program Coordinator
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
Phone: (503) 986-0884
Fax: (503) 986-0903

WILKE Laura K

From: Laura Wilke
Sent: Thursday, May 09, 2013 12:42 PM
To: 'John Rinaldi Jr.'
Subject: RE: Bureau of Rec water contract & state water right

Hi John - I wanted to make sure I understood correctly. Are you "not" planning to move your existing surface water rights on the Little Applegate River to instream use and use BOR stored water in its place?

If you're not planning to complete the instream transfer application, you may not need to obtain a contract with the BOR and a permit from our Department to use stored water. You could continue to use your existing surface water rights from the Little Applegate River at the new POD you have on the mainstem Applegate River. We would also then move forward to deny the time-limited instream transfer application that's pending under the name of Robert and Linda Murphy.

Please let me know what you're thinking with regard the instream transfer part of this project and we can go from there. Also, please feel free to give me a call and we can talk through the process over the phone. I'll be in the office until 3pm today and should be in the office all day tomorrow (8am to 4:30).

Thanks, Laura

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

From: John Rinaldi Jr. [<mailto:john@rinaldinet.com>]
Sent: Wednesday, May 08, 2013 2:03 PM
To: Laura Wilke
Subject: Bureau of Rec water contract & state water right

Hi Laura,

We are concerned that the upcoming summer may result in curtailment of Little Applegate irrigation use due to reduced flows. We have a crop that requires summer irrigation at least for the next couple years, so we are interested in obtaining Contract for Water Service from the Rogue River Basin Project through the BoR. I understand that if we enter into that contract that we will need to secure an additional water right (we have opted not to place our water rights in-stream) through Oregon DWR. I also understand that it takes Water Resources a considerable time to process such applications, but that there is an expedited option for an additional fee.

Would you please let me know all the fees for securing the additional water right through the expedited process and any other pertinent info I will need in order to proceed? Thank you as always, for your assistance.

John Rinaldi Jr.
541-702-2250

STATE OF OREGON
COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

JOHN R RINALDI JR, TRUSTEE
BONNIE J RINALDI, TRUSTEE
THE ITALIAN TRUST
375 HAMILTON RD
JACKSONVILLE OR 97530

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

APPLICATION FILE NUMBER: S-87958

SOURCE OF WATER: APPLGATE RESERVOIR, CONSTRUCTED UNDER PERMITS R-7810
AND R-7829, A TRIBUTARY OF APPLGATE RIVER

PURPOSE OR USE: IRRIGATION OF 3.25 ACRES

MAXIMUM VOLUME: 10.0 ACRE FEET

DATE OF PRIORITY: FEBRUARY 10, 2014

PERIOD: APRIL 1 THROUGH OCTOBER 31

Authorized Point of Re-Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	3 W	WM	4	NE NE	800 FEET SOUTH AND 650 FEET WEST FROM NE CORNER, SECTION 4

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	3 W	WM	4	NE NE	3.25

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

- Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of re-diversion. The permittee shall maintain the device in good working order.
- 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.
- The Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and 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 use of water under this right is subject to the terms and conditions of contract No.149E101828 , or a satisfactory replacement, between the Bureau of Reclamation and the permittee, a copy of which is on file in the records of the Water Resources Department.

The water user shall install, maintain, and operate fish screening and fish passage devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion, while passage devices provide adequate upstream and downstream passage for fish. The required screen and passage devices are to be in place and functional, and approved in writing by ODFW prior to diversion of water. The water user may submit evidence in writing that ODFW has determined screens and/or passage devices are not necessary.

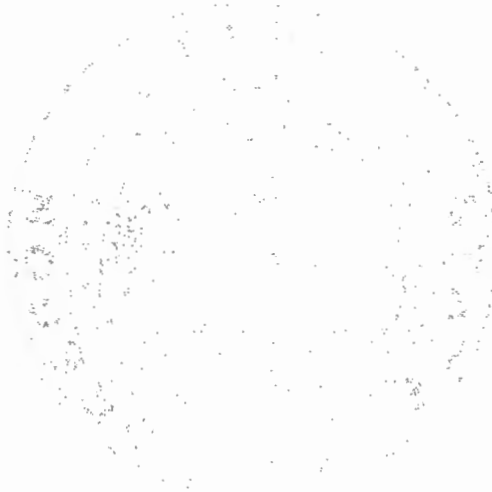
STANDARD CONDITIONS

1. 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.
2. 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.
3. 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.
4. 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.
5. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.
6. If the riparian area is disturbed in the process of developing a point of diversion, 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 Chapter 635, Division 415, shall be followed.
7. 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.
8. 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 APRIL 24 2014.

E. Timothy Wallin

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




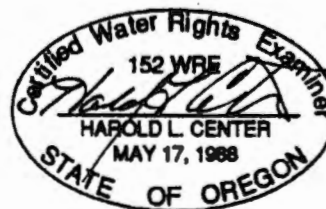
FINAL PROOF MAP T-8950
NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
JACKSON COUNTY, OREGON
FOR
JOHN RINALDI JR. AND BONNIE RINALDI
375 HAMILTON ROAD
JACKSONVILLE, OR 97530



Scale: 1"=400'
Date: August 30, 2006
Revised: August 31, 2010

LEGEND

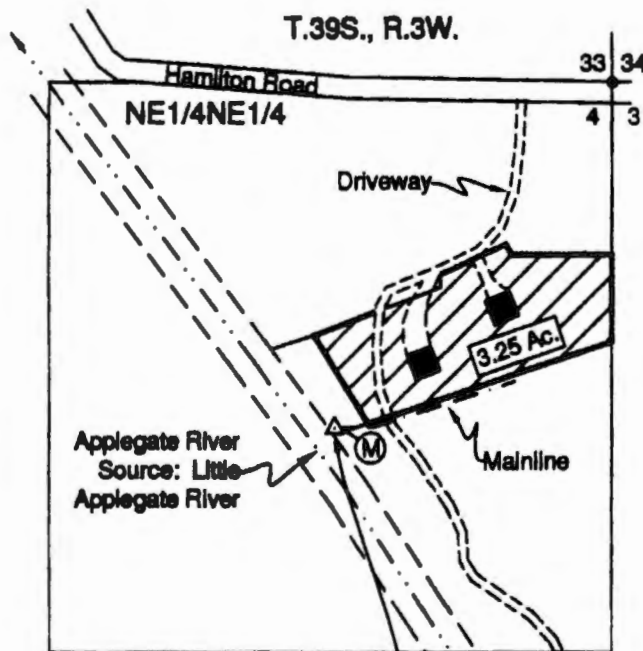
- Found Survey Monument
- Denotes Building
-  Denotes Area Under Special Order Volume 64, Pages 453-456, Priority Date Sept. 1, 1857
- (M) Denotes Flow Meter



RECEIVED

HAROLD L. CENTER
2604 David Lane
Medford, OR. 97504
Phone 541-535-6108
Oregon Certificate No. 152
Certificate Renewal Date: 12/31/2011

SEP 07 2010
WATER RESOURCES DEPT
SALEM, OREGON



Point of Diversion No. 1
800' South and 650' West
of the Northeast Corner,
Section 4.
Fish Screen at
Point of Diversion

This map was prepared for the purpose of
identifying the location of a water right only
and is not intended to provide legal dimen-
sions or location of property ownership.

RECEIVED BY OWRC

FEB 10 2014

SALEM, OR

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 137-004-080 and OAR 690-01-005 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.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN RINALDI JR
BONNIE RINALDI
375 HAMILTON RD
JACKSONVILLE, OR 97530

confirms the right to use the waters of the LITTLE APPELGATE RIVER, a tributary of the APPELGATE RIVER, for IRRIGATION OF 3.25 ACRES AND STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 4, at Page 1. The date of priority is SEPTEMBER 1, 1857.

The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.07 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: FARMER'S DITCH LOCATED IN THE NE¼ NE¼, SECTION 14, T 39 S, R 3 W, W.M.; ORIGINAL COORDINATES: 350 FEET SOUTH AND 900 FEET WEST FROM NE CORNER OF SECTION 14; ALSO LOCATED AS GPS COORDINATES: LATITUDE 42.18400, LONGITUDE -123.0174) or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

NE¼ NE¼, Section 4, T. 39 S., R. 3 W., W.M.; 800 feet South and 650 feet West from the NE Corner, Section 4.

NE¼ NE¼, Section 14, T. 39 S., R. 3 W., W.M.; Farmer's Ditch – Original coordinates: 350 feet South and 900 feet West from the NE Corner of Section 14; also located as GPS coordinates: Latitude 42.18400, Longitude -123.0174.

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available the original point of diversion.

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

NE¼ NE¼ 3.25 ACRES
SECTION 4
TOWNSHIP 39 SOUTH, RANGE 3 WEST, W.M.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

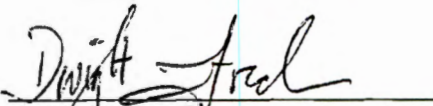
The water user shall maintain a fish screen or by-pass device at the new point of diversion.

Note: This certificate conforms to the provisions of a decree of the Circuit Court for Jackson County dated April 19th, 1928, in conformity with Mandate of Supreme Court.

This certificate is issued to correct an error in the number of acres and confirms an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered May 9, 2005, and together with certificate 81415 supersedes Certificate 16406 and Certificate 86488, State Record of Water Right Certificates.

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 and shall be subject to all other conditions and limitations contained in said decree.

Issued SEP 27 2010




Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director
Water Resources Department

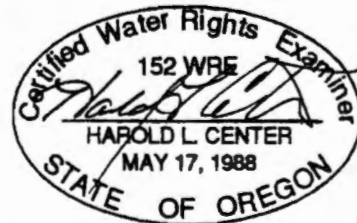
FINAL PROOF MAP T-8950
NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
JACKSON COUNTY, OREGON
FOR
JOHN RINALDI JR. AND BONNIE RINALDI
375 HAMILTON ROAD
JACKSONVILLE, OR 97530



Scale: 1"=400'
Date: August 30, 2006
Revised: August 31, 2010

LEGEND

- Found Survey Monument
- Denotes Building
-  Denotes Area Under Special Order Volume 64, Pages 453-456, Priority Date Sept. 1, 1857
- (M) Denotes Flow Meter



RECEIVED

SEP 07 2010

HAROLD L. CENTER

2604 David Lane

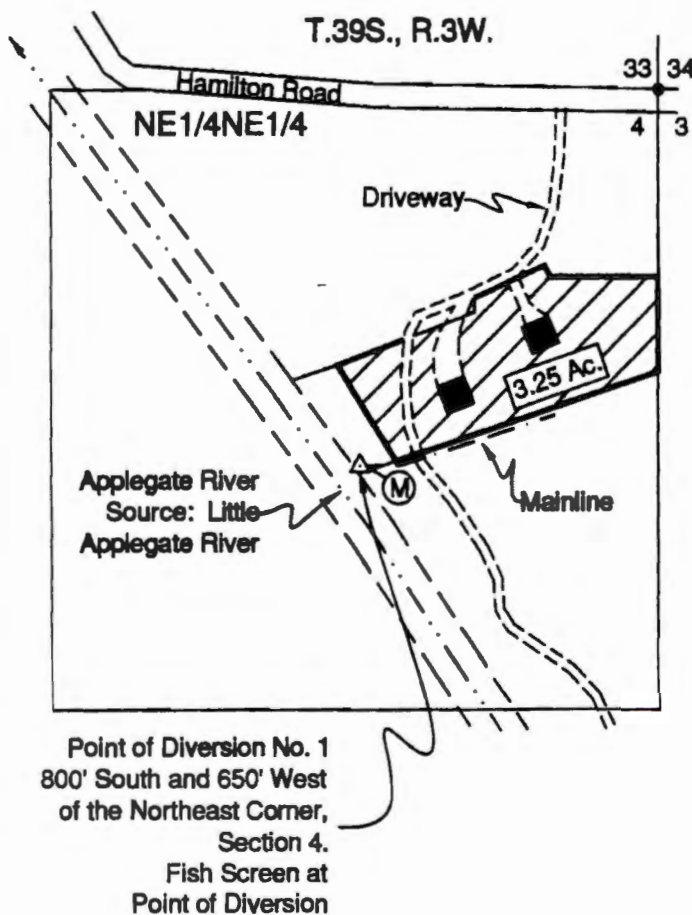
Medford, OR. 97504

Phone 541-535-6108

Oregon Certificate No. 152

Certificate Renewal Date: 12/31/2011

WATER RESOURCES DEPT
SALEM, OREGON



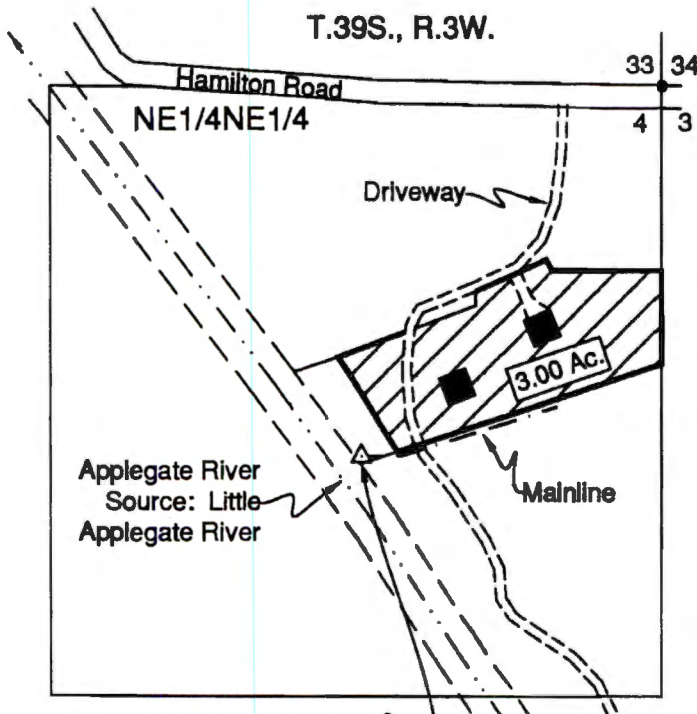
This map was prepared for the purpose of identifying the location of a water right only and is not intended to provide legal dimensions or location of property ownership.

