

ASSIGNED

FILE#: G 14494

Application No. G14494

Permit No. G13443 G-18016

Certificate No. 94893

Stream Index, Page No. \_\_\_\_\_

**FEES PAID**

| Date    | Amount    | Receipt No. |
|---------|-----------|-------------|
| 4-7-97  | \$508.~   | 11252       |
| 9/30/92 | 100.00    | 55934       |
| 12/8/14 | 575.00    | 114268      |
| 8-29-19 | \$200.00  | 130690      |
|         | Cert. Fee |             |

**FEES REFUNDED**

| Date | Amount | Check No. |
|------|--------|-----------|
|      |        |           |

Date filed \_\_\_\_\_

Priority \_\_\_\_\_

Action suspended until CR4

Return to applicant \_\_\_\_\_

Date of approval 7/29/98

**CONSTRUCTION**

Date for beginning 7/29/99

Date for completion \_\_\_\_\_

Extended to \_\_\_\_\_

Date for application of water 10/1/02

Extended to 10-1-06, 10-30-2024

**PROSECUTION OF WORK**

Form "A" filed \_\_\_\_\_

Form "B" filed \_\_\_\_\_

Form "C" filed \_\_\_\_\_

**FINAL PROOF**

Blank mailed \_\_\_\_\_

Proof received \_\_\_\_\_

Date certificate issued 1/29/2020

**ASSIGNMENTS**

| Date             | To Whom                              | Address                                                       | Volume | Page |
|------------------|--------------------------------------|---------------------------------------------------------------|--------|------|
| <u>2/24/2017</u> | Fruend/Spencer Investment Group, LLC | 63026 NE Lower Meadows Drive, Suite 200<br>Bend, Oregon 97701 |        |      |

**REMARKS**

T-12580 Δ APOA V.109 Pg.1046 Superseding Permit G-18016

**PUMP TEST**

10-8-19 Anna Concher  
2 min well exemption  
**APPROVED**

# RA Mailing List for Certificate

Scheduled Mailing Date:

**Application: G-14494**

**Permit: G-18016**

**Certificate: 94893**

|               |                            |
|---------------|----------------------------|
| Copies Mailed |                            |
| by:           | <u>TM</u><br>(STAFF)       |
| on:           | <u>1/29/2020</u><br>(DATE) |

Water Right Holder:

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES – Freund Spencer Investment Group LLC own all lands involved - per Crook County Assessor**

Copies of Final Certificate to be sent to:

1. Watermaster District 11 (include copy of map)
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. Gary DeJarnatt, CWRE, 20735 Double Peaks Drive, Bend, OR 97701
2. John Short, Water Right Services, LLC, PO Box 1830, Bend, OR 97709





# 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: JAN 29 2020**

## **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 CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

confirms the right to the use of water perfected under the terms of Permit G-18016. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: TWO WELLS IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 0.83 CFS FROM WELL 2 AND 0.66 CFS FROM WELL 4, NOT TO EXCEED 1.42 CFS, IN ANY COMBINATION

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

WELL LOCATIONS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                     |
|------|------|-----|-----|-------|------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2 - 1750 FEET NORTH AND 2050 FEET EAST FROM SW CORNER, SECTION 32 |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM SW CORNER, SECTION 32 |

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

**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.



THE PLACE OF USE IS LOCATED AS FOLLOWS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 15 S | 15 E | WM  | 29  | SE SW | 1.5   |
| 15 S | 15 E | WM  | 32  | NW NE | 12.3  |
| 15 S | 15 E | WM  | 32  | SW NE | 30.8  |
| 15 S | 15 E | WM  | 32  | NE NW | 30.4  |
| 15 S | 15 E | WM  | 32  | SE NW | 29.8  |
| 15 S | 15 E | WM  | 32  | NE SW | 9.0   |

The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation, located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                                |
|------|------|-----|-----|-------|-----------------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 1 (ORIGINAL) - 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32 |

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of appropriation (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

**STANDARD CONDITIONS**

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

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

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.

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

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

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

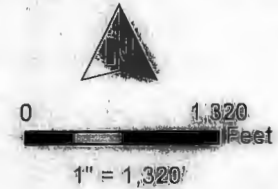
The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

Issued JAN 29 2020

A handwritten signature in black ink, appearing to read "Dwight French", is written over the printed name.

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

**T15S R15E, WM**  
**CROOK COUNTY, OREGON**

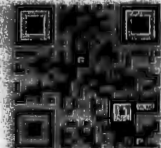


- Well
- Meter
- Pipeline
- Bulge in System
- POU IR
- Township
- Section
- Quarter Quarter
- Taxlot

**Well Locations:**

- #2 (CROO 1999) 1750' N, 2050' E OF SW COR SEC 32
- #4 (L-121059) 3690' N, 2870' E OF SW COR SEC 32

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**OWRD**



RENEWAL DATE 12/31/2021

**CLAIM OF BENEFICIAL USE MAP**  
**Stillman Ranch**

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

**WATER RIGHT SERVICES, LLC**  
 PO BOX 1830, BEND, OR 97709  
**CCB# 197121** [www.oregonwater.us](http://www.oregonwater.us)  
 541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

APG-14494/T-12580

PERMIT G-18016

Project #19016

January 2, 2020

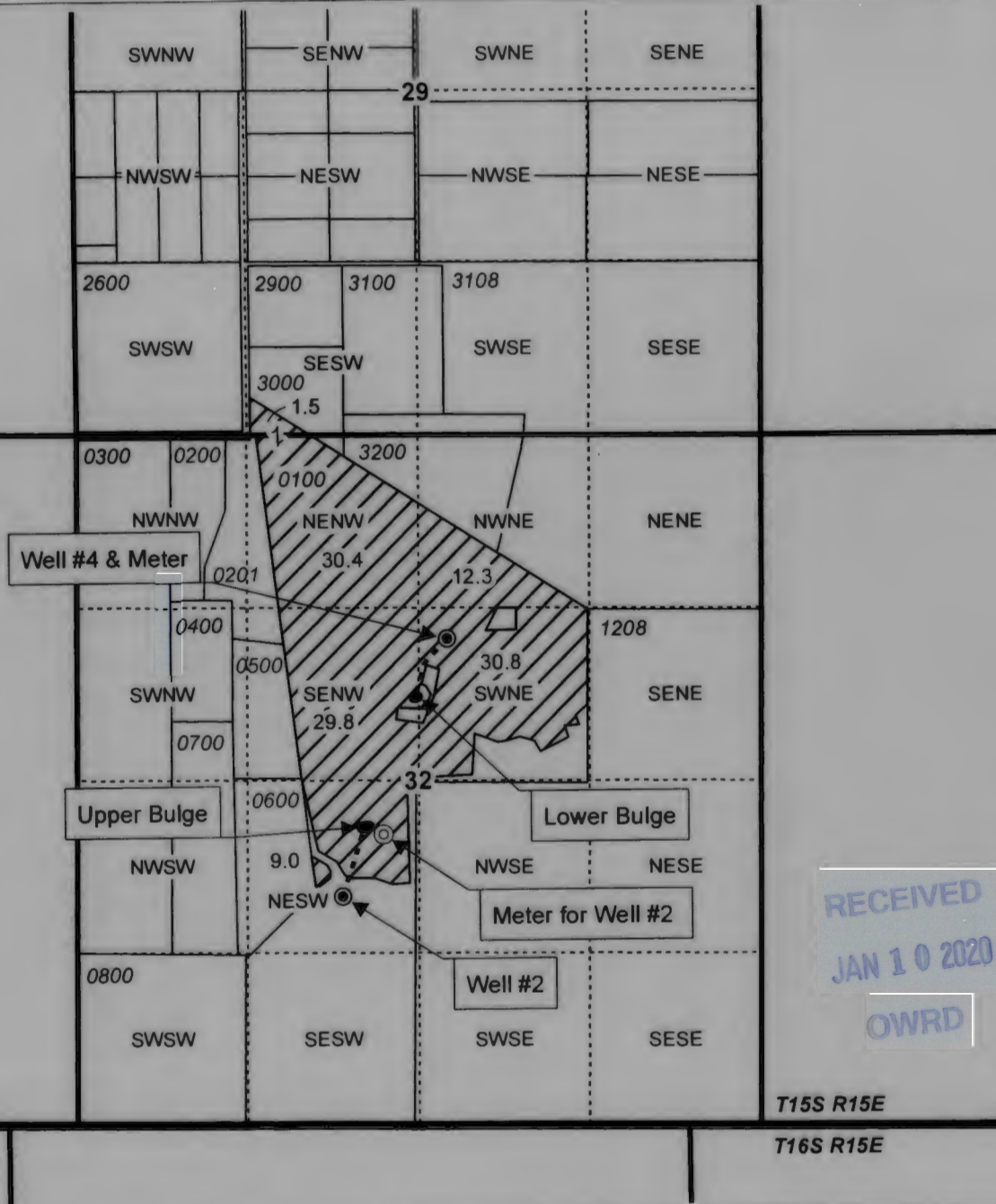


**T15S R15E, WM**  
CROOK COUNTY, OREGON



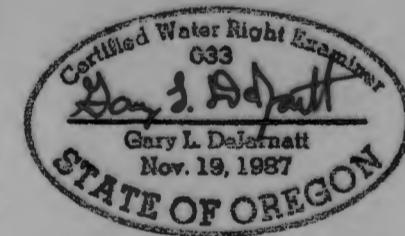
0 1,320 Feet  
1" = 1,320'

- Well
- ⊙ Meter
- Pipeline
-  Bulge in System
-  POU IR
-  Township
-  Section
- Quarter Quarter
-  Tax Lot



Well Locations:  
#2 (CROO 1999): 1750' N, 2050' E OF SW COR SEC 32  
#4 (L-121059): 3690' N, 2870' E OF SW COR SEC 32

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RENEWAL DATE 12/31/2021

**CLAIM OF BENEFICIAL USE MAP**  
Stillman Ranch

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

**WATER RIGHT SERVICES, LLC**

PO BOX 1830, BEND, OR 97709

CCB# 197121 [www.oregonwater.us](http://www.oregonwater.us)

541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

AP G-14494/T-12580

PERMIT G-18016

Project #19016

January 2, 2020



# CLAIM OF BENEFICIAL USE for Groundwater Permits claiming more than 0.1 cfs



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

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**A fee of \$200 must accompany this form for permits with priority dates of July 9, 1987, or later.**

**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](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.

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

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](http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx)

## SECTION 1

### GENERAL INFORMATION

#### 1. File Information

| APPLICATION # | PERMIT # (IF APPLICABLE) | PERMIT TYPE |
|---------------|--------------------------|-------------|
| G- 14494      | G- 18016                 | T-          |

John,  
Mail to  
Kerry K

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2. Property Owner (current owner information)

|                                                                         |                    |                                  |                        |
|-------------------------------------------------------------------------|--------------------|----------------------------------|------------------------|
| APPLICANT/BUSINESS NAME<br><b>Freund / Spencer Investment Group LLC</b> |                    | PHONE NO.<br><b>541-389-0070</b> | ADDITIONAL CONTACT NO. |
| ADDRESS<br><b>63026 NE Lower Meadow Dr. Suite 200</b>                   |                    |                                  |                        |
| CITY<br><b>Bend</b>                                                     | STATE<br><b>OR</b> | ZIP<br><b>97701</b>              | E-MAIL                 |

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<br><b>Same</b> |       |     |
| ADDRESS                                |       |     |
| CITY                                   | STATE | ZIP |

|                                                  |       |     |
|--------------------------------------------------|-------|-----|
| ADDITIONAL PERMIT HOLDER OF RECORD<br><b>N/A</b> |       |     |
| ADDRESS                                          |       |     |
| CITY                                             | STATE | ZIP |

4. Date of Site Inspection: **6-24-2019**

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

| NAME              | DATE             | ASSOCIATION WITH THE PROJECT |
|-------------------|------------------|------------------------------|
| <b>Jim Draper</b> | <b>6-24-2019</b> | <b>Project Manager</b>       |
|                   |                  |                              |

6. County: **Crook**

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

|                               |       |     |
|-------------------------------|-------|-----|
| OWNER OF RECORD<br><b>N/A</b> |       |     |
| ADDRESS                       |       |     |
| CITY                          | STATE | ZIP |

Add additional tables for owners of record as needed

## 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.



|                                                   |                           |                                                                 |
|---------------------------------------------------|---------------------------|-----------------------------------------------------------------|
| <b>CWRE NAME</b><br><b>Gary L. DeJarnatt</b>      | <b>PHONE NO.</b>          | <b>ADDITIONAL CONTACT NO.</b><br><b>John Short 541-389-2837</b> |
| <b>Project # 19016</b>                            |                           |                                                                 |
| <b>ADDRESS</b><br><b>20735 Double Peaks Drive</b> |                           |                                                                 |
| <b>CITY</b><br><b>Bend</b>                        | <b>STATE</b><br><b>OR</b> | <b>ZIP</b><br><b>97701</b>                                      |
| <b>E-MAIL</b>                                     |                           |                                                                 |

### Permit Holder 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 |
|-----------|--------------------|-------|------|
|           |                    |       |      |
|           |                    |       |      |
|           |                    |       |      |
|           |                    |       |      |
|           |                    |       |      |

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## 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<br><b>Gary L. DeJarnatt</b>      | Project # <b>19016</b> | PHONE NO.           | ADDITIONAL CONTACT NO.<br><b>John Short 541-389-2837</b> |
| ADDRESS<br><b>20735 Double Peaks Drive</b> |                        |                     |                                                          |
| CITY<br><b>Bend</b>                        | STATE<br><b>OR</b>     | ZIP<br><b>97701</b> | E-MAIL                                                   |

### Permit Holder 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    |
|-----------|--------------------|--------|---------|
|           | KEVIN SPENCER      | Member | 8-26-19 |
|           |                    |        |         |
|           |                    |        |         |
|           |                    |        |         |
|           |                    |        |         |

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### SECTION 3 CLAIM DESCRIPTION

**1. Point of appropriation name or number:**

| POINT OF APPROPRIATION<br>(POA) NAME OR NUMBER<br>(CORRESPOND TO MAP) | WELL LOG ID #<br>FOR ALL WORK PERFORMED ON THE WELL<br>(IF APPLICABLE) | WELL TAG #<br>(IF APPLICABLE) |
|-----------------------------------------------------------------------|------------------------------------------------------------------------|-------------------------------|
| Well 2                                                                | CROO 1999                                                              |                               |
| Well 4                                                                | CROO 54411                                                             | L-121059                      |
|                                                                       |                                                                        |                               |
|                                                                       |                                                                        |                               |

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

**2. Point of appropriation source, if indicated on permit:**

| POA<br>NAME OR NUMBER | SOURCE<br>BASIN LOCATED WITHIN | TRIBUTARY |
|-----------------------|--------------------------------|-----------|
| Wells 2 & 4           | Crooked River Basin            |           |
|                       |                                |           |

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

| POA<br>NAME OR<br>NUMBER            | USES | IF IRRIGATION,<br>LIST CROP<br>TYPE | SEASON OR MONTHS<br>WHEN WATER<br>WAS USED | ACTUAL RATE OR VOLUME<br>USED<br>(CFS, GPM, OR AF) |
|-------------------------------------|------|-------------------------------------|--------------------------------------------|----------------------------------------------------|
| Well 2                              | IR   | Hay                                 | May 1 – Oct 15                             | 0.83 cfs                                           |
| Well 4                              | “    | “                                   | “                                          | 0.66 cfs                                           |
|                                     |      |                                     |                                            |                                                    |
|                                     |      |                                     |                                            |                                                    |
| <b>Total Quantity of Water Used</b> |      |                                     |                                            | <b>1.49 cfs</b>                                    |

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

Water is pumped from Well 2 into Upper Bulge.  
Water is pumped from Well 4 into Lower Bulge (which has booster pump).  
Upper Bulge gravity feeds extensive drip line system along the driveway.  
Both bulges feed, by gravity, the two traveling BIG GUNS.

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

**5. Variations:**

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

YES NO

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

N/A

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6. Claim Summary:

| POA<br>NAME OR # | MAXIMUM<br>RATE<br>AUTHORIZED | CALCULATED<br>THEORETICAL<br>RATE BASED ON<br>SYSTEM | AMOUNT OF<br>WATER<br>MEASURED | USE | # OF<br>ACRES<br>ALLOWED | # OF ACRES<br>DEVELOPED |
|------------------|-------------------------------|------------------------------------------------------|--------------------------------|-----|--------------------------|-------------------------|
| Well 2           | 1.42 cfs                      | 0.83 cfs                                             | N/A                            | IR  | 113.8                    | 113.8                   |
| Well 4           | "                             | 0.66 cfs                                             | "                              | "   | "                        | "                       |

## SECTION 4 SYSTEM DESCRIPTION

Are there multiple POAs?

YES NO

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

### A. Place of Use

1. Is the right for municipal use?

YES NO

If "YES" the table below may be deleted.

| TWP                          | RNG  | MER | SEC | QQ    | GLot | DLC | USE | IF IRRIGATION,<br># PRIMARY<br>ACRES | IF IRRIGATION, #<br>SUPPLEMENTAL<br>ACRES |
|------------------------------|------|-----|-----|-------|------|-----|-----|--------------------------------------|-------------------------------------------|
| 15 S                         | 15 E | WM  | 29  | SE SW |      |     | IR  | 1.5                                  | N/A                                       |
| "                            | "    | "   | 32  | NW NE |      |     | "   | 12.3                                 | "                                         |
| "                            | "    | "   | "   | SW NE |      |     | "   | 30.8                                 | "                                         |
| "                            | "    | "   | "   | NE NW |      |     | "   | 30.4                                 | "                                         |
| "                            | "    | "   | "   | SE NW |      |     | "   | 29.8                                 | "                                         |
| "                            | "    | "   | "   | NE SW |      |     | "   | 9.0                                  | "                                         |
| <b>Total Acres Irrigated</b> |      |     |     |       |      |     |     | <b>113.8</b>                         | <b>N/A</b>                                |

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

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JAN 10 2020



**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 appropriation to the place of use.

1. Is a pump used? YES NO

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

**2. Pump Information**

| MANUFACTURER    | MODEL | SERIAL NUMBER | TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE) | INTAKE SIZE | DISCHARGE SIZE |
|-----------------|-------|---------------|--------------------------------------------|-------------|----------------|
| <b>Grundfos</b> |       |               | <b>Submersible</b>                         |             |                |

**3. Motor Information**

| MANUFACTURER    | HORSEPOWER    |
|-----------------|---------------|
| <b>Franklin</b> | <b>1.5 hp</b> |
|                 |               |

**4. Theoretical Pump Capacity**

| HORSEPOWER | OPERATING PSI | LIFT FROM SOURCE TO PUMP<br>*If A WELL, THE WATER LEVEL DURING PUMPING | LIFT FROM PUMP TO PLACE OF USE | TOTAL PUMP OUTPUT (IN CFS) |
|------------|---------------|------------------------------------------------------------------------|--------------------------------|----------------------------|
| <b>1.5</b> | <b>5</b>      | <b>0</b>                                                               | <b>0</b>                       | <b>0.83 cfs</b>            |

**5. Provide pump calculations:**

**See attached OWRD pump calculations.**

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

| INITIAL METER READING | ENDING METER READING | DURATION OF TIME OBSERVED | TOTAL PUMP OUTPUT (IN CFS) |
|-----------------------|----------------------|---------------------------|----------------------------|
| <b>N/A</b>            |                      |                           |                            |

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

7. Is the distribution system piped? YES NO

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

**8. Mainline Information**

| MAINLINE SIZE | LENGTH        | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---------------|---------------|--------------|------------------------|
| <b>3"</b>     | <b>500 ft</b> | <b>PVC</b>   | <b>Above</b>           |
|               |               |              |                        |
|               |               |              |                        |

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### 9. Lateral or Handline Information

| LATERAL OR<br>HANDLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|-----------------------------|--------|--------------|------------------------|
| N/A                         |        |              |                        |
|                             |        |              |                        |
|                             |        |              |                        |

### 10. Sprinkler Information

| SIZE      | OPERATING<br>PSI | SPRINKLER<br>OUTPUT<br>(GPM) | TOTAL<br>NUMBER OF<br>SPRINKLERS | MAXIMUM<br>NUMBER USED | TOTAL SPRINKLER OUTPUT<br>(CFS) |
|-----------|------------------|------------------------------|----------------------------------|------------------------|---------------------------------|
| Emitters  | 50               | ½ gpm                        | 1000                             | 1000                   | 0.02 cfs                        |
| Big Gun 1 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |
| Big Gun 2 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |

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

### 11. Pivot Information

| MANUFACTURER | MAXIMUM<br>WETTED RADIUS | OPERATING<br>PSI | TOTAL PIVOT<br>OUTPUT (GPM) | TOTAL PIVOT<br>OUTPUT (CFS) |
|--------------|--------------------------|------------------|-----------------------------|-----------------------------|
| N/A          |                          |                  |                             |                             |
|              |                          |                  |                             |                             |
|              |                          |                  |                             |                             |

### 12. Additional notes or comments related to the system:

**The traveling Big Guns have a ½" nozzle that run at 70 psi @ 57 gpm, covering an area of 170 ft x 665 ft.**

### C. Groundwater Source Information (Well and Sump)

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

YES NO

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

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

**Top of casing**

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

| CASING<br>DIAMETER | CASING<br>DEPTH | TOTAL<br>DEPTH | COMPLETION<br>DATE OF<br>ORIGINAL<br>WELL | COMPLETION<br>DATES OF<br>ALTERATIONS | WHO THE WELL<br>WAS DRILLED<br>FOR | WELL<br>DRILLED BY |
|--------------------|-----------------|----------------|-------------------------------------------|---------------------------------------|------------------------------------|--------------------|
| N/A                |                 |                |                                           |                                       |                                    |                    |
|                    |                 |                |                                           |                                       |                                    |                    |

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

**N/A**

5. Is the appropriation from a dug well (sump)?

YES NO

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

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## D. 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.

If "YES" is it a: Storage Tank

YES NO

Bulge in System / Reservoir

YES NO

Complete appropriate table(s), unused table may be deleted.

### 2. Storage Tank:

| MATERIAL<br>(CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY<br>(IN GALLONS) | ABOVE GROUND OR<br>BURIED |
|-------------------------------------------------|--------------------------|---------------------------|
| N/A                                             |                          |                           |

### 3. Bulge in System / Reservoir:

| RESERVOIR NAME OR NUMBER<br>(CORRESPOND TO MAP) | APPROXIMATE DAM<br>HEIGHT | APPROXIMATE CAPACITY<br>(IN ACRE FEET) |
|-------------------------------------------------|---------------------------|----------------------------------------|
| Upper Bulge                                     | 5-8 ft                    | 9009 af                                |

## E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

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

## F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

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**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 appropriation to the place of use.

1. Is a pump used?

YES NO

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

**2. Pump Information**

| MANUFACTURER | MODEL | SERIAL NUMBER | TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE) | INTAKE SIZE | DISCHARGE SIZE |
|--------------|-------|---------------|--------------------------------------------|-------------|----------------|
|              |       |               | Submersible                                |             |                |

**3. Motor Information**

| MANUFACTURER | HORSEPOWER |
|--------------|------------|
|              | 15         |
|              |            |

**4. Theoretical Pump Capacity**

| HORSEPOWER | OPERATING PSI | LIFT FROM SOURCE TO PUMP<br>*If A WELL, THE WATER LEVEL<br>DURING PUMPING | LIFT FROM PUMP<br>TO PLACE OF USE | TOTAL PUMP<br>OUTPUT<br>(IN CFS) |
|------------|---------------|---------------------------------------------------------------------------|-----------------------------------|----------------------------------|
| 15         | 5             | 145 ft                                                                    | 2 ft                              | 0.66                             |

**5. Provide pump calculations:**

See attached OWRD pump calculations.

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

| INITIAL METER<br>READING | ENDING METER<br>READING | DURATION OF TIME<br>OBSERVED | TOTAL PUMP OUTPUT<br>(IN CFS) |
|--------------------------|-------------------------|------------------------------|-------------------------------|
| N/A                      |                         |                              |                               |

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

7. Is the distribution system piped?

YES NO

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

**8. Mainline Information**

| MAINLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---------------|--------|--------------|------------------------|
| 3"            | 250 ft | PVC          | Above                  |
|               |        |              |                        |
|               |        |              |                        |

### 9. Lateral or Handline Information

| LATERAL OR<br>HANDLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|-----------------------------|--------|--------------|------------------------|
| N/A                         |        |              |                        |
|                             |        |              |                        |
|                             |        |              |                        |

### 10. Sprinkler Information

| SIZE      | OPERATING<br>PSI | SPRINKLER<br>OUTPUT<br>(GPM) | TOTAL<br>NUMBER OF<br>SPRINKLERS | MAXIMUM<br>NUMBER USED | TOTAL SPRINKLER OUTPUT<br>(CFS) |
|-----------|------------------|------------------------------|----------------------------------|------------------------|---------------------------------|
| Emitters  | 50               | ½ gpm                        | 1000                             | 1000                   | 0.02 cfs                        |
| Big Gun 1 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |
| Big Gun 2 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |

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

### 11. Pivot Information

| MANUFACTURER | MAXIMUM<br>WETTED RADIUS | OPERATING<br>PSI | TOTAL PIVOT<br>OUTPUT (GPM) | TOTAL PIVOT<br>OUTPUT (CFS) |
|--------------|--------------------------|------------------|-----------------------------|-----------------------------|
| N/A          |                          |                  |                             |                             |
|              |                          |                  |                             |                             |
|              |                          |                  |                             |                             |

### 12. Additional notes or comments related to the system:

The traveling Big Guns have a ½" nozzle that run at 70 psi @ 57 gpm, covering an area of 170 ft x 665 ft.

### C. Groundwater Source Information (Well and Sump)

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

YES NO

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

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

Top of casing

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

| CASING<br>DIAMETER | CASING<br>DEPTH | TOTAL<br>DEPTH | COMPLETION<br>DATE OF<br>ORIGINAL<br>WELL | COMPLETION<br>DATES OF<br>ALTERATIONS | WHO THE WELL<br>WAS DRILLED<br>FOR | WELL<br>DRILLED BY |
|--------------------|-----------------|----------------|-------------------------------------------|---------------------------------------|------------------------------------|--------------------|
| N/A                |                 |                |                                           |                                       |                                    |                    |
|                    |                 |                |                                           |                                       |                                    |                    |

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

N/A

5. Is the appropriation from a dug well (sump)?

YES NO

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

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## D. 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.

If "YES" is it a: Storage Tank

YES NO

Bulge in System / Reservoir

YES NO

Complete appropriate table(s), unused table may be deleted.

### 2. Storage Tank:

| MATERIAL<br>(CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY<br>(IN GALLONS) | ABOVE GROUND OR<br>BURIED |
|-------------------------------------------------|--------------------------|---------------------------|
| N/A                                             |                          |                           |

### 3. Bulge in System / Reservoir:

| RESERVOIR NAME OR NUMBER<br>(CORRESPOND TO MAP) | APPROXIMATE DAM<br>HEIGHT | APPROXIMATE CAPACITY<br>(IN ACRE FEET) |
|-------------------------------------------------|---------------------------|----------------------------------------|
| Lower Bulge                                     | 5-8 ft                    | 6241 af                                |

## E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

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

## F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

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## 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 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 permit extension order:

|                                         | DATE FROM<br>PERMIT | DATE<br>ACCOMPLISHED* | DESCRIPTION OF ACTIONS TAKEN BY<br>WATER USER TO COMPLY WITH THE<br>TIME LIMITS |
|-----------------------------------------|---------------------|-----------------------|---------------------------------------------------------------------------------|
| ISSUANCE DATE                           | 11-21-2018          |                       |                                                                                 |
| BEGIN<br>CONSTRUCTION (A)               |                     | 9/2016;<br>1964       | Drilled CROO 54411;<br>CROO 1999                                                |
| COMPLETE<br>CONSTRUCTION (B)            | 10-30-2024          | 6-24-2019             | System Complete                                                                 |
| COMPLETE<br>APPLICATION OF<br>WATER (C) | 10-30-2024          | 6-24-2019             | Complete application of water<br>to<br>Beneficial Use                           |

\* 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. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? YES NO

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

### 4. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? YES NO

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

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

a. Did the permit require the submittal of a pump test? YES NO

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

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

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

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

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

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

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6. 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 7b through 7f relating to this section may be deleted.*

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

- b. Has a meter been installed? **YES** **NO**

c. Meter Information

| POD/POA<br>NAME OR # | MANUFACTURER      | SERIAL #         | CONDITION<br>(WORKING OR<br>NOT) | CURRENT METER<br>READING | DATE INSTALLED |
|----------------------|-------------------|------------------|----------------------------------|--------------------------|----------------|
| <b>Well 2</b>        | <b>GE</b>         | <b>112180736</b> | <b>Working</b>                   | <b>08145</b>             | <b>1964</b>    |
| <b>Well 4</b>        | <b>McCrometer</b> | <b>9364141</b>   | <b>"</b>                         | <b>608398</b>            | <b>2016</b>    |

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

7. Recording and reporting conditions

- a. Is the water user required to report the water use to the Department? **YES** **NO**

*If "NO", item 7b relating to this section may be deleted.*

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

- a. Were there special well construction standards? **YES** **NO**
- b. Was submittal of a ground water monitoring plan required? **YES** **NO**
- c. Was submittal of a water management and conservation plan required? **YES** **NO**
- d. 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):

|     |
|-----|
| N/A |
|-----|

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**SECTION 6**  
**ATTACHMENTS**

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

| ATTACHMENT NAME            | DESCRIPTION                                         |
|----------------------------|-----------------------------------------------------|
| <b>Pump Calcs</b>          | <b>OWRD pump calculations</b>                       |
| <b>CBU Map</b>             | <b>Claim of Beneficial Use Map</b>                  |
| <b>Well Logs</b>           | <b>CROO 1999; CROO 54411 L-121059</b>               |
| <b>Pump Tests</b>          | <b>Well 3 Pump Test Form; Well 4 Pump Test Form</b> |
| <b>Pump Test Exemption</b> | <b>Pump Test Exemption Form</b>                     |

## SECTION 7

### CLAIM OF BENEFICIAL USE MAP

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

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

**On site direct measurement and NAIP Imagery.**

#### Map Checklist

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

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

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

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**From:** KAVANAGH Kerry L \* WRD  
**Sent:** Monday, December 16, 2019 2:24 PM  
**To:** johnshort@usa.com; brycewrs@gmail.com  
**Cc:** KAVANAGH Kerry L \* WRD  
**Subject:** Certificate RA Project R12655-21 for Freund/Spencer Investment involving Application G-14494 -- need meter/measuring device information and revised COBU map

Hello John and Bryce,

I am reviewing the claim of beneficial use (COBU) for Application G-14494 and noticed a few items I need before I can prepare a certificate.

I need the following items:

1. Totalizing Flow Meter or "with prior approval of the Director, another suitable measuring device" at each point of appropriation (new and existing)."

Permit G-18016 included the following water use measurement condition:

**Water use measurement conditions:**

- a. **Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).**

The COBU indicates a totalizing flow meter at Well 4; however the COBU describes one meter for Wells 1, 2 & 3 that was installed in 1964.

2. The COBU map needs to show location of each meter/measuring device (at each point of appropriation) on the map. In addition, the COBU map needs to show how the water is distributed from the wells to the two bulges. The COBU describes water from Wells 1, 2 & 3 is pumped into Upper Bulge and water from Well 4 is pumped into Lower Bulge.

Please provide information regarding a totalizing flow meter or another suitable measuring device for Wells 1, 2 & 3. Also, please provide a revised COBU map to show location of each meter or measuring device as well as pipelines.

Please let me know if you have any questions.

Thank you,

Kerry

Email: [Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov) Web: <http://oregon.gov/ORWD>

**REIMBURSEMENT AUTHORITY PERMIT  
APPLICATION G-14494 PERMIT G-18016**

**CERTIFICATE 94893 issued 1-29-2020**



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

|                                                 |                                    |
|-------------------------------------------------|------------------------------------|
| Application # <u>G-14494 / G-18016</u> / Permit | WRD Reviewer <u>Kerry Kavanagh</u> |
| Transfer # <u>Permit Amendment T-12580</u>      | Claim Logged <u>YES</u>            |
| Date Received <u>8-29-2019 / 1-10-2020</u>      | Oversized Map # <u>N/A</u>         |
| CWRE Name <u>Gary DeTarratt</u>                 |                                    |

## Map Review:

- Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b)) Permit G-13443 issued 7-29-1998 - a well
- Application & permit #; or transfer # (OAR 690-014-0100(1)) A Date = 7-29-1998
- Disclaimer (OAR 690-014-0170(5)) C Date = 10-1-2002
- North arrow (OAR 690-310-0050(2)(c)) Permit Amendment T-12580 issued 11-21-2018 - 3 Add'l Pkts
- CWRE stamp and signature (OAR 690-014 & 310-0050) Superseding Permit G-18016 issued 11-21-2018
- Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310) Extension FO issued 3-13-2015 → extended
- Township, range, section, and tax lot numbers (OAR 690-310-0050(4)) date to 10-30-2024
- Source illustrated if surface water (OAR 690-014-0170(3)) gn
- Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- Point(s) of diversion or appropriation (coordinates) (OAR 690-014(4) & 690-310-0050)
- Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690-014-0170(4))
- 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) CROOK
- 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) Well 1 (CROO 1998) 0.18 CFS  
Well 2 (CROO 1999) 0.83 CFS  
Well 3 (CROO 57343 / CROO 5442) 0.06 CFS  
Well 4 (CROO 5441) 0.66 CFS  
1.73 CFS
- Calculated capacity of system (required) see 1-10-2020 COBR  
only claimed 2 wells:  
Well 2 & Well 4
- Measured amount of use (optional) Dispersers: 0.02 CFS x 1000 sprinklers = 20 CFS  
calc 0.13 CFS  
+ 0.13 CFS  
0.28 CFS → Limit Q to sprinkler  
Capacity = 0.28 CFS?  
but bulges (2) in delivery system
- Permit/Transfer Final Order Conditions (OAR 690-014-0100) Superseding permit required TFM or OSMD
- Time limits
- Initial water level measurements
- Annual static water level measurements
- Measurement, recording, and reporting
- Meter/measuring device
- Water use reporting "may be required"
- Fish screening and/or by-pass
- Pump test (ground water) attached to COBR
- Other Pump Test Multiple Well Exemption Request - Attached to COBR  
pump test on CROO 5441 & mult. well exemption request approved  
10-8-2019 by Annan Bonchier
- Conditions from Extension Final Order and/or Water Management Conservation Plan submit permit amendment to add wells  
MA progress reports due 10-1-2019 & 10-1-2024  
→ COBR submitted 8-29-2019
- CWRE stamp and signature (OAR 690-014-0100)
- Signature(s) of permittee or transfer holder (OAR 690-014-0100)

DEF = deficient

N/A = Not Applicable

## Certificate Issuance Processing Checklist

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

Check Area of Interest ☐ YES ☒ NO  
Identified Party \_\_\_\_\_

### Staff Recommendations:

☒ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order. *slightly different distribution of acres - but claimed for all in same tax lot - #100.*

☐ 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:

1-10-2020 WRD rec'd addendum to COBU - prepared / signed by Gary DeJarratt, CWRE.