FINAL PROOF MAP T-8950
NE1/4NE1/4, SEC. 4, T.39S., R.3W., W.M.
JACKSON COUNTY, OREGON
FOR
ROBERT W. AND LINDA MURPHY
375 HAMILTON ROAD
JACKSONVILLE, OR 97530



Scale: 1"=400'

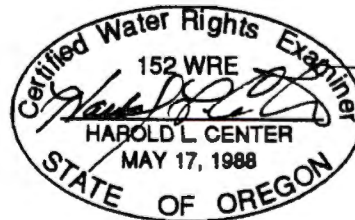
Date: August 30, 2006



Point of Diversion No. 1
800' South and 650' West
of the Northeast Corner,
Section 4.
Fish Screen at
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LEGEND

- Found Survey Monument
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Order Volume 64, Pages
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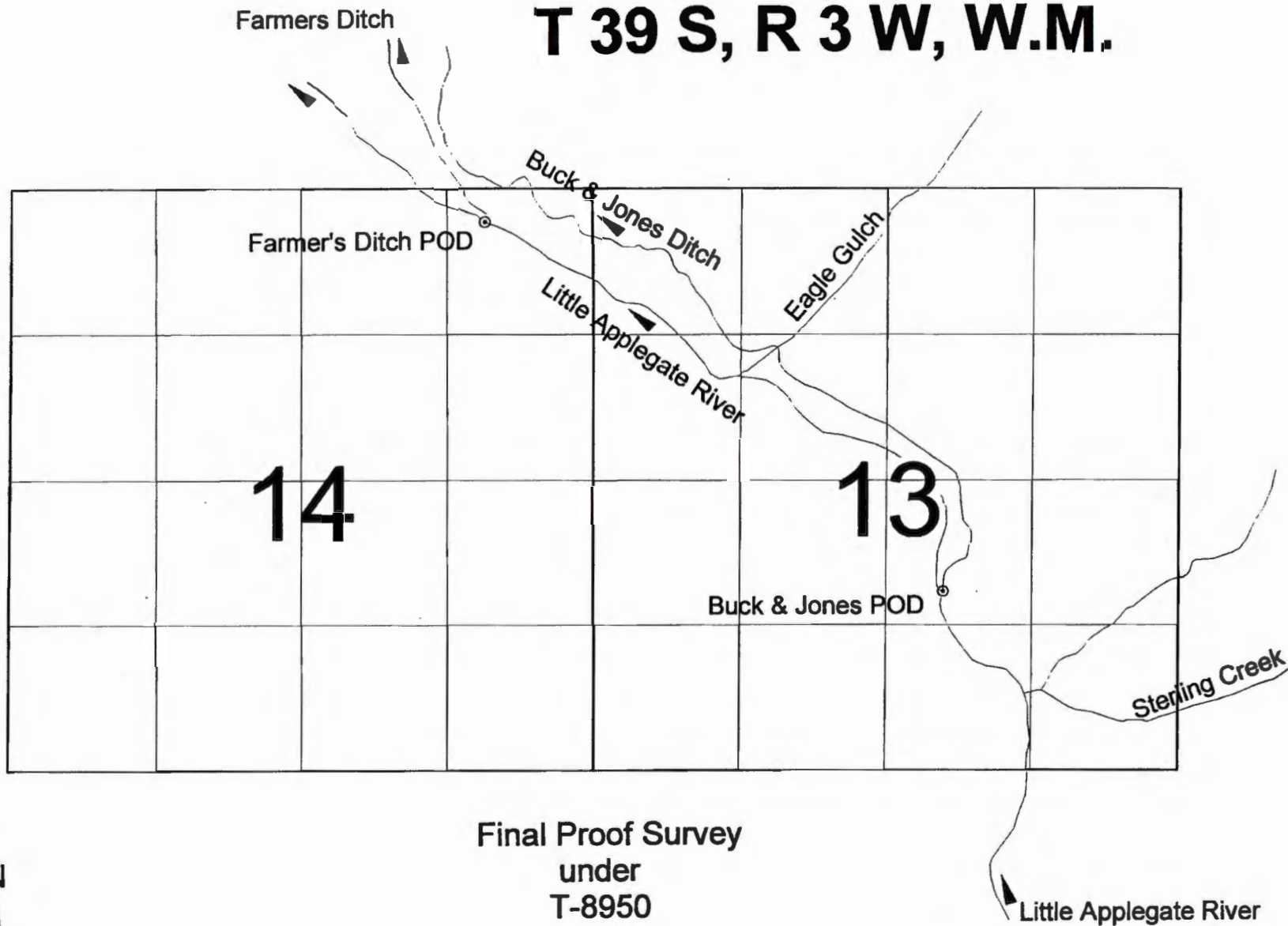
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RECEIVED

OCT 10 2006

WATER RESOURCES DEPT
SALEM, OREGON

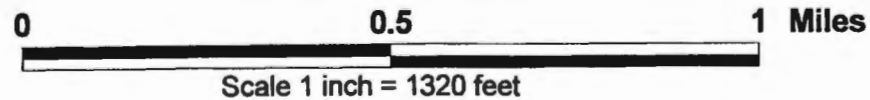
T 39 S, R 3 W, W.M.



Final Proof Survey
under
T-8950



Farmer's Ditch POD - GPS coordinates: Latitude 42.18400, Longitude -123.0174
Buck & Jones Ditch POD - GPS coordinates: Latitude 42.17508, Longitude -123.0018



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

In the Matter of Water Rights Application)
S-87958, Jackson County)

FINAL ORDER
APPROVING THE USE OF
STORED WATER

Authority

ORS 537.147 establishes the process by which an application to use stored water exclusively may be submitted. OAR Chapter 690, Divisions 310 and 340 implement the statute, and provide the Department's procedures and criteria for evaluating applications to use stored water exclusively.

Findings of Fact

1. On February 10, 2014, John R Rinaldi Jr, Trustee, Bonnie J Rinaldi, Trustee, and The Italian Trust submitted an application for a water-use permit pursuant to ORS 537.147. The Department provided public notice of the application in the Department's weekly public notice on February 18, 2014. A 30-day comment period followed.
2. The Department has evaluated the application and any comments received, and finds that no public interest in ORS 537.170(8) would be affected adversely by the proposed use.

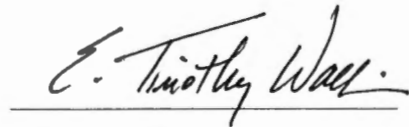
Conclusions of Law

Application S-87958 is consistent with the requirements of ORS 537.147, and OAR Chapter 690.

Now Therefore, it is Ordered:

Application S-87958 is approved, and Permit Number S-54864 is issued as limited by the conditions contained therein.

Dated at Salem, Oregon on APRIL 24 2014.



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

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. 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 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 order was produced by Mary Rohling. If you have any questions about any of the statements contained in this document, I am probably the best person to answer your questions. You may reach me at 503-986-0859 or Mary.F.Rohling@wrd.state.or.us.

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, Suite A, Salem OR 97301-1266, Fax: 503-986-0901.

STATE OF OREGON
COUNTY OF JACKSON
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

JOHN R RINALDI JR, TRUSTEE
BONNIE J RINALDI, TRUSTEE
THE ITALIAN TRUST
375 HAMILTON RD
JACKSONVILLE OR 97530

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

APPLICATION FILE NUMBER: S-87958

SOURCE OF WATER: APPLGATE RESERVOIR, CONSTRUCTED UNDER PERMITS R-7810
AND R-7829, A TRIBUTARY OF APPLGATE RIVER

PURPOSE OR USE: IRRIGATION OF 3.25 ACRES

MAXIMUM VOLUME: 10.0 ACRE FEET

DATE OF PRIORITY: FEBRUARY 10, 2014

PERIOD: APRIL 1 THROUGH OCTOBER 31

Authorized Point of Re-Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
39 S	3 W	WM	4	NE NE	800 FEET SOUTH AND 650 FEET WEST FROM NE CORNER, SECTION 4

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
39 S	3 W	WM	4	NE NE	3.25

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 at each point of re-diversion. 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 Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and 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 use of water under this right is subject to the terms and conditions of contract No.149E101828 , or a satisfactory replacement, between the Bureau of Reclamation and the permittee, a copy of which is on file in the records of the Water Resources Department.

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STANDARD CONDITIONS

1. 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.
2. 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.
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8. 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 APRIL 24 2014.

E. Timothy Wallin

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

Mailing List for FO

Scheduled Mailing Date:

Application: S-87958

Permit: S-54864

Original mailed to Applicant with CBU form:

JOHN R RINALDI JR, TRUSTEE
BONNIE J RINALDI, TRUSTEE
THE ITALIAN TRUST
375 HAMILTON RD
JACKSONVILLE OR 97530

Copies Mailed	
by:	<u>BW</u>
	(STAFF)
on:	<u>4/24/14</u>
	(DATE)

Copies of FO sent to:

1. File S-87958

Copies of FO sent to other interested persons (CWRE, Agent, Commenter, etc.):

1. Watermaster District 13, Travis Kelly
2. Region: SW REGION
3. Howard R Juul & Diane M Juul – **3615 Wedgewood Lane N, Plymouth, MN 55441**
(mailing address) for alo @ 361 Hamilton Rd, Jacksonville, OR 97530, TL 800



United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Regional Office
1150 North Curtis Road, Suite 100
Boise, ID 83706-1234

CERT. 86581
decree

S-87958

IN REPLY REFER TO:

PN-3324

WTR-4.00

DEC 18 2013

The Italian Trust
c/o Mr. John F. Rinaldi Jr., Trustee
375 Hamilton Road
Jacksonville, OR 97530

Subject: Water Service Contract No. 149E101828, Rogue River Basin Project, Oregon

Dear Mr. Rinaldi:

Enclosed for your records is a fully executed copy of the subject contract that provides The Italian Trust with irrigation use of up to 10 acre-feet of stored water from the Rogue River Basin Project for use on a total of 3.25 acres beginning with the 2014 irrigation season.

Please note that if less water is used during any irrigation season, information on the amount delivered must be received in writing by this office no later than December 1 of the subject season, to receive a credit as set forth in Article 6 of the contract.

If you have any questions, please contact Mr. Bill Parks, Economist, at the above address or telephone 208-378-5344.

Sincerely,

Ryan M. Patterson
Program Manager
Repayment and Acreage Limitation

Enclosure

cc: Water Rights Division
Oregon Water Resources Dept.
725 Summer Street NE, Suite A
Salem, OR 97301-1271

RECEIVED BY OWRD

DEC 20 2013

SALEM, OR

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Rogue River Basin Project, Oregon

CONTRACT FOR WATER SERVICE

Contents

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6	Payments for Water	2-3
7	Contract Administration Fee.....	4
8	Charges for Delinquent Payments	4
9	Release of Water	4-5
10	Special Conditions	5-6
11	Term of Contract.....	6-7
12	Termination of Contract.....	7
13	Constraints on the Availability of Water (Water Shortages).....	7
14	Title to Project Works.....	7
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16	Notices	8
17	General Provisions.....	8
	Signatures.....	9
	Acknowledgments	10
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RECEIVED BY OWRD

DEC 20 2013

SALEM, OR

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Rogue River Basin Project, Oregon

CONTRACT FOR WATER SERVICE

THIS CONTRACT, made this 18th day of December, 2013, pursuant to section 9(e) of the Act of August 4, 1939 (53 Stat. 1187) and section 8 of the Act of December 22, 1944 (58 Stat. 887, 891) (which acts are commonly known and referred to as the Reclamation Laws), and the Flood Control Act of 1962 (76 Stat. 1173), between the UNITED STATES OF AMERICA, hereinafter referred to as the United States, represented by the Contracting Officer executing this contract, and **The ITALIAN Trust**, hereinafter referred to as the Contractor;

WITNESSETH, THAT:

Explanatory Recitals

2. WHEREAS, The United States has constructed and operates Applegate and Lost Creek Reservoirs in the Rogue River Basin, Oregon, herein styled the Rogue River Basin Project, from which there is a flow of water that can be used for irrigation of land and other beneficial uses, which flow, as it has been developed or as it will be augmented, has been appropriated by the United States pursuant to the laws of Oregon for beneficial use under the Federal Reclamation Laws; and

3. WHEREAS, Reclamation has met all environmental compliance requirements for the execution of this contract through preparation and issuance of Categorical Exclusion Checklist, 2013-CCAO-59C, approved on July 24, 2013; and

RECEIVED BY OWRD

DEC 20 2013

SALEM, OR

4. WHEREAS, the Contractor owns land hereinafter described, for which a water supply from Applegate Reservoir is desired to be secured from the United States;

NOW, THEREFORE, in consideration of the premises and the payment by the Contractor to the United States of the charges in the manner hereinafter provided, it is agreed:

Lands for Which Water is Released: Limitations on Diversions

5. The United States shall release each year to the Contractor during the irrigation season from April 1 to October 31, inclusive, water from the Rogue River Basin Project for the irrigation of land owned by the Contractor described as follows:

3.25 acres, NE1/4 NE1/4, Section 4, T. 39 S., R. 3 W., W.M.

Of the land described, not more than 3.25 acres are to be irrigated. The amount of water to be released hereunder shall be that quantity which may be applied beneficially in accordance with good usage in the irrigation of the land above described, up to a maximum diversion of 10 acre-feet of stored water annually, measured at the point of diversion of said water.

Payments for Water

6. (a) An annual payment of \$80 for the first irrigation season shall be made to the United States at the time of executing this contract, and subsequent annual payments of \$80 will be due on or before April 1 of each succeeding irrigation season in advance of water use. This payment will entitle the Contractor to divert up to a maximum of 10 acre-feet of stored water for irrigation of the lands described in Article 5 of this contract. The Contracting Officer will consider adjusting the water service payment downward based on information received from the Contractor, the State of Oregon, or other reliable sources as to the actual amount of stored water diverted each month by the Contractor during the irrigation season and on other factors in addition to the amount of stored water actually diverted, as deemed appropriate by the Contracting Officer.

Any such adjustment will be determined and subtracted from the payment for the next year by the Contracting Officer: Provided, that for an adjustment to be made, information on the amounts of stored water diverted each month must be received in writing by the Contracting Officer by December 1 of that year.

(b) The annual charge set forth in (a) above is based on an initial rate of \$8 per acre-foot of stored water; Provided, that such annual charge shall as a minimum be the greater of either the product of \$2 multiplied by the number of acres described in Article 5 of this contract or \$50. From time to time, but not less often than once every 5 years, the rate per acre-foot of stored water and the minimum payment shall be reviewed by the Contracting Officer and revised, if necessary, by the United States for the irrigation water marketing program of the Rogue River Basin Project. Any revision by the Contracting Officer will apply only to future payments and shall be announced by written notice to the Contractor at least 3 months prior to the beginning of the irrigation season to which the new rate would be applicable.

(c) All payments from the Contractor to the United States under this contract shall be made by the medium requested by the United States. The required medium of payment may include checks, wire transfers, or other types of payment specified by the United States. Except when otherwise specified by the United States, all payments shall be made by check.

(d) Upon execution of the contract, the Contractor shall furnish the Contracting Officer with the Contractor's taxpayer's identification number (TIN). The purpose for requiring the Contractor's TIN is for collecting and reporting any delinquent amounts arising out of the Contractor's relationship with the United States.

(e) Payments required hereunder shall be made to the Bureau of Reclamation at the location described in Article 16 of this contract.

Contract Administration Fee

7. (a) Upon execution of this contract, a \$100 fee for the preparation of this contract is due and payable by the Contractor to the United States.
- (b) All future contract actions, including new contracts, contract amendments, supplements, and assignments will be charged a \$100 fee: Provided, that the fee shall be reviewed by the Contracting Officer and revised from time to time to cover costs to the United States.

Charges for Delinquent Payments

8. (a) The Contractor shall be subject to interest, administrative, and penalty charges on delinquent payments. If a payment is not received by the due date, the Contractor shall pay an interest charge on the delinquent payment for each day the payment is delinquent beyond the due date. If a payment becomes 60 days delinquent, in addition to the interest charge, the Contractor shall pay an administrative charge to cover additional costs of billing and processing the delinquent payment. If a payment is delinquent 90 days or more, in addition to the interest and administrative charges, the Contractor shall pay a penalty charge for each day the payment is delinquent beyond the due date, based on the remaining balance of the payment due at the rate of 6 percent per year. The Contractor shall also pay any fees incurred for debt collection services associated with a delinquent payment.
- (b) The interest charge rate shall be the greater of the rate prescribed quarterly in the Federal Register by the Department of the Treasury for application to overdue payments or the interest rate of 0.5 percent per month. The interest charge rate will be determined as of the due date and remain fixed for the duration of the delinquent period.
- (c) When a partial payment on a delinquent account is received, the amount received shall be applied first to the penalty charges, second to the administrative charges, third to the accrued interest, and finally to the overdue payment.

Release of Water

9. (a) Upon payment of the annual payment specified in subarticle 6(a) above, the United States will release water to the Contractor from the Rogue River Basin Project pursuant to this contract. No water shall be released if the Contractor is delinquent in payment of the required annual payment.
- (b) Water diverted pursuant to this contract shall be measured at the following point(s) of diversion in accordance with Oregon State law:

800 feet south and 650 feet west of northeast corner of
Section 4, T. 39 S., R. 3 W., W.M.