- Claiming 2 wells: Well 2 (CROO 1999) & well 4 (CROO 54411)

Well 2 (CROO 1999) - 0.83 CFS

Well 4 (CROO 54411) - 0.66 CFS +

for IR of 113.8 acres  
May 1 - Oct 15

- meter on each well - wells 2 & 4 1.49 CFS

Q sprinklers: Emitters = 0.02 CFS

Big Gun 1 = 0.13 CFS

Big Gun 2 = 0.13 CFS +  
0.28 CFS

- however, 1-10-2020 COBU describes water from Well 2 pumped to Upper Bridge and water from Well 4 pumped to Lower Bridge - which has boosted pump



R12655-2/  
Freund/Spencer  
App G-14494

1-22-2020

Garry -

Please peer review the  
2<sup>nd</sup> draft Cert - based  
on addendum to COB  
rec'd 1-10-2020 → only  
claiming 2 wells, each w/ meter.

Thx!

Kerry



STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

confirms the right to the use of water perfected under the terms of Permit G-18016. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: TWO WELLS IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 0.83 CFS FROM WELL 2 AND 0.66 CFS FROM WELL 4, NOT TO EXCEED 1.42 CFS, IN ANY COMBINATION

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

WELL LOCATIONS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                     |
|------|------|-----|-----|-------|------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2 - 1750 FEET NORTH AND 2050 FEET EAST FROM SW CORNER, SECTION 32 |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM SW CORNER, SECTION 32 |

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 15 S | 15 E | WM  | 29  | SE SW | 1.5   |
| 15 S | 15 E | WM  | 32  | NW NE | 12.3  |
| 15 S | 15 E | WM  | 32  | SW NE | 30.8  |

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 15 S | 15 E | WM  | 32  | NE NW | 30.4  |
| 15 S | 15 E | WM  | 32  | SE NW | 29.8  |
| 15 S | 15 E | WM  | 32  | NE SW | 9.0   |

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.

DC Peer Review  
#2 0.1 hour  
1/22/2020  
See pg 2

The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation. *located as follows:*

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of appropriation (new and existing). *add original well location*
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

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

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.

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.

#### 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.

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

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

Issued \_\_\_\_\_.

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



# RA Mailing List for Certificate

Scheduled Mailing Date:

**Application: G-14494**

**Permit: G-18016**

**Certificate: PROPOSED**

Water Right Holder:

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES – Freund Spencer Investment Group LLC own all lands involved - per Crook County Assessor**

Copies of Final Certificate to be sent to:

1. Watermaster District 11 (include copy of map)
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. Gary DeJarnatt, CWRE, 20735 Double Peaks Drive, Bend, OR 97701
2. John Short, Water Right Services, LLC, PO Box 1830, Bend, OR 97709

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

## Pump Capacity Calculation Sheet

using Department designed formula:

Application G-14494, Permit G-18016

4 wells: Well 1 (CROO 1998) - original

Well 2 (CROO 1999) - additional

Well 3 (CROO 51343/54412) - add'l

Well 4 (CROO 54411) - add'l

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

### Data Entry (fill in underlined blanks)

Well 1 (CROO 1998) - CLAIMED 0.18 CFS

HP = 1  
Efficiency = 7.04  
Lift = 26  
PSI = 5

### Results Calculated

$(hp)(\text{efficiency}) = 7.04$   
Head based on psi = 12.7  
Total dynamic head = 38.7  
(head + lift)

Pump Capacity = 0.18 feet per second

Well 1 no longer drilled in 1-10-2020 work.

## Pump Capacity Calculation Sheet

using Department designed formula:

Application G-14494, Permit G-18016

4 wells: Well 1 (CROO 1998) - original

Well 2 (CROO 1999) - additional

Well 3 (CROO 51343/54412) - add'l

Well 4 (CROO 54411) - add'l

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

---

### Data Entry (fill in underlined blanks)

---

Well 2 (CROO 1999) - CLAIMED 0.83 CFS

HP = 1.5  
Efficiency = 7.04  
Lift = 0  
PSI = 5

### Results Calculated

---

$(hp)(\text{efficiency}) = 10.56$   
Head based on psi = 12.7  
Total dynamic head = 12.7  
(head + lift)

**Pump Capacity = 0.83 feet per second**



## Pump Capacity Calculation Sheet

using Department designed formula:

Application G-14494, Permit G-18016

4 wells: Well 1 (CROO 1998) - original

Well 2 (CROO 1999) - additional

Well 3 (CROO 51343/54412) - add'l

Well 4 (CROO 54411) - add'l

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

### Data Entry (fill in underlined blanks)

Well 3 (CROO 51343/54412) - CLAIMED 0.06 CFS

HP = 1.5  
Efficiency = 7.04  
Lift = 166  
PSI = 5

### Results Calculated

$(hp)(\text{efficiency}) = 10.56$   
Head based on psi = 12.7  
Total dynamic head = 178.7  
(head + lift)

Pump Capacity = 0.06 feet per second

Well 3 no longer claimed in 1-10-2020 CORRU.

## Pump Capacity Calculation Sheet

using Department designed formula:

Application G-14494, Permit G-18016

4 wells: Well 1 (CROO 1998) - original

Well 2 (CROO 1999) - additional

Well 3 (CROO 51343/54412) - add'l

Well 4 (CROO 54411) - add'l

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

### Data Entry (fill in underlined blanks)

Well 4 (CROO 54411) - CLAIMED 0.66 CFS

HP = 15  
Efficiency = 7.04  
Lift = 147  
PSI = 5

### Results Calculated

$(hp)(\text{efficiency}) = 105.6$   
Head based on psi = 12.7  
Total dynamic head = 159.7  
(head + lift)

**Pump Capacity = 0.66 feet per second**

R12655-21  
Freund/Spencer  
5-14494

12-16-19

Gerry -  
Please peer review draft  
cert.

Sprinkler capacity from  
2 bridges is < 10 pumps  
- I didn't reduce & in  
draft cert broad on sprinkler

→ Do you agree?

Yes  
Thx!  
Kerry



First DRAFT - based on 8-29-2019 CORN Peer Review

YC  
0.8 hour  
12/16/19

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

confirms the right to the use of water perfected under the terms of Permit G-18016. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 0.18 CFS FROM WELL 1, 0.83 CFS FROM WELL 2, 0.06 CFS FROM WELL 3, AND 0.66 CFS FROM WELL 4, NOT TO EXCEED 1.42 CFS, IN ANY COMBINATION

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

WELL LOCATIONS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                                |
|------|------|-----|-----|-------|-----------------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 1 (ORIGINAL) - 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32 |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2 - 1750 FEET NORTH AND 2050 FEET EAST FROM SW CORNER, SECTION 32            |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 3 - 2200 FEET NORTH AND 2340 FEET EAST FROM SW CORNER, SECTION 32            |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM SW CORNER, SECTION 32            |

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

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.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 15 S | 15 E | WM  | 29  | SE SW | 1.5   |
| 15 S | 15 E | WM  | 32  | NW NE | 12.3  |
| 15 S | 15 E | WM  | 32  | SW NE | 30.8  |
| 15 S | 15 E | WM  | 32  | NE NW | 30.4  |
| 15 S | 15 E | WM  | 32  | SE NW | 29.8  |
| 15 S | 15 E | WM  | 32  | NE SW | 9.0   |

113.8

Permit Amendment T-12580 conditions:

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

Water use measurement conditions:

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

Original Permit (G-13443) Conditions:

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as approved by the Director in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

### STANDARD CONDITIONS

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

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

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.

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

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

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

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

Issued \_\_\_\_\_.

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

# RA Mailing List for Certificate

Scheduled Mailing Date:

**Application: G-14494**

**Permit: G-18016**

**Certificate: PROPOSED**

Water Right Holder:

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES – Freund Spencer Investment Group LLC own all lands involved - per Crook County Assessor**

Copies of Final Certificate to be sent to:

1. Watermaster District 11 (include copy of map)
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. Gary DeJarnatt, CWRE, 20735 Double Peaks Drive, Bend, OR 97701
2. John Short, Water Right Services, LLC, PO Box 1830, Bend, OR 97709

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



# RA Mailing List for Certificate

Scheduled Mailing Date:

**Application: G-14494**

**Permit: G-18016**

**Certificate: PROPOSED**

Water Right Holder:

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES – Freund Spencer Investment Group LLC own all lands involved - per Crook County Assessor**

Copies of Final Certificate to be sent to:

1. Watermaster District 11 (include copy of map)
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Other persons to receive copies: (include map):

1. Gary DeJarnatt, CWRE, 20735 Double Peaks Drive, Bend, OR 97701
2. John Short, Water Right Services, LLC, PO Box 1830, Bend, OR 97709

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

STATE OF OREGON

COUNTY OF CROOK

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FREUND/SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR., SUITE 200  
BEND, OR 97701

This superseding permit is issued to describe an amendment for additional points of appropriation proposed under Permit Amendment Application T-12580 and approved by Special Order Vol. 109, Page 1046, entered NOV 21 2018, 2018, and to describe an extension of time for complete application of water approved February 19, 2004 and March 13, 2015, and an assignment to a new permittee approved February 21, 2017. This permit supersedes Permit G-13443.

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: FOUR WELLS IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 143.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION:

| Twsp | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                                  |
|------|------|-----|-----|-------|-------------------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | (ORIGINAL WELL) 2435 FEET NORTH AND 2385 FEET EAST FROM THE SW CORNER OF SECTION 32 |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2- 1750 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 32         |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 3 - 2200 FEET NORTH AND 2340 FEET EAST FROM THE SW CORNER OF SECTION 32        |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM THE SW CORNER OF SECTION 32        |

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

**THE PLACE OF USE IS LOCATED AS FOLLOWS:**

| Twp   | Rng  | Mer | Sec | Q-Q   | Acres |
|-------|------|-----|-----|-------|-------|
| 15 S  | 15 E | WM  | 29  | SE SW | 1.30  |
| 15 S  | 15 E | WM  | 32  | NW NE | 12.30 |
| 15 S  | 15 E | WM  | 32  | SW NE | 39.60 |
| 15 S  | 15 E | WM  | 32  | NE NW | 30.40 |
| 15 S  | 15 E | WM  | 32  | SE NW | 30.20 |
| Total |      |     |     |       | 113.8 |

**Permit Amendment T-12580 conditions:**

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

**Water use measurement conditions:**

- Before water use may begin under this order, the water user shall **install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation** (new and existing).
- The water user shall **maintain the meters or measuring devices** in good working order.
- The water user shall **allow the Watermaster access** to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

**Water shall be acquired from the same aquifer as the original point of appropriation.**

**Extension of Time Conditions:**

**Checkpoint Condition**

The permit holder must **submit a completed Progress Report Form to the Department by October 1, 2019 and 2024.**

- At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;



- b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

#### Permit Amendment Condition

By October 1, 2019, the permit holder must submit to the Department, an application for a Permit Amendment under ORS 537.211, for approval to authorize the additional points of appropriation currently being used to irrigate the place of use described in Permit G-13443.

#### Existing Permit Conditions:

##### Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.



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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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

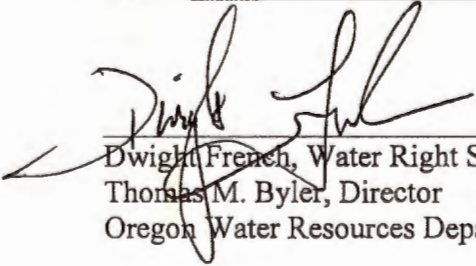
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

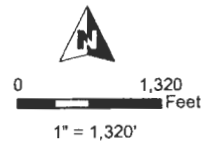
The original permit was issued July 29, 1998. Actual construction of the well was to begin within one year from permit issuance. By extension of Time Final Order Dated March 13, 2015, the completion of the application of water was extended to October 30, 2024.

Issued NOV 21 2018



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

**T15S, R15E,  
SECTIONS 29 & 32, WM**  
CROOK COUNTY, OREGON



**POU Irrigation**

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

**WELL LOCATIONS:**

- #1: 2,435' N, 2,385' E OF SW COR SEC 32
- #2: 1,750' N, 2,050' E OF SW COR SEC 32
- #3: 2,200' N, 2,340' E OF SW COR SEC 32
- #4: 3,690' N, 2,870' E OF SW COR SEC 32

RECEIVED BY OWRD

JAN 31 2017

SALEM, OR



RENEWAL DATE 12/31/2017

**PERMIT AMENDMENT MAP**  
**Stillman Ranch**

AP G-14494

PERMIT G-13443

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

JANUARY 5, 2017

**WATER RIGHT SERVICES, LLC**

PO BOX 1830, BEND, OR 97709

CCB# 197121 [www.oregonwater.us](http://www.oregonwater.us)

541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

T 12580

T15S R15E

T16S R15E

Site Identification

(Click to Collapse...)

GW LogID: CROO 54411

[Well Log Database](#)

GW Well Tag Number: 121059

Tag Verified on Well: No

Site Type: WELL

Primary Use:

Unused Status:

Site Source Organization:

Site Source OWRD:

Established By: bouchiac

Established Date: 06/30/2017

Bonded Company: AIKEN WELL DRILLING INC.

Stage: COMPLETE

Location

(Click to Collapse...)

Latitude/Longitude

Latitude: 44.22872000

Longitude: -120.95671000

Lat/Long Source: WR APPL MAP

Horiz. Error: 100.00

Datum: WGS1984

Location

TRSQQ: WM 15.00S15.00E32

Tax Map:

Taxlot:

24 Quad: POWELL BUTTES

Basin: 5 - Deschutes

County: Crook

WM District: 11

WM Region: SC

LSD Elev: 3454.00

Accy: 5.00

Datum: NGVD1929

Elev Source: 7.5-MINUTE MAP

[Groundwater Mapping Tool](#)



Water Rights

(Click to Expand...)

Well Construction History

(Click to Collapse...)

| Well Construction History |                                                         |           |           |          |                                                         |             |                 |                                                                 |                 |                       |                 |                    |
|---------------------------|---------------------------------------------------------|-----------|-----------|----------|---------------------------------------------------------|-------------|-----------------|-----------------------------------------------------------------|-----------------|-----------------------|-----------------|--------------------|
| Well Log Id               | Well Log                                                | Work Type | Startcard | Well Tag | Owner Name                                              | First Water | Max Case, Diam. | Max Case, Depth.                                                | Max Seal Depth. | Max Depth             | Completed Depth | Complete Date      |
| CROO 54411                | <a href="#">Log</a>                                     | NEW       | 1032258   | 121059   | JIM DRAPER                                              | 145.00      | 8               | 18.50                                                           | 18.50           | 342.00                | 342.00          | 9/20/2016          |
| Well Log                  | Aquifer                                                 |           |           |          | Aq at Max Depth                                         |             |                 | System Aquifer                                                  |                 | Regional USGS Aquifer |                 | Local USGS Aquifer |
| CROO 54411                | Middle-Early Tertiary Volcanic & Volcaniclastic Rock Aq |           |           |          | Middle-Early Tertiary Volcanic & Volcaniclastic Rock Aq |             |                 | Middle-Early Tertiary Volcanic and Volcaniclastic Rock Aquifers |                 |                       |                 |                    |

No data matches search criteria.

Well Test

Measured Water Level

(Click to Collapse...)

Records/Page: 20

Find

| Measured Water Level |      |                    |                   |              |          |          |         |           |
|----------------------|------|--------------------|-------------------|--------------|----------|----------|---------|-----------|
| Date                 | Time | Water Level (BLSD) | WL Elev (ft AMSL) | Organization | OWBD     | Method   | Status  | MP Height |
| 9/20/2016            |      | 157.00             | 3297.00           | DRILLER      | WELL LOG | REPORTED | UNKNOWN |           |

Available Data

(Click to Expand...)



Application G-14494, Permit G-18016 - number of acres

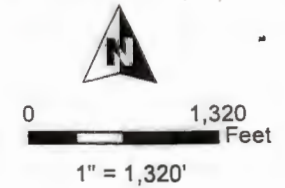
| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
|      |      |     |     |       |       |
| 15 S | 15 E | WM  | 29  | SE SW | 1.5   |
| 15 S | 15 E | WM  | 32  | NW NE | 12.3  |
| 15 S | 15 E | WM  | 32  | SW NE | 30.8  |
| 15 S | 15 E | WM  | 32  | NE NW | 30.4  |
| 15 S | 15 E | WM  | 32  | SE NW | 29.8  |
| 15 S | 15 E | WM  | 32  | NE SW | 9     |

113.8

**SUPERSEDED**

WORK COPY

**T15S R15E, WM**  
CROOK COUNTY, OREGON



- Well
-  Bulge in System
-  POU IR
-  Township
-  Section
- Quarter Quarter
-  Taxlot

**WELL LOCATIONS:**

- #1 (CROO 1998): 2435' N, 2385' E OF SW COR SEC 32
- #2 (CROO 1989): 1750' N, 2050' E OF SW COR SEC 32
- #3 (L-28650): 2200' N, 2340' E OF SW COR SEC 32
- #4 (L-121059): 3690' N, 2870' E OF SW COR SEC 32

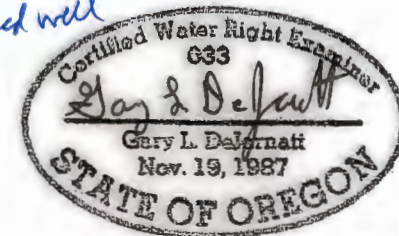
Cross 51343

Cross 54411

well original well

Tested well

well 4 tested well



RENEWAL DATE 12/31/2019



**CLAIM OF BENEFICIAL USE MAP**  
Stillman Ranch

AP G-14494/T-12580

PERMIT G-18016

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

Project #19016

July 11, 2019

**WATER RIGHT SERVICES, LLC**

PO BOX 1830, BEND, OR 97709

CCB# 197121 [www.oregonwater.us](http://www.oregonwater.us)

541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

*Permit Amendment*

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

In the Matter of Permit Amendment                     )  
T-12580, Crook County                                     )  
                                                                                   )   **FINAL ORDER**  
                                                                                   )   **APPROVING ADDITIONAL POINTS**  
                                                                                   )   **OF APPROPRIATION**

*Add'l PoAs*

**Authority**

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

**Applicant**

FREUND/ SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND, OR 97701

**Findings of Fact**

1. On January 31, 2017, FREUND/ SPENCER INVESTMENT GROUP LLC., filed an application for additional points of appropriation under Permit G-13443. The Department assigned the application number T-12580.
2. On February 21, 2017 the Department approved an assignment of the permit to Freund/Spencer Investment Group, LLC.
3. On February 19, 2004, the Department approved an extension of time for complete application of water to October 1, 2006.
4. On March 13, 2015, the Department approved an extension of time for complete application of water to October 30, 2024.
5. On May 15, 2018 the Department contacted the agent for the applicant by e-mail regarding a scrivener's error in the description on Table 1 of the application. The agent for the applicant provided information to satisfy the error.
6. Notice of the application for the permit amendment was published in the Department's weekly notice on February 7, 2017, and in the Redmond Spokesman newspaper on September 26 2018 and October 3, 2018, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-0005 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.



7. Permit Amendment Application T-12580 proposes additional points of appropriation with approximate distances from the authorized points of appropriation as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                            | Distance From Authorized Well |
|------|------|-----|-----|-------|-------------------------------------------------------------------------------|-------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2- 1750 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 32   | 765 Feet                      |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 3 - 2200 FEET NORTH AND 2340 FEET EAST FROM THE SW CORNER OF SECTION 32  | 240 Feet                      |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH, AND 2870 FEET EAST FROM THE SW CORNER OF SECTION 32 | 1343 Feet                     |

***Permit Amendment Review Criteria***

8. The change would not result in injury to other water rights.
9. The change does not enlarge the permit.
10. The change does not alter any other terms of the permit.

**Conclusions of Law**

The additional points of appropriation proposed by Permit Amendment Application T-12580 are consistent with the requirements of ORS 537.211.

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

1. The additional points of appropriation proposed by Permit Amendment Application T-12580 are approved.
2. Permit G-18016, in the name of Freund Spencer Investment Group LLC, is issued to replace Permit G-13443, and incorporates the amendments approved by this order, the extension of time and the assignment. Permit G-13443, in the name of Freund Spencer Investment Group LLC, is no longer of any force or effect.
3. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
4. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

5. Water shall be acquired from the same aquifer as the original point of appropriation.
6. All other terms and conditions of Permit G-18016 remain the same.

Dated at Salem, Oregon this NOV 21 2018.

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

Mailing Date: NOV 26 2018

STATE OF OREGON

COUNTY OF CROOK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

PHONE: (503) 682-7569

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 32, T15S, R15E, W.M.; 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4 1.3 ACRES

SECTION 29

NW 1/4 NE 1/4 12.3 ACRES

SW 1/4 NE 1/4 39.6 ACRES

NE 1/4 NW 1/4 30.4 ACRES

SE 1/4 NW 1/4 30.2 ACRES

SECTION 32

TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

Measurement, recording and reporting conditions:

A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or



measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year of permit issuance. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued July 29, 1998

*Martha O. Pagel for*

Martha O. Pagel, Director  
Water Resources Department



Extension FO

**Oregon Water Resources Department**  
Water Right Services Division

Water Rights Application  
Number G-14494

**FINAL ORDER**

Extension of Time for Permit Number G-13443  
Permit Holder: Dennis T. Wolf

---

**Permit Information**

|                   |                                         |
|-------------------|-----------------------------------------|
| Application:      | G-14494                                 |
| Permit:           | G-13443                                 |
| Basin:            | 5 – Deschutes / Watermaster District 11 |
| Date of Priority: | April 7, 1997                           |
| Source of Water:  | A well in the Crooked River Basin       |
| Purpose of Use:   | Irrigation on 113.8 Acres               |
| Maximum Rate:     | 1.42 cubic feet per second (cfs)        |

---

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

**Appeal Rights**

**This is a final order in other than a contested case.** This order is subject to judicial review under ORS 183.484. A request for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either file 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.

**Application History**

Permit G-13443 was issued by the Department on July 29, 1998. The permit called for actual construction to begin by July 29, 1999, and complete application of water to beneficial use by October 1, 2002. The most recent extension authorized the complete application of water to beneficial use by October 1, 2006. On December 3, 2014, Dennis T. Wolf submitted to the Department an Application for Extension of Time for Permit G-13443. In accordance with OAR 690-315-0050(2), on January 20, 2015, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 30, 2024. The protest period closed March 6, 2015, in accordance with OAR 690-315-0060(1). No protest was filed.



## **FINDINGS OF FACT**

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated January 20, 2015.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to the following conditions:

## **CONDITIONS**

### **1. Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2019 and 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

### **2. Permit Amendment Condition**

By October 1, 2019, the permit holder must submit to the Department, an application for a Permit Amendment under ORS 537.211, for approval to authorize the additional points of appropriation currently being used to irrigate the place of use described in Permit G-13443.

## CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

## ORDER

The extension of time for Application G-14494, Permit G-13443, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2006 to October 30, 2024.

DATED: March 13, 2015



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

- 
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0825.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



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

Extension of Time  
Progress Report Form  
For Checkpoints

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Dennis T. Wolf

Application G-14494

Permit G-13443

**Progress Report for 2019**

Report Due no later than October 1, 2019

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-13443.

**FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.**

| DATES | LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS<br>For the period of time between December 8, 2014 and October 1, 2019 | FINANCIAL<br>INVESTMENT |
|-------|-----------------------------------------------------------------------------------------------------------------------------|-------------------------|
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |

2. Describe actions to achieve compliance with conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date: \_\_\_\_\_ (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, to date.

Maximum rate used to date = \_\_\_\_\_ cfs (cubic feet per second)

or

Maximum rate used to date = \_\_\_\_\_ gpm (gallons per minute)

or

Acre Feet stored to date = \_\_\_\_\_ AF

*Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.*

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Printed Name/Title \_\_\_\_\_

Diligence Shown ☐ Yes ☐ No

Date Public Noticed: \_\_\_\_\_  
For OWRD use only

Reviewed by: \_\_\_\_\_ Date: \_\_\_\_\_



Application # G-14494      Permit # G-18016 Transfer #

Freund/Spencer Investment Group, LLC      RA# R12655-21

# **Reimbursement Authority Process Itemized FINAL Sheet**

for  
**Certificates**

|                                                | New Est.<br>Time (hr) | Multiplie<br>r | Total Est<br>Hours | Individual    | New Hourly<br>Rate | New Est.<br>Cost | Date/Act. Time |
|------------------------------------------------|-----------------------|----------------|--------------------|---------------|--------------------|------------------|----------------|
| 1. Review Claim of Beneficial Use report & map | 3.00                  | 31%            | 3.93               | Kerry         | \$63.81            | \$ 250.77        |                |
| 2. Conflict Check                              | 0.25                  | 31%            | 0.33               | Kerry         | \$63.81            | \$ 20.90         |                |
| 3. Prep of def. letter - contingency time      | 0.00                  | 31%            | 0.00               | Kerry         | \$63.81            | \$ -             |                |
| 4. Enter pump test data - n/a                  | 2.75                  | 31%            | 3.60               | Kerry         | \$63.81            | \$ 229.88        |                |
| 5. Prep of 1 cert                              | 4.00                  | 31%            | 5.24               | Kerry         | \$63.81            | \$ 334.36        |                |
| 6a. Peer review - consultation                 | 0.00                  |                | 0.00               | Gerry         | \$60.64            | \$ -             |                |
| 6b. Peer review                                | 0.50                  |                | 0.50               | Dwight        | \$90.30            | \$ 45.15         |                |
| 6c. Peer review                                | 0.00                  |                | 0.00               | Kerri Cope    | \$58.07            | \$ -             |                |
| 6d. Peer review                                | 0.75                  | 26%            | 0.95               | Gerry         | \$60.64            | \$ 57.30         |                |
| 7. Project Management                          | 5.25                  | 31%            | 6.88               | Kerry         | \$63.81            | \$ 438.85        |                |
| 8a. Water right data record update             | 0.75                  | 31%            | 0.98               | Support-Tonya | \$29.28            | \$ 28.77         |                |
| 8b. Water right data record update             | 1.25                  |                | 1.25               | Data Tech     | \$39.59            | \$ 49.49         |                |
| 9. Pump Test/Mult well exemption request       | 1.00                  |                | 1.50               | Bouchier      | \$51.98            | \$ 77.97         |                |
| <b>Total</b>                                   | <b>19.50</b>          |                | <b>25.16</b>       |               | Sub Total          | <b>\$1,533</b>   |                |
|                                                |                       |                |                    |               | 10% Overhead       | \$153.34         |                |
|                                                |                       |                |                    |               | <b>TOTAL</b>       | <b>\$1,687</b>   |                |

**\$4 OVER (\$1687 LESS \$1683) - no refund.**

-- Pump Test & mult. Well exemption request attached to 8-29-2019 COBU.

Application # G-14494 - Permit # G-18016 Transfer #

Freund/Spencer Investment Group, LLC RA# R12655-21

# Reimbursement Authority Process Itemized Estimate Sheet

for  
Certificates

|                                                | New Est.<br>Time (hr) | Multiplie<br>r | Total Est<br>Hours | Individual        | New Hourly<br>Rate | New Est.<br>Cost | Date/Act. Time                                                                                   |
|------------------------------------------------|-----------------------|----------------|--------------------|-------------------|--------------------|------------------|--------------------------------------------------------------------------------------------------|
| 1. Review Claim of Beneficial Use report & map | 1.75                  | 31%            | 2.29               | Kerry             | \$63.81            | \$ 146.28        | 12-15 12-15 1-21-22<br>0.75 1.25 0.75 0.5                                                        |
| 2. Conflict Check                              | 0.50                  | 31%            | 0.66               | Kerry             | \$63.81            | \$ 41.80         | 12-15<br>0.25                                                                                    |
| 3. Prep of def. letter - contingency time      | 1.00                  | 31%            | 1.31               | Kerry             | \$63.81            | \$ 83.59         | 12-15<br>0.25                                                                                    |
| 4. Enter pump test data - n/a                  | 1.75                  | 31%            | 2.29               | Kerry             | \$63.81            | \$ 146.28        | 9-20 10-1<br>1.5 0.5                                                                             |
| 5. Prep of 1 cert                              | 2.75                  | 31%            | 3.60               | Kerry             | \$63.81            | \$ 229.88        | 12-15 12-15 2-21-23<br>1.5 1.75 0.75                                                             |
| 6a. Peer review - consultation                 | 1.00                  |                | 1.00               | Gerry             | \$60.64            | \$ 60.64         | 12-15<br>0.25                                                                                    |
| 6b. Peer review                                | 0.40                  |                | 0.40               | Dwight            | \$90.30            | \$ 36.12         | 8-23<br>0.5                                                                                      |
| 6c. Peer review                                | 0.00                  |                | 0.00               | Kerri Cope        | \$58.07            | \$ -             |                                                                                                  |
| 6d. Peer review                                | 1.00                  | 26%            | 1.26               | Gerry             | \$60.64            | \$ 76.41         | 12-15 9-18 9-30 10-1 12-13 12-16 1-21 1-27 1-27 1-27<br>0.5 0.5 0.5 2.25 0.5 0.75 0.75 0.75 0.25 |
| 7. Project Management                          | 4.00                  | 31%            | 5.24               | Kerry<br>Support- | \$63.81            | \$ 334.36        | 1-28<br>1.25                                                                                     |
| 8a. Water right data record update             | 1.25                  | 31%            | 1.64               | Tonya             | \$29.28            | \$ 47.91         |                                                                                                  |
| 8b. Water right data record update             | 3.50                  |                | 3.50               | Data Tech         | \$39.59            | \$ 138.51        |                                                                                                  |
| 9. Pump Test/Mult well exemption request       | 3.00                  |                | 3.00               | Hackett           | \$62.75            | \$ 188.25        |                                                                                                  |
| <b>Total</b>                                   | <b>21.90</b>          |                | <b>26.19</b>       |                   | Sub Total          | <b>\$1,530</b>   |                                                                                                  |
|                                                |                       |                |                    |                   | 10% Overhead       | \$153.01         |                                                                                                  |
|                                                |                       |                |                    |                   | <b>TOTAL</b>       | <b>\$1,683</b>   |                                                                                                  |

Permit G-13443 issued 7-29-1998. A Date = 7-29-1999. C Date = 10-1-2002.

1.42 CFS from one well for IR OF 113.8 acres

3-13-2015 Extension Order extended C Date to 10-30-2024 - Progress Reports due 10-1-2019 & 10-1-2024

C Date extended to 10-30-2024

11-21-2018 Permit Amendment T-12580 & Superseding Permit G-18016 issued

---3 add'l wells

-- Superseding Permit G-18016 required TFM or OSMD

-- Pump Test & mult. Well exemption request attached to 8-29-2019 COBU.

**KAVANAGH Kerry L \* WRD**

---

**From:** johnshort@usa.com  
**Sent:** Thursday, January 23, 2020 12:09 PM  
**To:** KAVANAGH Kerry L \* WRD  
**Cc:** Bryce Withers  
**Subject:** Re: Certificate RA Project R12655-21 for Freund Spencer Investment Group LLC involving Application G-14494 -- please review draft certificate

Looks good to me!

Please issue.

Thanks,  
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC  
PO Box 1830  
Bend, OR 97709  
[johnshort@usa.com](mailto:johnshort@usa.com)  
[oregonwater.us](http://oregonwater.us)

On Jan 23, 2020, at 7:22 AM, KAVANAGH Kerry L \* WRD  
<[Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov)> wrote:

Hello John and Bryce,

Please find attached to this email the draft certificate for Application G-14494. Please also ask a representative from Freund Spencer Investment Group LLC to review the draft certificate.

Please review the draft certificate and compare it to Permit G-18016 for accuracy and completeness.

For your convenience, here is a link to information regarding Application G-14494 in the Department's Water Rights Information System (WRIS) database:

[https://apps.wrd.state.or.us/apps/wr/wrinfo/wr\\_details.aspx?snp\\_id=198139](https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=198139)

Click on "document" to the right of "Permit G-18016" to view the permit.

Please provide me your comments or edits, should you have any. If you agree with the draft certificate and let me know this, then I can proceed to issue the certificate without waiting the standard 60-day notice period. However, if I don't hear from you by January 31, 2020, I will issue a proposed certificate in the US Mail, then we will need to wait the 60-day notice period before issuing a final certificate.

Kerry

**Kerry Kavanagh**

Certificate Reimbursement Authority Program Coordinator  
Certificate Section, Water Rights Services Division



725 Summer St NE Suite A | Salem OR 97301 | 503.986.0927  
[kerry.l.kavanagh@oregon.gov](mailto:kerry.l.kavanagh@oregon.gov) | <https://www.oregon.gov/OWRD>  
<image002.jpg>

**Integrity | Service | Technical Excellence | Teamwork | Forward-Looking**

<G-14494-or-prop\_DRAFT-2020-01-23.pdf>

**KAVANAGH Kerry L \* WRD**

---

**From:** KAVANAGH Kerry L \* WRD  
**Sent:** Thursday, January 23, 2020 7:22 AM  
**To:** 'johnshort@usa.com'; brycewrs@gmail.com  
**Subject:** Certificate RA Project R12655-21 for Freund Spencer Investment Group LLC involving Application G-14494 -- please review draft certificate  
**Attachments:** G-14494-or-prop\_DRAFT-2020-01-23.pdf

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725 Summer St NE Suite A | Salem OR 97301 | 503.986.0927  
[kerry.l.kavanagh@oregon.gov](mailto:kerry.l.kavanagh@oregon.gov) | <https://www.oregon.gov/OWRD>



**Integrity | Service | Technical Excellence | Teamwork | Forward-Looking**

STATE OF OREGON  
COUNTY OF CROOK  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND OR 97701

confirms the right to the use of water perfected under the terms of Permit G-18016. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: TWO WELLS IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 0.83 CFS FROM WELL 2 AND 0.66 CFS FROM WELL 4, NOT TO EXCEED 1.42 CFS, IN ANY COMBINATION

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

WELL LOCATIONS:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                     |
|------|------|-----|-----|-------|------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2 - 1750 FEET NORTH AND 2050 FEET EAST FROM SW CORNER, SECTION 32 |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM SW CORNER, SECTION 32 |

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

**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.



THE PLACE OF USE IS LOCATED AS FOLLOWS:

| Twtp | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 15 S | 15 E | WM  | 29  | SE SW | 1.5   |
| 15 S | 15 E | WM  | 32  | NW NE | 12.3  |
| 15 S | 15 E | WM  | 32  | SW NE | 30.8  |
| 15 S | 15 E | WM  | 32  | NE NW | 30.4  |
| 15 S | 15 E | WM  | 32  | SE NW | 29.8  |
| 15 S | 15 E | WM  | 32  | NE SW | 9.0   |

The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation, located as follows:

| Twtp | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                                |
|------|------|-----|-----|-------|-----------------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 1 (ORIGINAL) - 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32 |

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each point of appropriation (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

Use of water under authority of this right may be regulated if analysis of data available after the right is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

**STANDARD CONDITIONS**

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times. The Director may require water level or pump test results every ten years.

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.

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

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

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

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

Issued \_\_\_\_\_.

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

**KAVANAGH Kerry L \* WRD**

---

**From:** KAVANAGH Kerry L \* WRD  
**Sent:** Thursday, September 19, 2019 7:35 AM  
**To:** 'johnshort@usa.com'  
**Subject:** Certificate RA Agreement R12655-21 for Freund/Spencer Investment Group, LLC involving Application G-14494  
**Attachments:** RA contract executed\_G-14494.pdf; RA contract receipt\_G-14494.pdf

Hello John,

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

If you have any questions, please call me.

Thanks,  
Kerry

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

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

Voice 503.986.0927 | Fax 503.986.0901

Email: [Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov) Web: <http://oregon.gov/ORWD>

RECEIVED FROM: Powell Butte Vistas LLC APPLICATION 6-14494  
BY: \_\_\_\_\_ PERMIT \_\_\_\_\_  
CASH: \_\_\_\_\_ OTHER: (IDENTIFY) \_\_\_\_\_ TRANSFER \_\_\_\_\_  
CHECK: # 1035 TOTAL REC'D \$ 1,683.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**  
0407 COPIES 47126 R12655-21 \$ \_\_\_\_\_  
0413 OTHER: (IDENTIFY) Reimbursement Authority \$ 1,683.00  
0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_  
**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

|       |                          |    |  |
|-------|--------------------------|----|--|
| 0407  | COPY & TAPE FEES         | \$ |  |
| 0410  | RESEARCH FEES            | \$ |  |
| 0408  | MISC REVENUE: (IDENTIFY) | \$ |  |
| TC182 | DEPOSIT LIAB. (IDENTIFY) | \$ |  |
| 0240  | EXTENSION OF TIME        | \$ |  |

**WATER RIGHTS:**

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

**WELL CONSTRUCTION**

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

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

|      |                      |    |        |  |
|------|----------------------|----|--------|--|
| 0211 | WELL CONST START FEE | \$ | CARD # |  |
| 0210 | MONITORING WELLS     | \$ | CARD # |  |

OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

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

**TREASURY OTHER / RDX**

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





**OREGON WATER RESOURCES DEPARTMENT  
CERTIFICATE REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT**  
Contract Number: **R12655-21**

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Freund/Spencer Investment Group, LLC, hereafter Applicant, hereafter known together as the parties.

**OWRD Information**

Project Contact: Kerry Kavanagh  
Reimbursement Authority  
Oregon Water Resources Department

725 Summer Street NE  
Salem, OR 97301-1271  
Phone: 503-986-0927  
Email:

[Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov)

**Applicant's Information**

Company: Freund/Spencer Investment Group, LLC

Address: 63026 NE Lower Meadow Dr, Ste 200  
Bend, OR 97701

**Applicant's Representative**

Name: John Short  
Title: Representative  
Company: Water Right Services, LLC

Address: PO Box 1830  
Bend, OR 97709  
Phone: 541-389-2837  
Email\*: [johnshort@usa.com](mailto:johnshort@usa.com)

\*By providing an Email address, consent is given to receive all correspondence electronically. (Paper copies of the certificate and final order documents will also be mailed.)

1. **Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use**. (Application Number: G-14494)
2. **Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
3. **Restrictions.** Freund/Spencer Investment Group, LLC and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
4. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
5. **Consideration.** Freund/Spencer Investment Group, LLC shall pay OWRD in advance for actual costs incurred by OWRD. Freund/Spencer Investment Group, LLC agrees to pay the **full amount of \$1683** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
6. **Confidentiality.** Freund/Spencer Investment Group, LLC agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
7. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

**PCA 47126**

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

Applicant: [Signature]  
Name: Kevin Spencer  
Title: Member  
Company: Freund/Spencer Investment Group, LLC  
Date: 9-16-19

For OWRD: [Signature]  
Name: Kerry Kavanagh  
Water Right Services Division  
Date: 9-18-19

Mail signed Agreement to:

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

PCA 47126





OREGON WATER RESOURCES DEPARTMENT  
**CERTIFICATE REIMBURSEMENT AUTHORITY**  
**APPLICANT'S AGREEMENT**  
Contract Number: **R12655-21**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Freund/Spencer Investment Group, LLC**, hereafter Applicant, hereafter known together as the parties.

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Reimbursement Authority  
Oregon Water Resources Department  
  
725 Summer Street NE  
Salem, OR 97301-1271  
Phone: 503-986-0927  
Email:  
[Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov)

**Applicant's Information**

Company: Freund/Spencer Investment Group, LLC  
Address: 63026 NE Lower Meadow Dr, Ste 200  
Bend, OR 97701

**Applicant's Representative**

Name: John Short  
Title: Representative  
Company: Water Right Services, LLC  
  
Address: PO Box 1830  
Bend, OR 97709  
Phone: 541-389-2837  
Email\*: johnshort@usa.com

\*By providing an Email address, consent is given to receive all correspondence electronically. (Paper copies of the certificate and final order documents will also be mailed.)

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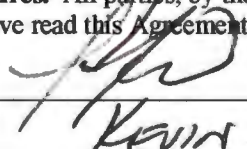
RECEIVED

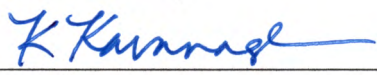
SEP 18 2019

OWRD

PCA 47126

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
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14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant:   
Name: Kevin Spencer  
Title: Member  
Company: Freund/Spencer Investment Group, LLC  
Date: 9-16-19

For OWRD:   
Name: Kerry Kavanagh  
Water Right Services Division  
Date: 9-18-19

Mail signed Agreement to:

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

**PCA 47126**



RECEIVED FROM: Powell Butte Vistas  
BY: LIC  
APPLICATION: 6-14494  
PERMIT  
TRANSFER

CASH: ☐ CHECK: # 1035 OTHER: (IDENTIFY) ☐  
TOTAL REC'D \$ 1,683.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**  
0407 COPIES 47126 R12655-21 \$  
0413 OTHER: (IDENTIFY) Reimbursement Authority \$ 1,683.00  
0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_  
**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**  
0407 COPY & TAPE FEES \$  
0410 RESEARCH FEES \$  
0408 MISC REVENUE: (IDENTIFY) \_\_\_\_\_ \$  
TC162 DEPOSIT LIAB. (IDENTIFY) \_\_\_\_\_ \$  
0240 EXTENSION OF TIME \$  
**WATER RIGHTS:**  
0201 SURFACE WATER \$ EXAM FEE 0202 \$ RECORD FEE  
0203 GROUND WATER \$ 0204 \$  
0205 TRANSFER \$  
**WELL CONSTRUCTION**  
0218 WELL DRILL CONSTRUCTOR \$ EXAM FEE 0219 \$ LICENSE FEE  
LANDOWNER'S PERMIT 0220 \$  
OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**  
0211 WELL CONST START FEE \$ CARD #  
0210 MONITORING WELLS \$ CARD #  
OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**  
0233 POWER LICENSE FEE (FW/WRD) \$  
0231 HYDRO LICENSE FEE (FW/WRD) \$  
HYDRO APPLICATION \$

**TREASURY OTHER / RDX**  
FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
DESCRIPTION \_\_\_\_\_ \$

## STATE OF OREGON

WATER

SOURCES DEPARTMENT

RECEIPT # **130844**

5 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: Powell Butte VistasBY: LLCAPPLICATION 6-14494

PERMIT

TRANSFER

CASH: ☐ CHECK: # 1035 ☐ OTHER: (IDENTIFY) \_\_\_\_\_TOTAL REC'D \$ 1,683.00**1083 TREASURY 4170 WRD MISC CASH ACCT**0407 COPIES 471260413 OTHER: \_\_\_\_\_(IDENTIFY) R12655-21

\$

\$ 1,683.00

0243 I/S Lease \_\_\_\_\_

0244 Muni Water Mgmt. Plan \_\_\_\_\_

0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT****MISCELLANEOUS**

0407 COPY &amp; TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY) \_\_\_\_\_

\$

TC162 DEPOSIT LIAB. (IDENTIFY) \_\_\_\_\_

\$

0240 EXTENSION OF TIME

\$

**WATER RIGHTS:**

0201 SURFACE WATER

**EXAM FEE**

\$

0202

0203 GROUND WATER

\$

0204

0205 TRANSFER

\$

**WELL CONSTRUCTION****EXAM FEE**

0218 WELL DRILL CONSTRUCTOR

\$

0219

LANDOWNER'S PERMIT

0220

**RECORD FEE**

\$

\$

**LICENSE FEE**

\$

\$

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE

\$

CARD # \_\_\_\_\_

0210 MONITORING WELLS

\$

CARD # \_\_\_\_\_

OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

**TREASURY****OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \_\_\_\_\_

\$

RECEIPT: **130844**DATED: 9-18-19BY: [Signature]

16/19      Check #: **01035**

OWRD

**Oregon Water Resources Dept**

| <u>Invoice No.</u> | <u>Date</u> | <u>Invoice Amount</u> | <u>Amount Paid</u> | <u>Discounts Taken</u> | <u>Credits Taken</u> | <u>Net Amount</u> |
|--------------------|-------------|-----------------------|--------------------|------------------------|----------------------|-------------------|
| R12655-21          | 09/16/19    | 1683.00               | 1683.00            | 0.00                   | 0.00                 | 1683.00           |
|                    |             |                       |                    |                        |                      | -----             |
| Net Check Amt      |             |                       |                    |                        |                      | 1683.00           |

**RECEIVED**

**SEP 18 2019**

**OWRD**



**KAVANAGH Kerry L \* WRD**

---

**From:** KAVANAGH Kerry L \* WRD  
**Sent:** Thursday, September 05, 2019 10:08 AM  
**To:** 'johnshort@usa.com'  
**Subject:** RA Certificate Estimate R12655-21 for Freund/Spencer Investment Group, LLC involving Application G-14494  
**Attachments:** RA contract\_G-14494.pdf; RA estimate request\_G-14494.pdf; RA estimate receipt\_G-14494.pdf

Hello John,

Please find the attached estimate and agreement to review the claim of beneficial use. If the proposed agreement is acceptable to you and the water user, please ask a representative of Freund/Spencer Investment Group, LLC to return a signed copy to our office along with the payment of the estimated cost to review the claim of beneficial use.

If you have any questions regarding the certificate reimbursement authority program, please call me.

Thanks,  
Kerry

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

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

Voice 503.986.0927 | Fax 503.986.0901

Email: [Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov) Web: <http://oregon.gov/ORWD>



**OREGON WATER RESOURCES DEPARTMENT  
CERTIFICATE REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT**  
Contract Number: **R12655-21**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Freund/Spencer Investment Group, LLC**, hereafter Applicant, hereafter known together as the parties.

**OWRD Information**

Project Contact: Kerry Kavanagh  
Reimbursement Authority  
Oregon Water Resources Department

725 Summer Street NE  
Salem, OR 97301-1271  
Phone: 503-986-0927  
Email:

[Kerry.L.Kavanagh@oregon.gov](mailto:Kerry.L.Kavanagh@oregon.gov)

**Applicant's Information**

Company: Freund/Spencer Investment Group, LLC

Address: 63026 NE Lower Meadow Dr, Ste 200  
Bend, OR 97701

**Applicant's Representative**

Name: John Short  
Title: Representative  
Company: Water Right Services, LLC

Address: PO Box 1830  
Bend, OR 97709  
Phone: 541-389-2837  
Email\*: [johnshort@usa.com](mailto:johnshort@usa.com)

\*By providing an Email address, consent is given to receive all correspondence electronically. (Paper copies of the certificate and final order documents will also be mailed.)

1. **Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use**. (Application Number: G-14494)
2. **Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
3. **Restrictions.** Freund/Spencer Investment Group, LLC and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
4. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
5. **Consideration.** Freund/Spencer Investment Group, LLC shall pay OWRD in advance for actual costs incurred by OWRD. Freund/Spencer Investment Group, LLC agrees to pay the full amount of **\$1683** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
6. **Confidentiality.** Freund/Spencer Investment Group, LLC agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
7. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

**PCA 47126**

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

Applicant: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Company: Freund/Spencer Investment Group, LLC

Date: \_\_\_\_\_

For OWRD: \_\_\_\_\_

Name: Kerry Kavanagh

Water Right Services Division

Date: \_\_\_\_\_

Mail signed Agreement to:

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

PCA 47126





OREGON WATER RESOURCES DEPARTMENT  
CERTIFICATE REIMBURSEMENT AUTHORITY  
ESTIMATE APPLICATION

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

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

| REQUEST                             | TYPE                | FILE NUMBER                                                                                                     |
|-------------------------------------|---------------------|-----------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> | Certificate Request | Application Number G-14494<br>Permit Number G-18016<br>Transfer Number/Permit Amendment (if applicable) T-12580 |

|                 | Applicant Information                  | Applicant's Representative/Contact        |
|-----------------|----------------------------------------|-------------------------------------------|
| Name:           | Freund / Spencer Investment Group, LLC | Water Right Services, LLC / John A. Short |
| Address:        | 63026 NE Lower Meadow Dr. Suite 200    | PO Box 1830                               |
|                 | Bend, OR 97701                         | Bend, OR 97709                            |
| Phone:          |                                        | 541-389-2837                              |
| Fax:            |                                        |                                           |
| E-Mail Address: |                                        | johnshort@usa.com                         |

I certify that I (check one):

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

I understand the following:

- That upon receipt of my non-refundable application fee in the amount of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:  
Oregon Water Resources Department  
Certificate Reimbursement Authority Program  
725 Summer St. NE, Suite A  
Salem, OR 97301-1271

I certify that I am the (check one):

- ☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) \_\_\_\_\_

Name: John A. Short, Water Right Services, LLC Agent

Signature: 

RECEIVED

AUG 29 2019

OWRD

OWRD-USE ONLY: Reimbursement Authority Number: R12655-21



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **130690**

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

INVOICE # \_\_\_\_\_

RECEIVED FROM: Freund/Spencer  
BY: Investment Group LLC

APPLICATION 6-14494  
PERMIT  
TRANSFER

CASH: ☐ CHECK: # 8520 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 325.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 47126 R12653-21  
0413 OTHER: (IDENTIFY) Cost. Reimbursement Authority \$ 125.00  
0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

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

**WATER RIGHTS:**

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

**WELL CONSTRUCTION**

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

0200 OTHER (IDENTIFY) COBU \$ 200.00

**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: **130690**

DATED: 8-29-19 BY: [Signature]

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

**STATE OF OREGON**  
**WATER RESOURCES DEPARTMENT**

RECEIPT # **130690**

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

INVOICE # \_\_\_\_\_

RECEIVED FROM:

*Freund/Spencer  
 Investment Group LLC*

BY:

APPLICATION

*6-14494*

PERMIT

TRANSFER

CASH:

CHECK #

OTHER: (IDENTIFY)

☐

*8520*

☐

TOTAL REC'D

*\$325.00*

**1083 TREASURY 4170 WRD MISC CASH ACCT**

*0413*

COPIES

*47126*

OTHER:

(IDENTIFY)

*R12653-21  
 Cert. Reimbursement Authority*

\$

\$

*125.00*

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

0407

COPY & TAPE FEES

\$

0410

RESEARCH FEES

\$

0408

MISC REVENUE: (IDENTIFY)

\$

TC162

DEPOSIT LIAB. (IDENTIFY)

\$

0240

EXTENSION OF TIME

\$

**WATER RIGHTS:**

0201

SURFACE WATER

**EXAM FEE**

\$

0202

0203

GROUND WATER

\$

0204

0205

TRANSFER

\$

**RECORD FEE**

\$

\$

**WELL CONSTRUCTION**

**EXAM FEE**

0218

WELL DRILL CONSTRUCTOR

\$

0219

LANDOWNER'S PERMIT

0220

**LICENSE FEE**

\$

\$

*0200*

OTHER

(IDENTIFY)

*COBU*

*\$200.00*

**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: **130690**

DATED:

*8-29-19*

BY:

*[Signature]*

**STATE OF OREGON**  
**WATER RESOURCES DEPARTMENT**

RECEIPT # **130690**

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

INVOICE # \_\_\_\_\_

RECEIVED FROM: Freund/Spencer  
 BY: Investment Group LLC

|             |                |
|-------------|----------------|
| APPLICATION | <u>6-14494</u> |
| PERMIT      |                |
| TRANSFER    |                |

CASH: ☐ CHECK # 8520 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 325.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 47126 R12655-21 \$  
 0413 OTHER: (IDENTIFY) Cost Reimbursement Authority \$ 125.00

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

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS**

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

**WATER RIGHTS:**

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

**WELL CONSTRUCTION**

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

0200 OTHER (IDENTIFY) COBU \$200.00

**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: **130690**

DATED: 8-29-19 BY: [Signature]



08520

Check #:

MISC

## OR Water Resources Dept

| Invoice No.   | Date     | Invoice Amount | Amount Paid | Discounts Taken | Credits Taken | Net Amount |
|---------------|----------|----------------|-------------|-----------------|---------------|------------|
| G14494        | 08/26/19 | 325.00         | 325.00      | 0.00            | 0.00          | 325.00     |
| Net Check Amt |          |                |             |                 |               | 325.00     |

RECEIVED

AUG 29 2019

OWRD



OREGON WATER RESOURCES DEPARTMENT  
CERTIFICATE REIMBURSEMENT AUTHORITY  
ESTIMATE APPLICATION

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

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

| REQUEST                             | TYPE                | FILE NUMBER                                                                                                                          |
|-------------------------------------|---------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> | Certificate Request | Application Number <u>G-14494</u><br>Permit Number <u>G-18016</u><br>Transfer Number/Permit Amendment (if applicable) <u>T-12580</u> |

|                 | Applicant Information                         | Applicant's Representative/Contact               |
|-----------------|-----------------------------------------------|--------------------------------------------------|
| Name:           | <u>Freund / Spencer Investment Group, LLC</u> | <u>Water Right Services, LLC / John A. Short</u> |
| Address:        | <u>63026 NE Lower Meadow Dr. Suite 200</u>    | <u>PO Box 1830</u>                               |
|                 | <u>Bend, OR 97701</u>                         | <u>Bend, OR 97709</u>                            |
| Phone:          | _____                                         | <u>541-389-2837</u>                              |
| Fax:            | _____                                         | _____                                            |
| E-Mail Address: | _____                                         | <u>johnshort@usa.com</u>                         |

I certify that I (check one):

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

I understand the following:

- That upon receipt of my non-refundable application fee in the amount of **\$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:  
**Oregon Water Resources Department  
Certificate Reimbursement Authority Program  
725 Summer St. NE, Suite A  
Salem, OR 97301-1271**

I certify that I am the (check one):

☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) \_\_\_\_\_

Name: John A. Short, Water Right Services, LLC Agent

Signature: \_\_\_\_\_

RECEIVED

AUG 29 2019

OWRD

OWRD USE ONLY: Reimbursement Authority Number: R12/55-21

# CROOK COUNTY PROPERTY INFORMATION

## SUMMARY FOR ACCOUNT #14474

Summary information is displayed for the selected property.

### Account Information

Mailing Name: FREUND/SPENCER INVESTMENT GROUP LLC  
Map and Taxlot: 15153200-00100-14474  
Account: 14474  
Situs Address: 7700 SW STILLMAN RD POWELL BUTTE, OR 97753  
Tax Status: Taxable

### Warning

This account may have potential additional tax liabilities, taxes due, or other special development conditions.

### Ownership

Mailing To:  
FREUND/SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR STE 200  
BEND, OR 97701

### Taxes

Property Tax (Current Year): \$2,194.54

Get Current Balance Due (PDF)

Tax Code Area: 21

### Assessment

Assessor Acres: 179.47  
Property Class: 551  
Potential Additional Tax Liability

### Zoning

EFU3 - Exclusive Farm Use

The Assessor's Office is not responsible for zoning. For any questions concerning zoning outside the City of Prineville contact the Crook County Community Development Department at 541-447-3211. For questions concerning zoning within the City of Prineville contact the City of Prineville's Community Development Department at 541-447-5627.

### Valuation

Current Year Value Summary  
As of Jan.1, 2019 - 2020 Tax Year

Real Market Values:

|            |           |
|------------|-----------|
| Land       | \$33,410  |
| Structures | \$566,220 |
| Total      | \$599,630 |

Assessed Values:

|                    |           |
|--------------------|-----------|
| Specially Assessed | \$161,507 |
| Assessed Value     | \$176,677 |
| Veterans Exemption | \$0       |

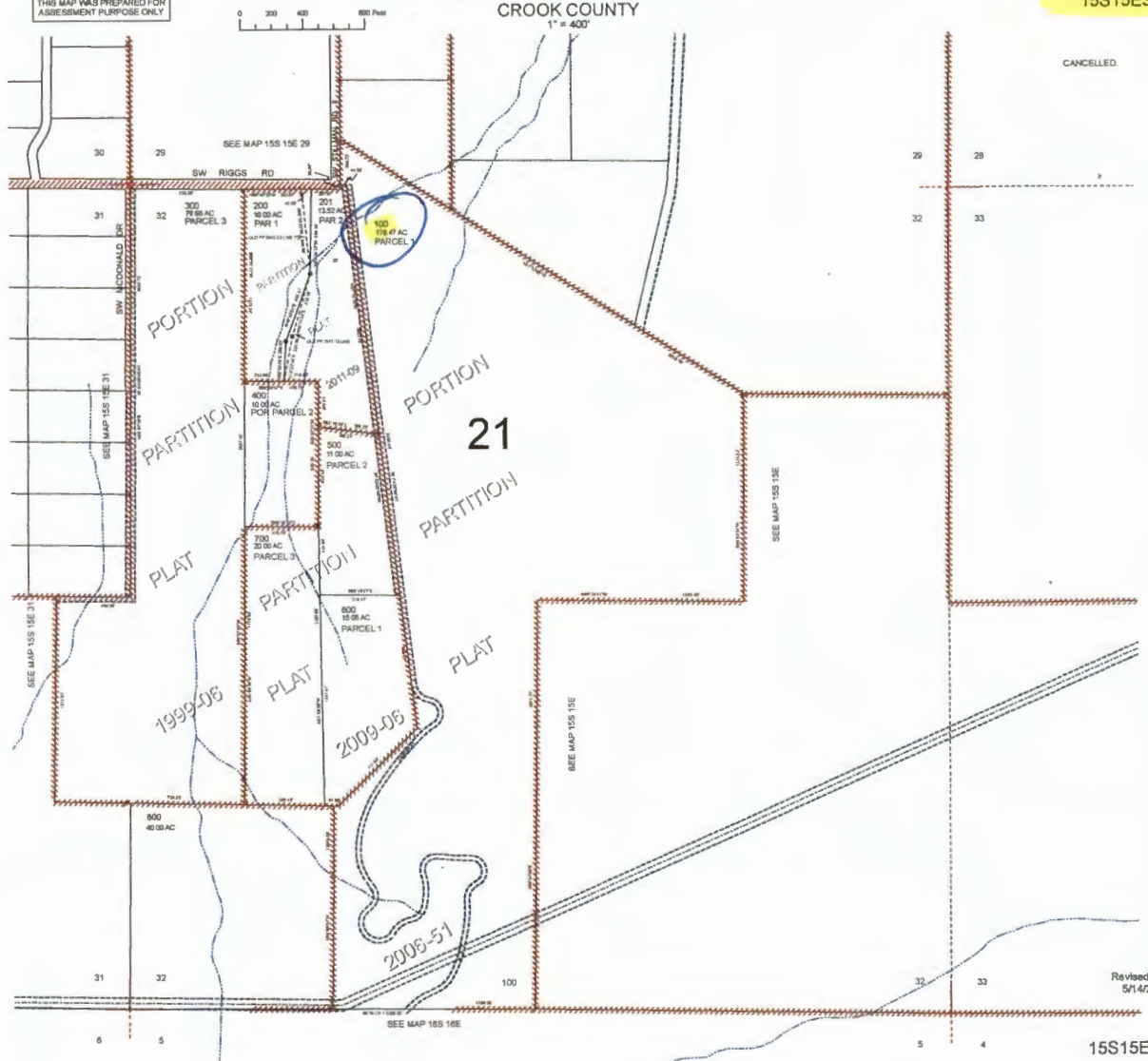


THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

SECTION 32 T.15S. R.15E. W.M.  
CROOK COUNTY  
1" = 400'

15S15E32

CANCELLED.





Oregon Water Resources Department  
Water Rights Platcard Report

NCR

Main Help  
Return Contact Us

## Search Criteria

Meridian: Willamette

Township: 15

South

Range: 15

East

Section: 29

Records per Page: 100

Search

Platcards Maps!  
Learn about View Map

| Water Right                                                                                                                                           | Changing<br>Xfers | Priority         | Use                         | Use<br>Status | DLC | Gov't<br>Lot | Q(40):<br>Q(100): | NE<br>NE | NW<br>NE | SW<br>NE | SE<br>NE | NE<br>NW | NW<br>NW | SW<br>NW | SE<br>NW | NE<br>SW | SW<br>SW | SE<br>SW | NE<br>SE | NW<br>SE | SW<br>SE | SE<br>SE | Unknown<br>QQ |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|------------------|-----------------------------|---------------|-----|--------------|-------------------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|---------------|
| <a href="#">Select</a> Permit: S 44314 CN<br><a href="#">Additional Info:</a><br>App: S58867<br>Permit: S44314                                        |                   | 7/5/1979         | GROUP<br>DOMESTIC           | CN            |     |              |                   | -        | -        | -        | -        |          |          |          |          |          |          | -        | -        | -        | -        | -        |               |
| <a href="#">Select</a> Permit: G 9155 CN<br><a href="#">Additional Info:</a><br>PAUL J SAMPALESI<br>App: G10019<br>Permit: G9155                      |                   | 11/14/1980       | IRRIGATION                  | CN            |     |              |                   |          |          |          |          | -        |          |          |          |          |          |          |          |          |          |          |               |
| <a href="#">Select</a> Permit: G 13443 CN<br><a href="#">Additional Info:</a><br>FREUND SPENCER INVESTMENT GROUP LLC<br>App: G14494<br>Permit: G13443 |                   | T12580 4/7/1997  | IRRIGATION                  | CN            |     |              |                   |          |          |          |          |          |          |          |          |          |          | -1.3     |          |          |          |          |               |
| <a href="#">Select</a> Permit: G 18016 *<br><a href="#">Additional Info:</a><br>FREUND SPENCER INVESTMENT GROUP LLC<br>App: G14494<br>Permit: G18016  |                   | 4/7/1997         | IRRIGATION                  |               |     |              |                   |          |          |          |          |          |          |          |          |          |          | 1.3      |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G10184<br>Permit: G9946       |                   |                  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G10421<br>Permit: G9948       |                   | 7/2/1981         | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G10378<br>Permit: G9975       |                   | 6/16/1981        | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>Permit: G9217                      |                   | 2/11/1981        | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G10242<br>Permit: G9269       |                   | 4/1/1981         | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G10310<br>Permit: G9320       |                   | 5/11/1981        | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G10445<br>Permit: G9976       |                   | 7/13/1981        | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |               |
| <a href="#">Select</a> App: LL 1105 EX<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: LL 1105                                    |                   | 2/1/2008         | QUASI-<br>MUNICIPAL<br>USES | EX            |     |              |                   |          |          |          |          | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        |               |
| <a href="#">Select</a> Permit: G 16025 *<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G15851<br>Permit: G16025                 |                   | 10/9/2002        | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        |               |
| <a href="#">Select</a> Permit: G 16026 CN<br><a href="#">Additional Info:</a><br>AVION WATER CO. INC.<br>App: G16060<br>Permit: G16026                |                   | T12027 7/28/2003 | QUASI-<br>MUNICIPAL<br>USES | CN            |     |              |                   | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        |               |
| <a href="#">Select</a> Permit: G 17551 *<br><a href="#">Additional Info:</a><br>AVION WATER CO.<br>App: G17606<br>Permit: G17551                      |                   | 12/14/2012       | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                   | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        |               |



Oregon Water Resources Department  
Water Rights Platcard Report

Main Help  
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## Search Criteria

Meridian: Willamette

Township: 15

South

Range: 15

East

Section: 32

Records per Page: 100

Search

Platcards Maps!  
Learn about \* View Map

| Water Right                                                                                                                               | Changing<br>Xfers | Priority   | Use                         | Use<br>Status | DLC | Gov't<br>Lot | Acres<br>Q(100) | NE<br>NE | NW<br>NE | SW<br>NE | SE<br>NE | NE<br>NW | NW<br>NW | SW<br>NW | SE<br>NW | NE<br>SW | NW<br>SW | SW<br>SW | SE<br>SW | NE<br>SE | NW<br>SE | SW<br>SE | SE<br>SE | Unknown<br>QQ |
|-------------------------------------------------------------------------------------------------------------------------------------------|-------------------|------------|-----------------------------|---------------|-----|--------------|-----------------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|---------------|
| <a href="#">Select</a> Permit: S 44314 CN<br><br>Additional Info:<br>App: S58867<br>Permit: S44314                                        |                   | 7/5/1979   | GROUP<br>DOMESTIC           | CN            |     |              |                 | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -             |
| <a href="#">Select</a> Permit: G 13443 CN<br><br>Additional Info:<br>FREUND SPENCER INVESTMENT GROUP LLC<br>App: G14494<br>Permit: G13443 | T12580            | 4/7/1997   | IRRIGATION                  | CN            |     |              |                 | -12.3    | -39.6    |          |          | -30.4    |          |          | -30.2    |          |          |          |          |          |          |          |          |               |
| <a href="#">Select</a> Permit: G 18016 *<br><br>Additional Info:<br>FREUND SPENCER INVESTMENT GROUP LLC<br>App: G14494<br>Permit: G18016  |                   | 4/7/1997   | IRRIGATION                  |               |     |              |                 | 12.3     | 39.6     |          |          | 30.4     |          |          | 30.2     |          |          |          |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G10184<br>Permit: G9946       |                   |            | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G10421<br>Permit: G9946       |                   | 7/2/1981   | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G10378<br>Permit: G9975       |                   | 6/16/1981  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>Permit: G9217                      |                   | 2/11/1981  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G10242<br>Permit: G9269       |                   | 4/1/1981   | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G10310<br>Permit: G9320       |                   | 5/11/1981  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> Inchoate: T 10205 CF (REG) *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G10445<br>Permit: G9976       |                   | 7/13/1981  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | (*)      | (*)      |          |          | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      | (*)      |          |          |          |          |          |               |
| <a href="#">Select</a> App: G 16869 WD<br><br>Additional Info:<br>JOHN SHORT<br>App: G16869                                               |                   | 6/5/2007   | QUASI-<br>MUNICIPAL<br>USES | WD            |     |              |                 | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -        | -             |
| <a href="#">Select</a> App: LL 1105 EX<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: LL1105                                     |                   | 2/1/2008   | QUASI-<br>MUNICIPAL<br>USES | EX            |     |              |                 | -        | -        |          |          | -        | -        | -        | -        | -        | -        | -        |          |          |          |          |          |               |
| <a href="#">Select</a> Permit: G 16025 *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G15651<br>Permit: G16025                 |                   | 10/9/2002  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | *        | *        |          |          | *        | *        | *        | *        | *        | *        | *        |          |          |          |          |          |               |
| <a href="#">Select</a> Permit: G 16026 CN<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G16060<br>Permit: G16026                | T12027            | 7/28/2003  | QUASI-<br>MUNICIPAL<br>USES | CN            |     |              |                 | -        | -        |          |          | -        | -        | -        | -        | -        | -        | -        |          |          |          |          |          |               |
| <a href="#">Select</a> Permit: G 17551 *<br><br>Additional Info:<br>AVION WATER CO.<br>App: G17606<br>Permit: G17551                      |                   | 12/14/2012 | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *             |
| <a href="#">Select</a> Permit: G 17539 *<br><br>Additional Info:<br>AVION WATER CO. INC.<br>App: G18060                                   |                   | 7/28/2003  | QUASI-<br>MUNICIPAL<br>USES |               |     |              |                 | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *        | *             |