The Contractor shall be wholly responsible for securing said water at that point and diverting, conveying, and utilizing it. The Contractor shall be required to conform its diversions and releases to the control of the stream as established by the appropriate State-appointed watermaster. The water to be diverted hereunder shall be measured by means of measuring or controlling devices satisfactory to the Contracting Officer. Such devices shall be furnished, installed, and maintained by and at the expense of the Contractor, but they shall be and remain at all times available for reading and monitoring by the United States or the watermaster whose representative may at all times have access to them over any lands of the Contractor. All losses of water from seepage, evaporation, or other cause, below said point of measurement, shall be borne by the Contractor.

(c) The Contractor shall maintain all fish screens used to divert stored water under this contract at all times in compliance with applicable guidelines from the Oregon Department of Fish & Wildlife and the National Marine Fisheries Service and remain available at all times for inspection by representatives of these agencies at no cost to the United States.

(d) The Contractor hereby acknowledges Reclamation's authority to conduct periodic contract compliance reviews in accordance with Reclamation Manual Policy, *Periodic Review of Water Deliveries with Respect to Contract Terms* (WTR P08), and Reclamation Manual Directives and Standards, *Periodic District Reviews of Water Deliveries with Respect to Contract Terms – Processing for Resolving Unauthorized Use* (WTR 08-01).

Special Conditions

10. (a) It is the responsibility of the Contractor to comply with the laws of the State of Oregon regarding the obtaining and perfecting of permits to divert water to the lands described in Article 5. Prior to executing this contract, the Contractor shall secure any easements from the

Corps of Engineers which may be required for constructing facilities to divert and convey the stored water and provide written verification of such agreements to the Contracting Officer.

The obligation of the United States to release water under this contract is subject to an operating plan for the Rogue River Basin Project determined in accordance with the law governing the project.

(b) If, at some future date, the Contracting Officer determines there is sufficient demand for irrigation water from the Rogue River Basin Project to justify the formation of an irrigation district, water supply company, or other water user organization, future water service may then be made contingent upon the establishment of such an organization. Under this condition, the Contractor will be notified at least 1 year in advance of the date this contract is terminated and continued water service to the lands described in Article 5 becomes dependent upon membership in the organization established for that purpose.

(c) In the interest of conservation and protection of environmental resources, from time to time, but not less often than once every 5 years, this contract shall be reviewed by the Contracting Officer. The terms and conditions of this contract may be modified, if deemed necessary by the Contracting Officer, to avoid or minimize impacts to candidate, listed or proposed threatened and endangered species, or other valuable natural resources. Any modification by the Contracting Officer shall be announced by written notice to the Contractor.

Term of Contract

11. This contract shall become effective as of the date first above written and will continue in effect for a period of 40 years unless sooner terminated in accordance with the provisions of Articles 10 or 12 or by agreement of the parties hereto: Provided; that upon expiration of the 40-year term, renewals may be made by the Secretary of the Interior for successive periods not to exceed 40 years and under terms and conditions mutually agreeable to the

Provided further, that the terms and conditions of each renewal shall be negotiated in light of circumstances prevailing at the time of renewal and agreed upon not later than 1 year prior to the expiration of the then existing contract.

Termination of Contract

12. This contract may be terminated and water service hereunder shall cease at the option of the United States or at any time if the Contractor is delinquent in payment of the water service charge for a period of 90 days or upon failure of the Contractor to abide by any notice, order, rule, or regulation of the United States or the State of Oregon now or hereafter established affecting water service hereunder.

Constraints on the Availability of Water (Water Shortages)

13. In its operation of the Project, the United States will use all reasonable means to guard against a Condition of Shortage in the quantity of water to be made available to the Contractor pursuant to this Contract. In the event the United States determines that a Condition of Shortage appears probable, the Contracting Officer will notify the Contractor of said determination as soon as practicable.

If there is a Condition of Shortage because of errors in physical operations of the Project, drought, other physical causes beyond the control of the United States, or actions taken by the Contracting Officer to meet current and future legal obligations, then no liability shall accrue against the United States or any of its officers, agents or employees for any damage, direct or indirect, arising there from.

Title To Project Works

14. Title to all of the Rogue River Basin Project and associated works shall be and remain in the United States until otherwise provided for by the Congress.

Disclaimer

15. No provision of this contract, nor of any renewal thereof, nor the release of water hereunder will be construed to bind the United States after the expiration of this contract as the basis of a permanent water right. Because of possible fluctuations in reservoir surface elevations and downstream flows associated with the Rogue River Basin Project, the United States does not

guarantee the availability of water at the point of the Contractor's diversion facilities as they may now be constructed or constructed hereafter. Further, the United States will not be held responsible for any acts or omissions of the Contractor's agents or of persons for whom water is released.

Notices

16. Any notice, demand, or request authorized or required by this contract shall be deemed to have been given, on behalf of the Contractor, when mailed, postage prepaid, or delivered to the Program Manager, Repayment and Acreage Limitation, Pacific Northwest Region, Bureau of Reclamation, 1150 N. Curtis Road, Suite 100, Boise, ID 83706-1234, and on behalf of the United States, when mailed, postage prepaid, or delivered to The ITALIAN Trust, c/o John or Bonnie Rinaldi, 375 Hamilton Road, Jacksonville, OR 97530. The designation of the addressee or the address may be changed by notice given in the same manner as provided in this article for other notices.

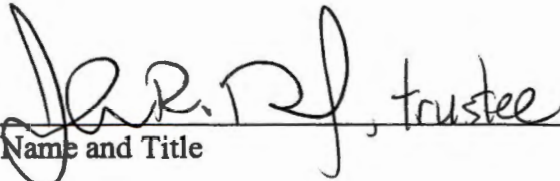
General Provisions

17. The general provisions applicable to this contract are listed below. The full text of these general provisions is attached as Exhibit A and is hereby made a part of this contract.

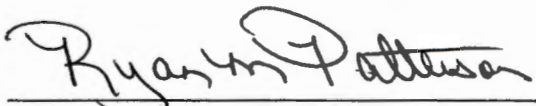
- a. GENERAL OBLIGATION -- BENEFITS CONDITIONED UPON PAYMENT
- b. CONTINGENT UPON APPROPRIATION OR ALLOTMENT OF FUNDS
- c. OFFICIALS NOT TO BENEFIT
- d. ASSIGNMENTS LIMITED -- SUCCESSORS AND ASSIGNS OBLIGATION
- e. BOOKS, RECORDS, AND REPORTS
- f. COMPLIANCE WITH FEDERAL RECLAMATION LAWS
- g. PROTECTION OF WATER AND AIR QUALITY
- h. WATER CONSERVATION
- i. EQUAL EMPLOYMENT OPPORTUNITY
- j. COMPLIANCE WITH CIVIL RIGHTS LAWS AND REGULATIONS
- k. PRIVACY ACT COMPLIANCE
- l. MEDIUM FOR TRANSMITTING PAYMENTS
- m. CONTRACT DRAFTING CONSIDERATIONS

IN WITNESS WHEREOF, the parties hereto have signed their names the day and year first above written.

THE ITALIAN TRUST


Name and Title

UNITED STATES OF AMERICA

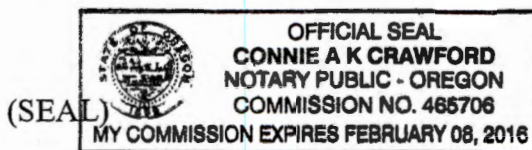

Program Manager
Repayment and Acreage Limitation
PN Region
Bureau of Reclamation
1150 North Curtis Road, Suite 100
Boise, ID 83706-1234

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DEC 20 2013
SALEM, OR

STATE OF Oregon
County of Jackson : ss

On this 5th day of Dec, 2013, before me, a notary public, personally appeared JOHN R PINARDI, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged that he is the legal owner of the property for which a water supply is to be provided under the contract and has executed this contract as his free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as of the day and year first above written.

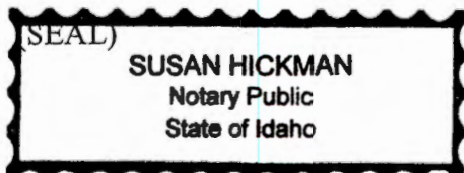


Connie A K Crawford
Notary Public in and for the
State of Oregon
Residing at: Clatskanie
My commission expires: Feb 8 2016

STATE OF IDAHO)
County of Ada) : ss

On this 18 day of December, 2013, personally appeared before me Ryan M. Patterson, known to me to be the official of the UNITED STATES OF AMERICA that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said United States, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as of the day and year first above written.



Susan Hickman
Notary Public in and for the
State of IDAHO
Residing at: Meridian
My commission expires: 1-7-2016

GENERAL PROVISIONS --- ROGUE RIVER BASIN PROJECT

GENERAL OBLIGATION--BENEFITS CONDITIONED UPON PAYMENT

(a). (1) The obligation of the Contractor to pay the United States as provided in this contract is a general obligation of the Contractor notwithstanding the manner in which the obligation may be distributed among the Contractor's water users and notwithstanding the default of individual water users in their obligation to the Contractor.

(2) The payment of charges becoming due pursuant to this contract is a condition precedent to receiving benefits under this contract. The Contractor shall not deliver water under the terms and conditions of this contract for lands or parties that are in arrears in the advance payment of water rates as levied or established by the Contractor.

CONTINGENT UPON APPROPRIATION OR ALLOTMENT OF FUNDS

(b). The expenditure or advance of any money or the performance of any obligation of the United States under this contract shall be contingent upon appropriation or allotment of funds. Absence of appropriation or allotment of funds shall not relieve the Contractor from any obligations under this contract. No liability shall accrue to the United States in case funds are not appropriated or allotted.

OFFICIALS NOT TO BENEFIT

(c). No Member of or Delegate to the Congress, Resident Commissioner, or official of the Contractor shall benefit from this contract other than as a water user or landowner in the same manner as other water users or landowners.

ASSIGNMENT LIMITED--SUCCESSORS AND ASSIGNS OBLIGATION

(d). The provisions of this contract shall apply to and bind the successors and assigns of the parties hereto, but no assignment or transfer of this contract or any right or interest therein by either party shall be valid until approved in writing by the other party.

BOOKS, RECORDS, AND REPORTS

(e). The Contractor shall establish and maintain accounts and other books and records pertaining to administration of the terms and conditions of this contract, including the Contractor's financial transactions; water supply data; project operation, maintenance, and replacement logs; project land and rights-of-way use agreements; the water users' land-use (crop census), land-ownership, land-leasing, and water-use data; and other matters that the Contracting Officer may require. Reports shall be furnished to the Contracting Officer in such form and on such date or dates as the Contracting Officer may require. Subject to applicable Federal laws and regulations, each party to this contract shall have the right during office hours to examine and make copies of the other party's books and records relating to matters covered by this contract.

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COMPLIANCE WITH FEDERAL RECLAMATION LAWS

(f). The parties agree that the delivery of irrigation water or use of Federal facilities pursuant to this contract is subject to Federal reclamation law, including but not limited to the Reclamation Reform Act of 1982 (43 U.S.C. 390aa *et seq.*), as amended and supplemented, and the rules and regulations promulgated by the Secretary of the Interior under Federal reclamation law.

PROTECTION OF WATER AND AIR QUALITY

(g). (1) Project facilities used to make available and deliver water to the Contractor shall be operated and maintained in the most practical manner to maintain the quality of the water at the highest level possible as determined by the Contracting Officer: Provided, That the United States does not warrant the quality of the water delivered to the Contractor and is under no obligation to furnish or construct water treatment facilities to maintain or improve the quality of water delivered to the Contractor.

(2) The Contractor shall comply with all applicable water and air pollution laws and regulations of the United States and the State of Oregon and shall obtain all required permits or licenses from the appropriate Federal, State, or local authorities necessary for the delivery of water by the Contractor; and shall be responsible for compliance with all Federal, State, and local water quality standards applicable to surface and subsurface drainage and/or discharges generated through the use of Federal or Contractor facilities or project water provided by the Contractor within the Contractor's Project Water Service Area.

(3) This article shall not affect or alter any legal obligations of the Secretary to provide drainage or other discharge services.

WATER CONSERVATION

(h). Prior to the delivery of water provided from or conveyed through federally constructed or federally financed facilities pursuant to this contract, the Contractor shall develop a water conservation plan, as required by Section 210(b) of the Reclamation Reform Act of 1982 and 43 C.F.R. 427.1 (Water Conservation Rules and Regulations).

EQUAL EMPLOYMENT OPPORTUNITY

(i). During the performance of this contract, the Contractor agrees as follows:

(1) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, disability, or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex, disability, or national origin. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Contracting Officer setting forth the provisions of this nondiscrimination clause.

(2) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, disability, or national origin.

(3) The Contractor will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the Contracting Officer, advising the labor union or workers' representative of the Contractor's commitments under Section 202 of Executive Order 11246 of September 24, 1965, as amended (EO 11246), and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(4) The Contractor will comply with all provisions of EO 11246, and of the rules, regulations, and relevant orders of the Secretary of Labor.

(5) The Contractor will furnish all information and reports required by EO 11246, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the Contracting Agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

(6) In the event of the Contractor's noncompliance with the nondiscrimination clauses of this contract or with any of such rules, regulations, or orders, this contract may be canceled, terminated or suspended in whole or in part and the Contractor may be declared ineligible for further Government contracts in accordance with procedures authorized in EO 11246, and such other sanctions may be imposed and remedies invoked as provided in EO 11246, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

(7) The Contractor will include the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by the rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of EO 11246, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action with respect to any subcontract or purchase order as may be directed by the Secretary of Labor as a means of enforcing such provisions, including sanctions for noncompliance: *Provided, however*, that in the event the Contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

COMPLIANCE WITH CIVIL RIGHTS LAWS AND REGULATIONS

(j). (1) The Contractor shall comply with Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352; 42 U.S.C. § 2000d), the Rehabilitation Act of 1973 (Pub. L. 93-112, Title V, as amended; 29 U.S.C. § 791, et seq.), the Age Discrimination Act of 1975 (Pub. L. 94-135, Title III; 42 U.S.C. § 6101, et seq.), [Title II of the Americans with Disabilities Act of 1990 (Pub. L. 101-336; 42 U.S.C. § 12131, et seq.),] [Title III of the Americans with Disabilities Act of 1990 (Pub. L. 101-336; 42 U.S.C. § 12181, et seq.),]2 and any other applicable civil rights laws, and with the applicable implementing regulations and any guidelines imposed by the U.S. Department of the Interior and/or Bureau of Reclamation.

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(2) These statutes require that no person in the United States shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving financial assistance from the Bureau of Reclamation on the grounds of race, color, national origin, disability, or age. By executing this contract, the Contractor agrees to immediately take any measures necessary to implement this obligation, including permitting officials of the United States to inspect premises, programs, and documents.

(3) The Contractor makes this agreement in consideration of and for the purpose of obtaining any and all Federal grants, loans, contracts, property discounts, or other Federal financial assistance extended after the date hereof to the Contractor by the Bureau of Reclamation, including installment payments after such date on account of arrangements for Federal financial assistance which were approved before such date. The Contractor recognizes and agrees that such Federal assistance will be extended in reliance on the representations and agreements made in this article and that the United States reserves the right to seek judicial enforcement thereof.

(4) Complaints of discrimination against the Contractor shall be investigated by the Contracting Officer's Office of Civil Rights.