## Business Name Search

[New Search](#) [Printer Friendly](#)

### Business Entity Data

09-05-2019  
10:14

| Registry Nbr        | Entity Type                             | Entity Status | Jurisdiction | Registry Date | Next Renewal Date | Renewal Due? |
|---------------------|-----------------------------------------|---------------|--------------|---------------|-------------------|--------------|
| 554903-88           | DLLC                                    | ACT           | OREGON       | 01-24-1997    | 01-24-2020        |              |
| <b>Entity Name</b>  | FREUND/SPENCER INVESTMENT GROUP, L.L.C. |               |              |               |                   |              |
| <b>Foreign Name</b> |                                         |               |              |               |                   |              |

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### Associated Names

|               |                               |                             |       |                                         |
|---------------|-------------------------------|-----------------------------|-------|-----------------------------------------|
| <b>Type</b>   | PPB                           | PRINCIPAL PLACE OF BUSINESS |       |                                         |
| <b>Addr 1</b> | 63026 NE LOWER MEADOW DR #200 |                             |       |                                         |
| <b>Addr 2</b> |                               |                             |       |                                         |
| <b>CSZ</b>    | BEND                          | OR                          | 97701 | <b>Country</b> UNITED STATES OF AMERICA |

Please click [here](#) for general information about registered agents and service of process.

|           |                               |                                         |            |            |                          |  |
|-----------|-------------------------------|-----------------------------------------|------------|------------|--------------------------|--|
| Type      | AGT                           | REGISTERED AGENT                        | Start Date | 02-03-2009 | Resign Date              |  |
| Of Record | 244968-95                     | EMPIRE CONSTRUCTION AND DEVELOPMENT LLC |            |            |                          |  |
| Addr 1    | 63026 NE LOWER MEADOW DR #200 |                                         |            |            |                          |  |
| Addr 2    |                               |                                         |            |            |                          |  |
| CSZ       | BEND                          | OR                                      | 97701      | Country    | UNITED STATES OF AMERICA |  |

|               |                               |                 |       |                                         |
|---------------|-------------------------------|-----------------|-------|-----------------------------------------|
| <b>Type</b>   | MAL                           | MAILING ADDRESS |       |                                         |
| <b>Addr 1</b> | 63026 NE LOWER MEADOW DR #200 |                 |       |                                         |
| <b>Addr 2</b> |                               |                 |       |                                         |
| <b>CSZ</b>    | BEND                          | OR              | 97701 | <b>Country</b> UNITED STATES OF AMERICA |

|               |                    |        |       |                    |                          |
|---------------|--------------------|--------|-------|--------------------|--------------------------|
| <b>Type</b>   | MEM                | MEMBER |       | <b>Resign Date</b> |                          |
| <b>Name</b>   | JEANNIE            | FREUND |       |                    |                          |
| <b>Addr 1</b> | 586 VIA VENTANA DR |        |       |                    |                          |
| <b>Addr 2</b> |                    |        |       |                    |                          |
| <b>CSZ</b>    | MESQUITE           | NV     | 89027 | <b>Country</b>     | UNITED STATES OF AMERICA |

|               |                    |        |        |  |                    |                          |
|---------------|--------------------|--------|--------|--|--------------------|--------------------------|
| <b>Type</b>   | MEM                | MEMBER |        |  | <b>Resign Date</b> |                          |
| <b>Name</b>   | JERRY              |        | FREUND |  |                    |                          |
| <b>Addr 1</b> | 586 VIA VENTANA DR |        |        |  |                    |                          |
| <b>Addr 2</b> |                    |        |        |  |                    |                          |
| <b>CSZ</b>    | MESQUITE           | NV     | 89027  |  | <b>Country</b>     | UNITED STATES OF AMERICA |

|               |                |         |         |      |                    |                          |
|---------------|----------------|---------|---------|------|--------------------|--------------------------|
| <b>Type</b>   | MGR            | MANAGER |         |      | <b>Resign Date</b> |                          |
| <b>Name</b>   | KEVIN          |         | SPENCER |      |                    |                          |
| <b>Addr 1</b> | 65575 TWEED RD |         |         |      |                    |                          |
| <b>Addr 2</b> |                |         |         |      |                    |                          |
| <b>CSZ</b>    | BEND           | OR      | 97701   | 9220 | <b>Country</b>     | UNITED STATES OF AMERICA |

|               |                |         |         |  |                    |                          |
|---------------|----------------|---------|---------|--|--------------------|--------------------------|
| <b>Type</b>   | MGR            | MANAGER |         |  | <b>Resign Date</b> |                          |
| <b>Name</b>   | LINDA          |         | SPENCER |  |                    |                          |
| <b>Addr 1</b> | 65575 TWEED RD |         |         |  |                    |                          |
| <b>Addr 2</b> |                |         |         |  |                    |                          |
| <b>CSZ</b>    | BEND           | OR      | 97701   |  | <b>Country</b>     | UNITED STATES OF AMERICA |

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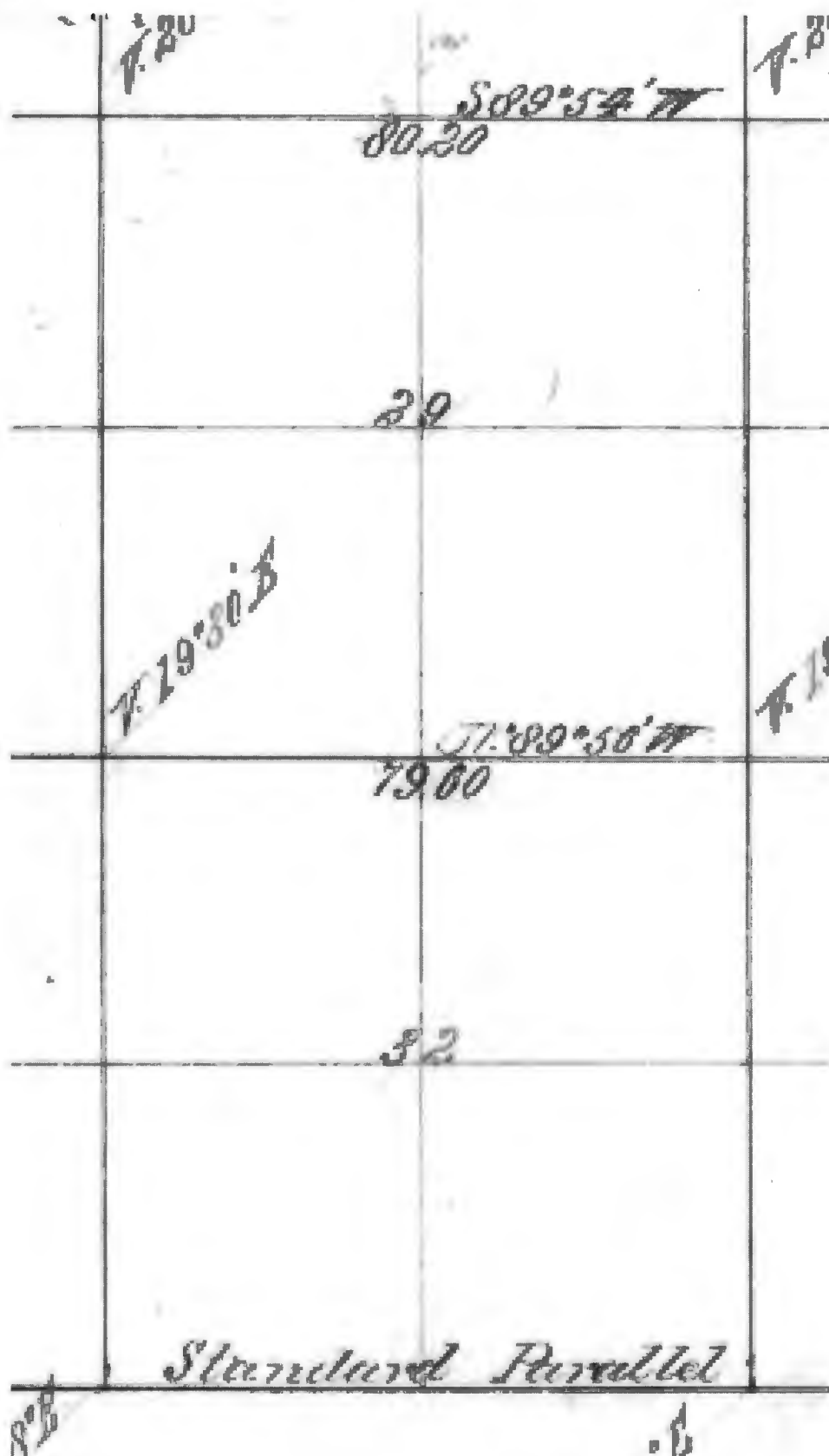
| Business Entity Name                    | <a href="#">Name Type</a> | <a href="#">Name Status</a> | Start Date | End Date |
|-----------------------------------------|---------------------------|-----------------------------|------------|----------|
| FREUND/SPENCER INVESTMENT GROUP, L.L.C. | EN                        | CUR                         | 01-24-1997 |          |

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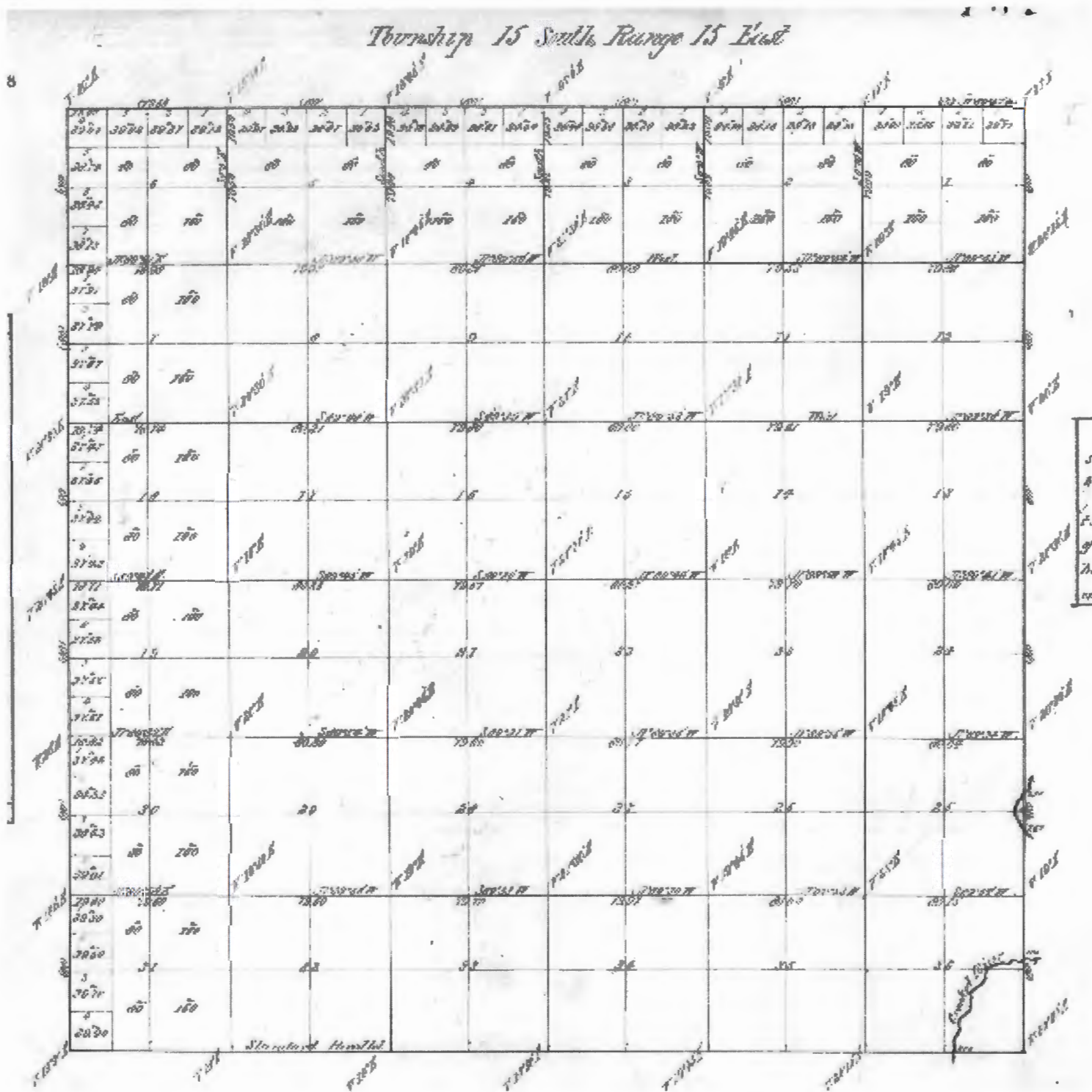
[New Search](#)   [Printer Friendly](#)   Summary History

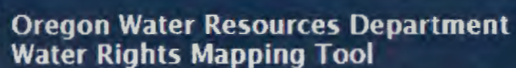
| Image Available                                                                     | Action                | Transaction Date | Effective Date | <a href="#">Status</a> | Name/Agent Change | Dissolved By |
|-------------------------------------------------------------------------------------|-----------------------|------------------|----------------|------------------------|-------------------|--------------|
|                                                                                     | ANNUAL REPORT PAYMENT | 12-19-2018       |                | SYS                    |                   |              |
|                                                                                     | ANNUAL REPORT PAYMENT | 12-19-2017       |                | SYS                    |                   |              |
|                                                                                     | ANNUAL REPORT PAYMENT | 01-03-2017       |                | SYS                    |                   |              |
|  | ARTICLES OF AMENDMENT | 05-05-2016       |                | FI                     |                   |              |
|                                                                                     | ANNUAL REPORT PAYMENT | 12-15-2015       |                | SYS                    |                   |              |
|                                                                                     | ANNUAL REPORT PAYMENT | 01-14-2015       |                | SYS                    |                   |              |
|                                                                                     | ANNUAL REPORT PAYMENT | 01-21-2014       |                | SYS                    |                   |              |

Portion Cadastral Survey – T15S, R15E, W.M. – 1869-10-19:









**2. Help  
OWRD Only**

**Q** 125 Summer SL NE. Saw

 [Contact Us](#)

Search: **Water Right by File**

**Application:**

Permit:

**Certificate:**

**Claim:**

**Transfer:**

Snap ID:

**POD Source:**

**Irr. District:**



(Draw box on map.)

**Points of Diversion: (Count: 4)**

**Places of Use: (Count: 11)**

### Identify Non-Water Right Features

## Tax Lots

## Layers

## Tools

POD

POU

Irrigation Districts AOI

WR By Time



Q: All Fields

**Search...**

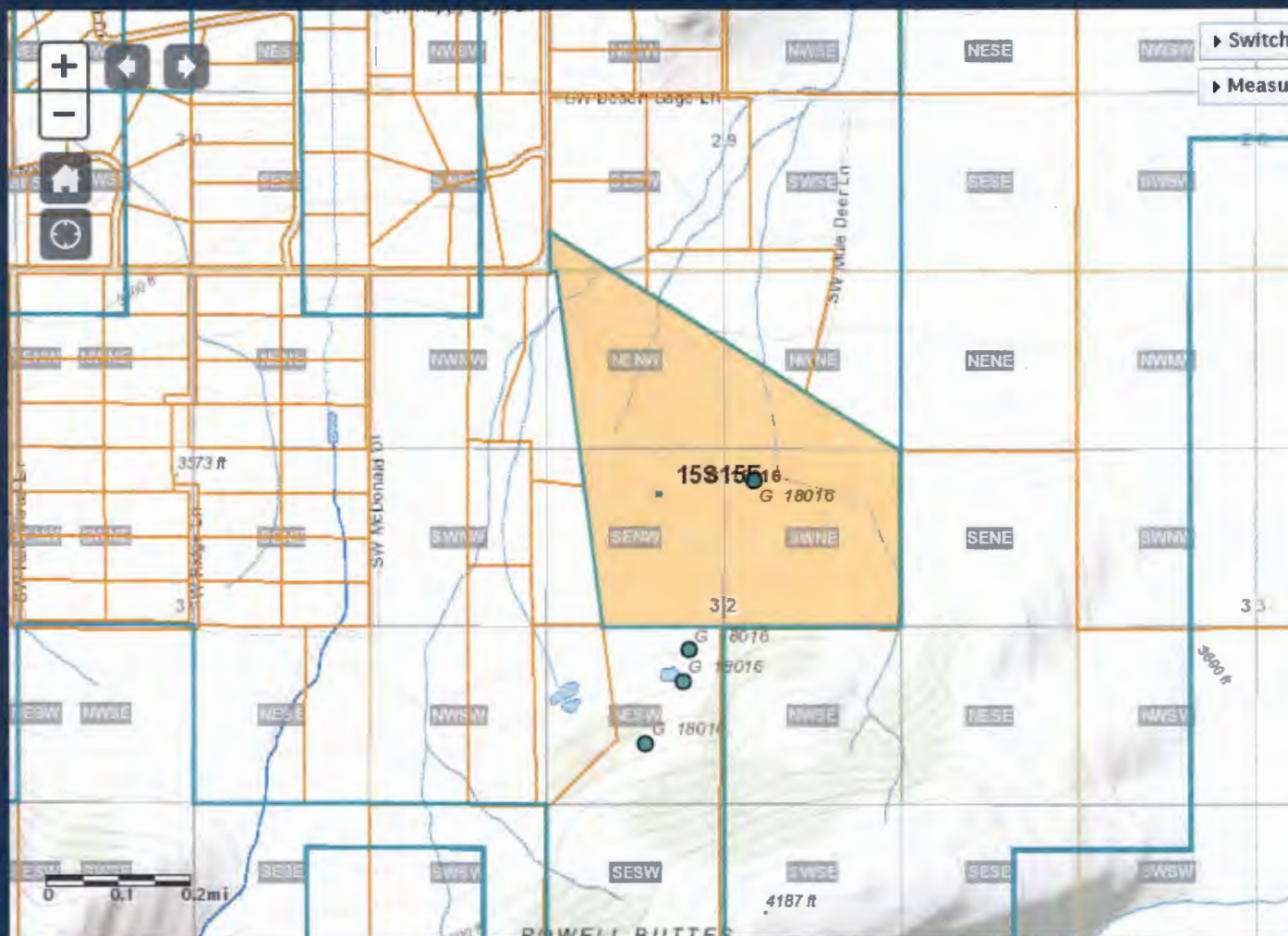
#

ID (select)

## Organization

Website

### Data Source







# Oregon Water Resources Department Water Rights Mapping Tool

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[OWRD Only](#)[Return](#)[Contact Us](#)

## Search

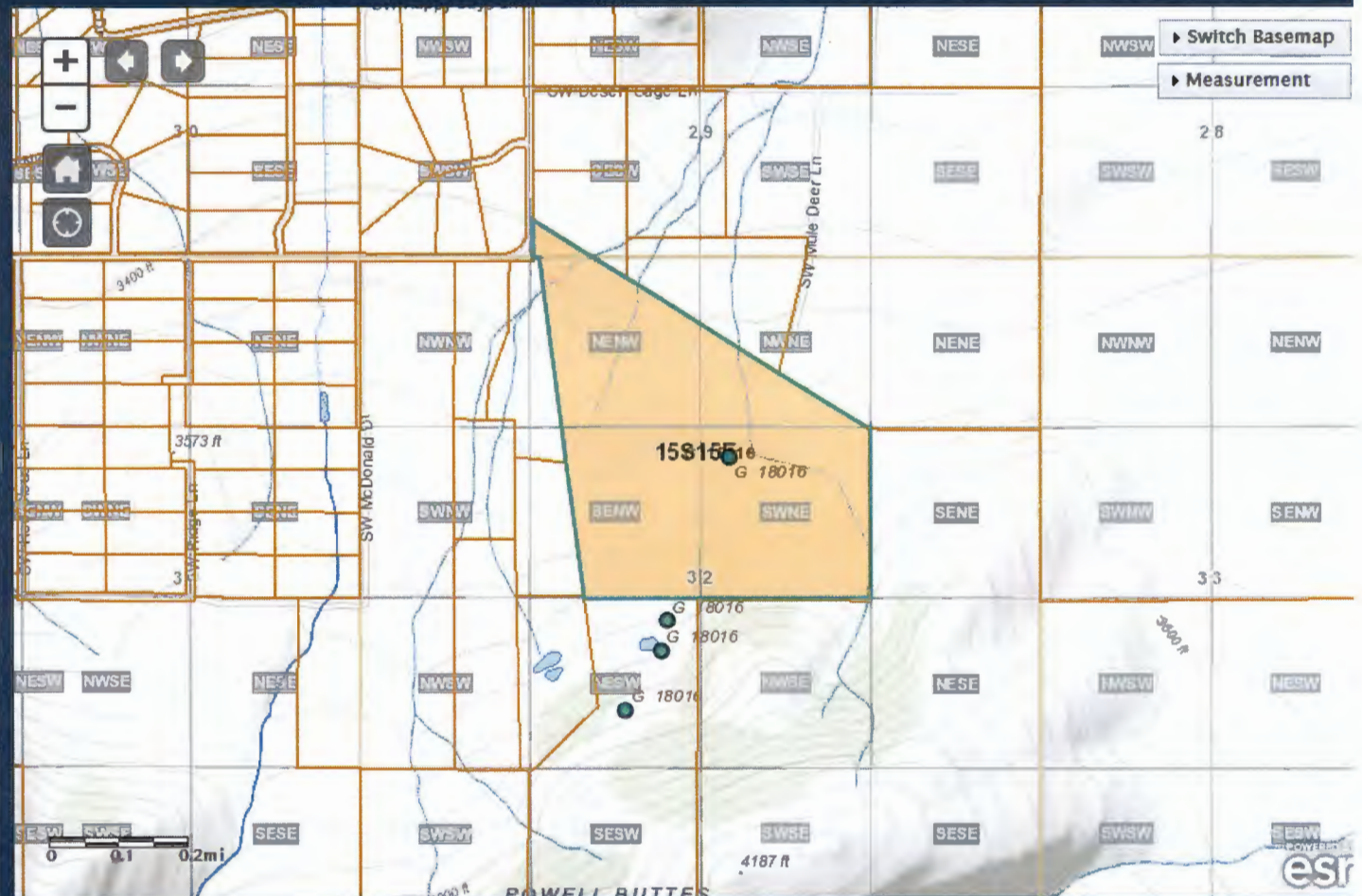
Search: Application:  Permit: Certificate: Claim: Transfer: Snap ID: POD Source: Irr. District: 

(Draw box on map.)

Points of Diversion: (Count: 4)

Places of Use: (Count: 1)

## Identify Non-Water Right Features

☐ Tax Lots☐ Layers☐ Tools

POD

POU

Irrigation Districts AOI

WR By Time



Search...

| # | ID (select) | WRIS                      | Zoom                   | Water Right          | Water Type | First Name | Last Name | Company             | Use Desc.  | Priority Date | Supp. | Duty | Rate cfs |
|---|-------------|---------------------------|------------------------|----------------------|------------|------------|-----------|---------------------|------------|---------------|-------|------|----------|
| 1 | 105222      | <a href="#">(Details)</a> | <a href="#">Map WR</a> | Permit: G 18016 * IR | GW         |            |           | FREUND SPENCER I... | IRRIGATION | 04/07/1997    | -     | 3    | 0.355    |
| 2 | 105223      | <a href="#">(Details)</a> | <a href="#">Map WR</a> | Permit: G 18016 * IR | GW         |            |           | FREUND SPENCER I... | IRRIGATION | 04/07/1997    | -     | 3    | 0.355    |





**Oregon**  
Kate Brown, Governor

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

October 08, 2019

Jim Drapper  
7700 Stillman Road  
Powell Butte, OR 97753

GW

The Department has reviewed the status of your pump test and any requests for extension(s) or exemption(s) for the following permitted well(s). The results are summarized in the following table:

| Application | Water Right      | Permitted Well | Pumped Well | Test Date  | Request Status | Exemption     | Well Name |
|-------------|------------------|----------------|-------------|------------|----------------|---------------|-----------|
| G 14494     | Permit G 18016 * | CROO0001998    | CROO0051343 | 10/04/2016 | APPROVED       | Multiple Well |           |
| G 14494     | Permit G 18016 * | CROO0001999    | CROO0051343 | 10/04/2016 | APPROVED       | Multiple Well |           |
| G 14494     | Permit G 18016 * | CROO0051343    | CROO0051343 | 10/04/2016 | APPROVED       |               |           |

Please contact me if you have any questions.

Sincerely,

Aurora Bouchier  
503-986-0841  
Groundwater Section

cc: GW Pump Test File  
cc: Certificates Section/Application File



**Oregon**  
Kate Brown, Governor

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

October 08, 2019

Jim Drapper  
7700 Stillman Road  
Powell Butte, OR 97753

GW

The Department has reviewed the status of your pump test and any requests for extension(s) or exemption(s) for the following permitted well(s). The results are summarized in the following table:

| Application | Water Right       | Permitted Well | Pumped Well | Test Date  | Request Status | Exemption | Well Name |
|-------------|-------------------|----------------|-------------|------------|----------------|-----------|-----------|
| G 14494     | Permit: G 18016 * | CROO0054411    | CROO0054411 | 09/23/2016 | APPROVED       |           |           |

Please contact me if you have any questions.

Sincerely,

Aurora Bouchier  
503-986-0841  
Groundwater Section

cc: GW Pump Test File  
cc: Certificates Section/Application File



STATE OF OREGON  
WATER RESOURCES DEPARTMENT  
INTEROFFICE MEMO

TO: Justin Iverson Date: October 1, 2019

FROM: Kerry Kavanagh

SUBJECT: 09/23/2016 Pump Test for CROO 54411 – App G-14494, Permit G-18016  
10/04/2016 Pump Test for CROO 51343/CROO 54412 – App G-14494, Permit G-18016

RA Project R12655-21 – App G-14494, Permit G-18016 – Freund/Spencer Investment

I have entered the 09/23/2016 Pump Test for CROO 54411 and the 10/04/2016 Pump Test for CROO 51343/CROO 54412 in the GWIS pump test database:

Log ID: CROO 54411  
NLOG 99999  
gw\_pump\_test\_id: 101079  
gw\_pump\_test\_well\_id: 4240

Log ID: CROO 51343/54412  
NLOG 99999  
gw\_pump\_test\_id: 101081  
gw\_pump\_test\_well\_id: 4242

I have entered data for the multiple well exemption request received 08/29/2019, which requested that the tested well, CROO 51343/54412, be considered for wells CROO 1998 and CROO 1999. Here are the pod\_loc\_id for each of these three wells:

| pod_loc_id | Well Log                      | Owners Well Name |
|------------|-------------------------------|------------------|
| 335062     | CROO 51343/54412– tested well | Well 3           |
| 335060     | CROO 1998                     | Well 1           |
| 335061     | CROO 1999                     | Well 2           |

**TO DO:** Please review the pump test data for both tested wells, being CROO 54411 and CROO 51343/54412, and prepare a letter of approval/denial for the 09/23/2016 Pump Test for CROO 54411 and the 10/04/2016 Pump Test for CROO 51343/CROO 54412.

In addition, if the pump test results for the 10/04/2016 Pump Test for CROO 51343/CROO 54412 are acceptable, please consider a multiple well exemption request submitted 08/29/2019 for the other wells Claimed, and as authorized by Permit G-18016, being Well 1 (CROO 1998) and Well 2 (CROO 1999).

***Please review and return this file to me ASAP -- I'd greatly appreciate it!***

Please let me know if the 09/23/2016 Pump Test for CROO 54411 and the 10/04/2016 Pump Test for CROO 51343/CROO 54412 are satisfactory.

Please ask your staff to document the amount of time they spent reviewing the pump test results. If you have any questions, please let me know. Thanks!



Log ID: CR00

(Entered as NLOG 99999)

gw\_pump\_test\_id: 101081gw\_pump\_test\_well\_id: 4242Oregon Water Resources Department  
**PUMP TEST FORM COVER SHEET****Well Location:**Township: 15 S Range: 15 E  
Section: 32 1/4 NE 1/16 SW 1/64 SW  
Well depth: 360.0 Date drilled: 9/20/16  
Owners well no. (if any): \_\_\_\_\_

Original owner (from well log): \_\_\_\_\_

POD ID: L#38650**Water Right Information:**Application: 9-14494 Permit: 9-18016 per WRIS → CR00 57343/CR00 54412 (Owner's Well 3)  
Is this well listed on more than one water right? ☐ Yes If yes, list additional water rights below:  
Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_  
Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_**Pump Test:**Test Conducted by: Steve Shroeder Well Owner? ☐ YesCompany: Cascade Pump and Irrigation Services LLC.Address: 62967 Layton Ave Date of Test: 10/04/2016City: Bend State: OR Zip: 97701

Daytime phone: \_\_\_\_\_

Method of discharge measurement (see our brochure for more information): Flow meterMethod of water-level measurement (pick one or enter other method used): Acoustic sounder ☒

Length of air line (if used): \_\_\_\_\_

Pump type (pick one or enter other method used): Submersible ☒Was the pump test conducted during normal use of the well? ☐ Yes Note: NoAre you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? ☐ Yes Note: No

If yes, give approximate distances to each and approximate pumping rate of each. If possible, indicate if they were turned on or off during the test: \_\_\_\_\_

Is there a lake, stream or other surface water body within 1/4 mile of the tested well? ☐ Yes If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approx. distance: \_\_\_\_\_ ft Approx. elevation difference: \_\_\_\_\_ ftWell elevation is above ☒ surface water body.Description of measuring point (e.g. top port of 1 inch port pipe, west side) Top of CasingMeasuring point distance above ☒ land surface 1.50 feet.**Static water level measurements:** (A minimum of three measurements are required in the hour before pumping begins at no less than 20 minutes apart):

| Time            | Depth to water below meas. point | Depth to water below land surface |
|-----------------|----------------------------------|-----------------------------------|
| <u>12:00 am</u> | <u>164.00</u>                    | <u>162.50</u>                     |
| <u>12:05 am</u> | <u>164.00</u>                    | <u>162.50</u>                     |
| <u>12:09 am</u> | <u>164.00</u>                    | <u>162.50</u>                     |

**Discharge measurements:** (A discharge measurement is required at the start of pumping and at least once an hour during the test; additional measurements should be noted on the Pump Test Data Sheet):

| Time           | Discharge Rate | Discharge Units (e.g. gpm, cfs, etc) |
|----------------|----------------|--------------------------------------|
| <u>1:00 pm</u> | <u>20.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>2:00 pm</u> | <u>15.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>3:00 pm</u> | <u>13.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>4:00 pm</u> | <u>13.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>5:00 pm</u> | <u>13.00</u>   | <u>gpm (gallons per minute)</u>      |

Time pump turned on: Date 10/04/2016Time 1:00 pmTime pump turned off: Date 10/04/2016Time 5:00 pmTotal pumping time: 4 hours \_\_\_\_\_ minutes

Note: Well must be idle for at least 16 hours prior to the test.

Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us>

OWRD 2/9/2000

Required Signature: \_\_\_\_\_

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Pump Test  
Data Sheet  
Shows @  
at 13:00pmI selected "sonic" from menu.  
KJK  
10-1-2019

CR00 51343/CR00 54412  
(owners Well 3)

## Recovery Data

Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us>

OWRD



log ID: CR00 54411

pod-loc.id = 335063

(Entered as NLOG 99999)

gw\_pump\_test\_id: 101079gw\_pump\_test\_well\_id: 4240Oregon Water Resources Department  
PUMP TEST FORM COVER SHEET

Well Owner:

Name: Jim DraperAddress: 7700 Stillman RoadCounty: CrookCity: Powell ButteState: OR

Zip: \_\_\_\_\_

Original owner (from well log): Jim Draper

Well Location:

Township: 15SRange: 15ESection: 321/4NE1/16SW1/64SWWell depth: 342.0Date drilled: 9/21/2016

Owners well no. (if any): \_\_\_\_\_

POD ID: L#121059

well 4 (owner)

Water Right Information:

Application: 9-14494Permit: 9-18016

Certificate: \_\_\_\_\_

Is this well listed on more than one water right? ☐ Yes

If yes, list additional water rights below:

Application: \_\_\_\_\_

Permit: \_\_\_\_\_

Certificate: \_\_\_\_\_

Application: \_\_\_\_\_

Permit: \_\_\_\_\_

Certificate: \_\_\_\_\_

Pump Test:

Test Conducted by: Ryan NelsonWell Owner? ☐ YesCompany: Cascade Pump and Irrigation Services LLC.Address: 62967 Layton AveDate of Test: 09/23/2016City: BendState: ORZip: 97701

Daytime phone: \_\_\_\_\_

541-389-7867Method of discharge measurement (see our brochure for more information): Flow meterMethod of water-level measurement (pick one or enter other method used): Acoustic sounder

Length of air line (if used): \_\_\_\_\_

Pump type (pick one or enter other method used): SubmersibleWas the pump test conducted during normal use of the well? ☐ YesNote: NoAre you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? ☐ YesNote: NoIf yes, give approximate distances to each and approximate pumping rate of each. If possible, indicate if they were turned on or off during the test: N/AIs there a lake, stream or other surface water body within 1/4 mile of the tested well? ☐ Yes If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approx. distance: \_\_\_\_\_ ft Approx. elevation difference: \_\_\_\_\_ ftWell elevation is above ☒ surface water body.Description of measuring point (e.g. top port of 1 inch port pipe, west side) Top of CasingMeasuring point distance above ☒ land surface 1.50 feet.

Static water level measurements: (A minimum of three measurements are required in the hour before pumping begins at no less than 20 minutes apart):

| Time            | Depth to water below meas. point | Depth to water below land surface |
|-----------------|----------------------------------|-----------------------------------|
| <u>11:00 am</u> | <u>145.00</u>                    | <u>143.50</u>                     |
| <u>11:05 am</u> | <u>145.00</u>                    | <u>143.50</u>                     |
| <u>11:09 am</u> | <u>145.00</u>                    | <u>143.50</u>                     |

Discharge measurements: (A discharge measurement is required at the start of pumping and at least once an hour during the test; additional measurements should be noted on the Pump Test Data Sheet):

| Time            | Discharge Rate | Discharge Units (e.g. gpm, cfs, etc) |
|-----------------|----------------|--------------------------------------|
| <u>12:00 am</u> | <u>80.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>1:00 pm</u>  | <u>50.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>2:00 pm</u>  | <u>45.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>3:00 pm</u>  | <u>45.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>4:00 pm</u>  | <u>45.00</u>   | <u>gpm (gallons per minute)</u>      |

Time pump turned on: \_\_\_\_\_

Date 09/23/2016Time 12:00 am

Time pump turned off: \_\_\_\_\_

Date 09/23/2016Time 4:00 pmTotal pumping time: 4 hours \_\_\_\_\_ minutes

Note: Well must be idle for at least 16 hours prior to the test.

Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us>

OWRD 2/9/2000

Required Signature: \_\_\_\_\_

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## PUMP TEST DATA SHEET

Page 1 of 1

**All water-level measurements must either be in feet and inches, or feet and decimal fractions.**

for WRIS  $\Rightarrow$  Gross 54411  
(owner's wall 4)

## Recovery Data

[illegible]

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OREGON  
WATER  
RESOURCES  
DEPARTMENT

PUMP TEST MULTIPLE WELL  
EXEMPTION REQUEST FORM

|                                                                 |             |                           |                                                   |
|-----------------------------------------------------------------|-------------|---------------------------|---------------------------------------------------|
| OWNER NAME/BUSINESS NAME<br>FREUND/SPENCER INVESTMENT GROUP LLC |             | PHONE NO.<br>541-389-0070 | ADDITIONAL CONTACT No.<br>John Short 541-389-2837 |
| ADDRESS<br>63026 NE Lower Meadow Dr. Suite 200                  |             |                           |                                                   |
| CITY<br>Bend                                                    | STATE<br>OR | ZIP<br>97701              | E-MAIL                                            |

**NOTE: To qualify for an exemption from testing your well(s), you must meet all of the following criteria (OAR 690-217-0020(3)):**

1. You own multiple wells producing water from the same aquifer (to be verified by OWRD);
2. One of the wells has been tested and the test has been approved by OWRD; and
3. The wells are within 5 miles of the tested well.

1. List the *tested* well. If the well is listed on any water right, please provide the water right identification numbers as well as the surveyed location. Note that an exemption cannot be granted until the test has been approved.

| WELL LOG #<br>(Ex: MARI 99999) | WELL TAG #<br>(Ex: L-999999) | OWNER WELL<br>NAME OR # | TEST DATE | APPLICATION | PERMIT  | TRANSFER | CERTIFICATE |
|--------------------------------|------------------------------|-------------------------|-----------|-------------|---------|----------|-------------|
| CROO<br>51343/54412            | L- 38650                     | #3                      | 10-4-2016 | G- 14494    | G-18016 | T-12580  |             |

(CONTINUED)

| TWP<br>(Ex: 25S) | RNG<br>(Ex: 31E) | SEC<br>(Ex: 12) | QQ<br>(Ex: SE/SW) | SURVEYED LOCATION<br>(Ex: 100 ft N & 735 ft E fr SE cor, sec 5) | LATITUDE<br>(Ex: 44.94473859) | LONGITUDE<br>(Ex: -123.02787000) |
|------------------|------------------|-----------------|-------------------|-----------------------------------------------------------------|-------------------------------|----------------------------------|
| 15 S             | 15 E             | 32              | NE SW             | 2200' N, 2340' E OF SW COR S32                                  |                               |                                  |

2. List each well and associated water right(s) for which you are requesting a multiple well exemption. This does *not* include the tested well. If a well is listed on more than one water right, be sure to include them all here:

|   | WELL LOG #<br>(Ex: MARI 99999) | WELL TAG #<br>(Ex: L-999999) | OWNER WELL NAME OR # | APPLICATION | PERMIT  | TRANSFER |
|---|--------------------------------|------------------------------|----------------------|-------------|---------|----------|
| a | CROO 1998                      |                              | #1                   | G- 14494    | G-18016 | T-12580  |
| b | CROO 1999                      |                              | #2                   | G- 14494    | G-18016 | T-12580  |

(CONTINUED)

|   | TWP<br>(Ex: 25S) | RNG<br>(Ex: 31E) | SEC<br>(Ex: 12) | QQ<br>(Ex: SE/SW) | SURVEYED LOCATION<br>(Ex: 100 ft N & 735 ft E fr SE cor, sec 5) | LATITUDE<br>(Ex: 44.94473859) | LONGITUDE<br>(Ex: -123.02787000) |
|---|------------------|------------------|-----------------|-------------------|-----------------------------------------------------------------|-------------------------------|----------------------------------|
| a | 15 S             | 15 E             | 32              | NE SW             | 2435' N, 2385' E OF SW COR S32                                  |                               |                                  |
| b | 15 S             | 15 E             | 32              | NE SW             | 1750' N, 2050' E OF SW COR S32                                  |                               |                                  |

3. For each well listed in #1 and #2 above, attach all water well reports (i.e. well logs) or, if unavailable, other documentation showing the water-producing zones. If available, please attach a copy of the test and/or approval letter as well as a map showing the locations of all wells listed on this form.

I hereby certify that the tested well and the well(s) requested for exemption(s) are under the ownership listed above and are located within 5 miles of each other.

SIGNATURE: [Signature] DATE: 8-26-19 LICENSE #: \_\_\_\_\_  
PRINTED NAME: KEVIN Spencer (CIRCLE ONE): OWNER, EMPLOYEE, CWRE, RG, PE, WWC, PUMP INSTALLER  
PHONE: 541-389-0070 EMAIL: Kspencer@KSTONE.COM

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# CLAIM OF BENEFICIAL USE for Groundwater Permits claiming more than 0.1 cfs



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

**A fee of \$200 must accompany this form for permits  
with priority dates of July 9, 1987, or later.**

**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](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.

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

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](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) |
|-----------------|--------------------------|------------------------------------|
| <b>G- 14494</b> | <b>G- 18016</b>          | <b>T- 12580</b>                    |

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2. Property Owner (current owner information)

|                                                                         |                    |                                  |                        |
|-------------------------------------------------------------------------|--------------------|----------------------------------|------------------------|
| APPLICANT/BUSINESS NAME<br><b>Freund / Spencer Investment Group LLC</b> |                    | PHONE NO.<br><b>541-389-0070</b> | ADDITIONAL CONTACT NO. |
| ADDRESS<br><b>63026 NE Lower Meadow Dr. Suite 200</b>                   |                    |                                  |                        |
| CITY<br><b>Bend</b>                                                     | STATE<br><b>OR</b> | ZIP<br><b>97701</b>              | E-MAIL                 |

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<br><b>Same</b> |       |     |
| ADDRESS                                |       |     |
| CITY                                   | STATE | ZIP |

|                                                  |       |     |
|--------------------------------------------------|-------|-----|
| ADDITIONAL PERMIT HOLDER OF RECORD<br><b>N/A</b> |       |     |
| ADDRESS                                          |       |     |
| CITY                                             | STATE | ZIP |

4. Date of Site Inspection: **6-24-2019**

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

| NAME              | DATE             | ASSOCIATION WITH THE PROJECT |
|-------------------|------------------|------------------------------|
| <b>Jim Draper</b> | <b>6-24-2019</b> | <b>Project Manager</b>       |
|                   |                  |                              |

6. County: **Crook**

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

|                               |       |     |
|-------------------------------|-------|-----|
| OWNER OF RECORD<br><b>N/A</b> |       |     |
| ADDRESS                       |       |     |
| CITY                          | STATE | ZIP |

Add additional tables for owners of record as needed

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## 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.



|                                                                     |                           |                                                                 |               |
|---------------------------------------------------------------------|---------------------------|-----------------------------------------------------------------|---------------|
| <b>CWRE NAME</b><br><b>Gary L. DeJarnatt</b> <b>Project # 19016</b> | <b>PHONE NO.</b>          | <b>ADDITIONAL CONTACT NO.</b><br><b>John Short 541-389-2837</b> |               |
| <b>ADDRESS</b><br><b>20735 Double Peaks Drive</b>                   |                           |                                                                 |               |
| <b>CITY</b><br><b>Bend</b>                                          | <b>STATE</b><br><b>OR</b> | <b>ZIP</b><br><b>97701</b>                                      | <b>E-MAIL</b> |

### Permit Holder 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    |
|-----------|--------------------|--------|---------|
|           | Kevin Spencer      | Member | 8-26-19 |
|           |                    |        |         |
|           |                    |        |         |
|           |                    |        |         |
|           |                    |        |         |

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### SECTION 3 CLAIM DESCRIPTION

**1. Point of appropriation name or number:**

| POINT OF APPROPRIATION<br>(POA) NAME OR NUMBER<br>(CORRESPOND TO MAP) | WELL LOG ID #<br>FOR ALL WORK PERFORMED ON THE WELL<br>(IF APPLICABLE) | WELL TAG #<br>(IF APPLICABLE) |
|-----------------------------------------------------------------------|------------------------------------------------------------------------|-------------------------------|
| Well 1                                                                | CROO 1998                                                              |                               |
| Well 2                                                                | CROO 1999                                                              |                               |
| Well 3                                                                | CROO 51343 / 54412                                                     | L-38650                       |
| Well 4                                                                | CROO 54411                                                             | L-121059                      |

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

**2. Point of appropriation source, if indicated on permit:**

| POA<br>NAME OR NUMBER | SOURCE<br>BASIN LOCATED WITHIN | TRIBUTARY |
|-----------------------|--------------------------------|-----------|
| Wells 1,2,3,4         | Crooked River Basin            |           |
|                       |                                |           |

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

| POA<br>NAME OR<br>NUMBER            | USES | IF IRRIGATION,<br>LIST CROP<br>TYPE | SEASON OR MONTHS<br>WHEN WATER<br>WAS USED | ACTUAL RATE OR VOLUME<br>USED<br>(CFS, GPM, OR AF) |
|-------------------------------------|------|-------------------------------------|--------------------------------------------|----------------------------------------------------|
| Well 1                              | IR   | Hay                                 | May 1 – Oct 15                             | 0.18 cfs                                           |
| Well 2                              | "    | "                                   | "                                          | 0.83 cfs                                           |
| Well 3                              | "    | "                                   | "                                          | 0.06 cfs                                           |
| Well 4                              | "    | "                                   | "                                          | 0.66 cfs                                           |
| <b>Total Quantity of Water Used</b> |      |                                     |                                            | <b>1.73 cfs</b>                                    |

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

Water is pumped from Wells 1, 2 & 3 into Upper Bulge.  
Water is pumped from Well 4 into Lower Bulge (which has booster pump).  
Upper Bulge gravity feeds extensive drip line system along the driveway.  
Both bulges feed, by gravity, the two traveling BIG GUNS.

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

**5. Variations:**

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

YES      NO

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

N/A

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**6. Claim Summary:**

| POA<br>NAME OR # | MAXIMUM<br>RATE<br>AUTHORIZED | CALCULATED<br>THEORETICAL<br>RATE BASED ON<br>SYSTEM | AMOUNT OF<br>WATER<br>MEASURED | USE | # OF<br>ACRES<br>ALLOWED | # OF ACRES<br>DEVELOPED |
|------------------|-------------------------------|------------------------------------------------------|--------------------------------|-----|--------------------------|-------------------------|
| Well 1           | 1.42 cfs                      | 0.27 cfs                                             | N/A                            | IR  | 113.8                    | 113.8                   |
| Well 2           | "                             | 0.83 cfs                                             | "                              | "   | "                        | "                       |
| Well 3           | "                             | 0.06 cfs                                             | "                              | "   | "                        | "                       |
| Well 4           | "                             | 0.66 cfs                                             | "                              | "   | "                        | "                       |

## SECTION 4 SYSTEM DESCRIPTION

Are there multiple POAs?

YES NO

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

### A. Place of Use

1. Is the right for municipal use?

YES NO

If "YES" the table below may be deleted.

| TWP                          | RNG  | MER | SEC | QQ    | GLOT | DLC | USE | IF IRRIGATION,<br># PRIMARY<br>ACRES | IF IRRIGATION, #<br>SUPPLEMENTAL<br>ACRES |
|------------------------------|------|-----|-----|-------|------|-----|-----|--------------------------------------|-------------------------------------------|
| 15 S                         | 15 E | WM  | 29  | SE SW |      |     | IR  | 1.5                                  | N/A                                       |
| "                            | "    | "   | 32  | NW NE |      |     | "   | 12.3                                 | "                                         |
| "                            | "    | "   | "   | SW NE |      |     | "   | 30.8                                 | "                                         |
| "                            | "    | "   | "   | NE NW |      |     | "   | 30.4                                 | "                                         |
| "                            | "    | "   | "   | SE NW |      |     | "   | 29.8                                 | "                                         |
| "                            | "    | "   | "   | NE SW |      |     | "   | 9.0                                  | "                                         |
| <b>Total Acres Irrigated</b> |      |     |     |       |      |     |     | <b>113.8</b>                         | <b>N/A</b>                                |

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

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

**Well 1**

**CROO 1998**

## 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 appropriation to the place of use.

1. Is a pump used?

YES NO

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

### 2. Pump Information

| MANUFACTURER | MODEL | SERIAL NUMBER | TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE) | INTAKE SIZE | DISCHARGE SIZE |
|--------------|-------|---------------|--------------------------------------------|-------------|----------------|
|              |       |               | <b>Submersible</b>                         |             |                |

### 3. Motor Information

| MANUFACTURER    | HORSEPOWER |
|-----------------|------------|
| <b>Franklin</b> | <b>1.0</b> |
|                 |            |

### 4. Theoretical Pump Capacity

| HORSEPOWER | OPERATING PSI | LIFT FROM SOURCE TO PUMP<br>*If a WELL, THE WATER LEVEL<br>DURING PUMPING | LIFT FROM PUMP<br>TO PLACE OF USE | TOTAL PUMP<br>OUTPUT<br>(IN CFS) |
|------------|---------------|---------------------------------------------------------------------------|-----------------------------------|----------------------------------|
| <b>1.0</b> | <b>5</b>      | <b>24 ft</b>                                                              | <b>2 ft</b>                       | <b>0.18</b>                      |

### 5. Provide pump calculations:

**See attached OWRD pump calculations.**

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

| INITIAL METER<br>READING | ENDING METER<br>READING | DURATION OF TIME<br>OBSERVED | TOTAL PUMP OUTPUT<br>(IN CFS) |
|--------------------------|-------------------------|------------------------------|-------------------------------|
| <b>N/A</b>               |                         |                              |                               |

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

7. Is the distribution system piped?

YES NO

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

### 8. Mainline Information

| MAINLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---------------|--------|--------------|------------------------|
| <b>N/A</b>    |        |              |                        |
|               |        |              |                        |
|               |        |              |                        |

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### 9. Lateral or Handline Information

| LATERAL OR HANDLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|--------------------------|--------|--------------|------------------------|
| N/A                      |        |              |                        |
|                          |        |              |                        |
|                          |        |              |                        |

### 10. Sprinkler Information

| SIZE      | OPERATING PSI | SPRINKLER OUTPUT (GPM) | TOTAL NUMBER OF SPRINKLERS | MAXIMUM NUMBER USED | TOTAL SPRINKLER OUTPUT (CFS) |
|-----------|---------------|------------------------|----------------------------|---------------------|------------------------------|
| Emitters  | 50            | ½ gpm                  | 1000                       | 1000                | 0.02 cfs                     |
| Big Gun 1 | 70            | 57 gpm                 | 1                          | 1                   | 0.13 cfs                     |
| Big Gun 2 | 70            | 57 gpm                 | 1                          | 1                   | 0.13 cfs                     |

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

### 11. Pivot Information

| MANUFACTURER | MAXIMUM WETTED RADIUS | OPERATING PSI | TOTAL PIVOT OUTPUT (GPM) | TOTAL PIVOT OUTPUT (CFS) |
|--------------|-----------------------|---------------|--------------------------|--------------------------|
| N/A          |                       |               |                          |                          |
|              |                       |               |                          |                          |
|              |                       |               |                          |                          |

### 12. Additional notes or comments related to the system:

**The traveling Big Guns have a ½" nozzle that run at 70 psi @ 57 gpm, covering an area of 170 ft x 665 ft.**

## C. Groundwater Source Information (Well and Sump)

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

**YES NO**

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

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

**Top of casing**

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

| CASING DIAMETER | CASING DEPTH | TOTAL DEPTH | COMPLETION DATE OF ORIGINAL WELL | COMPLETION DATES OF ALTERATIONS | WHO THE WELL WAS DRILLED FOR | WELL DRILLED BY |
|-----------------|--------------|-------------|----------------------------------|---------------------------------|------------------------------|-----------------|
| N/A             |              |             |                                  |                                 |                              |                 |
|                 |              |             |                                  |                                 |                              |                 |

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

**N/A**

5. Is the appropriation from a dug well (sump)?

**YES NO**

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

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## D. 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.

If "YES" is it a: Storage Tank

YES NO

Bulge in System / Reservoir

YES NO

Complete appropriate table(s), unused table may be deleted.

### 2. Storage Tank:

| MATERIAL<br>(CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY<br>(IN GALLONS) | ABOVE GROUND OR<br>BURIED |
|-------------------------------------------------|--------------------------|---------------------------|
| N/A                                             |                          |                           |

### 3. Bulge in System / Reservoir:

| RESERVOIR NAME OR NUMBER<br>(CORRESPOND TO MAP) | APPROXIMATE DAM<br>HEIGHT | APPROXIMATE CAPACITY<br>(IN ACRE FEET) |
|-------------------------------------------------|---------------------------|----------------------------------------|
| Upper Bulge                                     | 5 to 8 ft.                | 9009 af                                |

## E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

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

## F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

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**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 appropriation to the place of use.

1. Is a pump used?

YES NO

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

2. Pump Information

| MANUFACTURER | MODEL | SERIAL NUMBER | TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE) | INTAKE SIZE | DISCHARGE SIZE |
|--------------|-------|---------------|--------------------------------------------|-------------|----------------|
| Grundfos     |       |               | Submersible                                |             |                |

3. Motor Information

| MANUFACTURER | HORSEPOWER |
|--------------|------------|
| Franklin     | 1.5 hp     |

4. Theoretical Pump Capacity

| HORSEPOWER | OPERATING PSI | LIFT FROM SOURCE TO PUMP<br>*If a well, the water level during pumping | LIFT FROM PUMP TO PLACE OF USE | TOTAL PUMP OUTPUT (IN CFS) |
|------------|---------------|------------------------------------------------------------------------|--------------------------------|----------------------------|
| 1.5        | 5             | 0                                                                      | 0                              | 0.83 cfs                   |

5. Provide pump calculations:

See attached OWRD pump calculations.

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

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

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

7. Is the distribution system piped?

YES NO

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

8. Mainline Information

| MAINLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---------------|--------|--------------|------------------------|
| N/A           |        |              |                        |
|               |        |              |                        |
|               |        |              |                        |

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**9. Lateral or Handline Information**

| LATERAL OR HANDLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|--------------------------|--------|--------------|------------------------|
| N/A                      |        |              |                        |
|                          |        |              |                        |
|                          |        |              |                        |

**10. Sprinkler Information**

| SIZE      | OPERATING PSI | SPRINKLER OUTPUT (GPM) | TOTAL NUMBER OF SPRINKLERS | MAXIMUM NUMBER USED | TOTAL SPRINKLER OUTPUT (CFS) |
|-----------|---------------|------------------------|----------------------------|---------------------|------------------------------|
| Emitters  | 50            | ½ gpm                  | 1000                       | 1000                | 0.02 cfs                     |
| Big Gun 1 | 70            | 57 gpm                 | 1                          | 1                   | 0.13 cfs                     |
| Big Gun 2 | 70            | 57 gpm                 | 1                          | 1                   | 0.13 cfs                     |

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

**11. Pivot Information**

| MANUFACTURER | MAXIMUM WETTED RADIUS | OPERATING PSI | TOTAL PIVOT OUTPUT (GPM) | TOTAL PIVOT OUTPUT (CFS) |
|--------------|-----------------------|---------------|--------------------------|--------------------------|
| N/A          |                       |               |                          |                          |
|              |                       |               |                          |                          |
|              |                       |               |                          |                          |

**12. Additional notes or comments related to the system:**

**The traveling Big Guns have a ½" nozzle that run at 70 psi @ 57 gpm, covering an area of 170 ft x 665 ft.**

**C. Groundwater Source Information (Well and Sump)**

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

**YES NO**

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

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

**Top of casing**

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

| CASING DIAMETER | CASING DEPTH | TOTAL DEPTH | COMPLETION DATE OF ORIGINAL WELL | COMPLETION DATES OF ALTERATIONS | WHO THE WELL WAS DRILLED FOR | WELL DRILLED BY |
|-----------------|--------------|-------------|----------------------------------|---------------------------------|------------------------------|-----------------|
| N/A             |              |             |                                  |                                 |                              |                 |
|                 |              |             |                                  |                                 |                              |                 |

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

**N/A**

**5. Is the appropriation from a dug well (sump)?**

**YES NO**

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

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## D. 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.

If "YES" is it a: Storage Tank

YES NO

Bulge in System / Reservoir

YES NO

Complete appropriate table(s), unused table may be deleted.

### 2. Storage Tank:

| MATERIAL<br>(CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY<br>(IN GALLONS) | ABOVE GROUND OR<br>BURIED |
|-------------------------------------------------|--------------------------|---------------------------|
| N/A                                             |                          |                           |

### 3. Bulge in System / Reservoir:

| RESERVOIR NAME OR NUMBER<br>(CORRESPOND TO MAP) | APPROXIMATE DAM<br>HEIGHT | APPROXIMATE CAPACITY<br>(IN ACRE FEET) |
|-------------------------------------------------|---------------------------|----------------------------------------|
| Upper Bulge                                     | 5-8 ft                    | 9009 af                                |

## E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

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

## F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

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**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 appropriation to the place of use.

1. Is a pump used?

YES NO

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

**2. Pump Information**

| MANUFACTURER | MODEL | SERIAL NUMBER | TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE) | INTAKE SIZE | DISCHARGE SIZE |
|--------------|-------|---------------|--------------------------------------------|-------------|----------------|
|              |       |               | <u>Submersible</u>                         |             |                |

**3. Motor Information**

| MANUFACTURER    | HORSEPOWER |
|-----------------|------------|
| <u>Franklin</u> | <u>1.5</u> |
|                 |            |

**4. Theoretical Pump Capacity**

| HORSEPOWER | OPERATING PSI | LIFT FROM SOURCE TO PUMP<br>*If A WELL, THE WATER LEVEL<br>DURING PUMPING | LIFT FROM PUMP<br>TO PLACE OF USE | TOTAL PUMP<br>OUTPUT<br>(IN CFS) |
|------------|---------------|---------------------------------------------------------------------------|-----------------------------------|----------------------------------|
| <u>1.5</u> | <u>5</u>      | <u>164 ft</u>                                                             | <u>2 ft</u>                       | <u>0.06 cfs</u>                  |

**5. Provide pump calculations:**

See attached OWRD pump calculations.

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

| INITIAL METER<br>READING | ENDING METER<br>READING | DURATION OF TIME<br>OBSERVED | TOTAL PUMP OUTPUT<br>(IN CFS) |
|--------------------------|-------------------------|------------------------------|-------------------------------|
| <u>N/A</u>               |                         |                              |                               |

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

7. Is the distribution system piped?

YES NO

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

**8. Mainline Information**

| MAINLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---------------|--------|--------------|------------------------|
| <u>N/A</u>    |        |              |                        |
|               |        |              |                        |
|               |        |              |                        |

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### 9. Lateral or Handline Information

| LATERAL OR<br>HANDLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|-----------------------------|--------|--------------|------------------------|
| N/A                         |        |              |                        |
|                             |        |              |                        |
|                             |        |              |                        |

### 10. Sprinkler Information

| SIZE      | OPERATING<br>PSI | SPRINKLER<br>OUTPUT<br>(GPM) | TOTAL<br>NUMBER OF<br>SPRINKLERS | MAXIMUM<br>NUMBER USED | TOTAL SPRINKLER OUTPUT<br>(CFS) |
|-----------|------------------|------------------------------|----------------------------------|------------------------|---------------------------------|
| Emitters  | 50               | ½ gpm                        | 1000                             | 1000                   | 0.02 cfs                        |
| Big Gun 1 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |
| Big Gun 2 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |

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

### 11. Pivot Information

| MANUFACTURER | MAXIMUM<br>WETTED RADIUS | OPERATING<br>PSI | TOTAL PIVOT<br>OUTPUT (GPM) | TOTAL PIVOT<br>OUTPUT (CFS) |
|--------------|--------------------------|------------------|-----------------------------|-----------------------------|
| N/A          |                          |                  |                             |                             |
|              |                          |                  |                             |                             |
|              |                          |                  |                             |                             |

### 12. Additional notes or comments related to the system:

**The traveling Big Guns have a ½" nozzle that run at 70 psi @ 57 gpm, covering an area of 170 ft x 665 ft.**

### C. Groundwater Source Information (Well and Sump)

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

YES NO

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

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

Top of casing

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

| CASING<br>DIAMETER | CASING<br>DEPTH | TOTAL<br>DEPTH | COMPLETION<br>DATE OF<br>ORIGINAL<br>WELL | COMPLETION<br>DATES OF<br>ALTERATIONS | WHO THE WELL<br>WAS DRILLED<br>FOR | WELL<br>DRILLED BY |
|--------------------|-----------------|----------------|-------------------------------------------|---------------------------------------|------------------------------------|--------------------|
| N/A                |                 |                |                                           |                                       |                                    |                    |
|                    |                 |                |                                           |                                       |                                    |                    |

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

N/A

5. Is the appropriation from a dug well (sump)?

YES NO

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

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## D. 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.

If "YES" is it a: Storage Tank

YES NO

Bulge in System / Reservoir

YES NO

Complete appropriate table(s), unused table may be deleted.

### 2. Storage Tank:

| MATERIAL<br>(CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY<br>(IN GALLONS) | ABOVE GROUND OR<br>BURIED |
|-------------------------------------------------|--------------------------|---------------------------|
| N/A                                             |                          |                           |

### 3. Bulge in System / Reservoir:

| RESERVOIR NAME OR NUMBER<br>(CORRESPOND TO MAP) | APPROXIMATE DAM<br>HEIGHT | APPROXIMATE CAPACITY<br>(IN ACRE FEET) |
|-------------------------------------------------|---------------------------|----------------------------------------|
| Upper Bulge                                     | 5-8 ft                    | 9009 af                                |

## E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

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

## F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

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**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 appropriation to the place of use.

1. Is a pump used?

YES NO

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

**2. Pump Information**

| MANUFACTURER | MODEL | SERIAL NUMBER | TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE) | INTAKE SIZE | DISCHARGE SIZE |
|--------------|-------|---------------|--------------------------------------------|-------------|----------------|
|              |       |               | <b>Submersible</b>                         |             |                |

**3. Motor Information**

| MANUFACTURER | HORSEPOWER |
|--------------|------------|
|              | <b>15</b>  |
|              |            |

**4. Theoretical Pump Capacity**

| HORSEPOWER | OPERATING PSI | LIFT FROM SOURCE TO PUMP<br>*If A WELL, THE WATER LEVEL DURING PUMPING | LIFT FROM PUMP TO PLACE OF USE | TOTAL PUMP OUTPUT (IN CFS) |
|------------|---------------|------------------------------------------------------------------------|--------------------------------|----------------------------|
| <b>15</b>  | <b>5</b>      | <b>145 ft</b>                                                          | <b>2 ft</b>                    | <b>0.66</b>                |

**5. Provide pump calculations:**

**See attached OWRD pump calculations.**

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

| INITIAL METER READING | ENDING METER READING | DURATION OF TIME OBSERVED | TOTAL PUMP OUTPUT (IN CFS) |
|-----------------------|----------------------|---------------------------|----------------------------|
| <b>N/A</b>            |                      |                           |                            |

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

7. Is the distribution system piped?

YES NO

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

**8. Mainline Information**

| MAINLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|---------------|--------|--------------|------------------------|
| <b>N/A</b>    |        |              |                        |
|               |        |              |                        |
|               |        |              |                        |



### 9. Lateral or Handline Information

| LATERAL OR<br>HANDLINE SIZE | LENGTH | TYPE OF PIPE | BURIED OR ABOVE GROUND |
|-----------------------------|--------|--------------|------------------------|
| N/A                         |        |              |                        |
|                             |        |              |                        |
|                             |        |              |                        |

### 10. Sprinkler Information

| SIZE      | OPERATING<br>PSI | SPRINKLER<br>OUTPUT<br>(GPM) | TOTAL<br>NUMBER OF<br>SPRINKLERS | MAXIMUM<br>NUMBER USED | TOTAL SPRINKLER OUTPUT<br>(CFS) |
|-----------|------------------|------------------------------|----------------------------------|------------------------|---------------------------------|
| Emitters  | 50               | ½ gpm                        | 1000                             | 1000                   | 0.02 cfs                        |
| Big Gun 1 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |
| Big Gun 2 | 70               | 57 gpm                       | 1                                | 1                      | 0.13 cfs                        |

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

### 11. Pivot Information

| MANUFACTURER | MAXIMUM<br>WETTED RADIUS | OPERATING<br>PSI | TOTAL PIVOT<br>OUTPUT (GPM) | TOTAL PIVOT<br>OUTPUT (CFS) |
|--------------|--------------------------|------------------|-----------------------------|-----------------------------|
| N/A          |                          |                  |                             |                             |
|              |                          |                  |                             |                             |
|              |                          |                  |                             |                             |

### 12. Additional notes or comments related to the system:

**The traveling Big Guns have a ½" nozzle that run at 70 psi @ 57 gpm, covering an area of 170 ft x 665 ft.**

### C. Groundwater Source Information (Well and Sump)

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

YES NO

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

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

**Top of casing**

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

| CASING<br>DIAMETER | CASING<br>DEPTH | TOTAL<br>DEPTH | COMPLETION<br>DATE OF<br>ORIGINAL<br>WELL | COMPLETION<br>DATES OF<br>ALTERATIONS | WHO THE WELL<br>WAS DRILLED<br>FOR | WELL<br>DRILLED BY |
|--------------------|-----------------|----------------|-------------------------------------------|---------------------------------------|------------------------------------|--------------------|
| N/A                |                 |                |                                           |                                       |                                    |                    |
|                    |                 |                |                                           |                                       |                                    |                    |

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

**N/A**

5. Is the appropriation from a dug well (sump)?

YES NO

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

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## D. 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.

If "YES" is it a: Storage Tank

YES NO

Bulge in System / Reservoir

YES NO

Complete appropriate table(s), unused table may be deleted.

### 2. Storage Tank:

| MATERIAL<br>(CONCRETE, FIBERGLASS, METAL, ETC.) | CAPACITY<br>(IN GALLONS) | ABOVE GROUND OR<br>BURIED |
|-------------------------------------------------|--------------------------|---------------------------|
| N/A                                             |                          |                           |

### 3. Bulge in System / Reservoir:

| RESERVOIR NAME OR NUMBER<br>(CORRESPOND TO MAP) | APPROXIMATE DAM<br>HEIGHT | APPROXIMATE CAPACITY<br>(IN ACRE FEET) |
|-------------------------------------------------|---------------------------|----------------------------------------|
| Lower Bulge                                     | 5-8 ft                    | 6241 af                                |

## E. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

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

## F. Gravity Flow Canal or Ditch

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

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

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## 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 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 permit extension order:

|                                         | DATE FROM<br>PERMIT | DATE<br>ACCOMPLISHED* | DESCRIPTION OF ACTIONS TAKEN BY<br>WATER USER TO COMPLY WITH THE<br>TIME LIMITS |
|-----------------------------------------|---------------------|-----------------------|---------------------------------------------------------------------------------|
| ISSUANCE DATE                           | 11-21-2018          |                       |                                                                                 |
| BEGIN<br>CONSTRUCTION (A)               |                     | 9/2016;<br>1964       | CROO 54412/51343 & CROO 54411;<br>CROO 1998 & CROO 1999                         |
| COMPLETE<br>CONSTRUCTION (B)            | 10-30-2024          | 6-24-2019             | System Complete                                                                 |
| COMPLETE<br>APPLICATION OF<br>WATER (C) | 10-30-2024          | 6-24-2019             | Complete application of water<br>to<br>Beneficial Use                           |

\* 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. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? YES NO

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

### 4. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? YES NO

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

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

a. Did the permit require the submittal of a pump test? YES NO

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

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

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

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

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

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

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6. 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 7b through 7f relating to this section may be deleted.

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

- b. Has a meter been installed? **YES** **NO**

c. Meter Information

| POD/POA<br>NAME OR # | MANUFACTURER     | SERIAL #  | CONDITION<br>(WORKING OR<br>NOT) | CURRENT METER<br>READING | DATE INSTALLED |
|----------------------|------------------|-----------|----------------------------------|--------------------------|----------------|
| Well 4               | GE<br>McCrometer | 9364141   | Working                          | 608398                   | 2016           |
| Well 1,2,3,4         | GE               | 112180736 | "                                | 08145                    | 1964           |

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

7. Recording and reporting conditions

- a. Is the water user required to report the water use to the Department? **YES** **NO**

If "NO", item 7b relating to this section may be deleted.