PRIVACY ACT COMPLIANCE

(k). (1) The Contractor shall comply with the Privacy Act of 1974 (5 U.S.C. 552a) (Privacy Act) and the Department of the Interior rules and regulations under the Privacy Act (43 CFR 2.45 et seq.) in maintaining landholder certification and reporting records required to be submitted to the Contractor for compliance with Sections 206, 224(c), and 228 of the Reclamation Reform Act of 1982 (43 U.S.C. §§ 390ff, 390ww, and 390zz), and pursuant to 43 C.F.R. § 426.18.

(2) With respect to the application and administration of the criminal penalty provisions of the Privacy Act (5 U.S.C. 552a(i)), the Contractor and the Contractor's employees who are responsible for maintaining the certification and reporting records referenced in (a) above and are considered to be employees of the Department of the Interior. See 5 U.S.C. 552a(m).

(3) The Contracting Officer or a designated representative shall provide the Contractor with current copies of the Interior Department Privacy Act regulations and the Bureau of Reclamation Federal Register Privacy Act System of Records Notice (Interior/WBR-31, Acreage Limitation) which govern the maintenance, safeguarding, and disclosure of information contained in the landholders' certification and reporting records.

(4) The Contracting Officer shall designate a full-time employee of the Bureau of Reclamation to be the System Manager responsible for making decisions on denials pursuant to 43 CFR 2.61 and 2.64 and amendment requests pursuant to 43 CFR 2.72. The Contractor is authorized to grant requests by individuals for access to their own records.

(5) The Contractor shall forward promptly to the System Manager each proposed denial of access under 43 CFR 2.64 and each request for amendment of records filed under 43 CFR 2.71; notify the requester accordingly of such referral; and provide the System Manager with information and records necessary to prepare an appropriate response to the requester. These requirements do not apply to individuals seeking access to their own certification and reporting forms filed with the Contractor pursuant to 43 CFR 426.18 unless the requester elects to cite the Privacy Act as authority for the request.

MEDIUM FOR TRANSMITTING PAYMENTS

(l). (1) All payments from the Contractor to the United States under this contract shall be by the medium requested by the United States on or before the date payment is due. The required method of payment may include checks, wire transfers, or other types of payment specified by the United States.

(2) Upon execution of the contract, the Contractor shall furnish the Contracting Officer with the Contractor's taxpayer's identification number (TIN). The purpose for requiring the Contractor's TIN is for collecting and reporting any delinquent amounts arising out of the Contractor's relationship with the United States.

CONTRACT DRAFTING CONSIDERATIONS

(m). This Contract has been, negotiated and reviewed by the parties hereto, each of whom is sophisticated in the matters to which this Contract pertains. Articles 1 through 16 of this Contract have been drafted, negotiated, and reviewed by the parties, and no one party shall be considered to have drafted the stated articles.

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Expedited Secondary Final Order Checklist

Application #: S-87958 Applicant: THE ITALIAN TRUST, JOHN R RINALDI JR, TRUSTEE, AND BONNIE J RINALDI, TRUSTEE

✓ Requested Use/Rate/Season 1R 3.25 AC @ 10.0 AF 4/1 - 10/31 Duty 3.0

Allowed Use/Rate/Season 1R 3.25 AC @ 10.0 AF 4/1 - 10/31 Duty 3.0

✓ Is water available and legally stored, with a contract if necessary? ☒ No ☒ Yes Permit #: R78101 R7829

✓ Storage contract ☐ NA ☒ BOR ☐ Doug Co ☐ Corp of Eng ☐ needed ☒ obtained 149E101828

✓ Conditions: MTFM

Medium Totalizing < 100AF, Large Totalizing ≥ 100 AF

Use "Large" for temp control (including NU), or when the applicant is a government entity

✓ POU conflict ☒ NA ☐ No ☒ No, different sources ☐ No, make up a deficiency in rate ☐ No, existing not at max. rate
on C-86581
☐ Yes _____

✓ Use is supplemental, checked for primary rights w/ diff source ☒ NA ☐ Yes limits _____

✓ App w/in a District boundary per http://apps.wrd.state.or.us/apps/gis/wr_irrigation/ ☒ No ☐ Yes, cc: _____

✓ Land use ☒ approved ☐ not approved ☐ being pursued ☐ county notified ☐ NA

✓ MU or QM ☒ NA ☐ will complete construction within 20 years
☐ Fujii reviewed recommendations _____

✓ Noticed on 2-18-14 Comment Deadline 3-20-14

✓ Electronic/written comments? ☒ No ☐ Yes _____ Comment eval? ☐ No ☐ Yes

✓ Were there any comments that raise a public interest described in ORS 537.170(8)? ☒ No ☐ Yes; issue a PFO

✓ Authorized agent specified ☒ NA ☐ needed ☐ Yes _____

✓ Copy to ☒ SWR ☐ WM # 13 ☒ a.i.o. Juni ☐ NW Planning Council
☐ ER ☐ agent ☐ DOA ☐ CRIFC
☐ NCR ☐ CWRE ☐ CTUIR (if w/in Umat Basin) ☐ US Fish & Wildlife

☐ DOA Food Safety Division
(bottled water)

☐ city _____
(w/in 5-mile muni wells)

☐ DEQ Reg Mang
(303D)

* NEVER State Parks (even if sww)

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.

App: S 87958 *																																																																	
Contact Information			Documents																																																														
<p>▼ Current Contact Information</p> <p>APPLICANT: BONNIE RINALDI 375 HAMILTON RD JACKSONVILLE, OR 97530</p> <p>APPLICANT: JOHN RINALDI JR 375 HAMILTON RD JACKSONVILLE, OR 97530</p> <p>APPLICANT: THE ITALIAN TRUST 375 HAMILTON RD JACKSONVILLE, OR 97530</p>			<p>▼ Application: S 87958</p> <p>Received: 2/10/2014</p> <table border="1"> <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>2/10/2014</td> <td></td> <td></td> </tr> <tr> <td>Expedited Secondary Comment Period</td> <td>3/20/2014</td> <td></td> <td>BETHANIE WILU</td> </tr> </tbody> </table> <p>Unable to view right in new web mapping because this water right is not current</p>							Application Workflow				Action	Date	Result	Completed By	Application Filed	2/10/2014			Expedited Secondary Comment Period	3/20/2014		BETHANIE WILU																																								
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Expedited Secondary Comment Period	3/20/2014		BETHANIE WILU																																																														
<p>▼ Water Right Information</p> <p>Status: Non-Cancelled County: Jackson Authority: HB2178 File Folder Location: Salem Contract: BOR 149E101828 Watermaster District: 13</p>																																																																	
<p>▼ Point(s) of Diversion</p> <p>▼ POD 1 - APPLEGATE RESERVOIR > APPLEGATE RIVER</p> <p>▼ Description</p> <p>T-R-S-QQ: 40.00S-4.00W-25-SE SE Location Description: NONE GIVEN</p> <p>▼ POD Rate</p> <table border="1"> <thead> <tr> <th>Max Rate (cfs)</th> <th>Rate (cfs)</th> <th>Max Volume (af)</th> <th>Volume (af)</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td>10.0</td> <td>10.0(est)</td> </tr> </tbody> </table> <p>▼ IRRIGATION (Primary)</p> <table border="1"> <thead> <tr> <th>Priority Date</th> <th>Max Rate (cfs)</th> <th>Rate (cfs)</th> <th>Max Volume (af)</th> <th>Volume (af)</th> <th>Rate/Acre</th> <th>Duty</th> <th>Start Date</th> <th>End Date</th> <th>Remarks</th> </tr> </thead> <tbody> <tr> <td>2/10/2014</td> <td></td> <td></td> <td>10.0</td> <td>10.0(est)</td> <td></td> <td></td> <td>4/1</td> <td>10/31</td> <td></td> </tr> </tbody> </table> <p>▼ POD 2 - APPLEGATE RIVER > ROGUE RIVER</p> <p>▼ Description</p> <p>T-R-S-QQ: 39.00S-3.00W-4-NE NE Location Description: 800 FEET SOUTH AND 650 FEET WEST FROM NE CORNER, SECTION 4</p> <p>▼ POD Rate</p> <table border="1"> <thead> <tr> <th>Max Rate (cfs)</th> <th>Rate (cfs)</th> <th>Max Volume (af)</th> <th>Volume (af)</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td>10.0</td> <td>0.0(est)</td> </tr> </tbody> </table> <p>▼ IRRIGATION (Primary)</p> <table border="1"> <thead> <tr> <th>Priority Date</th> <th>Max Rate (cfs)</th> <th>Rate (cfs)</th> <th>Max Volume (af)</th> <th>Volume (af)</th> <th>Rate/Acre</th> <th>Duty</th> <th>Start Date</th> <th>End Date</th> <th>Remarks</th> </tr> </thead> <tbody> <tr> <td>2/10/2014</td> <td></td> <td></td> <td>10.0</td> <td>0.0(est)</td> <td></td> <td></td> <td>4/1</td> <td>10/31</td> <td></td> </tr> </tbody> </table>										Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)			10.0	10.0(est)	Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Rate/Acre	Duty	Start Date	End Date	Remarks	2/10/2014			10.0	10.0(est)			4/1	10/31		Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)			10.0	0.0(est)	Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Rate/Acre	Duty	Start Date	End Date	Remarks	2/10/2014			10.0	0.0(est)			4/1	10/31	
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<p>▼ Place(s) of Use Add TRS grouping</p> <p>▼ Use - IRRIGATION (Primary) - 3.25 acres; Priority Date: 2/10/2014</p> <table border="1"> <thead> <tr> <th>T-R-S</th> <th>QQ</th> <th>DLC</th> <th>Gov't Lot</th> <th>Taxlot</th> <th>Acres</th> <th>Status</th> <th>Inchoate Info</th> <th>Remarks</th> </tr> </thead> <tbody> <tr> <td>39.00S-3.00W-4</td> <td>NE NE</td> <td></td> <td></td> <td></td> <td>3.25</td> <td>NC</td> <td></td> <td></td> </tr> <tr> <td colspan="9">Sum of Acres: 3.25</td> </tr> </tbody> </table>										T-R-S	QQ	DLC	Gov't Lot	Taxlot	Acres	Status	Inchoate Info	Remarks	39.00S-3.00W-4	NE NE				3.25	NC			Sum of Acres: 3.25																																					
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<p>▼ Water Right Genealogy</p> <p>No genealogy records available for this water right, try the family link below instead.</p>																																																																	

[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](#)

S-87955

GORHAM, ROBERT J.
3527 MOUNT DIABLO BLVD 117
LAFAYETTE, CA 94549

POD: 1 LOST CREEK RESERVOIR > ROGUE RIVER
SE 1/4 NW 1/4 Section 26T 33.00S R 1.00E WM
Jackson County
2.0 AFT for IRRIGATION (est.)

POD: 2 ROGUE RIVER > PACIFIC OCEAN
NE 1/4 SE 1/4 Section 24T 36.00S R 5.00W WM
Jackson County
0.0 AFT for IRRIGATION (est.)

S-87956

WILLIAMS, VICTOR AND SUSAN
121 GLENBROOK LOOP RD
RIDDLE, OR 97469

POD: 1 A RESERVOIR > COW CREEK
SW 1/4 NE 1/4 Section 28T 31.00S R 4.00W WM
Douglas County
2.23 AFT for IRRIGATION (est.)

POD: 2 COW CREEK > SOUTH UMPQUA RIVER
NW 1/4 SW 1/4 Section 24T 30.00S R 6.00W WM
Douglas County
0.0 AFT for IRRIGATION (est.)

S-87958

RINALDI JR, JOHN AND BONNIE
375 HAMILTON RD
JACKSONVILLE, OR 97530

THE ITALIAN TRUST
375 HAMILTON RD
JACKSONVILLE, OR 97530

POD: 1 APPLGATE RESERVOIR > APPLGATE RIVER
SE 1/4 SE 1/4 Section 25T 40.00S R 4.00W WM
Jackson County
10.0 AFT for IRRIGATION (est.)

POD: 2 APPLGATE RIVER > ROGUE RIVER
NE 1/4 NE 1/4 Section 4 T 39.00S R 3.00W WM
Jackson County
0.0 AFT for IRRIGATION (est.)

Point of Diversion Characteristics

Right:	App: S 87958 *
Name:	BONNIE RINALDI

TRSQQ: 39.00S-03.00W-04-NENE

County: Jackson

Basin: Rogue

WM District: 13

WM Region: SW

Withdrawn Area:

WAB: APPLEGATE R > ROGUE R - AB JOE G (250)

Priority WAB: APPLEGATE R @ 14366000 (250)

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Rogue Scenic Waterway

Division 33: STATEWIDE

Water Quality Limited: Yes

TRSQQ: 40.00S-04.00W-25-SESE

County: Jackson

Basin: Rogue

WM District: 13

WM Region: SW

Withdrawn Area:

WAB: APPLEGATE R > ROGUE R - AB KANAKA G (251)

Priority WAB:

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Rogue Scenic Waterway

Division 33: STATEWIDE

Water Quality Limited: Yes

Place of Use Conflict Report

The following rights have acreage in the same quarter-quarter as App: S 87958 *

N/C
No. diff source

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ
<u>CERT 88025 CF *</u>	HAMILTON HOUSE TRUST	ROGUE RIVER FINAL DECREE			88025	9/1/1857	NC	DO	39.00S-03.00W-04-NENE
<u>CERT 74641 RR *</u>	E H TAYLOR	ROGUE RIVER (F) STATE WATER BOARD			74641	12/31/1908	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 83322 CF *</u>	HOWARD JULI	ROGUE RIVER FINAL DECREE			83322	9/1/1857	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 86581 CR *</u>	JOHN RINALDI JR	ROGUE RIVER FINAL DECREE			86581	9/1/1857	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 86887 CF *</u>	ROBERT NICCOLLS	ROGUE RIVER (F)(S), 1940			86887	12/31/1908	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 87906 CF *</u>	HELEN CHRISTOPHERSON	ROGUE RIVER FINAL DECREE			87906	9/1/1857	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 88025 CF *</u>	HAMILTON HOUSE TRUST	ROGUE RIVER FINAL DECREE			88025	9/1/1857	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 88693 CF *</u>	JANE HENRY	ROGUE RIVER FINAL DECREE			88693	9/1/1857	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 83322 CF *</u>	HOWARD JULI	ROGUE RIVER FINAL DECREE			83322	9/1/1857	NC	LV	39.00S-03.00W-04-NENE
<u>CERT 86581 CR *</u>	JOHN RINALDI JR	ROGUE RIVER FINAL DECREE			86581	9/1/1857	NC	LV	39.00S-03.00W-04-NENE
<u>CERT 87906 CF *</u>	HELEN CHRISTOPHERSON	ROGUE RIVER FINAL DECREE			87906	9/1/1857	NC	LV	39.00S-03.00W-04-NENE
<u>CERT 88025 CF *</u>	HAMILTON HOUSE TRUST	ROGUE RIVER FINAL DECREE			88025	9/1/1857	NC	LV	39.00S-03.00W-04-NENE
<u>CERT 88693 CF *</u>	JANE HENRY	ROGUE RIVER FINAL DECREE			88693	9/1/1857	NC	LV	39.00S-03.00W-04-NENE
<u>APP LL 1218 *</u>	HAMILTON HOUSE TRUST		LL-1218			6/8/2009	NC	IR	39.00S-03.00W-04-NENE
<u>CERT 19723 OR *</u>	NELSON PURSEL		S-24675	S-19408	19723	5/4/1950	NC	IS	39.00S-03.00W-04-NENE
<u>CERT 54624 OR *</u>	HAROLD ASCH		S-54804	S-41115	54624	9/17/1976	NC	IS	39.00S-03.00W-04-NENE
								IS	39.00S-03.00W-04-NENE
<u>CERT 54625 OR *</u>	HAROLD/ALVERA ASCH		S-61774	S-45930	54625	6/10/1981	NC	IS	39.00S-03.00W-04-NENE
								IS	39.00S-03.00W-04-NENE
<u>CERT 61637 OR *</u>	GREGORY SNOW		S-63023	S-46637	61637	11/5/1981	NC	FI	39.00S-03.00W-04-NENE
<u>APP S 87796 *</u>	APPEGATE IRRIGATION CORPORATION		S-87796			4/9/2012	NC	IR	39.00S-03.00W-04-NENE