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

- a. Were there special well construction standards? **YES** **NO**
- b. Was submittal of a ground water monitoring plan required? **YES** **NO**
- c. Was submittal of a water management and conservation plan required? **YES** **NO**
- d. 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):

|     |
|-----|
| N/A |
|-----|

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**SECTION 6  
ATTACHMENTS**

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

| ATTACHMENT NAME     | DESCRIPTION                                                         |
|---------------------|---------------------------------------------------------------------|
| Pump Calcs          | OWRD pump calculations                                              |
| CBU Map             | Claim of Beneficial Use Map                                         |
| Well Log            | CROO 1998; CROO 1999; CROO 51343/54412 L-38650; CROO 54411 L-121059 |
| Pump Tests          | Well 3 Pump Test Form; Well 4 Pump Test Form                        |
| Pump Test Exemption | Pump Test Exemption Form                                            |



## SECTION 7

### CLAIM OF BENEFICIAL USE MAP

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

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

**On site direct measurement and NAIP Imagery.**

#### Map Checklist

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

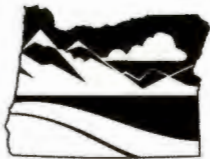
**(Reminder: Incomplete maps and/or claims may be returned.)**

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

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PUMP TEST MULTIPLE WELL  
EXEMPTION REQUEST FORM

|                                                                        |                    |                                  |                                                          |
|------------------------------------------------------------------------|--------------------|----------------------------------|----------------------------------------------------------|
| OWNER NAME/BUSINESS NAME<br><b>FREUND/SPENCER INVESTMENT GROUP LLC</b> |                    | PHONE NO.<br><b>541-389-0070</b> | ADDITIONAL CONTACT NO.<br><b>John Short 541-389-2837</b> |
| ADDRESS<br><b>63026 NE Lower Meadow Dr. Suite 200</b>                  |                    |                                  |                                                          |
| CITY<br><b>Bend</b>                                                    | STATE<br><b>OR</b> | ZIP<br><b>97701</b>              | E-MAIL                                                   |

**NOTE: To qualify for an exemption from testing your well(s), you must meet all of the following criteria (OAR 690-217-0020(3)):**

1. You own multiple wells producing water from the same aquifer (to be verified by OWRD);
2. One of the wells has been tested and the test has been approved by OWRD; and
3. The wells are within 5 miles of the tested well.

1. List the *tested* well. If the well is listed on any water right, please provide the water right identification numbers as well as the surveyed location. Note that an exemption cannot be granted until the test has been approved.

| WELL LOG #<br>(EX: MARI 99999) | WELL TAG #<br>(EX: L-999999) | OWNER WELL NAME OR # | TEST DATE        | APPLICATION     | PERMIT         | TRANSFER       | CERTIFICATE |
|--------------------------------|------------------------------|----------------------|------------------|-----------------|----------------|----------------|-------------|
| <b>CROO 51343/54412</b>        | <b>L- 38650</b>              | <b>#3</b>            | <b>10-4-2016</b> | <b>G- 14494</b> | <b>G-18016</b> | <b>T-12580</b> |             |

(CONTINUED)

| TWP<br>(EX: 25S) | RNG<br>(EX: 31E) | SEC<br>(EX: 12) | QQ<br>(EX: SE/SW) | SURVEYED LOCATION<br>(EX: 100 ft N & 735 ft E fr SE cor, sec 5) | LATITUDE<br>(EX: 44.94473859) | LONGITUDE<br>(EX: -123.02787000) |
|------------------|------------------|-----------------|-------------------|-----------------------------------------------------------------|-------------------------------|----------------------------------|
| <b>15 S</b>      | <b>15 E</b>      | <b>32</b>       | <b>NE SW</b>      | <b>2200' N, 2340' E OF SW COR S32</b>                           |                               |                                  |

2. List each well and associated water right(s) for which you are requesting a multiple well exemption. This does *not* include the tested well. If a well is listed on more than one water right, be sure to include them all here:

|          | WELL LOG #<br>(EX: MARI 99999) | WELL TAG #<br>(EX: L-999999) | OWNER WELL NAME OR # | APPLICATION     | PERMIT         | TRANSFER       |
|----------|--------------------------------|------------------------------|----------------------|-----------------|----------------|----------------|
| <b>a</b> | <b>CROO 1998</b>               |                              | <b>#1</b>            | <b>G- 14494</b> | <b>G-18016</b> | <b>T-12580</b> |
| <b>b</b> | <b>CROO 1999</b>               |                              | <b>#2</b>            | <b>G- 14494</b> | <b>G-18016</b> | <b>T-12580</b> |

(CONTINUED)

|          | TWP<br>(EX: 25S) | RNG<br>(EX: 31E) | SEC<br>(EX: 12) | QQ<br>(EX: SE/SW) | SURVEYED LOCATION<br>(EX: 100 ft N & 735 ft E fr SE cor, sec 5) | LATITUDE<br>(EX: 44.94473859) | LONGITUDE<br>(EX: -123.02787000) |
|----------|------------------|------------------|-----------------|-------------------|-----------------------------------------------------------------|-------------------------------|----------------------------------|
| <b>a</b> | <b>15 S</b>      | <b>15 E</b>      | <b>32</b>       | <b>NE SW</b>      | <b>2435' N, 2385' E OF SW COR S32</b>                           |                               |                                  |
| <b>b</b> | <b>15 S</b>      | <b>15 E</b>      | <b>32</b>       | <b>NE SW</b>      | <b>1750' N, 2050' E OF SW COR S32</b>                           |                               |                                  |

3. For each well listed in #1 and #2 above, attach all water well reports (i.e. well logs) or, if unavailable, other documentation showing the water-producing zones. If available, please attach a copy of the test and/or approval letter as well as a map showing the locations of all wells listed on this form.

I hereby certify that the tested well and the well(s) requested for exemption(s) are under the ownership listed above and are located within 5 miles of each other.

SIGNATURE:

DATE:

**8-26-19**

LICENSE #:

PRINTED NAME:

**KEVIN Spencer**

(CIRCLE ONE): OWNER, EMPLOYEE, CWRE, RG, PE, WWC, PUMP INSTALLER

PHONE:

**541-389-0070**

EMAIL:

**Kspencer@Ksstone.com**

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Oregon Water Resources Department  
**PUMP TEST FORM COVER SHEET**

**Well Owner:**

Name: Jim Draper  
Address: 7700 Stillman Road  
County: Crook  
City: Powell Butte State: OR Zip: \_\_\_\_\_  
Original owner (from well log): Jim Draper

**Well Location:**

Township: 15 S Range: 15 E  
Section: 32  $\frac{1}{4}$  : NE  $\frac{1}{16}$  : SW  $\frac{1}{64}$  : SW  
Well depth: 342.0 Date drilled: 9/21/2016  
Owners well no. (if any): \_\_\_\_\_  
POD ID: L#121059

**Water Right Information:**

Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_  
Is this well listed on more than one water right? ☐ Yes If yes, list additional water rights below:  
Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_  
Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_

**Pump Test:**

Test Conducted by: Ryan Nelson Well Owner? ☐ Yes  
Company: Cascade Pump and Irrigation Services LLC.  
Address: 62967 Layton Ave Date of Test: 09/23/2016  
City: Bend State: OR Zip: 97701  
Daytime phone: 541-389-7867

Method of discharge measurement (see our brochure for more information): Flow meter  
Method of water-level measurement (pick one or enter other method used): Acoustic sounder ☒  
Length of air line (if used): \_\_\_\_\_

Pump type (pick one or enter other method used): Submersible ☒  
Was the pump test conducted during normal use of the well? ☐ Yes Note: No

Are you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? ☐ Yes Note: No  
If yes, give approximate distances to each and approximate pumping rate of each. If possible, indicate if they were turned on or off during the test: N/A

Is there a lake, stream or other surface water body within  $\frac{1}{4}$  mile of the tested well? ☐ Yes If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approx. distance: \_\_\_\_\_ ft Approx. elevation difference: \_\_\_\_\_ ft

Well elevation is above ☒ surface water body.

Description of measuring point (e.g. top port of 1 inch port pipe, west side) Top of Casing

Measuring point distance above ☒ land surface 1.50 feet.

**Static water level measurements:** (A minimum of three measurements are required in the hour before pumping begins at no less than 20 minutes apart):

| Time            | Depth to water below meas. point | Depth to water below land surface |
|-----------------|----------------------------------|-----------------------------------|
| <u>11:00 am</u> | <u>145.00</u>                    | <u>143.50</u>                     |
| <u>11:05 am</u> | <u>145.00</u>                    | <u>143.50</u>                     |
| <u>11:09 am</u> | <u>145.00</u>                    | <u>143.50</u>                     |

**Discharge measurements:** (A discharge measurement is required at the start of pumping and at least once an hour during the test; additional measurements should be noted on the Pump Test Data Sheet):

| Time            | Discharge Rate | Discharge Units (e.g. gpm, cfs, etc) |
|-----------------|----------------|--------------------------------------|
| <u>12:00 am</u> | <u>80.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>1:00 pm</u>  | <u>50.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>2:00 pm</u>  | <u>45.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>3:00 pm</u>  | <u>45.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>4:00 pm</u>  | <u>45.00</u>   | <u>gpm (gallons per minute)</u>      |

Time pump turned on: Date 09/23/2016 Time 12:00 am  
Time pump turned off: Date 09/23/2016 Time 4:00 pm  
Total pumping time: 4 hours \_\_\_\_\_ minutes

**Note:** Well must be idle for at least 16 hours prior to the test.

Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us>

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Required Signature: \_\_\_\_\_

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Oregon Water Resources Department  
**PUMP TEST FORM COVER SHEET**

**Well Owner:**

Name: Jim Draper  
Address: Stillman Road  
County: Crook  
City: Powell Butte State: OR Zip: 97753  
Original owner (from well log): \_\_\_\_\_

**Well Location:**

Township: 15 S Range: 15 E  
Section: 32  $\frac{1}{4}$ : NE  $\frac{1}{16}$ : SW  $\frac{1}{64}$ : SW  
Well depth: 360.0 Date drilled: 9/20/16  
Owners well no. (if any): \_\_\_\_\_  
POD ID: L#38650

**Water Right Information:**

Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_  
Is this well listed on more than one water right? ☐ Yes If yes, list additional water rights below:  
Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_  
Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_

**Pump Test:**

Test Conducted by: Steve Shroeder Well Owner? ☐ Yes  
Company: Cascade Pump and Irrigation Services LLC.  
Address: 62967 Layton Ave Date of Test: 10/04/2016  
City: Bend State: OR Zip: 97701  
Daytime phone: \_\_\_\_\_

Method of discharge measurement (see our brochure for more information): Flow meter  
Method of water-level measurement (pick one or enter other method used): Acoustic sounder ☒  
Length of air line (if used): \_\_\_\_\_

Pump type (pick one or enter other method used): Submersible ☒  
Was the pump test conducted during normal use of the well? ☐ Yes Note: No

Are you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? ☐ Yes Note: No  
If yes, give approximate distances to each and approximate pumping rate of each. If possible, indicate if they were turned on or off during the test: \_\_\_\_\_

Is there a lake, stream or other surface water body within  $\frac{1}{4}$  mile of the tested well? ☐ Yes If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approx. distance: \_\_\_\_\_ ft Approx. elevation difference: \_\_\_\_\_ ft

Well elevation is above ☒ surface water body.

Description of measuring point (e.g. top port of 1 inch port pipe, west side) Top of Casing

Measuring point distance above ☒ land surface 1.50 feet.

**Static water level measurements:** (A minimum of three measurements are required in the hour before pumping begins at no less than 20 minutes apart):

| Time            | Depth to water below meas. point | Depth to water below land surface |
|-----------------|----------------------------------|-----------------------------------|
| <u>12:00 am</u> | <u>164.00</u>                    | <u>162.50</u>                     |
| <u>12:05 am</u> | <u>164.00</u>                    | <u>162.50</u>                     |
| <u>12:09 am</u> | <u>164.00</u>                    | <u>162.50</u>                     |

**Discharge measurements:** (A discharge measurement is required at the start of pumping and at least once an hour during the test; additional measurements should be noted on the Pump Test Data Sheet):

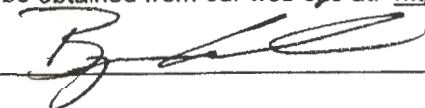
| Time           | Discharge Rate | Discharge Units (e.g. gpm, cfs, etc) |
|----------------|----------------|--------------------------------------|
| <u>1:00 pm</u> | <u>20.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>2:00 pm</u> | <u>15.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>3:00 pm</u> | <u>13.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>4:00 pm</u> | <u>13.00</u>   | <u>gpm (gallons per minute)</u>      |
| <u>5:00 pm</u> | <u>13.00</u>   | <u>gpm (gallons per minute)</u>      |

Time pump turned on: Date 10/04/2016 Time 1:00 pm  
Time pump turned off: Date 10/04/2016 Time 5:00 pm  
Total pumping time: 4 hours \_\_\_\_\_ minutes

**Note:** Well must be idle for at least 16 hours prior to the test.

Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us>

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Required Signature: 

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## PUMP TEST DATA SHEET

Page 1 of 1

Application: \_\_\_\_\_ Permit: \_\_\_\_\_ Certificate: \_\_\_\_\_ Pod Id: **L#38650**

All water-level measurements must either be in feet and inches, or feet and decimal fractions.

## Drawdown Data

## Recovery Data

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Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us>

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|                                                        |  |                         |     |  |  |  |
|--------------------------------------------------------|--|-------------------------|-----|--|--|--|
| <b>Pump Capacity Calculation Sheet</b>                 |  | <b>Well 1 CROO 1998</b> |     |  |  |  |
| using Department designed formula:                     |  |                         |     |  |  |  |
| (hp)(efficiency) / (lift + psi head) = capacity in cfs |  |                         |     |  |  |  |
| Efficiency:                                            |  |                         |     |  |  |  |
| Centrifugal = 6.61                                     |  |                         |     |  |  |  |
| Turbine = 7.04                                         |  |                         |     |  |  |  |
| <b>Data Entry (fill in underlined blanks)</b>          |  |                         |     |  |  |  |
| HP =                                                   |  | <u>1.0</u>              |     |  |  |  |
| Efficiency =                                           |  | <u>7.04</u>             |     |  |  |  |
| Lift =                                                 |  | <u>26</u>               |     |  |  |  |
| PSI =                                                  |  | <u>5</u>                |     |  |  |  |
| <b>Results Calculated</b>                              |  |                         |     |  |  |  |
| (hp)(efficiency) =                                     |  | 7.04                    |     |  |  |  |
| Head based on psi =                                    |  | 12.7                    |     |  |  |  |
| Total dynamic head =                                   |  | 38.7                    |     |  |  |  |
| (head + lift)                                          |  |                         |     |  |  |  |
| Pump Capacity =                                        |  | 0.18                    | cfs |  |  |  |

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|                                                        |             |                         |  |  |  |  |
|--------------------------------------------------------|-------------|-------------------------|--|--|--|--|
| <b>Pump Capacity Calculation Sheet</b>                 |             | <b>Well 2 CROO 1999</b> |  |  |  |  |
| using Department designed formula:                     |             |                         |  |  |  |  |
| (hp)(efficiency) / (lift + psi head) = capacity in cfs |             |                         |  |  |  |  |
| Efficiency:                                            |             |                         |  |  |  |  |
| Centrifugal = 6.61                                     |             |                         |  |  |  |  |
| Turbine = 7.04                                         |             |                         |  |  |  |  |
| <b>Data Entry (fill in underlined blanks)</b>          |             |                         |  |  |  |  |
| HP =                                                   | <u>1.5</u>  |                         |  |  |  |  |
| Efficiency =                                           | <u>7.04</u> |                         |  |  |  |  |
| Lift =                                                 | <u>0</u>    |                         |  |  |  |  |
| PSI =                                                  | <u>5</u>    |                         |  |  |  |  |
| <b>Results Calculated</b>                              |             |                         |  |  |  |  |
| (hp)(efficiency) =                                     | 10.56       |                         |  |  |  |  |
| Head based on psi =                                    | 12.7        |                         |  |  |  |  |
| Total dynamic head =                                   | 12.7        |                         |  |  |  |  |
| (head + lift)                                          |             |                         |  |  |  |  |
| <b>Pump Capacity =</b>                                 | <b>0.83</b> | <b>cfs</b>              |  |  |  |  |

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|                                                        |              |                                         |  |  |  |
|--------------------------------------------------------|--------------|-----------------------------------------|--|--|--|
| <b>Pump Capacity Calculation Sheet</b>                 |              | <b><u>Well 3 CROO 51343 L-38650</u></b> |  |  |  |
| using Department designed formula:                     |              |                                         |  |  |  |
| (hp)(efficiency) / (lift + psi head) = capacity in cfs |              |                                         |  |  |  |
| Efficiency:                                            |              |                                         |  |  |  |
| Centrifugal = 6.61                                     |              |                                         |  |  |  |
| Turbine = 7.04                                         |              |                                         |  |  |  |
| <b>Data Entry (fill in underlined blanks)</b>          |              |                                         |  |  |  |
|                                                        |              |                                         |  |  |  |
| HP =                                                   | <u>1.5</u>   |                                         |  |  |  |
| Efficiency =                                           | <u>7.04</u>  |                                         |  |  |  |
| Lift =                                                 | <u>166</u>   |                                         |  |  |  |
| PSI =                                                  | <u>5</u>     |                                         |  |  |  |
|                                                        |              |                                         |  |  |  |
| <b>Results Calculated</b>                              |              |                                         |  |  |  |
|                                                        |              |                                         |  |  |  |
| (hp)(efficiency) =                                     | <u>10.56</u> |                                         |  |  |  |
| Head based on psi =                                    | <u>12.7</u>  |                                         |  |  |  |
| Total dynamic head =                                   | <u>178.7</u> |                                         |  |  |  |
| (head + lift)                                          |              |                                         |  |  |  |
|                                                        |              |                                         |  |  |  |
| <b>Pump Capacity =</b>                                 | <b>0.06</b>  | <b>cfs</b>                              |  |  |  |
|                                                        |              |                                         |  |  |  |

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|                                                        |                    |                                          |  |  |  |
|--------------------------------------------------------|--------------------|------------------------------------------|--|--|--|
| <b>Pump Capacity Calculation Sheet</b>                 |                    | <b><u>Well 4 CROO 54411 L-121059</u></b> |  |  |  |
| using Department designed formula:                     |                    |                                          |  |  |  |
| (hp)(efficiency) / (lift + psi head) = capacity in cfs |                    |                                          |  |  |  |
| Efficiency:                                            |                    |                                          |  |  |  |
| Centrifugal = 6.61                                     |                    |                                          |  |  |  |
| Turbine = 7.04                                         |                    |                                          |  |  |  |
| <b>Data Entry (fill in underlined blanks)</b>          |                    |                                          |  |  |  |
|                                                        |                    |                                          |  |  |  |
| HP =                                                   | <u>15</u>          |                                          |  |  |  |
| Efficiency =                                           | <u>7.04</u>        |                                          |  |  |  |
| Lift =                                                 | <u>147</u>         |                                          |  |  |  |
| PSI =                                                  | <u>5</u>           |                                          |  |  |  |
| <b>Results Calculated</b>                              |                    |                                          |  |  |  |
|                                                        |                    |                                          |  |  |  |
| (hp)(efficiency) =                                     | <u>105.6</u>       |                                          |  |  |  |
| Head based on psi =                                    | <u>12.7</u>        |                                          |  |  |  |
| Total dynamic head =                                   | <u>159.7</u>       |                                          |  |  |  |
| (head + lift)                                          |                    |                                          |  |  |  |
|                                                        |                    |                                          |  |  |  |
| <b>Pump Capacity =</b>                                 | <b><u>0.66</u></b> | <b>cfs</b>                               |  |  |  |

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NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

STATE ENGINEER, SALEM, OREGON within 30 days from the date of well completion.

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JUN 28 1998

WATER WELL REPORT

STATE ENGINEER, SALEM, OREGON (Type or print)

CR00

1998

State Well No. 15/15-32

State Permit No.

(1) OWNER: Red Cloud Ranch

Name: Clyde Davis  
Address: Poplar Butte Ore.

(2) LOCATION OF WELL:

County: Crook Driller's well number: #1  
1/4 Section 32 T. 15S R. 15E W.M.  
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐  
andonment, describe material and procedure in Item 12.

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐  
Irrigation ☐ Test Well ☒ Other ☐

(5) TYPE OF WELL:

Rotary ☒ Driven ☐  
Cable ☒ Jetted ☐  
Dug ☐ Bored ☐

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

8" Diam. from 180 ft. to 0 ft. Gage 250  
6" Diam. from 8 ft. to 210 ft. Gage 250  
" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used: Acetylene Cut  
Size of perforations: 1/4 in. by 12 in.  
6" 200 perforations from 70 ft. to 210 ft.  
3" 200 perforations from 70 ft. to 150 ft.  
perforations from ft. to ft.  
perforations from ft. to ft.  
perforations from ft. to ft.

(8) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name: \_\_\_\_\_ Model No.: \_\_\_\_\_  
Slot size: \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Diam. Slot size: \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(9) CONSTRUCTION:

Well seal—Material used in seal: Puddled Clay  
Depth of seal: 3.5 ft. Was a packer used? ☒ No  
Diameter of well bore to bottom of seal: 10 in.  
Were any loose strata cemented off? ☐ Yes ☒ No Depth: \_\_\_\_\_  
Was a drive shoe used? ☒ Yes ☐ No  
Was well gravel packed? ☐ Yes ☒ No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Did any strata contain unusuable water? ☐ Yes ☒ No  
Type of water: \_\_\_\_\_ depth of strata: \_\_\_\_\_  
Method of sealing strata off: \_\_\_\_\_

(10) WATER LEVELS:

Static level: 24 ft. below land surface Date: Sept 15/94  
Artesian pressure: None lbs. per square inch Date:

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom: Owner  
Yield: 60 gal./min. with 2.0 ft. drawdown after 8 hrs.

Bailer test gal./min. with ft. drawdown after hrs.  
Artesian flow g.p.m. Date: Sept 15/94  
Temperature of water: 51 Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well below casing: 6

Depth drilled: 295 ft. Depth of completed well: 295 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

| MATERIAL                          | FROM | TO  |
|-----------------------------------|------|-----|
| Broken Red Rock & Sand            | 0    | 3   |
| Broken Opalite gravel and Boulder | 3    | 240 |
| inter placed gravel and sandstone | 240  | 280 |
| Grey sedimentary Rock             | 280  | 283 |
| Sandstone                         | 283  | 287 |
| Sandy sedimentary Rock            | 287  | 289 |
| Sandstone                         | 289  | 294 |
| Hard Grey Rock-Lava               | 294  | 295 |

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Work started: 6/27 1964 Completed: Oct 1 1964  
Date well drilling machine moved off of well: Oct 1 1964

(13) PUMP:

Manufacturer's Name: \_\_\_\_\_ Type: \_\_\_\_\_ H.P.: \_\_\_\_\_

Water Well Contractor's Certification:

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

NAME: Brandt Drilling Co. (Person, firm or corporation) (Type or print)

Address: 675 Crestview Road

Drilling Machine Operator's License No.: 189+389

[Signed]: C. Brandt (Water Well Contractor)

Contractor's License No.: 289 Date: Oct 5 1964

# NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

STATE ENGINEER, SALEM, OREGON, within 30 days from the date of well completion.

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DEC 20 1965  
STATE ENGINEER  
SALEM, OREGON

## WATER WELL REPORT

STATE OF OREGON  
(Please type or print)

State Well No. 15/15-32

State Permit No.

### (1) OWNER:

Name Clyde Davis  
Address Phoebe Butte Dr. 91153

### (2) LOCATION OF WELL:

County Crook Driller's well number #2  
1/4 Section 32 T. 15S R. 15E W.M.  
Bearing and distance from section or subdivision corner 15E

### (3) TYPE OF WORK (check):

Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐  
Abandonment, describe material and procedure in Item 12.

### (4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐  
Irrigation ☐ Test Well ☒ Other ☐

### (5) TYPE OF WELL:

Rotary ☐ Driven ☐  
Cable ☒ Jetted ☐  
Dug ☐ Bored ☐

### (6) CASING INSTALLED:

Threaded ☐ Welded ☒

8" Diam. from 0 ft. to 110 ft. Gage 250  
6" Diam. from 0 ft. to 187 ft. Gage 250  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

### (7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used Pectylene cut  
Size of perforations 12 in. by 3/8 in. 6" P.P.C.  
100 perforations from 185 ft. to 100 ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

### (8) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name \_\_\_\_\_ Model No. \_\_\_\_\_  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Diam. Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

### (9) CONSTRUCTION:

Well seal—Material used in seal Bentonite  
Depth of seal 25 ft. Was a packer used? No  
Diameter of well bore to bottom of seal 10 in.  
Were any loose strata cemented off? ☐ Yes ☒ No Depth \_\_\_\_\_  
Was a drive shoe used? ☒ Yes ☐ No 8"  
Was well gravel packed? ☐ Yes ☒ No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Did any strata contain unusable water? ☐ Yes ☒ No  
Type of water? \_\_\_\_\_ depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_

### (10) WATER LEVELS:

Static level 42 ft. below land surface Date Nov 3/64  
Artesian pressure none lbs. per square inch Date Nov 3/64

(USE ADDITIONAL SHEETS IF NECESSARY)

Is this a duplication? No WSB

unrepaired

1999  
CR00

### (11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No, if yes, by whom? Owner  
Yield: 50 gal./min. with 25 ft. drawdown after 1 hrs.

Bailer test \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
Artesian flow \_\_\_\_\_ g.p.m. Date \_\_\_\_\_

Temperature of water 58 Was a chemical analysis made? ☐ Yes ☒ No

### (12) WELL LOG:

Diameter of well below casing 6

Depth drilled 294 ft. Depth of completed well 294 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

| MATERIAL                     | FROM | TO  |
|------------------------------|------|-----|
| top soil clay and sand       | 0    | 1   |
| Clay and red rock            | 0    | 8   |
| Broken red rock              | 8    | 22  |
| Yellow clay and opalite      | 22   | 105 |
| Opalite & boulders           | 105  | 106 |
| Broken opalite and clay      | 106  | 185 |
| Yellow clay in temper of     | 185  |     |
| with thin seams of           |      |     |
| grey sedimentary rock        |      | 250 |
| light rock and beams         | 250  |     |
| after coarse gravel and sand |      | 294 |

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Work started 6/26/1964 Completed 11/3/1964  
Date well drilling machine moved off of well 11/15/1964

### (13) PUMP:

Manufacturer's Name \_\_\_\_\_  
Type: \_\_\_\_\_ H.P. \_\_\_\_\_

### Water Well Contractor's Certification:

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

NAME Brandt Drilling Co.  
(Person, firm or corporation) (Type or print)

Address 675 Crestview Rd.

Drilling Machine Operator's License No. 189

[Signed] C. H. Brandt  
(Water Well Contractor)

Contractor's License No. 283 Date 12/5/1964



STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765)

Instructions for completing this report are on the last page of this form.

WELL I.D. # L 28650  
START CARD # 129183

(1) OWNER: Well Number \_\_\_\_\_  
Name DENNIS WOLF  
Address 7700 STILLMAN RD.  
City POWELL BUTTE State OR Zip \_\_\_\_\_

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger  
☐ Other \_\_\_\_\_

(4) PROPOSED USE:

☒ Domestic ☐ Community ☐ Industrial ☐ Irrigation  
☐ Thermal ☐ Injection ☐ Livestock ☐ Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No Depth of Completed Well 400 ft.  
Explosives used ☐ Yes ☐ No Type \_\_\_\_\_ Amount \_\_\_\_\_

| HOLE     |      |     |           | SEAL |    |                 |  |
|----------|------|-----|-----------|------|----|-----------------|--|
| Diameter | From | To  | Material  | From | To | Sacks or pounds |  |
| 12"      | 0    | 18  | Bentonite | 0    | 18 | 12              |  |
| 8"       | 18   | 400 |           |      |    |                 |  |

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E

☐ Other POURED DRY

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_

Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

| Diameter   | From | To | Gauge | Steel                               | Plastic                  | Welded                   | Threaded                 |
|------------|------|----|-------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Casing: 8" | 12   | 18 | 250   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|            |      |    |       | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|            |      |    |       | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|            |      |    |       | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Liner: -0- |      |    |       | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|            |      |    |       | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS:

| From |  | To | Slot size | Number | Diameter | Tele/pipe size | Casing                   | Liner                    |
|------|--|----|-----------|--------|----------|----------------|--------------------------|--------------------------|
|      |  |    |           |        |          |                | <input type="checkbox"/> | <input type="checkbox"/> |
|      |  |    |           |        |          |                | <input type="checkbox"/> | <input type="checkbox"/> |
|      |  |    |           |        |          |                | <input type="checkbox"/> | <input type="checkbox"/> |
|      |  |    |           |        |          |                | <input type="checkbox"/> | <input type="checkbox"/> |
|      |  |    |           |        |          |                | <input type="checkbox"/> | <input type="checkbox"/> |

(8) WELL TESTS: Minimum testing time is 1 hour

| Yield gal/min | Drawdown | Drill stem at | Time  |
|---------------|----------|---------------|-------|
| 20            | Complete | 390           | 1 hr. |
|               |          |               |       |
|               |          |               |       |

Temperature of water 55 Depth Artesian Flow Found \_\_\_\_\_

Was a water analysis done? ☐ Yes By whom \_\_\_\_\_

Did any strata contain water not suitable for intended use? ☐ Too little

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other \_\_\_\_\_

Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:

County CROO Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 15S N or S Range 15E E or W. WM.  
Section 32 SE 1/4 NW 1/4  
Tax Lot 3109 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) SAME

(10) STATIC WATER LEVEL:

210 ft. below land surface. Date 8-17-00  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:

| From | To  | Estimated Flow Rate | SWL |
|------|-----|---------------------|-----|
| 260  | 265 | 2.0                 | 210 |
|      |     |                     |     |
|      |     |                     |     |
|      |     |                     |     |

(12) WELL LOG:

| Material              | From | To  | SWL  |
|-----------------------|------|-----|------|
| Top Soil              | 0    | 2   |      |
| BROKEN ROCK & CLAY    | 2    | 6   |      |
| BASALT                | 6    | 92  |      |
| SOFT BLACK BASALT     | 92   | 168 |      |
| HARD BASALT           | 168  | 260 | 210' |
| FRACTURED BASALT      | 260  | 265 | "    |
| BLACK VIGILANT BASALT | 265  | 355 | "    |
| GRAY CLAYSTONE        | 355  | 400 | "    |

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SEP 25 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

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Date started 8-17-00 Completed 8-18-00

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number \_\_\_\_\_

Signed \_\_\_\_\_

Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1557

Signed Barb W...

Date 8-19-00





**9/21/2016**

| From | To | Description | Amount | Units |
|------|----|-------------|--------|-------|
|      |    |             |        |       |
|      |    |             |        |       |
|      |    |             |        |       |
|      |    |             |        |       |
|      |    |             |        |       |

[illegible]sacks/  
lbs

| Dia | From | To | Material | From | To         | Amt | lbs |
|-----|------|----|----------|------|------------|-----|-----|
|     |      |    |          |      |            |     |     |
|     |      |    |          |      | Calculated |     |     |
|     |      |    |          |      |            |     |     |
|     |      |    |          |      | Calculated |     |     |
|     |      |    |          |      |            |     |     |
|     |      |    |          |      | Calculated |     |     |
|     |      |    |          |      |            |     |     |
|     |      |    |          |      | Calculated |     |     |

| From | To | Material | Size |
|------|----|----------|------|
|------|----|----------|------|

|  |  |  |  |
|--|--|--|--|
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

[illegible]

OWRD

Clean Well to Bottom ( Note are 8" Bit would not fit so we sent a 6" bit down hit slug about 320 cleaned out to 350 note 350 was bottom  
Drilled to 360 to make sure that it was not just a hard cave. tested flow at 12 Gmp. when pulling out hole caved back in to 289 with brown running clay most likley were the water is coming in at static 224. If this well was to be repaired i would try a 7.5 Bit and then if it fit down 6" liner or if it dose not go try a 5" liner no guarantees on either way woul

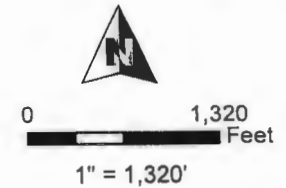
| Yield gal/min | Drawdown | Drill stem/Pump depth | Duration (hr) |
|---------------|----------|-----------------------|---------------|
|---------------|----------|-----------------------|---------------|

|  |  |  |  |
|--|--|--|--|
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|  |  |  |  |





**T15S R15E, WM**  
CROOK COUNTY, OREGON



- Well
-  Bulge in System
-  POU IR
-  Township
-  Section
- Quarter Quarter
-  Taxlot

WELL LOCATIONS:  
 #1 (CROO 1998): 2435' N, 2385' E OF SW COR SEC 32  
 #2 (CROO 1999): 1750' N, 2050' E OF SW COR SEC 32  
 #3 (L-38650): 2200' N, 2340' E OF SW COR SEC 32  
 #4 (L-121059): 3690' N, 2870' E OF SW COR SEC 32

RECEIVED



RENEWAL DATE 12/31/2019



T15S R15E

T16S R15E

**CLAIM OF BENEFICIAL USE MAP**  
Stillman Ranch

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

**WATER RIGHT SERVICES, LLC**  
 PO BOX 1830, BEND, OR 97709  
 CCB# 197121 [www.oregonwater.us](http://www.oregonwater.us)  
 541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

AP G-14494/T-12580

PERMIT G-18016

Project #19016

July 11, 2019

**SUPERSEDED**

**T15S R15E, WM**  
CROOK COUNTY, OREGON



0 1,320 Feet

1" = 1,320'

● Well

 Bulge in System

 POU IR

 Township

 Section

----- Quarter Quarter

 Taxlot

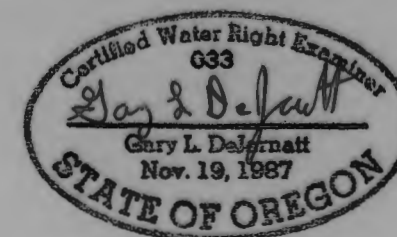
**WELL LOCATIONS:**

- #1 (CROO 1998): 2435' N, 2385' E OF SW COR SEC 32
- #2 (CROO 1999): 1750' N, 2050' E OF SW COR SEC 32
- #3 (L-38650): 2200' N, 2340' E OF SW COR SEC 32
- #4 (L-121059): 3690' N, 2870' E OF SW COR SEC 32

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AUG 19 2018

OWRD



RENEWAL DATE 12/31/2019



**CLAIM OF BENEFICIAL USE MAP**  
Stillman Ranch

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

**WATER RIGHT SERVICES, LLC**

PO BOX 1830, BEND, OR 97709

CCB# 197121 [www.oregonwater.us](http://www.oregonwater.us)

541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

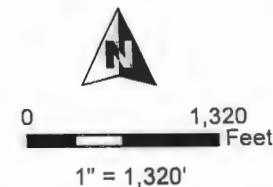
AP G-14494/T-12580

PERMIT G-18016

Project #19016

July 11, 2019

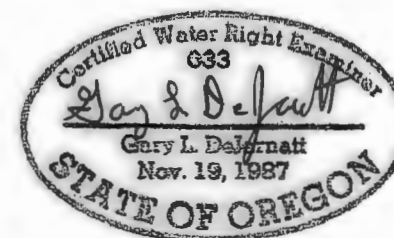
**T15S R15E, WM**  
CROOK COUNTY, OREGON



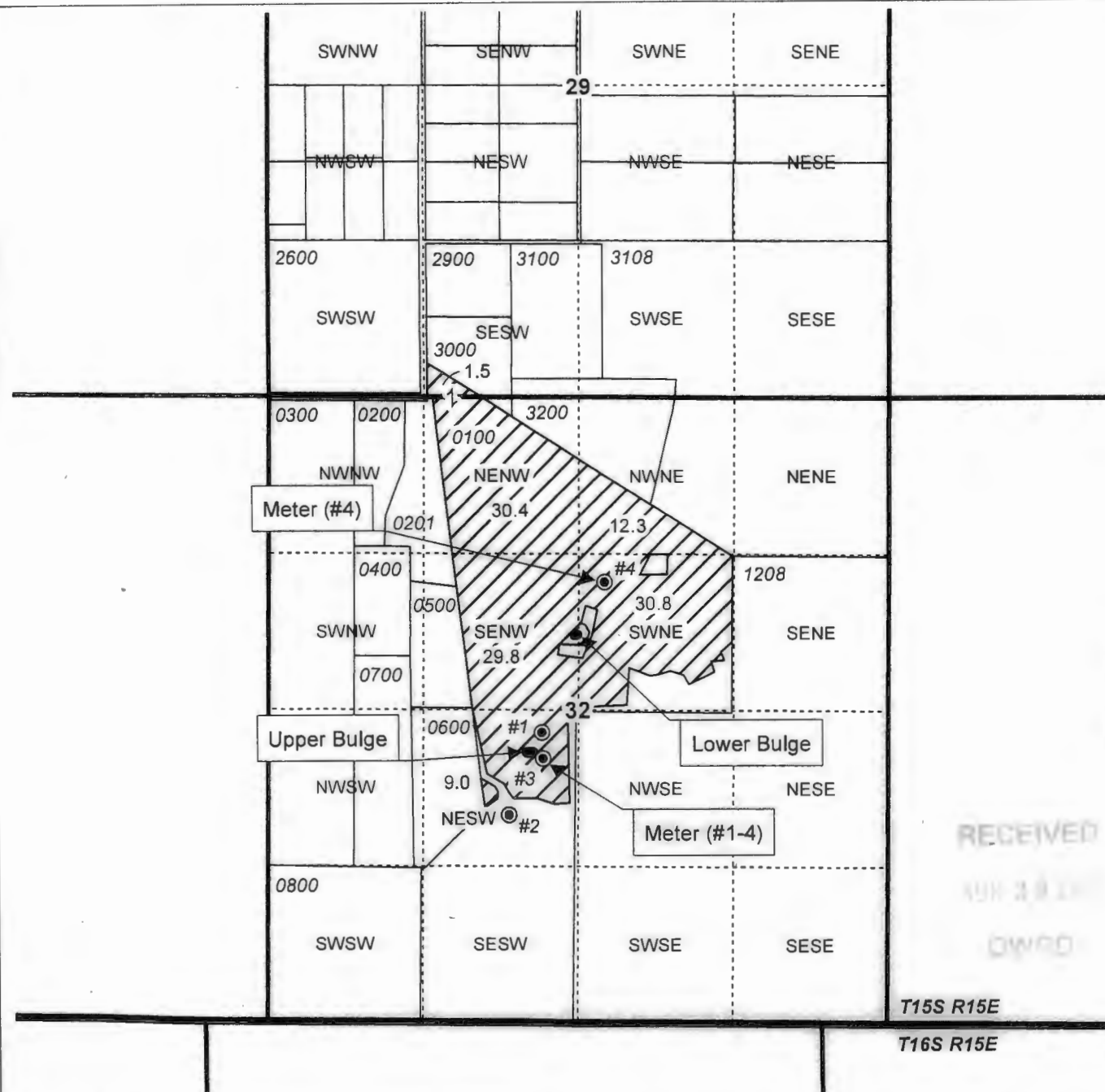
- Well
-  Bulge in System
-  POU IR
-  Township
-  Section
- Quarter Quarter
-  Taxlot

**WELL LOCATIONS:**

- #1 (CROO 1998): 2435' N, 2385' E OF SW COR SEC 32
- #2 (CROO 1999): 1750' N, 2050' E OF SW COR SEC 32
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RENEWAL DATE 12/31/2019



**CLAIM OF BENEFICIAL USE MAP**  
Stillman Ranch

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

**WATER RIGHT SERVICES, LLC**  
PO BOX 1830, BEND, OR 97709  
CCB# 197121 [www.oregonwater.us](http://www.oregonwater.us)  
541-389-2837 [JOHNSHORT@USA.COM](mailto:JOHNSHORT@USA.COM)

AP G-14494/T-12580

PERMIT G-18016

Project #19016

July 11, 2019





# Oregon

Kate Brown, Governor

G-14494

## 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.Oregon.gov/OWRD](http://www.Oregon.gov/OWRD)

November 21, 2018

FREUND SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND, OR 97701

REFERENCE: Permit Amendment Application T-12580

Enclosed is a copy of the order approving your Permit Amendment application.

Also enclosed is a superseding permit that incorporates the amendments approved by the final order contained herein. Please read this document and abide by the requirements.

If you have any questions related to the approval of this permit amendment, you may contact your caseworker, Arla Davis, by telephone at (503) 986-0806 or by e-mail at [Arla.L.Davis@oregon.gov](mailto:Arla.L.Davis@oregon.gov).

Sincerely,

Stacy H. Phillips  
Water Rights Services Support  
Transfers and Conservation Section

cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email)  
John A. Short, Agent  
Crook County

Enclosure

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

|                                   |   |                             |
|-----------------------------------|---|-----------------------------|
| In the Matter of Permit Amendment | ) | FINAL ORDER                 |
| T-12580, Crook County             | ) | APPROVING ADDITIONAL POINTS |
|                                   | ) | OF APPROPRIATION            |

**Authority**

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

**Applicant**

FREUND/ SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR SUITE 200  
BEND, OR 97701

**Findings of Fact**

1. On January 31, 2017, FREUND/ SPENCER INVESTMENT GROUP LLC, filed an application for additional points of appropriation under Permit G-13443. The Department assigned the application number T-12580.
2. On February 21, 2017 the Department approved an assignment of the permit to Freund/Spencer Investment Group, LLC.
3. On February 19, 2004, the Department approved an extension of time for complete application of water to October 1, 2006.
4. On March 13, 2015, the Department approved an extension of time for complete application of water to October 30, 2024.
5. On May 15, 2018 the Department contacted the agent for the applicant by e-mail regarding a scrivener's error in the description on Table 1 of the application. The agent for the applicant provided information to satisfy the error.
6. Notice of the application for the permit amendment was published in the Department's weekly notice on February 7, 2017, and in the Redmond Spokesman newspaper on September 26 2018 and October 3, 2018, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-0005 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.

7. Permit Amendment Application T-12580 proposes additional points of appropriation with approximate distances from the authorized points of appropriation as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                           | Distance From Authorized Well |
|------|------|-----|-----|-------|------------------------------------------------------------------------------|-------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2- 1750 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 32  | 765 Feet                      |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 3 - 2200 FEET NORTH AND 2340 FEET EAST FROM THE SW CORNER OF SECTION 32 | 240 Feet                      |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM THE SW CORNER OF SECTION 32 | 1343 Feet                     |

***Permit Amendment Review Criteria***

8. The change would not result in injury to other water rights.
9. The change does not enlarge the permit.
10. The change does not alter any other terms of the permit.

**Conclusions of Law**

The additional points of appropriation proposed by Permit Amendment Application T-12580 are consistent with the requirements of ORS 537.211.

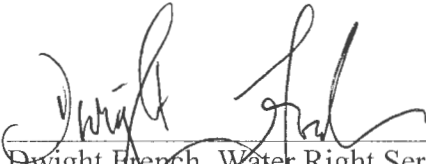
**Now, therefore, it is ORDERED:**

1. The additional points of appropriation proposed by Permit Amendment Application T-12580 are approved.
2. Permit G-18016, in the name of Freund Spencer Investment Group LLC, is issued to replace Permit G-13443, and incorporates the amendments approved by this order, the extension of time and the assignment. Permit G-13443, in the name of Freund Spencer Investment Group LLC, is no longer of any force or effect.
3. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
4. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.



5. Water shall be acquired from the same aquifer as the original point of appropriation.
6. All other terms and conditions of Permit G-18016 remain the same.

Dated at Salem, Oregon this NOV 21 2018.



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

Mailing Date: NOV 26 2018

STATE OF OREGON

COUNTY OF CROOK

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FREUND/SPENCER INVESTMENT GROUP LLC  
63026 NE LOWER MEADOW DR., SUITE 200  
BEND, OR 97701

This superseding permit is issued to describe an amendment for additional points of appropriation proposed under Permit Amendment Application T-12580 and approved by Special Order Vol. 109, Page 1046, entered NOV 21 2018, 2018, and to describe an extension of time for complete application of water approved February 19, 2004 and March 13, 2015, and an assignment to a new permittee approved February 21, 2017. This permit supersedes Permit G-13443.

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: FOUR WELLS IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances                                                                 |
|------|------|-----|-----|-------|------------------------------------------------------------------------------------|
| 15 S | 15 E | WM  | 32  | NE SW | (ORIGINAL WELL)2435 FEET NORTH AND 2385 FEET EAST FROM THE SW CORNER OF SECTION 32 |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 2- 1750 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 32        |
| 15 S | 15 E | WM  | 32  | NE SW | WELL 3 - 2200 FEET NORTH AND 2340 FEET EAST FROM THE SW CORNER OF SECTION 32       |
| 15 S | 15 E | WM  | 32  | SW NE | WELL 4 - 3690 FEET NORTH AND 2870 FEET EAST FROM THE SW CORNER OF SECTION 32       |

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| Twp   | Rng  | Mer | Sec | Q-Q   | Acres |
|-------|------|-----|-----|-------|-------|
| 15 S  | 15 E | WM  | 29  | SE SW | 1.30  |
| 15 S  | 15 E | WM  | 32  | NW NE | 12.30 |
| 15 S  | 15 E | WM  | 32  | SW NE | 39.60 |
| 15 S  | 15 E | WM  | 32  | NE NW | 30.40 |
| 15 S  | 15 E | WM  | 32  | SE NW | 30.20 |
| Total |      |     |     |       | 113.8 |

Permit Amendment T-12580 conditions:

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

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions:

Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2019 and 2024.

- a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;



- b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

#### Permit Amendment Condition

By October 1, 2019, the permit holder must submit to the Department, an application for a Permit Amendment under ORS 537.211, for approval to authorize the additional points of appropriation currently being used to irrigate the place of use described in Permit G-13443.

#### Existing Permit Conditions:

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

### **STANDARD CONDITIONS**

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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

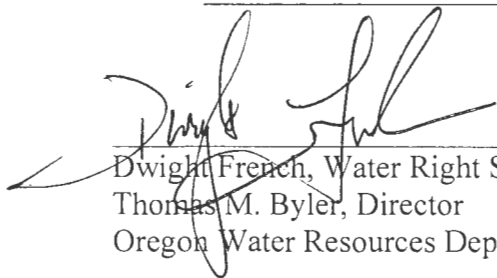
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

The original permit was issued July 29, 1998. Actual construction of the well was to begin within one year from permit issuance. By extension of Time Final Order Dated March 13, 2015, the completion of the application of water was extended to October 30, 2024.

Issued NOV 21 2018



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



# 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](http://www.wrd.state.or.us)

February 24, 2017

Fruend / Spencer Investment Group, LLC  
63026 NE Lower Meadow Dr., Suite 200  
Bend, Oregon 97701

Reference: Application G-14494, Permit G-13443, Transfer T-12580

The assignment by proof from Dennis T. Wolf to Fruend / Spencer Investment Group, LLC has been recorded in the records of the Water Resources Department.

The Departments records will now show Fruend / Spencer Investment Group as the permit and transfer holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt number 122677 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 122677

cc: Watermaster 11  
Dennis T. Wolf  
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

FEB 17 2017

SALEM, OR

By Proof of Ownership

(If Water Right Holder is Not Available)

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

I, Fruend / Spencer Investment Group, LLC

(Name of Party Requesting Assignment)

63026 NE Lower Meadow Dr Suite 200

Bend

OR 97701

(Mailing Address)

(City)

(State) (Zip)

(Phone #)

- ☒ hereby request assignment of application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby request assignment of 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.)

I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a tax statement.

Application # G-14494; Permit # G-13443; Transfer# T-12580

-OR-

License # \_\_\_\_\_ GR Statement # \_\_\_\_\_; GR Certificate of Registration # \_\_\_\_\_

Dennis T. Wolf

(Name of Holder of Record)

7700 S. Stillman Road

Powell Butte OR 97753

(Mailing Address)

(City) (State) (Zip)

(Phone #)

**Note:** You are required to furnish proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)

- 1) I certify that I am the current owner of the property described in this application, Permit, transfer, license or GR Certificate of Registration.
- 2) I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
- 3) I have not been able to contact the owner(s) of record for the above referenced application or water right.
- 4) I further certify that the information provided herein is true and correct to the best of my knowledge.

Witness my hand this 13 day of February, 20 17.

Party Requesting Assignment \_\_\_\_\_

Party Requesting Assignment \_\_\_\_\_

## 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 # 122677  
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 PROOF  
2/17/2017  
BT



# 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](http://www.wrd.state.or.us)

February 24, 2017

Fruend / Spencer Investment Group, LLC  
63026 NE Lower Meadow Dr., Suite 200  
Bend, Oregon 97701

Reference: Application G-14494, Permit G-13443, Transfer T-12580

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Sincerely,

Jerry Sauter  
Water Rights Program Analyst  
Water Right Services Division

Enclosure: Receipt 122677

cc: Watermaster II

**Dennis T. Wolf**

Data Center, OWRD (cover letter & request)  
File

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RECEIVED

JAN 27 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

Oregon

WATER  
RESOURCES  
DEPARTMENT

NOTE TO LOCAL GOVERNMENTS

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APR - 7 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

The person presenting the attached request for land use information is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure water rights do not result in land uses that would violate your comprehensive plan.

WRD will not accept applications which are not accompanied by this completed land use form or the signed, dated receipt stub detached from the bottom of the land use information form.

You will receive notice once the applicant formally submits his or her request to WRD. The notice will give more detailed information about WRD's water rights process and comment opportunities. If you give the applicant the receipt stub in lieu of completing the form, you will have 30 days from the date of the notice mentioned above to complete the form and return it to WRD. If no land use information is received from you within that 30 day period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

Your attention to this request for information is greatly appreciated by both the applicant and WRD. If you have questions concerning the form, please contact WRD at 378-3739.



Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130



WILLIAM R. TYE  
P.E., P.L.S.



## Description of Water Use

**Note to Applicant:** This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

**Note to Local Planning Officials:** Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: DENNIS T. WOLF  
 Address: 26801 STAFFORD RD  
WILSONVILLE OR 97062  
 Phone: 503-682-7569

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

- ☒ Irrigation (crop type, golf course, nursery or greenhouse): GRASS HAY
- ☐ Livestock (type of livestock, feedlot, slaughterhouse): \_\_\_\_\_
- ☐ Residential (# units, single or multi-family, # lots if partition or subdivision): \_\_\_\_\_
- ☐ Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): \_\_\_\_\_
- ☐ Industrial (i.e., factory, pulp mill, research and development, processing, etc.): \_\_\_\_\_
- ☐ Institutional (i.e., school, library, etc.): \_\_\_\_\_
- ☐ Mining (aggregate, metal, open pit, placer, etc.): \_\_\_\_\_
- ☐ Recreation (park, campsite, pond, etc.): \_\_\_\_\_
- ☐ Fish and Wildlife (pond, hatchery, etc.): \_\_\_\_\_
- ☐ Hydropower (dam, reservoir, power generating or transmitting facilities): \_\_\_\_\_
- ☐ Other (Name and list key characteristics): \_\_\_\_\_

| Indicate sources for the proposed water use below:                              | Indicate the estimated quantity of water the use will require.                    |
|---------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|
| <input type="checkbox"/> Surface Water<br>Name sources: _____<br>_____<br>_____ | _____ Cubic feet per second.<br><u>560</u> Gallons per minute.<br>_____ Acre-Feet |
| <input type="checkbox"/> Reservoir or pond                                      |                                                                                   |
| <input checked="" type="checkbox"/> Ground Water                                |                                                                                   |

Land Use Information Form: Permits, Hydroelectric Licenses,  
Water Uses in Addition to Classified Uses

RECEIVED

JAN 27 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

Applicant's Name: DENNIS T. WOLF  
Address: 26801 STAFFORD RD  
City: WILSONVILLE State: OR. Zip: 97062 Day Phone: 503-682-7567

APR - 7 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) 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.

(CHECK ALL THAT APPLY)

| TAX LOT<br>LOCAL ID #       | PLAN DESIGNATION/ZONING<br>(e.g. Rural Residential/RR-5) | WATER<br>DIVERTED | WATER<br>CONVEYED | WATER USE |
|-----------------------------|----------------------------------------------------------|-------------------|-------------------|-----------|
| 16-15 <sup>TL</sup><br>500  | EFU-3                                                    |                   |                   |           |
| 15-15 <sup>TL</sup><br>3109 | EFU-3                                                    |                   |                   |           |

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed.

For Local Government Use Only

Application No. 1-14494  
Permit No.

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide requested information.

- ☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan.  
Cite applicable ordinance section(s); \_\_\_\_\_. Go to section b) on reverse side.
- ☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table on the reverse of this form. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

Receipt for Request for Land Use Information

WRD Applicant Name: \_\_\_\_\_

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County: \_\_\_\_\_  
Staff Contact: \_\_\_\_\_ Phone: \_\_\_\_\_  
Signature: \_\_\_\_\_ Date of Information Request: \_\_\_\_\_

(for Local Use Continued)

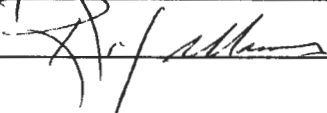
(CHECK THE BOX THAT APPLIES)

| Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.) | Cite Most Significant, Applicable Plan Policies & Ordinance Section References | Already Obtained | Already Denied | Being Pursued Satisfactorily |
|-------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------|------------------|----------------|------------------------------|
|                                                                                                 |                                                                                |                  |                |                              |
|                                                                                                 |                                                                                |                  |                |                              |
|                                                                                                 |                                                                                |                  |                |                              |

b) Please provide printed name and written signature.

Name: Rick Williams Date: 14 JAN 97

Title: Planning Director Phone: 541 447 8156

Signature: 

Local governments are invited to express special land use concerns or make recommendations to the Department regarding this proposed use of water below, or on a separate sheet.

Additional Comments:

No buildings proposed in application. IF buildings  
are proposed a permit would be required.



RE-RECORDING

STATE OF OREGON } ss 126876  
COUNTY OF CROOK

I CERTIFY THAT THE WITHIN INSTRUMENT WAS  
RECEIVED FOR RECORD ON THE 16th DAY OF  
April 1996 AT 2:35 P. M.

AND RECORDED IN Deeds 126876

RECORDED BY DEANNA E. GERMAN, CROOK COUNTY CLERK  
BY: Deanna E. German DEPUTY

EXHIBIT "A"

1. Reservations contained in Patents from the United States of America.
2. Existing rights of way for roads, highways, irrigation ditches, canals, and pole lines.
3. An Easement created by instrument, subject to the terms and provisions thereof:  
Book/Page No.: Book 78 of Deeds at page 224, 225, and 226 (Records of Crook County, Oregon)  
Book/Page No.: Book 95 of Deeds at page 564 and 565 (Records of Crook County, Oregon)  
In Favor of: Central Electric Cooperative, Inc.



4. A Dedication of Malcolm Sinclair et al:  
Dated/Recorded: July 14, 1966  
Book/Page No.: Book 94 of Deeds at page 596 (Records of Crook County, Oregon)  
Purpose: Being a dedication to the use of the public forever of certain strips of land 30 feet in width to be used as a public thoroughfare
5. An Easement created by instrument, subject to the terms and provisions thereof:  
Dated: May 9, 1969  
Recorded: July 16, 1969  
Book/Page No.: Book 100 of Deeds at page 552 (Records of Crook County, Oregon)  
In Favor of: Pacific Power and Light Company
6. As disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest.
7. Dedications, Covenants, Conditions, Easements, and Restrictions, if any, as shown on Partition Plat Nos. 1994-20 and 1995-07 but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restriction violate 42 USC 3604(c).
8. Financing Statements, if any, filed with the Secretary of State for real and/or personal property.

MICROFILM

KEY PUNCHED



NOV 21 1995  
STATE OF OREGON } ss 124189  
COUNTY OF CROOK

I CERTIFY THAT THE WITHIN INSTRUMENT WAS  
RECEIVED FOR RECORD ON THE 13th DAY OF  
November 1995 AT 2:45 P. M.

AND RECORDED IN Deeds

RECORDS OF SAID COUNTY, ME NO. 124189

DEANNA E. GERMAN, CROOK COUNTY CLERK  
BY: Deanna E. German DEPUTY

Application No. 124189  
Deed No.

441287

AMERITILE

30477-52A

Title Order No. 46207  
Escrow No. 300477-VBA

After recording return to:

Mr. and Mrs. Dennis T. Wolf  
26801 S.W. Stafford Rd.  
Wilsonville, OR 97070

Until a change is requested, tax statements shall be sent to the following address:

Mr. and Mrs. Dennis T. Wolf  
26801 S.W. Stafford Rd.  
Wilsonville, OR 97070

Name, Address, Zip

This space reserved for recorder's use

RECEIVED

APR - 7 1997

WATER RESOURCES  
SALEM, OREGON

### STATUTORY WARRANTY DEED

Western Ranch Properties, Inc., an Oregon corporation, Grantor, conveys and warrants to Dennis T. Wolf and Valerie Wolf, husband and wife, Grantee, the following described real property free of encumbrances, except as specifically set forth herein situated in Crook County, OREGON, to wit: Parcel Three (3) of Partition Plat No. 199A/102 Recorded April 3, 1995 \*1995-07 In Partitions MF NO 120405. Located a portion of Sections 29, 32, Township 15 South, Range 15 and Section 5, Township 16 South, Range 15 East of the Willamette Meridian, Crook County, Oregon.

This property is free from encumbrances, EXCEPT Those as noted on Exhibit 'A' attached hereto and made apart hereof.

\* THIS DOCUMENT IS BEING RE-RECORDED TO CORRECT THE PARTITION PLAT NUMBER ABOVE \* AND TO INSERT GRANTEE'S ADDRESS

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is \$295,000.00.  
(93,030)

(Here comply with the requirements of ORS

Dated this 6 day of November, 19 95.

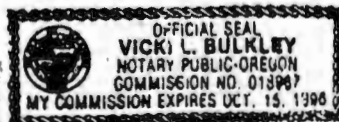
Western Ranch Properties, Inc.

BY: [Signature]  
Robert Heindl, President

STATE OF OREGON, County of Deschutes

This instrument was acknowledged before me on November 7, 1995.

by Robert Heindl  
as President  
of Western Ranch Properties, Inc.



Vicki L. Bulkley  
Notary Public for Oregon  
My commission expires 10-15-98

10-100. 124876 (2pp)

124189 (2pp)



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **11252**

158 12TH ST. N.E.  
SALEM, OR 97310-0210  
378-8455 / 378-8130 (FAX)

INVOICE # \_\_\_\_\_

RECEIVED FROM: Dennis T. Wolf  
BY: \_\_\_\_\_

|             |        |
|-------------|--------|
| APPLICATION | G14494 |
| PERMIT      |        |
| TRANSFER    |        |

CASH: ☐ CHECK: # ☒ 24-22 OTHER: (IDENTIFY) ☐

**TOTAL REC'D \$ 508.-**

**0417 WRD MISC CASH ACCT**

|                     |    |
|---------------------|----|
| ADJUDICATIONS       | \$ |
| PUBLICATIONS / MAPS | \$ |
| OTHER: (IDENTIFY)   | \$ |
| OTHER: (IDENTIFY)   | \$ |

**REDUCTION OF EXPENSE**

CASH ACCT. \$

PCA AND OBJECT CLASS

VOUCHER #

**0427 WRD OPERATING ACCT**

PCA 6611

|                                |             |                    |
|--------------------------------|-------------|--------------------|
| <b>MISCELLANEOUS</b>           |             |                    |
| 0407 COPY & TAPE FEES          |             | \$                 |
| 0410 RESEARCH FEES             |             | \$                 |
| 0408 MISC REVENUE: (IDENTIFY)  |             | \$                 |
| TC165 DEPOSIT LIAB. (IDENTIFY) |             | \$                 |
| <b>WATER RIGHTS:</b>           |             |                    |
| 0201 SURFACE WATER             | EXAM FEE \$ | 0202 RECORD FEE \$ |
| 0203 GROUND WATER              | \$ 200.-    | 0204 \$ 308.-      |
| 0205 TRANSFER                  | \$          | 0206 \$            |
| <b>WELL CONSTRUCTION</b>       | EXAM FEE    | LICENSE FEE        |
| 0218 WELL DRILL CONSTRUCTOR    | \$          | 0219 \$            |
| LANDOWNER'S PERMIT             |             | 0220 \$            |
| OTHER (IDENTIFY)               |             |                    |

**0437 WELL CONST. START FEE**

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

**0539 LOTTERY PROCEEDS**

|                       |    |
|-----------------------|----|
| 1302 LOTTERY PROCEEDS | \$ |
|-----------------------|----|

**0467 HYDRO ACTIVITY**

|                                 |            |    |
|---------------------------------|------------|----|
| 0233 POWER LICENSE FEE (FW/WRD) | LIC NUMBER | \$ |
| 0231 HYDRO LICENSE FEE (FW/WRD) |            | \$ |
| HRDRO APPLICATION               |            | \$ |

RECEIPT # **11252**

DATED: 4-7-97 BY: D. Bushnell



Extension PFO Checklist for  
**Other than Muni or Quasi-Municipal**  
Water Use Permits  
(OAR 690-315-0010 through OAR 690-315-0060)

Application: G-14494 Permit: G-13443 Permit Amendment? No ☒ Yes ☐ T- ☐ pending ☐ approved

Permit Holder's Name: Dennis T. Wolf

10315 WEST SAHARA DRIVE  
SUN CITY, AZ 85351

Permit Holder's Mailing Address: \_\_\_\_\_ email \_\_\_\_\_

Phone Number: \_\_\_\_\_

POD Location: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 \_\_\_\_\_

Drainage Basin: 5 <sup>Deschutes</sup> County: CROOK Watermaster District: 11 Watermaster: Jeremy Griffin

Date Permit was issued: July 29, 1998 Priority Date: Apr. 17, 1997 Date of PN: 12-16-14

Source: A well in the Crooked River BASIN

Use: IRRIGATION OF 113.8 ACRES

"Q": 1.42 CFS

Orig "A" Date: July 29, 1999

Orig "B" Date: None

Orig "C" Date: 10/1/2002

Extension request rec'd: 12-8-14 Last Authorized "B" Date: 10/1/

Last Authorized "C" Date: 10/1/2006

Request Number (1, 2, 3...): 2 Proposed "B" Date: 10/1/

Proposed C Date: 10/1/ OCT. 30, 2024

Conditions of Permit:

| Condition Met?                      | Condition Not Met?       | Permit Condition                                 |
|-------------------------------------|--------------------------|--------------------------------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Meter (1998) using BB well (CROO 1998)           |
| <input type="checkbox"/>            | <input type="checkbox"/> | 6/27/1964 → Oct 1, 1964                          |
| <input type="checkbox"/>            | <input type="checkbox"/> | Test well well (CROO 1999)                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | 6/24/1964 → Nov 3, 1964                          |
| <input type="checkbox"/>            | <input type="checkbox"/> | domestic Well (CROO 51343) 8-17-2000 → 8-18-2000 |

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

Yes No

- ☒ ☐ Work was accomplished within the time allowed in the permit or previous extension
- ☒ ☐ Water right permit holder conformed with the permit or previous extension conditions
- ☒ ☐ Financial investments were made toward developing the beneficial water use.

• Amount Invested to date: \$ 32,000 Estimated Remaining Cost: \$ 50,000

- ☒ ☐ Beneficial use made of the water during the permit or previous extension time limits

• Permit holder has beneficially used 0.22 ☒ cfs ☐ gpm ☐ af of the total permitted quantity of water on 100 acres

GW REVIEW: Y N \_\_\_\_\_

MITIGATION REVIEW: Y N \_\_\_\_\_

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes ☒ No ☐

**Determination of the market and the present demand for water or power to be supplied:**

Identify the closest surface water or localized water basin. Crooked River  
Ground Water Permits: Is the POA located...  
Surface Water Permits: Is the POD located...

Yes No

- ☒ ☐ above a state scenic waterway? Name Above The Deschutes Scenic Waterway Source: OWRD "Areas Above State Scenic Waterways" Map  
☐ ☒ within a stream segment designated as a federal wild and scenic river? Source: [www.rivers.gov/wildriverslist.html](http://www.rivers.gov/wildriverslist.html)  
☒ ☐ within a sensitive, threatened or endangered species area Source: "/gisdata/dev/projects/salmon/div33map.aml"  
☐ ☒ within a critical or limited Ground Water Area? Name of area  
☐ ☒ within a Withdrawn Area? Name of area  
☐ ☒ in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list  
☒ ☐ within an area ranking ☐ low ☒ moderate ☒ high ☐ highest for stream flow restoration needs Source: OWRD "Streamflow Restoration Needs" Maps (by region)

**Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?**

Yes... "Good Cause" can be found. ☐ Approval of Extension Request

No ... "Good Cause" cannot be found. ☐ Denial of Extension Request

**Conditions to be included in Extension PFO (if applicable)?** Yes ☒ No ☐

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

☒ 5-year Progress Report Checkpoints (Years: 2019, 2024)

☐ Other: \_\_\_\_\_

**Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:**

☐ **COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987**

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

☐ **COBU Requirement - Surface Water - post July 9, 1987**

"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

☒ **COBU Requirement - Ground Water - post July 9, 1987**

"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

**NOTES:** permit states 1 well, but they have 3 and want to add more? check Test well and Domestic

**Extension "PFO" Dates**

Mailing / Issuance Date: \_\_\_\_\_ Protest Deadline Date: \_\_\_\_\_

Reviewer's Name: Machelle Bamberger Date: 12-9-14

Agent: Water Rights Services, LLC  
Attention: John Short  
PO Box 1830  
Bend, OR 97709

Permit amendment to

Application # G-14494

Permit # G-13443

**Public Notice Route Slip ... New Application Extension of Time**  
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

♦ **WRIG...**

Money Received on: 12-9-14

♦ **Extension Specialist ...**

☒ Added to tracking spreadsheet

**After fee is receipted and app is added to spreadsheet, route to...**

♦ **Codi Holmes...**

☒ Publish on Public Notice (initial 30-day comment): Date of notice 12/16/14

☒ Update WRIS Database

☒ In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

☒ In the "Ext Filed" field... Enter the date the Extension Application was received.

☒ Yes or ☐ No: Return file to Extension Specialist after PN Michelle



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **114268**

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

INVOICE # \_\_\_\_\_

RECEIVED FROM: Dennis Wolf  
BY: Valerie Wolf

|             |                |
|-------------|----------------|
| APPLICATION | <b>G-14494</b> |
| PERMIT      |                |
| TRANSFER    |                |

CASH: ☐ CHECK: ☒ **11384** OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ **575.00**

**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 \$ **575.00**

**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**

|                           |          | CARD # |
|---------------------------|----------|--------|
| 0211 WELL CONST START FEE | \$ _____ |        |
| 0210 MONITORING WELLS     | \$ _____ |        |

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: **114268**

DATED: 12/18/14 BY: Valerie Wolf

## Completeness Checklist for Permit Extension of Time Application

Minimum completeness criteria for Extension of Time Applications are set forth in OAR 690-086-0020(3) for NON-Municipal or NON-Quasi-Municipal permits and in OAR 690-086-0070(3) for Municipal or Quasi-Municipal permits.