[Back](#)
[New Search](#)
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Account Details	Sales	Deed Card
Overlay Report	Permit Details	Tax Report

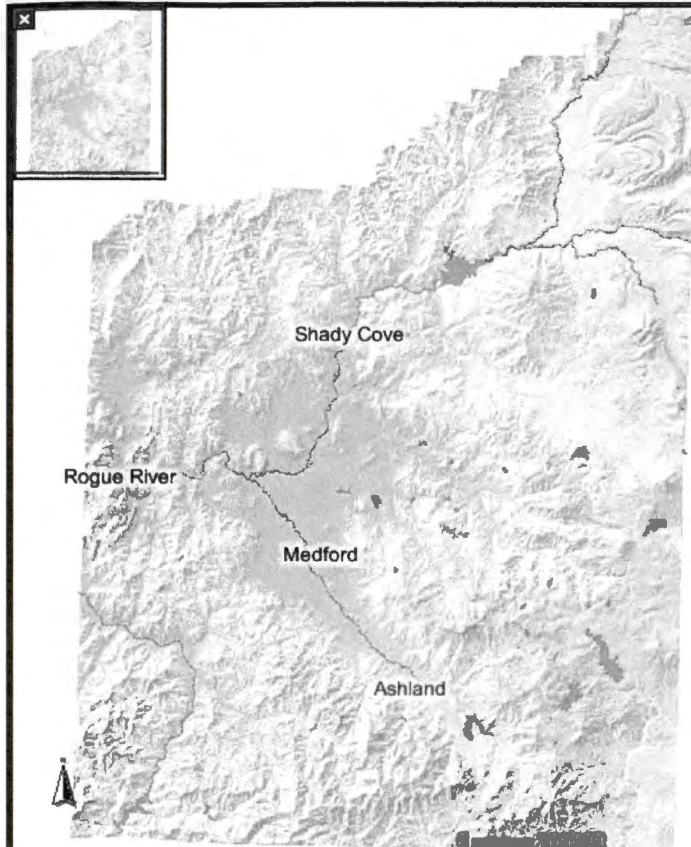
Zoom map to this taxlot
[Bing](#) [Google](#) [Yahoo](#)

☐ Account 1-047927-7

Map & TaxLot	393W04 800 pdf
Tax Code	49-46
Acreage	10.53
Zoning	EPL
Land Class	VIB 0.76 Ac IIB1 3.70 Ac DD 0.00 Ac FS 1.00 Ac 7 SM 3.86 Ac IIB 1.10 Ac VB 0.11 Ac
Property Class	393
Stat Class	161
Unit ID	206793-1
Maintenance Area	5
Neighborhood	406
Study Area	23
Account Status	ACTIVE
Tax Status	Assessable
Sub Type	NORMAL
Owner	JUL HOWARD R TRUSTEE JUL DIANE M TRUSTEE JUL, DIANE M REVOCABLE TRUST
Site Address	361 HAMILTON RD MEDFORD/COUNTY
Mailing Address	JUL HOWARD R TRUSTEE ETAL 3615 WEDGEWOOD LN N PLYMOUTH MN, 55441

☐ 393W04 800 Totals 1 Imp

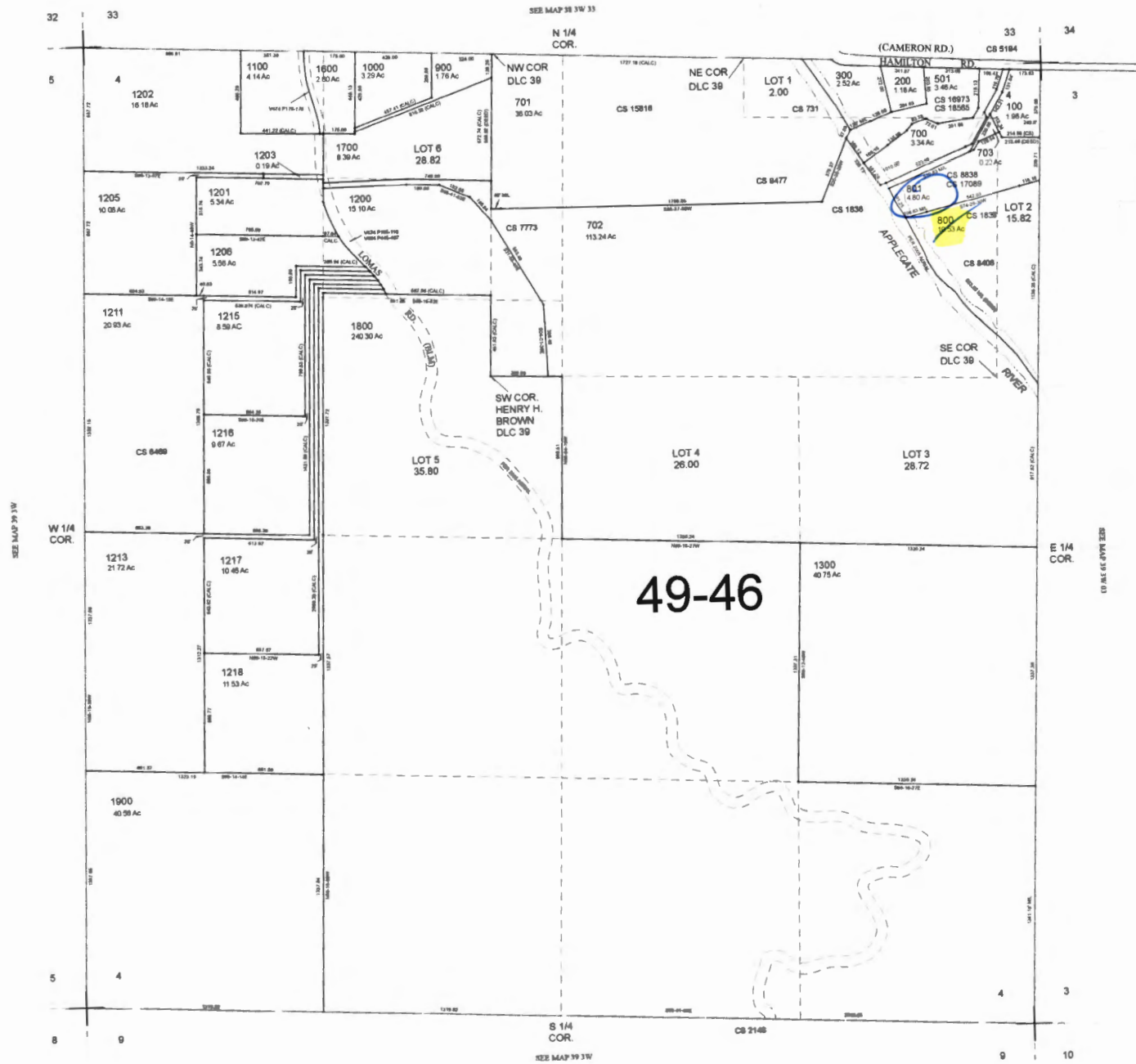
Taxlot Acreage	10.53
1-047927-7 Improvements	
Building # 1	1973 1737 SqFt One story



FOR ASSESSMENT AND
TAXATION ONLY

SECTION 4, T.39S., R.3W., W.M.
JACKSON COUNTY
1" = 400'

39 3W 04



CANCELLED TAX
LOT NUMBERS:

1204
1207 THRU 1210
1212
1214
1601
400
500
704
705

49-46

39 3W 04

NEW MAP APRIL 07, 2010

[Back](#) [New Search](#) [Text Only Mode](#)

SEARCH RESULTS

1 Record found for 393w04 801

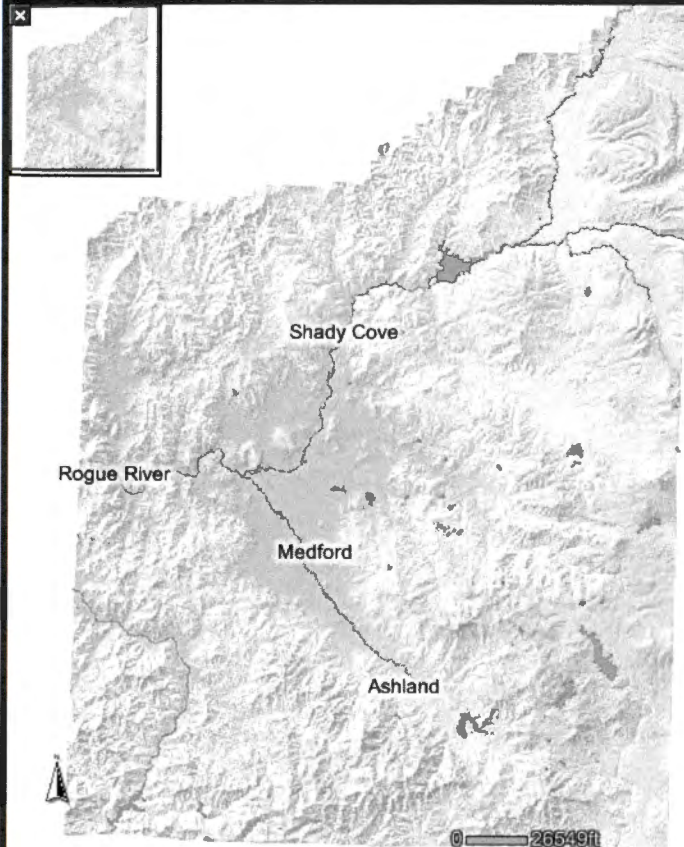
- [Pay Taxes Online.](#)
- [View Assessment & Planning Details](#)
- [Zoom map to this taxlot](#)
- [Bing](#) [Google](#) [Yahoo](#)
- [View tax info for account 1-068272-2](#)

Owner	RINALDI JOHN R JR TRUSTEE
	RINALDI BONNIE J TRUSTEE
	ITALIAN TRUST
Account #	1-068272-2
Map & TL	393W04 801 pdf
Site Address	375 HAMILTON RD MEDFORD/COUNTY
Code Tax #	49-46 1-068272-2
Status	ACTIVE

Record 1

[Create mailing labels.](#)

Search took 0.203 seconds.



Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

Yes ☒ No ☐Application S-87958 County Jackson Priority Date 2-10-14Township 39S Range 3W Section 4Amount ~~100~~ 100 Use Irrigation WM Dist. # 13Applicant Name John Rhaldi & Bonnie RhaldiReceipt No. 11117 Caseworker Assigned: ☒ Mary ☐ Kim ☐ Jeana☒ Contact info: Applicant/Organization Name and Mailing Address☒ Signature (in ink) of *all* applicants or the applicant's authorized agent (include title or authority if for an organization or corporation).☒ Property ownership: Does the applicant own all the land for the proposed project? Y / N

If No:

☒ The affected landowner's name and mailing address must be listed☒ 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.☒ For a SW Application: Source of water must be indicated.☒ If the source is stored water, is the stored water component filled out and does the applicant own the reservoir or include a non-expired agreement for stored water? (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, Exp. Secondary (E2).*☒ If for stored water not under contract, is the source authorized under a permit, certificate, or decree?Permit or Certificate issued? Y / NPermit or Certificate # 149E101828☐ For a GW Application: Well Development Tables completed and/or a well log report included (if existing)☒ Proposed water use☒ Amount of water from *each* source in GPM, CFS, or AF☒ Period of use indicated☐ If for supplemental irrigation, primary acreage or underlying permit or certificate number listed
(Primary and Supplemental Irrigation counts as 2 uses)☒ Water Management Section (*Estimates if the water system has not been designed*)☒ Resource Protection Section (*N/A for Groundwater*)

☐ For all standard reservoir applications: Preliminary plans and specifications including dam height, width, crest width and surface area for each reservoir.

☒ Project schedule (If system is already completed, indicate "existing.")

☐ Supplemental data sheets enclosed (if needed)

☐ Form M (Municipal or Quasi-Municipal)

☐ Spring Description Sheet (if source is a spring)

☒ 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.*

☒ 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 applicant may submit a lot book report prepared by a title company. Copies of tax bills are not acceptable.

☒ The proposed source **IS / IS NOT** (circle one) restricted or withdrawn from further appropriation. *NOTE: 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.*

☐ 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)

☒ Place of use, 1/4-1/4's and tax lot clearly identified

☒ Even map scale not less than 4" = 1 mile (1" = 1320 ft.); examples: 1" = 100 ft., 1" = 200 ft.

☒ 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

☒ For a standard reservoir application to store ≥ 9.2 acre feet AND having a dam height ≥ 10 feet, map must be prepared by a CWRE

☒ **Fees:**

Base Fee \$ _____

1st CFS or AF \$ _____

Addtl CFS/AF _____ = \$ _____

Addtl Use/POD/POA _____ = \$ _____

Addtl Reservoir _____ = \$ _____

Other _____ = \$ _____

Exam Fee Total \$ _____

Permit Recording Fees \$ _____

Mitigation Fee \$ _____

Amount Paid \$ _____

Total Due \$ _____

Amount Returned \$ _____

Reviewed by: _____

Date: _____

Application for a Permit to Use Surface 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

Applicant Information

NAME The ITALIAN Trust; John R. Rinaldi Jr., trustee and Bonnie J. Rinaldi, trustee		PHONE (HM) 541-702-2250	
PHONE (WK)	CELL 541-324-4223	FAX 541-702-2251	
ADDRESS 375 HAMILTON ROAD			
CITY JACKSONVILLE	STATE OR	ZIP 97530	E-MAIL * JOHN@RINALDINET.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		PHONE	FAX
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL *

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.)

RECEIVED BY OWRD

By my signature below I confirm that I understand:

FEB 10 2014

- 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 packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- 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.

SALEM, OR

I (we) affirm that the information contained in this application is true and accurate.

Applicant Signature

Applicant Signature

Print Name and title if applicable

Print Name and title if applicable

Date

Date

Revised

App. No. 5-87958

For Department Use

Permit No. _____

Date _____

Application for a Permit to Use Surface 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

Applicant Information

NAME JOHN RINALDI JR. & BONNIE RINALDI		PHONE (HM) 541-702-2250	
PHONE (WK)	CELL 541-324-4223	FAX 541-702-2251	
ADDRESS 375 HAMILTON ROAD			
CITY JACKSONVILLE	STATE OR	ZIP 97530	E-MAIL * JOHN@RINALDINET.COM

Organization Information

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AGENT / BUSINESS NAME		PHONE		FAX
ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL *	

Note: Attach multiple copies as needed

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SALEM, OR



I (we) affirm that the information contained in this application is true and accurate.

Applicant Signature

Applicant Signature

John Rinaldi Jr.

Print Name and title if applicable

Bonnie Rinaldi

Print Name and title if applicable

2.1.14

Date

2.1.14

Date

Revised

App. No. 5-87958

For Department Use

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*).

The inlet, pump, and main irrigation line are on adjacent property pursuant to a recorded easement (copy attached)

You must 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.

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Applegate River

Tributary to: Applegate Reservoir, under contract with the Bureau of Reclamation, Contract No. 149E101828 on file at OWRD

Source 2: _____

Tributary to: _____

Source 3: _____

Tributary to: _____

Source 4: _____

Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in item 3A above?

☐ Yes.

RECEIVED BY OWRD

FEB 10 2014

SALEM, OR

- ☒ No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

- ☐ By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Applegate Reservoir	Irrigation	Annually from April 1 to October 31	10 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: 3.25 Acres Supplemental: _____ Acres

List the Permit or Certificate number of the underlying primary water right(s): _____

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 10

- 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 source?

☒ Pump (give horsepower and type): 10HP Baldor motor w/ Berkeley pump

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

Existing 6" alum. inlet pipe with USFS approved fish screen with motor & pump located at top of river bank, which feeds network of underground PVC irrigation pipes via a 6" PVC main line connected to the pump.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

Water is applied via above ground rainbird sprinklers, drip lines and above-ground hoses

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 public uses of affected surface waters.

The amount of water requested is based on past years annual water consumption. Water use is measured via an installed McCrometer water meter. Waste is minimized by avoiding over watering by not irrigating on days with excessive wind or following a period of cool weather or rain.

SECTION 6: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- ☒ Diversion will be screened to prevent uptake of fish and other aquatic life.
Describe planned actions: Existing diversion will be used which has a USFS approved fish screen installed.
- ☒ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: No clearing or excavation of the river bank is necessary since diversion is in place.
- ☒ Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: No equipment other than the inlet & fish screen will be placed in the river at the point of diversion.
- ☒ Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: Erosion and runoff is minimized by avoiding overwatering and timing irrigation by not irrigating on days with excessive wind or following a period of cool weather or rain.

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SECTION 7: PROJECT SCHEDULE

Date construction will begin: N/A (all equipment is in place)

Date construction will be completed: N/A (all equipment is in place)

Date beneficial water use will begin: on or about April 1, 2014

SECTION 8: 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 9: REMARKS

Use this space to clarify any information you have provided in the application.

This application is for 10 ac.ft. of water of the Applegate Reservoir appropriated by the U.S. Bureau of Reclamation and provided to this property under Contract No. 149E101828, and is not intended to alter, modify or affect the existing water right on this property under ODWR Certificate No. 86581.

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SALEM, OR

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: John Rinaldi Jr.
First Last

Mailing Address: 375 Hamilton Road

Jacksonville OR 97530 Daytime Phone: 541-702-2250
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	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
39S	3W	4	NE,NE	801	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Farm
						<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:

Jackson County, Oregon	RECEIVED BY OWRD FEB 10 2014
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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: 10 ☐ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

Annual 10 ac/ft of water in the Applegate Lake under contract with the Bureau of Reclamation for general pasture and crop irrigation.

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.

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): 4.2-1

☐ 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.

<p>As reviewed through ZON 2014-00136</p>	<p>RECEIVED BY OWRD</p> <p>FEB 10 2014</p> <p>SALEM, OR</p>
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Name: Charles Bennett Title: Planner II
Signature: Charles Bennett Phone: 541 774-6115 Date: 1/31/14
Government Entity: Jackson 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: _____

Application
S 87958
"Rinabi"

Contract No. 149E101828

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Rogue River Basin Project, Oregon

CONTRACT FOR WATER SERVICE

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UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Rogue River Basin Project, Oregon

CONTRACT FOR WATER SERVICE

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UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Rogue River Basin Project, Oregon

CONTRACT FOR WATER SERVICE

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SALEM, OR

THIS CONTRACT, made this 18th day of December, 2013, pursuant to section 9(e) of the Act of August 4, 1939 (53 Stat. 1187) and section 8 of the Act of December 22, 1944 (58 Stat. 887, 891) (which acts are commonly known and referred to as the Reclamation Laws), and the Flood Control Act of 1962 (76 Stat. 1173), between the UNITED STATES OF AMERICA, hereinafter referred to as the United States, represented by the Contracting Officer executing this contract, and **The ITALIAN Trust**, hereinafter referred to as the Contractor;

WITNESSETH, THAT:

Explanatory Recitals

2. WHEREAS, The United States has constructed and operates Applegate and Lost Creek Reservoirs in the Rogue River Basin, Oregon, herein styled the Rogue River Basin Project, from which there is a flow of water that can be used for irrigation of land and other beneficial uses, which flow, as it has been developed or as it will be augmented, has been appropriated by the United States pursuant to the laws of Oregon for beneficial use under the Federal Reclamation Laws; and

3. WHEREAS, Reclamation has met all environmental compliance requirements for the execution of this contract through preparation and issuance of Categorical Exclusion Checklist, 2013-CCAO-59C, approved on July 24, 2013; and

4. WHEREAS, the Contractor owns land hereinafter described, for which a water supply from Applegate Reservoir is desired to be secured from the United States;

NOW, THEREFORE, in consideration of the premises and the payment by the Contractor to the United States of the charges in the manner hereinafter provided, it is agreed:

Lands for Which Water is Released: Limitations on Diversions

5. The United States shall release each year to the Contractor during the irrigation season from April 1 to October 31, inclusive, water from the Rogue River Basin Project for the irrigation of land owned by the Contractor described as follows:

3.25 acres, NE1/4 NE1/4, Section 4, T. 39 S., R. 3 W., W.M.

Of the land described, not more than 3.25 acres are to be irrigated. The amount of water to be released hereunder shall be that quantity which may be applied beneficially in accordance with good usage in the irrigation of the land above described, up to a maximum diversion of 10 acre-feet of stored water annually, measured at the point of diversion of said water.

Payments for Water

6. (a) An annual payment of \$80 for the first irrigation season shall be made to the United States at the time of executing this contract, and subsequent annual payments of \$80 will be due on or before April 1 of each succeeding irrigation season in advance of water use. This payment will entitle the Contractor to divert up to a maximum of 10 acre-feet of stored water for irrigation of the lands described in Article 5 of this contract. The Contracting Officer will consider adjusting the water service payment downward based on information received from the Contractor, the State of Oregon, or other reliable sources as to the actual amount of stored water diverted each month by the Contractor during the irrigation season and on other factors in addition to the amount of stored water actually diverted, as deemed appropriate by the Contracting Officer.

Any such adjustment will be determined and subtracted from the payment for the next year by the Contracting Officer: Provided, that for an adjustment to be made, information on the amounts of stored water diverted each month must be received in writing by the Contracting Officer by December 1 of that year.

(b) The annual charge set forth in (a) above is based on an initial rate of \$8 per acre-foot of stored water; Provided, that such annual charge shall as a minimum be the greater of either the product of \$2 multiplied by the number of acres described in Article 5 of this contract or \$50. From time to time, but not less often than once every 5 years, the rate per acre-foot of stored water and the minimum payment shall be reviewed by the Contracting Officer and revised, if necessary, by the United States for the irrigation water marketing program of the Rogue River Basin Project. Any revision by the Contracting Officer will apply only to future payments and shall be announced by written notice to the Contractor at least 3 months prior to the beginning of the irrigation season to which the new rate would be applicable.

(c) All payments from the Contractor to the United States under this contract shall be made by the medium requested by the United States. The required medium of payment may include checks, wire transfers, or other types of payment specified by the United States. Except when otherwise specified by the United States, all payments shall be made by check.

(d) Upon execution of the contract, the Contractor shall furnish the Contracting Officer with the Contractor's taxpayer's identification number (TIN). The purpose for requiring the Contractor's TIN is for collecting and reporting any delinquent amounts arising out of the Contractor's relationship with the United States.

(e) Payments required hereunder shall be made to the Bureau of Reclamation at the location described in Article 16 of this contract.

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Contract Administration Fee

7. (a) Upon execution of this contract, a \$100 fee for the preparation of this contract is due and payable by the Contractor to the United States.
- (b) All future contract actions, including new contracts, contract amendments, supplements, and assignments will be charged a \$100 fee: Provided, that the fee shall be reviewed by the Contracting Officer and revised from time to time to cover costs to the United States.

Charges for Delinquent Payments

8. (a) The Contractor shall be subject to interest, administrative, and penalty charges on delinquent payments. If a payment is not received by the due date, the Contractor shall pay an interest charge on the delinquent payment for each day the payment is delinquent beyond the due date. If a payment becomes 60 days delinquent, in addition to the interest charge, the Contractor shall pay an administrative charge to cover additional costs of billing and processing the delinquent payment. If a payment is delinquent 90 days or more, in addition to the interest and administrative charges, the Contractor shall pay a penalty charge for each day the payment is delinquent beyond the due date, based on the remaining balance of the payment due at the rate of 6 percent per year. The Contractor shall also pay any fees incurred for debt collection services associated with a delinquent payment.
- (b) The interest charge rate shall be the greater of the rate prescribed quarterly in the Federal Register by the Department of the Treasury for application to overdue payments or the interest rate of 0.5 percent per month. The interest charge rate will be determined as of the due date and remain fixed for the duration of the delinquent period.
- (c) When a partial payment on a delinquent account is received, the amount received shall be applied first to the penalty charges, second to the administrative charges, third to the accrued interest, and finally to the overdue payment.

Release of Water

9. (a) Upon payment of the annual payment specified in subarticle 6(a) above, the United States will release water to the Contractor from the Rogue River Basin Project pursuant to this contract. No water shall be released if the Contractor is delinquent in payment of the required annual payment.
- (b) Water diverted pursuant to this contract shall be measured at the following point(s) of diversion in accordance with Oregon State law:

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800 feet south and 650 feet west of northeast corner of
Section 4, T. 39 S., R. 3 W., W.M.

The Contractor shall be wholly responsible for securing said water at that point and diverting, conveying, and utilizing it. The Contractor shall be required to conform its diversions and releases to the control of the stream as established by the appropriate State-appointed watermaster. The water to be diverted hereunder shall be measured by means of measuring or controlling devices satisfactory to the Contracting Officer. Such devices shall be furnished, installed, and maintained by and at the expense of the Contractor, but they shall be and remain at all times available for reading and monitoring by the United States or the watermaster whose representative may at all times have access to them over any lands of the Contractor. All losses of water from seepage, evaporation, or other cause, below said point of measurement, shall be borne by the Contractor.

(c) The Contractor shall maintain all fish screens used to divert stored water under this contract at all times in compliance with applicable guidelines from the Oregon Department of Fish & Wildlife and the National Marine Fisheries Service and remain available at all times for inspection by representatives of these agencies at no cost to the United States.

(d) The Contractor hereby acknowledges Reclamation's authority to conduct periodic contract compliance reviews in accordance with Reclamation Manual Policy, *Periodic Review of Water Deliveries with Respect to Contract Terms* (WTR P08), and Reclamation Manual Directives and Standards, *Periodic District Reviews of Water Deliveries with Respect to Contract Terms – Processing for Resolving Unauthorized Use* (WTR 08-01).

Special Conditions

10. (a) It is the responsibility of the Contractor to comply with the laws of the State of Oregon regarding the obtaining and perfecting of permits to divert water to the lands described in Article 5. Prior to executing this contract, the Contractor shall secure any easements from the

Corps of Engineers which may be required for constructing facilities to divert and convey the stored water and provide written verification of such agreements to the Contracting Officer.

The obligation of the United States to release water under this contract is subject to an operating plan for the Rogue River Basin Project determined in accordance with the law governing the project.

(b) If, at some future date, the Contracting Officer determines there is sufficient demand for irrigation water from the Rogue River Basin Project to justify the formation of an irrigation district, water supply company, or other water user organization, future water service may then be made contingent upon the establishment of such an organization. Under this condition, the Contractor will be notified at least 1 year in advance of the date this contract is terminated and continued water service to the lands described in Article 5 becomes dependent upon membership in the organization established for that purpose.

(c) In the interest of conservation and protection of environmental resources, from time to time, but not less often than once every 5 years, this contract shall be reviewed by the Contracting Officer. The terms and conditions of this contract may be modified, if deemed necessary by the Contracting Officer, to avoid or minimize impacts to candidate, listed or proposed threatened and endangered species, or other valuable natural resources. Any modification by the Contracting Officer shall be announced by written notice to the Contractor.

Term of Contract

11. This contract shall become effective as of the date first above written and will continue in effect for a period of 40 years unless sooner terminated in accordance with the provisions of Articles 10 or 12 or by agreement of the parties hereto: Provided; that upon expiration of the 40-year term, renewals may be made by the Secretary of the Interior for successive periods not to exceed 40 years and under terms and conditions mutually agreeable to the

Provided further; that the terms and conditions of each renewal shall be negotiated in light of circumstances prevailing at the time of renewal and agreed upon not later than 1 year prior to the expiration of the then existing contract.

Termination of Contract

12. This contract may be terminated and water service hereunder shall cease at the option of the United States or at any time if the Contractor is delinquent in payment of the water service charge for a period of 90 days or upon failure of the Contractor to abide by any notice, order, rule, or regulation of the United States or the State of Oregon now or hereafter established affecting water service hereunder.

Constraints on the Availability of Water (Water Shortages)

13. In its operation of the Project, the United States will use all reasonable means to guard against a Condition of Shortage in the quantity of water to be made available to the Contractor pursuant to this Contract. In the event the United States determines that a Condition of Shortage appears probable, the Contracting Officer will notify the Contractor of said determination as soon as practicable.

If there is a Condition of Shortage because of errors in physical operations of the Project, drought, other physical causes beyond the control of the United States, or actions taken by the Contracting Officer to meet current and future legal obligations, then no liability shall accrue against the United States or any of its officers, agents or employees for any damage, direct or indirect, arising there from.

Title To Project Works

14. Title to all of the Rogue River Basin Project and associated works shall be and remain in the United States until otherwise provided for by the Congress.

Disclaimer

15. No provision of this contract, nor of any renewal thereof, nor the release of water hereunder will be construed to bind the United States after the expiration of this contract as the basis of a permanent water right. Because of possible fluctuations in reservoir surface elevations and downstream flows associated with the Rogue River Basin Project, the United States does not

guarantee the availability of water at the point of the Contractor's diversion facilities as they may now be constructed or constructed hereafter. Further, the United States will not be held responsible for any acts or omissions of the Contractor's agents or of persons for whom water is released.

Notices

16. Any notice, demand, or request authorized or required by this contract shall be deemed to have been given, on behalf of the Contractor, when mailed, postage prepaid, or delivered to the Program Manager, Repayment and Acreage Limitation, Pacific Northwest Region, Bureau of Reclamation, 1150 N. Curtis Road, Suite 100, Boise, ID 83706-1234, and on behalf of the United States, when mailed, postage prepaid, or delivered to The ITALIAN Trust, c/o John or Bonnie Rinaldi, 375 Hamilton Road, Jacksonville, OR 97530. The designation of the addressee or the address may be changed by notice given in the same manner as provided in this article for other notices.

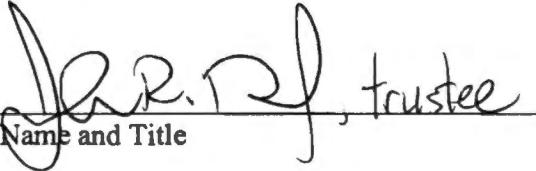
General Provisions

17. The general provisions applicable to this contract are listed below. The full text of these general provisions is attached as Exhibit A and is hereby made a part of this contract.


- a. GENERAL OBLIGATION -- BENEFITS CONDITIONED UPON PAYMENT
- b. CONTINGENT UPON APPROPRIATION OR ALLOTMENT OF FUNDS
- c. OFFICIALS NOT TO BENEFIT
- d. ASSIGNMENTS LIMITED -- SUCCESSORS AND ASSIGNS OBLIGATION
- e. BOOKS, RECORDS, AND REPORTS
- f. COMPLIANCE WITH FEDERAL RECLAMATION LAWS
- g. PROTECTION OF WATER AND AIR QUALITY
- h. WATER CONSERVATION
- i. EQUAL EMPLOYMENT OPPORTUNITY
- j. COMPLIANCE WITH CIVIL RIGHTS LAWS AND REGULATIONS
- k. PRIVACY ACT COMPLIANCE
- l. MEDIUM FOR TRANSMITTING PAYMENTS
- m. CONTRACT DRAFTING CONSIDERATIONS

IN WITNESS WHEREOF, the parties hereto have signed their names the day and year first above written.

THE ITALIAN TRUST


Name and Title

UNITED STATES OF AMERICA


Program Manager
Repayment and Acreage Limitation
PN Region
Bureau of Reclamation
1150 North Curtis Road, Suite 100
Boise, ID 83706-1234

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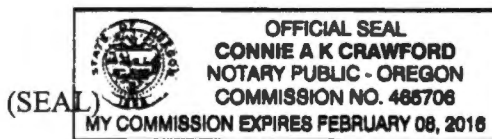
APR 11 2014

SALEM, OR

STATE OF Oregon
County of Jackson : ss

On this 5th day of Dec, 2013, before me, a notary public, personally appeared JOHN R PINARDI, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged that he is the legal owner of the property for which a water supply is to be provided under the contract and has executed this contract as his free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as of the day and year first above written.

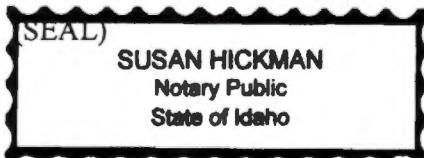


Connie A K Crawford
Notary Public in and for the
State of Oregon
Residing at: Clatskanie
My commission expires: Feb. 8 2016

STATE OF IDAHO)
County of Ada) : ss

On this 18 day of December, 2013, personally appeared before me Ryan M. Patterson, known to me to be the official of the UNITED STATES OF AMERICA that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said United States, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as of the day and year first above written.



Susan Hickman
Notary Public in and for the
State of IDAHO
Residing at: Meridian
My commission expires: 1-7-2016

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SALEM, OR

GENERAL PROVISIONS — ROGUE RIVER BASIN PROJECT

GENERAL OBLIGATION--BENEFITS CONDITIONED UPON PAYMENT

(a). (1) The obligation of the Contractor to pay the United States as provided in this contract is a general obligation of the Contractor notwithstanding the manner in which the obligation may be distributed among the Contractor's water users and notwithstanding the default of individual water users in their obligation to the Contractor.

(2) The payment of charges becoming due pursuant to this contract is a condition precedent to receiving benefits under this contract. The Contractor shall not deliver water under the terms and conditions of this contract for lands or parties that are in arrears in the advance payment of water rates as levied or established by the Contractor.

CONTINGENT UPON APPROPRIATION OR ALLOTMENT OF FUNDS

(b). The expenditure or advance of any money or the performance of any obligation of the United States under this contract shall be contingent upon appropriation or allotment of funds. Absence of appropriation or allotment of funds shall not relieve the Contractor from any obligations under this contract. No liability shall accrue to the United States in case funds are not appropriated or allotted.

OFFICIALS NOT TO BENEFIT

(c). No Member of or Delegate to the Congress, Resident Commissioner, or official of the Contractor shall benefit from this contract other than as a water user or landowner in the same manner as other water users or landowners.

ASSIGNMENT LIMITED--SUCCESSORS AND ASSIGNS OBLIGATION

(d). The provisions of this contract shall apply to and bind the successors and assigns of the parties hereto, but no assignment or transfer of this contract or any right or interest therein by either party shall be valid until approved in writing by the other party.

BOOKS, RECORDS, AND REPORTS

(e). The Contractor shall establish and maintain accounts and other books and records pertaining to administration of the terms and conditions of this contract, including the Contractor's financial transactions; water supply data; project operation, maintenance, and replacement logs; project land and rights-of-way use agreements; the water users' land-use (crop census), land-ownership, land-leasing, and water-use data; and other matters that the Contracting Officer may require. Reports shall be furnished to the Contracting Officer in such form and on such date or dates as the Contracting Officer may require. Subject to applicable Federal laws and regulations, each party to this contract shall have the right during office hours to examine and make copies of the other party's books and records relating to matters covered by this contract.

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COMPLIANCE WITH FEDERAL RECLAMATION LAWS

(f). The parties agree that the delivery of irrigation water or use of Federal facilities pursuant to this contract is subject to Federal reclamation law, including but not limited to the Reclamation Reform Act of 1982 (43 U.S.C. 390aa *et seq.*), as amended and supplemented, and the rules and regulations promulgated by the Secretary of the Interior under Federal reclamation law.

PROTECTION OF WATER AND AIR QUALITY

(g). (1) Project facilities used to make available and deliver water to the Contractor shall be operated and maintained in the most practical manner to maintain the quality of the water at the highest level possible as determined by the Contracting Officer: Provided, That the United States does not warrant the quality of the water delivered to the Contractor and is under no obligation to furnish or construct water treatment facilities to maintain or improve the quality of water delivered to the Contractor.

(2) The Contractor shall comply with all applicable water and air pollution laws and regulations of the United States and the State of Oregon and shall obtain all required permits or licenses from the appropriate Federal, State, or local authorities necessary for the delivery of water by the Contractor; and shall be responsible for compliance with all Federal, State, and local water quality standards applicable to surface and subsurface drainage and/or discharges generated through the use of Federal or Contractor facilities or project water provided by the Contractor within the Contractor's Project Water Service Area.

(3) This article shall not affect or alter any legal obligations of the Secretary to provide drainage or other discharge services.

WATER CONSERVATION

(h). Prior to the delivery of water provided from or conveyed through federally constructed or federally financed facilities pursuant to this contract, the Contractor shall develop a water conservation plan, as required by Section 210(b) of the Reclamation Reform Act of 1982 and 43 C.F.R. 427.1 (Water Conservation Rules and Regulations).

EQUAL EMPLOYMENT OPPORTUNITY

(i). During the performance of this contract, the Contractor agrees as follows:

(1) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, disability, or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex, disability, or national origin. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Contracting Officer setting forth the provisions of this nondiscrimination clause.

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(2) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, disability, or national origin.

(3) The Contractor will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the Contracting Officer, advising the labor union or workers' representative of the Contractor's commitments under Section 202 of Executive Order 11246 of September 24, 1965, as amended (EO 11246), and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(4) The Contractor will comply with all provisions of EO 11246, and of the rules, regulations, and relevant orders of the Secretary of Labor.

(5) The Contractor will furnish all information and reports required by EO 11246, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the Contracting Agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

(6) In the event of the Contractor's noncompliance with the nondiscrimination clauses of this contract or with any of such rules, regulations, or orders, this contract may be canceled, terminated or suspended in whole or in part and the Contractor may be declared ineligible for further Government contracts in accordance with procedures authorized in EO 11246, and such other sanctions may be imposed and remedies invoked as provided in EO 11246, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

(7) The Contractor will include the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by the rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of EO 11246, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action with respect to any subcontract or purchase order as may be directed by the Secretary of Labor as a means of enforcing such provisions, including sanctions for noncompliance: *Provided, however*, that in the event the Contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

COMPLIANCE WITH CIVIL RIGHTS LAWS AND REGULATIONS

(j). (1) The Contractor shall comply with Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352; 42 U.S.C. § 2000d), the Rehabilitation Act of 1973 (Pub. L. 93-112, Title V, as amended; 29 U.S.C. § 791, et seq.), the Age Discrimination Act of 1975 (Pub. L. 94-135, Title III; 42 U.S.C. § 6101, et seq.), [Title II of the Americans with Disabilities Act of 1990 (Pub. L. 101-336; 42 U.S.C. § 12131, et seq.),] [Title III of the Americans with Disabilities Act of 1990 (Pub. L. 101-336; 42 U.S.C. § 12181, et seq.),]2 and any other applicable civil rights laws, and with the applicable implementing regulations and any guidelines imposed by the U.S. Department of the Interior and/or Bureau of Reclamation.

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(2) These statutes require that no person in the United States shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving financial assistance from the Bureau of Reclamation on the grounds of race, color, national origin, disability, or age. By executing this contract, the Contractor agrees to immediately take any measures necessary to implement this obligation, including permitting officials of the United States to inspect premises, programs, and documents.

(3) The Contractor makes this agreement in consideration of and for the purpose of obtaining any and all Federal grants, loans, contracts, property discounts, or other Federal financial assistance extended after the date hereof to the Contractor by the Bureau of Reclamation, including installment payments after such date on account of arrangements for Federal financial assistance which were approved before such date. The Contractor recognizes and agrees that such Federal assistance will be extended in reliance on the representations and agreements made in this article and that the United States reserves the right to seek judicial enforcement thereof.

(4) Complaints of discrimination against the Contractor shall be investigated by the Contracting Officer's Office of Civil Rights.

PRIVACY ACT COMPLIANCE

(k). (1) The Contractor shall comply with the Privacy Act of 1974 (5 U.S.C. 552a) (Privacy Act) and the Department of the Interior rules and regulations under the Privacy Act (43 CFR 2.45 et seq.) in maintaining landholder certification and reporting records required to be submitted to the Contractor for compliance with Sections 206, 224(c), and 228 of the Reclamation Reform Act of 1982 (43 U.S.C. §§ 390ff, 390ww, and 390zz), and pursuant to 43 C.F.R. § 426.18.

(2) With respect to the application and administration of the criminal penalty provisions of the Privacy Act (5 U.S.C. 552a(i)), the Contractor and the Contractor's employees who are responsible for maintaining the certification and reporting records referenced in (a) above and are considered to be employees of the Department of the Interior. See 5 U.S.C. 552a(m).

(3) The Contracting Officer or a designated representative shall provide the Contractor with current copies of the Interior Department Privacy Act regulations and the Bureau of Reclamation Federal Register Privacy Act System of Records Notice (Interior/WBR-31, Acreage Limitation) which govern the maintenance, safeguarding, and disclosure of information contained in the landholders' certification and reporting records.

(4) The Contracting Officer shall designate a full-time employee of the Bureau of Reclamation to be the System Manager responsible for making decisions on denials pursuant to 43 CFR 2.61 and 2.64 and amendment requests pursuant to 43 CFR 2.72. The Contractor is authorized to grant requests by individuals for access to their own records.

(5) The Contractor shall forward promptly to the System Manager each proposed denial of access under 43 CFR 2.64 and each request for amendment of records filed under 43 CFR 2.71; notify the requester accordingly of such referral; and provide the System Manager with information and records necessary to prepare an appropriate response to the requester. These requirements do not apply to individuals seeking access to their own certification and reporting forms filed with the Contractor pursuant to 43 CFR 426.18 unless the requester elects to cite the Privacy Act as authority for the request.

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MEDIUM FOR TRANSMITTING PAYMENTS

(l). (1) All payments from the Contractor to the United States under this contract shall be by the medium requested by the United States on or before the date payment is due. The required method of payment may include checks, wire transfers, or other types of payment specified by the United States.

(2) Upon execution of the contract, the Contractor shall furnish the Contracting Officer with the Contractor's taxpayer's identification number (TIN). The purpose for requiring the Contractor's TIN is for collecting and reporting any delinquent amounts arising out of the Contractor's relationship with the United States.

CONTRACT DRAFTING CONSIDERATIONS

(m). This Contract has been, negotiated and reviewed by the parties hereto, each of whom is sophisticated in the matters to which this Contract pertains. Articles 1 through 16 of this Contract have been drafted, negotiated, and reviewed by the parties, and no one party shall be considered to have drafted the stated articles.

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EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT is made by and between the following parties:

PARTIES:

HOWARD R. JUUL and DIANE M. JUUL, husband and wife, hereinafter referred to as "JUUL". A legal description for the Juuls' real property is attached hereto as Exhibit "A" and by this reference incorporated herein.

JANET BARKER, aka JANET GRIER, hereinafter referred to as "BARKER". A legal description for Barker's real property is attached hereto as Exhibit "B" and by this reference incorporated herein.

JESSE L. SWORD, hereinafter referred to as "SWORD". A legal description for Sword's real property is attached hereto as Exhibit "C" and by this reference incorporated herein.

← Predessor to
Rinaldi

JACK W. FITCH and MARCIA E. FITCH, husband and wife, hereinafter referred to as "FITCH". A legal description for the Fitches' real property is attached hereto as Exhibit "D" and by this reference incorporated herein.

WILLIE L. RATILUFF, Trustee of the Willie L. Ratiluff Trust, hereinafter referred to as "RATILUFF". A legal description for Ratiluff's real property is attached hereto as Exhibit "E" and by this reference incorporated herein.

RECITALS

1. The above described PARTIES own contiguous pieces of property described in Exhibits "A" through "E".
2. The PARTIES are converting the irrigation system on the real property from flood irrigation to sprinkler irrigation and need to enter into this Easement Agreement in order to do so.
3. A map showing the location of the point of diversion from the Applegate River, the group irrigation main pipeline, the main pump station, the booster pump station and the point of connections with the PARTIES' real properties is attached hereto as Exhibit "F" and by this reference incorporated herein.

For the reasons recited above and in consideration of the following mutual promises and covenants, the PARTIES hereby agree as follows:

AFTER RECORDING, RETURN TO:

GRANTLAND, BLODGETT & SHAW
1818 E. MCANDREWS ROAD
MEDFORD OR 97504

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A. Each PARTY hereby grants to the others a non-exclusive, perpetual easement over and across each PARTY'S respective parcel for the purpose of constructing, operating, repairing and maintaining pump stations and a buried irrigation mainline. This easement shall be over and across the real properties described in Exhibits "A", "B", "C", "D" and "E" and shall be for the benefit of the real properties described in "Exhibits "A", "B", "C", "D" and "E". The easement shall be ten (10) feet in width the centerline of which shall be the underground pipeline in the approximate location shown on the map attached as Exhibit "F". Except for the rights granted herein the PARTIES shall have the full use and control of their respective real properties.

B. The PARTIES shall have all rights of ingress and egress to and from this easement, including the right to cut, remove, or trim all vegetation, excepting trees with a diameter of greater than 5 inches (as measured at 4.5 feet above the ground) necessary for the PARTIES' use, operation and maintenance of the easement hereby granted, and all rights and privileges incident thereto. To realize the ingress and egress provisions in this easement, a PARTY must give notice to the other PARTY at least twenty-four hours in advance, excepting emergencies, in which case the PARTIES will give as much notice as possible.

The PARTIES agree not to plant any trees or shrubs, to construct any building or other obstruction in the right-of-way of the easement. The PARTIES agree to install a ten-foot wide gate in any future fencing that crosses the easement, and to provide the other PARTIES with keys to any such gate.

C. The irrigation system installed on this easement will be connected to the on-farm systems of the PARTIES and its use shall be shared amongst the PARTIES.

D. Each PARTY agrees to indemnify and hold any other PARTY or PARTIES harmless from any loss, claim or liability resulting from that PARTY'S use of the easement located on another PARTY'S real property. Each PARTY assumes all risk arising out of their use of the easement and each PARTY shall have no liability to the other PARTY or PARTIES or others for any condition or hazard existing on their respective real properties. However, each PARTY agrees to maintain comprehensive public liability insurance in the amount of at least \$300,000.00.

E. This easement shall be appurtenant to the real properties described in Exhibits "A", "B", "C", "D" and "E". In the event of any subdivision or sale of all or any portion of such property this easement shall remain appurtenant to all of the parcels that such property may be divided into.

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F. Each PARTY acknowledges that it will be their responsibility to maintain their own respective water rights with the State of Oregon. All PARTIES will operate the aforementioned pump station in accordance with Oregon water law. If the Oregon Water Resources Department terminates the water right(s) attached the property of any of the PARTIES pertaining to this easement, then the rights of the affected PARTY under this easement, including access to water delivered by this irrigation system, will terminate.

G. The cost of routine maintenance and repair of the irrigation system installed on this easement shall be shared amongst the PARTIES pursuant to a percentage basis. This shall be broken down into two parts. The first part shall be the portion of the easement up to but not including the booster pump. This shall be shared by all five PARTIES according to the following percentage: Janet Barker, 27.2%; Jesse L. Sword, 11.8%; Jack W. Fitch and Marcia E. Fitch, 20.4%; Willie L. Ratluff Trust, 13.6%; Howard R. Juul and Diane M. Juul, 26.9%. That portion of the easement leading from the booster pump on shall be shared by the following PARTIES according to the following percentages: Janet Barker, 23.1%; Jack W. Fitch and Marcia E. Fitch, 46.1%; Willie L. Ratluff Trust, 30.8%.

H. The noise level due to the operation of the pump station, measured a distance of 25 feet from the pumps should not exceed 65 decibels (db), hereinafter the "sound threshold". If said sound threshold is exceeded, the offended PARTY may require that the pump station cease operation until the other PARTIES demonstrate to the offended PARTY that further operation of the pump will not exceed the sound threshold. The PARTIES shall install, or have installed, and maintain, noise suppression devices around the irrigation pump stations located in the easement to insure that said sound threshold is not exceeded.

I. If the rights of any individual PARTY expires as a result of the failure of that PARTY to comply with the terms and conditions of this Agreement, the rights of the other PARTIES shall continue in full force and effect provided that the cost sharing ratios set forth in Section G shall be adjusted to reflect the resultant revised ratio of the irrigation acreage of the remaining PARTIES sharing the easement.

J. In the event a suit or action is brought concerning this Agreement, the losing PARTY agrees to pay the prevailing PARTY'S reasonable attorney fees as determined by the trial court, or, if on appeal, similar fees as fixed by the appellate court.

K. This easement shall run with the land and shall be binding upon the PARTIES hereto, their heirs, assigns, personal representatives and successors in interest. This easement is subject to all prior liens, encumbrances, easements and exceptions of record.

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IN WITNESS WHEREOF, the PARTIES have executed this Agreement on
this 3rd day of Sept 2002.

Howard R. Juul
Howard R. Juul

Diane M. Juul
Diane M. Juul

Janet Barker
Janet Barker, aka Janet Grier

Jesse L. Sword
Jesse L. Sword

Jack W. Fitch
Jack W. Fitch

Marcie E. Fitch
Marcie E. Fitch

Willie L. Ratluff
Willie L. Ratluff, Trustee of the
Willie L. Ratluff Trust

4

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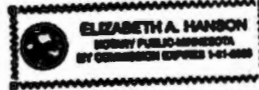
SALEM, OR

02 46645

STATE OF Minnesota)
COUNTY OF Hennepin)

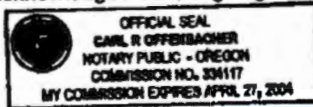
Personally appeared before me this 25th day of
Aug., 2002, the above named HOWARD R. JUUL and DIANE M. JUUL and
acknowledged the foregoing instrument to be their voluntary act and deed.

Elizabeth A. Hanan
Notary Public for Minnesota
My Commission Expires 1-31-2005



STATE OF OREGON)
COUNTY OF JACKSON)

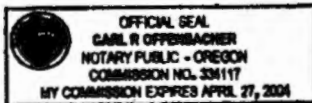
Personally appeared before me this 28TH day of
AUG., 2002, the above named JANET BARKER, aka Janet Grier and
acknowledged the foregoing instrument to be her voluntary act and deed.



Carl R. Offensbacher
Notary Public for Oregon
My Commission Expires April 27, 2004

STATE OF OREGON)
COUNTY OF JACKSON)

Personally appeared before me this 28th day of
SEP., 2002, the above named JESSE L. SWORD and acknowledged the
foregoing instrument to be his voluntary act and deed.



Carl R. Offensbacher
Notary Public for Oregon
My Commission Expires April 27, 2004

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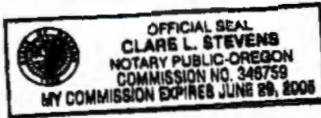
S-87958

02 46645

STATE OF OREGON)

COUNTY OF JACKSON)

Personally appeared before me this 8/28/02 day of
AUG., 2002, the above named JACK W. FITCH and MARCIA E. FITCH and
acknowledged the foregoing instrument to be their voluntary act and deed.

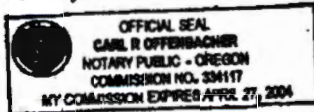


Clare L. Stevens
Notary Public for 4/29 2006 Oregon
My Commission Expires

STATE OF OREGON)

COUNTY OF JACKSON)

Personally appeared before me this 28th day of
AUG., 2002, the above named WILLIE L. RATILUFF, Trustee of THE WILLIE L.
RATILUFF TRUST and acknowledged the foregoing instrument to be his
voluntary act and deed.



Carl R. Offensbacher
Notary Public for Oregon
My Commission Expires 4/27/2004

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EXHIBITS

Exhibit "A"

Legal Description—Juul Property

Commencing at a one inch brass capped iron pipe at the northeast corner of Section 4, in Township 39 South, Range 3 West, of the Willamette Meridian in Jackson County, Oregon; thence South 00°12'45" West, along the east line of Section 4, a distance of 654.88 feet to the southeast corner of that tract described in instrument recorded as No. 81-09132, said official records and the True Point of Beginning; thence South 74°25'00" West, along the southerly line of said tract, 117.87 feet to a 5/8" iron pin; thence continue South 74°25'00" West, along said southerly line, 541.96 feet to a 5/8" iron pin; thence continue South 74°25'00" West, along said southerly line, 106.63 feet to the southwest corner thereof; thence South 30°31'50" East 251.98 feet, thence South 40°02'46" East 941.94 feet (record South 40°01'50" East 953.05 feet, more or less) to the east line of said Section 4; thence North 00°12'45" East, along said east line, 1,144.59 feet, more or less, to the True Point of Beginning.

Exhibit "B"

Legal Description—Barker Property

That tract of land situated in the Northwest One Quarter of Section 3, Township 39 South, Range 3 West, Willamette Meridian, Jackson County, Oregon and more fully described as follows: Commencing at the Northwest corner of said Section 3; thence South along the West line of said Section 3, a distance of 971.66 feet to the point of beginning, from which an iron pin bears South 89°46' East; thence South 89°46' East, 1055.07 feet to a 5/8" iron pin on the Westerly line of the County Road; thence South 9°44'10" West along said road, 283.93 feet to the beginning of a curve having a radius of 848.51 feet; thence along said curve (long chord of which bears South 4°07'50" West, 165.76 feet), a distance of 166.02 feet to a 5/8" iron pin; thence South 78°26'30" West, 1015.71 feet, more or less, to the Westerly line of said Section 3; thence along said section line, 653.00 feet to the point of beginning.

Exhibit "C"

Legal Description—Sword Property

Commencing at a brass capped 1 inch iron pipe marking the Northeast corner of Section 4, Township 39 South, Range 3 West, Willamette Meridian, Jackson County, Oregon; thence South 0°12'45" West along the East line of said Section 4, a distance of 415.07 feet to a 5/8 inch iron pin and the point of beginning; then West 213.46 feet to a 1/4 inch iron pipe; thence North 27°02'20" West 32.04 feet to a 5/8 inch iron pin; thence South 65°43'30" West 128.54 feet to a 5/8 inch iron pin; thence South 28°40'30" West 53.13 feet to a 5/8 inch iron pin; thence South 65°43'30" West 413.74 feet to a 1/4 inch iron pin; thence continuing South 65°43'30" West 97.09 feet to the center of the Applegate River; thence South 30°31'50" East along the center of said Applegate River 191.25 feet; thence North 74°25'00" East 106.63 feet to a 5/8 inch iron pin; thence continuing North 74°25'00" East 541.96 feet to a 5/8 inch iron pin; thence continuing

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North 74°25'00" East 117.87 feet to the East line of said Section 4; thence North 0°12'45" East 239.81 feet to the point of beginning.

Exhibit "D"

Legal Description—Fitch Property

That tract or parcel of land situate in the Northwest quarter of the Northwest quarter of Section 3, Township 39 South, Range 3 West, Willamette Meridian, Jackson County, Oregon and more fully described as follows: Commencing at the northwest corner of Section 3, Township 39 South, Range 3 West of the Willamette Meridian in Jackson County, Oregon; thence South, along the West line of said Section 4, 40 feet to the south county right of way and the point of beginning; thence South 89°46'00" East, along said right of way, 1079.09 feet; thence south 176.54 feet, along the West line of the Shedd tract as described in Document #69-00404 of the Official Records of Jackson County, Oregon; thence South 82°30'35" West, 505.91 feet to a 5/8" iron pin; thence South 68°32'54" West, 257.35 feet to a 5/8" iron pin; thence South 15°20'40" East, 97.02 feet to a 5/8" iron pin; thence North 89°46'00" West, 369.04 feet to the west line of said Section 3; thence North along said West line, 433.01 feet to the point of beginning.

Exhibit "E"

Legal Description—Ratliff Trust Property

Commencing at the Northwest corner of Section 3, Township 39 South, Range 3 West, Willamette Meridian, Jackson County, Oregon; thence South along the West line of said Section 3, a distance of 971.92 feet to the point of beginning; thence South 89°46' East 449.21 feet to a 5/8" iron pin; thence North 0°14'00" East 203.91 feet; thence South 89°46' East 640.10 feet to the Westerly line of County road; thence North 9°44'10" East 25.35 feet; thence North 89°46' West 338.28' thence North 0°14'00" East 270' thence North 89°46' West 757.27' more or less to the West line of said Section; thence South 498.91' to the point of beginning.

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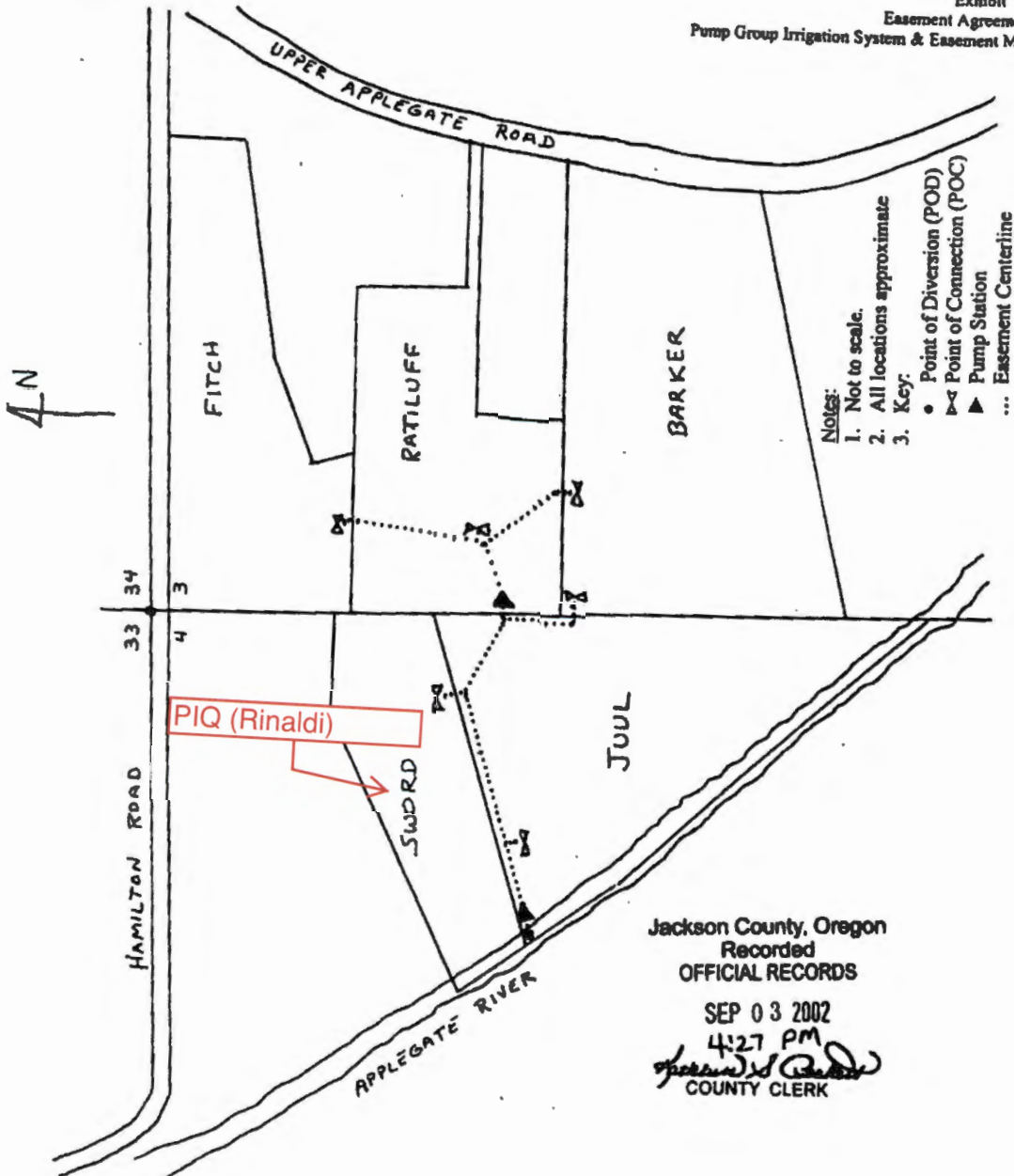
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02 46645

Exhibit "F"
Easement Agreement
Pump Group Irrigation System & Easement Map



Jackson County, Oregon
Recorded
OFFICIAL RECORDS

SEP 03 2002

4:27 PM

[Signature]
COUNTY CLERK

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5-87958

OREGON

advanced

data map



Water Resources Department

**Permit to Appropriate Only Stored Water –
Expedited Secondary**

Today's Date: Tuesday, February 11, 2014

Base Application Fee.		\$450.00
Acre feet of Stored Water to be diverted.	10	\$300.00
Permit Recording Fee. ***		\$450.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$1,200.00

[Return to Fee Calculator Options page](#)[OWRD Fee Schedule](#)

Fee Calculator Version: B20130709

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

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: source of water requested
- ☒ SECTION 4: water use
- ☒ SECTION 5: water management
- ☒ SECTION 6: resource protection
- ☒ SECTION 7: project schedule
- ☒ SECTION 8: within a district
- ☒ SECTION 9: 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.
- ☒ Fees - Amount enclosed: \$ 1,800
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)
- ☒ 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:

Date _____

(For staff use only)



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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ SECTION 1: _____
- ☐ SECTION 2: _____
- ☐ SECTION 3: _____
- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ SECTION 7: _____
- ☐ SECTION 8: _____
- ☐ SECTION 9: _____
- ☐ Land Use Information Form _____
- ☐ 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.
- ☐ Fees _____

RECEIVED BY OWRD

MAP

FEB 10 2014

- ☐ 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)
- ☐ 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 _____

SALEM, OR

**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 # **111117**

INVOICE # _____

RECEIVED FROM: Bonnie + John Rinaldi

APPLICATION S-87958

BY: _____

PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 309 ☒ OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 1200.00

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

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE \$ <u>750.00</u>	0202	RECORD FEE \$ <u>450.00</u>
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: **111117**

DATED: 2.10.14 BY: [Signature]

**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 # **115901**

INVOICE # _____

RECEIVED FROM:

John & Bonnie Rinaldi

APPLICATION

S-87958

BY: _____

PERMIT

TRANSFER

CASH:

CHECK:

OTHER: (IDENTIFY)

☐

☒ 661

☐

TOTAL REC'D

\$175.00

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

4611

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

RECORD FEE

\$

\$

LICENSE FEE

\$

\$

0200

OTHER

(IDENTIFY)

Claim of Beneficial Use \$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: **115901**

DATED:

5/18/15

BY:

Guyette Rops