- ☒ 1. Pull the permit file. If a copy of the permit is not in the file, pull up an image of the permit in WRIS.
- ☒ 2. Is the permit to be extended Non-Cancelled according to WRIS and the permit file? \_\_\_\_\_  
If the permit has been cancelled, the Extension Application cannot be accepted.
- ☒ 3. Is the extension applicant's name and mailing address supplied? \_\_\_\_\_  
If yes, is the applicant a permit holder of record (i.e., permit issued or assigned to them)? \_\_\_\_\_  
If the extension applicant is **NOT** a permit holder of record, a "Request for Assignment" must be accepted and processed before the Extension Application can be processed.  
If an Assignment has **not** yet occurred, and is **not** submitted with the Extension of Time Application, the application cannot be accepted.  
**\* NOTE:** The applicant may submit a complete "Request for Assignment," at the same time, which must include the statutory fee of \$85 for the assignment, required proof of ownership, or signature of previous permit holder, in addition to all necessary items required for the Extension of Time Application so that **both applications can be accepted**.
- ☒ 4. Is the appropriate Extension of Time Application used? \_\_\_\_\_  
If the wrong application form is used, the Extension Application cannot be accepted.  
• If a Municipal or Quasi-Municipal permit, use: "Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits."  
• If a NON-Municipal or NON-Quasi-Municipal permit, use: "Application for Extension of Time for a Water Right Permit (Non-Municipal / Non-Quasi-municipal Water Use)."
- ☒ 5. Are the requested date(s) for extension identified (Page 1)? \_\_\_\_\_  
• Check the permit to see if it includes a "B-Date" and/or a "C-Date."  
"B-Date" = date by which construction of the water delivery system for the permit is to be completed.  
"C-Date" = date by which full beneficial use of water under the permit is to be accomplished.  
**NOTE:** For permits with both a "B-Date" and a "C-Date," the applicant will likely request an extension of both dates (i.e., to complete construction of the water delivery/distribution system and to apply water to full beneficial use). Unless, of course, construction of the water delivery system is complete. In which case, the applicant would likely only request an extension of the "C-Date" (i.e., to apply water to full beneficial use).  
For permits with only a "C-Date," the applicant will only be requesting an extension of the date in which to apply water to full beneficial use.
- ☒ 6. Is the Extension Application signed (with an original signature) by permit holder(s) of record or an authorized agent? \_\_\_\_\_  
(If signed by agent, documentation from the permit holder(s) granting authorization for the agent to sign on their behalf must be provided or be present and current in the permit file.)  
If **not** signed by a permit holder of record or authorized agent, the Extension Application cannot be accepted.  
**NOTE:** If the permit covers land that has been subdivided and assigned to different, individual parties... we only need signatures of the permit holder(s) of record for the portion of the permit involved in the Extension of Time Application.



- ☒ 7. Are all questions on the application answered?  
(NOTE: Supporting documentation such as: copies of the permit, well log(s), annual water use reports, static water level measurement reports, evidence demonstrating construction/work/water use accomplished, etc. may be included.)

**The tables below are informational only. No need to check off.**

**■ NON-Municipal or NON-Quasi-Municipal Permit Extension Applications:**

|                                                                                                                                                  |                                                                                                                |
|--------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|
| • <b>Ques. #1</b> - Information provided on beginning of construction ("A" Date) under the permit.                                               | • <b>Ques. #5-C</b> - Well location information provided <u>and</u> whether a permit amendment is necessary.   |
| • <b>Ques. #2</b> - Information provided on compliance with permit conditions.                                                                   | • <b>Ques. #6</b> - Information provided on number of acres irrigated, if applicable.                          |
| • <b>Ques. #3</b> - Description provided of progress made in developing the permit.                                                              | • <b>Ques. #7</b> - Description provided of remaining work left to be accomplished to perfect the permit.      |
| • <b>Ques. #4</b> - Monetary investment made in the project to date provided.                                                                    | • <b>Ques. #8</b> - Description provided of estimated cost to complete the project associated with the permit. |
| • <b>Ques. #5-A</b> - Max amount of water beneficially used to date for a SW permit indicated.                                                   | • <b>Ques. #9</b> - Explanation provided of why the permit has not been fully developed/perfected.             |
| • <b>Ques. #5-B</b> - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated. | • <b>Ques. #10</b> - Justification provided of why the requested time is necessary to complete project.        |

**■ Municipal/Quasi-Municipal Permit Extension Applications:**

|                                                                                                                                                   |                                                                                                                                                                                                          |
|---------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| • <b>Ques. #2</b> - For Quasi-Municipal permits only, information provided on beginning of construction ("A" Date) under the permit.              | • <b>Ques. #8</b> - Estimate provided of current peak water demand of the population served <u>and</u> the methodology used to make the estimate.                                                        |
| • <b>Ques. #3</b> - For Municipal permits issued on or after June 29, 2005, information provided on beginning of construction ("A" Date).         | • <b>Ques. #9</b> - Explanation provided of why the permit has not been fully developed/perfected.                                                                                                       |
| • <b>Ques. #4</b> - Description provided of progress made in developing the permit <u>and</u> financial expenditures made in the project to date. | • <b>Ques. #10-A</b> - Estimate provided of demand projection for the permit, the methodology used to make the estimate <u>and</u> anticipated date for full beneficial use of the permit.               |
| • <b>Ques. #5-A &amp; #5-B</b> - Information provided on compliance (or non-compliance) with permit conditions.                                   | • <b>Ques. #10-B</b> - For extension requests greater than 50 years, documentation provided that the demand projection is consistent with the lands and uses proposed to be served by the permit holder. |
| • <b>Ques. #6-A</b> - Max amount of water beneficially used to date for a SW permit indicated.                                                    | • <b>Ques. #11</b> - Estimate of costs to complete the project and a summary of future schedule to complete construction / perfect the water right.                                                      |
| • <b>Ques. #6-B</b> - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated.  | • <b>Ques. #12</b> - Justification provided of why the requested time is necessary to complete project and/or apply water to full beneficial use.                                                        |
| • <b>Ques. #6-C</b> - Well location information provided <u>and</u> whether a permit amendment is necessary.                                      | • <b>Ques. #14</b> - A copy of any agreements regarding use of the undeveloped portion of the permit and maintaining the persistence of fish, if applicable.                                             |
| • <b>Ques. #7</b> - Estimate provided of current population served under the permit <u>and</u> the methodology used to make the estimate.         | • <b>Attachment A</b> - A tabular inventory of the water supplier's water rights and any other water use authorizations.                                                                                 |

- ☒ 8. Has the \$575 fee been paid? \_\_\_\_\_  
**\*If applicable, has the \$85 fee for the Assignment been paid?** \_\_\_\_\_  
*(As of July 1, 2013, the Extension of Time fee is \$575, and Request for Assignment fee is \$85)*

If the fee has **NOT** been paid, the application cannot be accepted.

**\*\*NOTE:** If the fee is the only item missing, contact the applicant to see if they can submit the fee with the next few days. If the applicant commits to submitting the fee within one week, hold the Extension Application, and explain to them that if it is not received the application will be returned (as we are required to keep any application, regardless of how complete, if retained by the Department as long as two weeks).

- ☐ 9. If after completing this checklist, it is not clear whether the application can be accepted, please route both the money slip and Extension Application to **Extension Specialist**, or **Anne Reece** for municipal and quasi-municipal applications. One will either: 1) accept the application; 2) return the application; or 3) prepare a deficiency letter.

Reviewed by: Machelle Bamberg et Date: 12-9-14





# Oregon

John A. Kitzhaber, MD, Governor

## Water Resources Department

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

December 9, 2014

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: G-14494 (Permit G-13443)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you are interested in having your application 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](http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml)

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Machel Bamberger at (503) 986-0802. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: [www.wrd.state.or.us](http://www.wrd.state.or.us).

**Oregon Water Resources Department**  
Water Right Services Division

Water Rights Application  
Number G-14494

**FINAL ORDER**

Extension of Time for Permit Number G-13443  
Permit Holder: Dennis T. Wolf

---

**Permit Information**

|                   |                                         |
|-------------------|-----------------------------------------|
| Application:      | G-14494                                 |
| Permit:           | G-13443                                 |
| Basin:            | 5 – Deschutes / Watermaster District 11 |
| Date of Priority: | April 7, 1997                           |
| Source of Water:  | A well in the Crooked River Basin       |
| Purpose of Use:   | Irrigation on 113.8 Acres               |
| Maximum Rate:     | 1.42 cubic feet per second (cfs)        |

---

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

**Appeal Rights**

**This is a final order in other than a contested case.** This order is subject to judicial review under ORS 183.484. A request for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either file 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.

**Application History**

Permit G-13443 was issued by the Department on July 29, 1998. The permit called for actual construction to begin by July 29, 1999, and complete application of water to beneficial use by October 1, 2002. The most recent extension authorized the complete application of water to beneficial use by October 1, 2006. On December 3, 2014, Dennis T. Wolf submitted to the Department an Application for Extension of Time for Permit G-13443. In accordance with OAR 690-315-0050(2), on January 20, 2015, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 30, 2024. The protest period closed March 6, 2015, in accordance with OAR 690-315-0060(1). No protest was filed.

## FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated January 20, 2015.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to the following conditions:

## CONDITIONS

1. **Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2019 and 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

2. **Permit Amendment Condition**

By October 1, 2019, the permit holder must submit to the Department, an application for a Permit Amendment under ORS 537.211, for approval to authorize the additional points of appropriation currently being used to irrigate the place of use described in Permit G-13443.



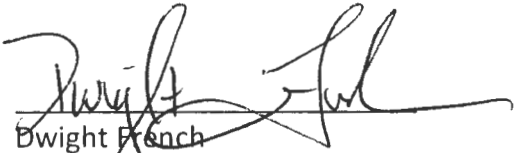
## CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

## ORDER

The extension of time for Application G-14494, Permit G-13443, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2006 to October 30, 2024.

DATED: March 13, 2015



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

- 
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0825.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



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

Extension of Time  
Progress Report Form  
For Checkpoints

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Dennis T. Wolf      Application G-14494      Permit G-13443

**Progress Report for 2019**

Report Due no later than October 1, 2019

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-13443.

**FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.**

| DATES | LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS<br>For the period of time between December 8, 2014 and October 1, 2019 | FINANCIAL<br>INVESTMENT |
|-------|-----------------------------------------------------------------------------------------------------------------------------|-------------------------|
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |
|       |                                                                                                                             |                         |

2. Describe actions to achieve compliance with conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date: \_\_\_\_\_ (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, to date.

Maximum rate used to date = \_\_\_\_\_ cfs (cubic feet per second)

or

Maximum rate used to date = \_\_\_\_\_ gpm (gallons per minute)

or

Acre Feet stored to date = \_\_\_\_\_ AF

*Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.*

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Printed Name/Title \_\_\_\_\_

Diligence Shown    ☐ Yes    ☐ No

Date Public Noticed: \_\_\_\_\_  
**For OWRD use only**

Reviewed by: \_\_\_\_\_ Date: \_\_\_\_\_

## Mailing List for Extension FO Copies

FO Date: March 13, 2015

Copies Mailed

Application: G-14494

By: KF

Permit: G-13443

On: 3/13/15

Original mailed to permit holder

Dennis T. Wolf  
10315 West Sahara Dr  
Sun City, AZ 85351

Copies sent to:

1. WRD - App. File G-14494/ Permit G-13443
2. Water Right Services, LLC  
Attention: John A Short  
PO Box 1830  
Bend, OR 97709

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving notification via e-mail - FO available in WRIS for review  
(Done by extension Specialist)

4. WRD - Watermaster District 11, Jeremy Griffin
5. WRD - Kelly Starnes, Permit Amendments

If Progress Reports are included:  
(Done by extension Specialist)

Add record to Progress Report tracking sheet.xls Done: by Cc Date 3-12-15

CASEWORKER: CAC

Final Order: Permit G-13443

Page 1 of 1



**Oregon Water Resources Department**  
**Water Right Services Division**

**PROPOSED FINAL ORDER**

In the Matter of the Application for an Extension of Time for Permit G-13443, Water Right Application G-14494, in the name of Dennis T. Wolf

---

Permit Information

|                   |                                         |
|-------------------|-----------------------------------------|
| Application:      | G-14494                                 |
| Permit:           | G-13443                                 |
| Basin:            | 5 – Deschutes / Watermaster District 11 |
| Date of Priority: | April 7, 1997                           |
| Source of Water:  | A well in the Crooked River Basin       |
| Purpose of Use:   | Irrigation on 113.8 Acres               |
| Maximum Rate:     | 1.42 cubic feet per second (cfs)        |

---

***\*\*Please read this Proposed Final Order in its entirety as it may contain additional conditions not included in the original permit. \*\****

*In Summary, the Department proposes to:*

- Grant an extension of time to apply water to full beneficial use from October 1, 2006 to October 30, 2024<sup>1</sup>.
- Make the extension subject to certain conditions set forth below.

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

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<sup>1</sup>Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

## **ACRONYM QUICK REFERENCE**

Department – Oregon Department of Water Resources

PFO – Proposed Final Order

cfs – cubic feet per second

gpm – gallons per minute

## **AUTHORITY**

Generally, see ORS 537.630 and OAR Chapter 690 Division 315.

**ORS 537.630(1)** provides in pertinent part that the Oregon Water Resources Department may, for good cause shown, order an extension of time within which: irrigation or other works shall be completed; the well or other means of developing and securing ground water shall be completed; or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

**ORS 539.010(5)** provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

**OAR 690-315-0040** provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

**OAR 690-315-0050(6)** requires the Department, for extensions exceeding five years, to establish checkpoints to determine if diligence is being exercised in the development and perfection of the water use permit. Intervals between checkpoints will not exceed five year periods.

## **FINDINGS OF FACT**

### *Background*

1. Permit G-13443 was granted by the Department on July 29, 1998. The permit authorizes the use of up to 1.42 cfs of water from a well in the Crooked River Basin for irrigation use on 113.8 acres. The permit specified actual construction of the well was to begin by July 29, 1999, and complete application of water was to be made on or before October 1, 2002.

2. One prior permit extension has been granted for Permit G-13443. The most recent extension request resulted in the full application of water being extended from October 1, 2002 to October 1, 2006.
3. The permit holder, Dennis T. Wolf, submitted an "Application for Extension of Time" to the Department on December 3, 2014, requesting the time to apply water to full beneficial use under the terms and conditions of Permit G-13443, be extended from October 1, 2006 to October 30, 2024.
4. Notification of the Application for Extension of Time for Permit G-13443 was published in the Department's Public Notice dated December 16, 2014. No public comments were received regarding the extension application.
5. On January 6, 2015, the permit holder submitted additional information to supplement their Application for Extension of Time. The permit holder has irrigated using Well (CROO 51343), but found Well (CROO 1998) to be more productive, thus using it for most recent irrigation.

**Review Criteria [OAR 690-315-0040]**

*The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230<sup>2</sup>, 537.248<sup>3</sup>, 537.630<sup>4</sup> and/or 539.010(5)<sup>5</sup>.*

**Complete Extension of Time Application [OAR 690-315-0040(1)(a)]**

6. On December 3, 2014, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

**Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]**

7. Actual construction of the well began prior to the July 29, 1999 deadline specified in the permit. Construction of Well (CROO 1998) began on June 27, 1964 and was completed October 21, 1964.

**Duration of Extension [OAR 690-315-0040(1)(c)]**

*Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.*

8. As of December 3, 2014, the remaining work to be completed consists of drilling an

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<sup>2</sup>ORS 537.230 applies to surface water permits only.

<sup>3</sup>ORS 537.248 applies to reservoir permits only.

<sup>4</sup>ORS 537.630 applies to ground water permits only.

<sup>5</sup>ORS 539.010(5) applies to surface water and ground water permits.



additional well, installing power and piping, installation of a pump and completion of a water delivery system, applying for a permit amendment, developing the remaining 13.8 acres, and applying water to full beneficial use.

9. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 30, 2024, to complete construction of the water system and to accomplish the application of water to beneficial use under the terms and conditions of Permit G-13443 is both reasonable and necessary.

**Good Cause [OAR 690-315-0040(1)(d)]**

*The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).*

**Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]**

*The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:*

**Amount of Construction [OAR 690-315-0040(3)(a)]**

10. Work was accomplished within the time allowed in the permit or previous extension as follows:
  - a. Construction of Well (CROO 1998) and water delivery system began prior to the July 29, 1999 deadline specified in the permit.
  - b. Work was completed during the original development time frame under Permit G-13443. The permit holder began construction on Well (CROO 51343) on August 17, 2000 and also developed an additional bulge to irrigate 100 acres.
  - c. Since October 1, 2006, the permit holder has installed a new pump.

**Beneficial Use of Water [OAR 690-315-0040(3)(b)]**

11. According to the water user a maximum rate of 0.22 cfs of water has been appropriated from the Well (CROO 1998) for irrigation of 100 acres.
12. Delay of full beneficial use of water under Permit G-13443 was due, in part, to insufficient yield of water from the permitted well. The permit holder needs more time in which to gain approval for the construction of an additional point of appropriation to obtain the full quantity of water allowed under the permit.

*Compliance with Conditions [OAR 690-315-0040(3)(c)]*

13. The Department has considered the permit holder's compliance with conditions, and did not identify any concerns.

*Financial Investments to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]*

14. As of December 3, 2014, the permit holder invested approximately \$32,000, which is approximately 39 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$50,000 investment is needed for the completion of this project.

*Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]*

15. The Department has found good faith of the appropriator under Permit G-13443.

*The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]*

*The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:*

16. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].

The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit G-13443; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined when an application for a new water right is submitted. The point of appropriation for Permit G-13443, located within the Crooked River Basin, is not located within a limited or critical ground water area. The Crooked River is located above the Deschutes Scenic Waterway, and is located within an area ranked "moderate" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. The point of appropriation is not in an area listed by the Department of Environmental Quality as a water quality limited stream.

*Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].*

17. None have been identified.

*Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].*

18. None have been identified.

19. OAR 690-315-0050(6) requires the Department to place a checkpoint condition on this extension of time in order to ensure diligence is exercised in the development and perfection of the water use permit. A "Checkpoint Condition" is specified under Item 1 of the "Conditions" section of this PFO to meet this condition.

*Fair Return Upon Investment [OAR 690-315-0040(2)(f)]*

20. Use and income from the permitted water development will likely result in reasonable returns upon the investment made to date.

*Other Governmental Requirements [OAR 690-315-0040(2)(g)]*

21. Delay in the development of this project was not caused by any other governmental requirements.

*Unforeseen Events [OAR 690-315-0040(2)(h)]*

22. Unforeseen events extended the length of time needed to fully develop and perfect Permit G-13443, in that the permit holder was faced with serious health issues that restricted their ability to complete development of the project in a timely manner. The Well (CROO 1998) provided an insufficient yield of water that was authorized under the permit. The cost effectiveness due to recession and job loss exceeded original applicant's abilities.

## **CONCLUSIONS OF LAW**

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.630(1).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.630 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Completion of construction and full application of water to beneficial use can be accomplished by October 30, 2024, as required by OAR 690-315-0040(1)(c).
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the



market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

6. As required by OAR 690-315-0050(6) and as described in Finding 19 above, the Department has established, as specified in the "Conditions" section of this PFO (Item 1), progress checkpoints in order to ensure future diligence is exercised in the development and perfection of Permit G-13443.

**Continued on the following page**

## PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time to apply water to beneficial use under Permit G-13443 from October 1, 2006 to October 30, 2024.

INCLUDE THE FOLLOWING SECTION IF CHECKPOINTS or OTHER NEW CONDITIONS ARE REQUIRED  
Subject to the following conditions:

### CONDITIONS

1. **Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2019 and 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

2. **Permit Amendment Condition**

By October 1, 2019, the permit holder must submit to the Department, an application for a Permit Amendment under ORS 537.211, for approval to authorize the additional points of appropriation currently being used to irrigate the place of use described in Permit G-13443.

DATED: January 20, 2015

  
Dwight W. French, Administrator,  
Water Right Services Division

*If you have any questions,  
please check the information  
box on the last page for the  
appropriate names and  
phone numbers.*

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **March 6, 2015**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
  - a. The name, address and telephone number of the petitioner;
  - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
  - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
  - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
  - e. Any citation of legal authority supporting the petitioner, if known;
  - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
  - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
  - a. Issue a final order on the extension request; or
  - b. Schedule a contested case hearing if a protest has been submitted, and:
    - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
    - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

- If you have questions about statements contained in this document, please contact Corey A Courchane at (503)986-0825.
  - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
  - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
  - Address any correspondence to : Water Right Services Division  
725 Summer St NE, Suite A  
Salem, OR 97301-1266
- Fax: 503-986-0901



Mailing List for Extension PFO Copies

PFO Date: January 20, 2015

Copies Mailed

Application: G-14494

Permit: G-13443

By: BWJ  
On: 1/20/15

Original mailed to Applicant:

Dennis T. Wolf  
10315 West Sahara Dr  
Sun City, AZ 85351

Copies sent to:

1. WRD - App. File G-14494/ Permit G-13443
2. Water Right Services, LLC  
Attention: John A Short  
PO Box 1830  
Bend, OR 97709

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving via e-mail (10 AM Tuesday of signature date)  
(DONE BY EXTENSION SPECIALIST)

4. WRD - Watermaster District 11, Jeremy Griffin

CASEWORKER: CAC

## COURCHANE Corey A

---

**From:** John Short <johnshort@usa.com>  
**Sent:** Tuesday, January 06, 2015 7:48 AM  
**To:** COURCHANE Corey A  
**Cc:** kspencer@ksstone.com  
**Subject:** Re: Wolf, Permit #G-13443, Extension

Hello Corey,

Though the applicant irrigated using CROO 51343, he found CROO 1998 to be strongest and thus reverted to using it for most recent irrigation. Total number of wells at this point would only be a guess as an additional one or two are expected to be drilled once the extension is granted. Amending the permit for Additional Points of Appropriation will depend on production of subsequent wells.

Please let me know if you need anything else.

Sincerely,  
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC  
PO Box 1830  
Bend, OR 97709  
[johnshort@usa.com](mailto:johnshort@usa.com)  
[oregonwater.us](http://oregonwater.us)

**Sent:** Monday, January 05, 2015 at 1:14 PM  
**From:** "COURCHANE Corey A" <[corey.a.courchane@state.or.us](mailto:corey.a.courchane@state.or.us)>  
**To:** "johnshort@usa.com" <[johnshort@usa.com](mailto:johnshort@usa.com)>  
**Subject:** Wolf, Permit #G-13443, Extension

Hi John,

I'm the new extension specialist helping out Machelles. I'm going through the application for Dennis T. Wolf, and had some questions.

1. There were 3 wells listed in Chart C, which one is being used for irrigation?

Our records show that wells CROO 1998 is listed as a test well, and CROO 1999 is listed as a test well, and CROO 15343 is listed as domestic.

2. How many wells are being applied for under a permit amendment?

It looks like a new well is planned for construction, and there may be a new landowner seeking to take over the development.

Thank you for assistance,

Corey A Courchane





# Oregon

Theodore R. Kulongoski, Governor

## Water Resources Department

North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266  
503-986-0900  
FAX 503-986-0904

October 23, 2006

Dennis Wolf  
7700 Stillman Rd.  
Powell Butte, OR 97753

REFERENCE: Application G-14494/Permit G-13443

Dear Mr. Wolf,

On October 19, 2006, the Department received your application for extension of time and your check in the amount of \$250. Your request was submitted on the wrong form ("Application for Extension of Time for Transfer of Water Right"). Since you need to extend a permit rather than a transfer, your request must be submitted on the "Application for Extension of Time of Water Right." I have enclosed the proper extension of time application for your use.

Because your request was not submitted on the appropriate extension application form, I am returning your check in the amount of \$250 and your "Application for Extension of Time for Transfer of Water Right."

I see that this is your second request for an extension of time. When answering Question 3A the time period you will need to address is October 1, 2002 to October 1, 2006.

If you have any questions regarding this letter, please feel free to contact me. My telephone number is (503) 986-0808.

Sincerely,

Ann Reece  
Extensions  
Water Rights and Adjudications Division

Enclosures

cc: Application File G-14494



File # G-14494

Permit # G-13443

APPLICATION FOR EXTENSION OF TIME  
FOR TRANSFER OF WATER RIGHT

Last revised: Nov 20, 2003

Transfer \_\_\_\_\_

A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/publication/reports/index.shtml](http://www.wrd.state.or.us/publication/reports/index.shtml).

To the WATER RESOURCES DIRECTOR OF OREGON:

I/We, Dennis Wolf (Name of Applicant)

of 7700 Stillman Rd. (Mailing Address), Powell Butte (City)

state of Oregon (Zip Code) 97753, 541-416-8619 (Phone Number)

do hereby make application for an extension of time within which to complete a change in:

☒ point of diversion/appropriation ☐ place of use ☐ character of use

of water under the terms of an order of the Water Resources Director entered on \_\_\_\_\_, 20\_\_\_\_,

approving Transfer \_\_\_\_\_, in the name of \_\_\_\_\_,

for \_\_\_\_\_

(Give location of your property, as shown on the order approving the transfer)

THE FOLLOWING HAS BEEN accomplished toward completion of the change within the time allowed, which expired on October 1, 2006:

See below please

(If for irrigation, how many acres total are now irrigated)

TO FULLY COMPLETE the change, it will be necessary to accomplish the following:

Deepen the well, install meter and erect the pivot

I AM UNABLE TO COMPLETE the change under the terms of the order, within the time allowed,

because I have had 2 yrs. of cancer treatment, the last was 9-26-06 and my final follow up is 11-15-06

(Dr. Youngren 541-548-6505 & Dr. Takla 541-382-6447)

And request that the time for completion be extended to October 1, 2007.

over →

(Signature of applicant)

In order for an application to be complete, it must be accompanied by the required fee. See the Department's fee schedule at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

MAIL COMPLETED APPLICATION AND FEE TO:

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

RECEIVED

OCT 19 2006

WATER RESOURCES DEPT  
SALEM, OREGON



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

RECEIVED BY OWRD

DEC 03 2014

SALEM, OR

## Application for Extension of Time for a Water Right Permit (Non-Municipal / Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

I, **DENNIS T. WOLF**

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

the holder of: Application Number G-14494 Permit Number G-13443 [OAR 690-315-0020(3)(b)]

**\*\*A separate application must be submitted for each permit as per OAR 690-315-0020(2). \*\***

10315 WEST SAHARA DR  
MAILING ADDRESS

SUN CITY, AZ 85351  
CITY, STATE, ZIP

PHONE

E-MAIL ADDRESS

X **do hereby request that** the time to apply water to full beneficial use under the terms and conditions of the permit, which now expires on Month 10 Day 1 Year 2006, be extended to October 30, Year 2024.

**Please Note.** If the permit **does** specify a date when **construction** must be **completed**, you should request to extend both the time to apply water to full beneficial use **and** to complete construction. These dates are typically found on the permit above the signature of the Director.

**and**

☐ **do hereby request that** the time to complete construction of the water system, which now expires on Month \_\_\_\_ Day \_\_\_\_ Year \_\_\_\_, be extended to October 30, Year \_\_\_\_

Sign after completing the entire application, questions 1-11.

I am the permit holder, or have attached to this application written authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension. I have completed the entire application.

Signature

Date

Printed Name/Title

Dennis T. Wolf



**MAIL COMPLETED and SIGNED APPLICATION with the \$575 STATUTORY FEE TO:**

Water Resources Department  
Attn: Water Right Permit Extensions  
725 Summer Street NE, Suite A  
Salem, Oregon 97301

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Submit the following items with your Application for Extension of Time:

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- **The signed and completed Application for Extension of Time.**
- **\$575 check to OWRD or Oregon Water Resources Department**
- **All supporting documentation and/or evidence referenced in the application.**

Reference materials needed to complete this Application:

- **Water right permit.** A copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (using the link to the Water Rights Information System (WRIS)). A copy of the permit may be requested from the Water Rights Division at 503-986-0801 (copy fees will apply).
- **Documentation** which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Helpful information for completing this Application:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form.** The form *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits* is at the following link: <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#other>
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the permit terms & conditions.
- The attached *Instructions for Completing an Application for Extension of Time for a Water Right Permit* will help you answer each question on the application. If, after reading the instructions, you need assistance, please call the Extensions Specialist at 503-986-0900.
- Permit extensions are evaluated under OAR Chapter 690, Division 315, which may be viewed at <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>. Please note that OWRD may require additional information, if necessary, to evaluate the application per OAR 315-0020(3)(n).
- OWRD will review applications received for completeness and will return incomplete or deficient applications per OAR 690-315-0040(1)(a) to the applicant.

## Questions to Complete this Application for Extension of Time

Please see the instruction sheet to help you answers these questions.

[OAR 690-315-0020(3)(d)]

1. Did the “actual construction” of the water system/well drilling begin within the time specified in the permit? ☒ Yes ☐ No ☐ N/A, if not specified in this permit

Date “actual construction” began is: June 26, 1964

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Describe details of construction: WELL CONSTRUCTION BEGAN.

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[OAR 690-315-0020(3)(e)(A)]

- 2-A. Please Describe how you have complied with each standard and special condition in the original permit [and, if applicable, conditions contained in any order approving a permit amendment and/or order approving a prior extension of time].

TIP: The instruction sheet explains which typical conditions must be addressed here.

**Condition Number:** Hand-number each condition on a copy of your permit (and, if applicable, any permit amendment and/or prior extension). Include a copy of your hand-numbered permit.

CHART-A

| Condition Number | Date Satisfied | Describe How Permit Condition Has Been Satisfied       |
|------------------|----------------|--------------------------------------------------------|
| 1                | 7/29/1998      | DEDICATED METERING INSTALLED PRIOR TO PERMIT ISSUANCE. |
|                  |                |                                                        |
|                  |                |                                                        |
|                  |                |                                                        |
|                  |                |                                                        |

- 2-B. If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.

CHART-B

| Condition Number | Date Will Comply | Explain Why Each Permit Condition Has NOT Been Satisfied |
|------------------|------------------|----------------------------------------------------------|
| 0                |                  |                                                          |
|                  |                  |                                                          |
|                  |                  |                                                          |
|                  |                  |                                                          |
|                  |                  |                                                          |

[OAR 690-315-0020(3)(e)]

**3-A. Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the original permitted time period.**

CHART-C (below) must be completed for all Application for Extension of Time requests. *Use chronological order.*

**CHART-C**

| DATE                           | LIST & DESCRIBE WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED                                                                                                | COST*              |
|--------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 10/1/1964                      | WELL CROO 1998 COMPLETED.                                                                                                                                 | \$5,000.00         |
| 11/3/1964                      | WELL CROO 1999 COMPLETED.                                                                                                                                 | \$5,000.00         |
| DATE                           | LIST & DESCRIBE WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED <i>and</i> PRIOR TO DATE FOR COMPLETE APPLICATION OF WATER                                      | COST*              |
|                                | Date the permit was signed - find date above signature on last page of permit.                                                                            |                    |
| 7/29/1998                      | PERMIT SIGNED.                                                                                                                                            |                    |
| 7/29/1999                      | SIGNIFICANT BRUSH & JUNIPER CLEARING, POND CONSTRUCTION                                                                                                   | \$5,000.00         |
| 7/29/1999                      | Date the permit specified "Actual Construction Work" shall begin ("A-Date") -not all permits contain this date.                                           |                    |
| 7/25/2000                      | IRRIGATION BEGUN, ADDITIONAL BULGE DEVELOPED.                                                                                                             | \$5,000.00         |
| 8/19/2000                      | WELL CROO 51343 CONSTRUCTED.                                                                                                                              | \$10,000.00        |
|                                |                                                                                                                                                           |                    |
|                                |                                                                                                                                                           |                    |
|                                |                                                                                                                                                           |                    |
| 2002                           | Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date.                              |                    |
| DATE                           | LIST & DESCRIBE WORK ACCOMPLISHED AFTER DATE FOR COMPLETE APPLICATION OF WATER UP TO NOW<br>Complete if this is your first request for extension of time. | COST*              |
|                                |                                                                                                                                                           |                    |
|                                |                                                                                                                                                           |                    |
|                                |                                                                                                                                                           |                    |
|                                |                                                                                                                                                           |                    |
| <b>*Total Cost for Chart-C</b> |                                                                                                                                                           | <b>\$30,000.00</b> |

**\* If exact cost is not known, please provide your best estimate.**

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**IF this is** your first Application for an Extension of Time, write NA in Chart D below and proceed to question 4 at the bottom of this page.

**3-B) Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the most recent extension period.**

If this **is not** your 1st Application for Extension of Time request, fill out CHART-D below in addition to CHART-C above. *Use chronological order.*

**CHART-D**

| DATE                  | LIST AND DESCRIBE WORK ACCOMPLISHED <u>DURING</u><br>THE LAST EXTENSION PERIOD                                                                  | COST*      |
|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 2002                  | "Extended From" date for complete application of water used in the 1 <sup>st</sup> (or the most recent) Application for Extension of Time.      |            |
| 9/29/2006             | APPLICATION OF WATER TO 100 ACRES OF AUTHORIZED LANDS                                                                                           |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
| 2006                  | "Extended To" date for complete application of water resulting from the 1 <sup>st</sup> (or the most recent) Application for Extension of Time. |            |
| DATE                  | LIST AND DESCRIBE WORK ACCOMPLISHED <u>AFTER</u><br>THE LAST EXPIRED EXTENSION PERIOD UP TO NOW                                                 | COST*      |
| 12/31/2012            | INSTALLED NEW PUMP                                                                                                                              | \$2,000.00 |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
|                       |                                                                                                                                                 |            |
| Total Cost of Chart-D |                                                                                                                                                 | \$2,000.00 |

\* If exact cost is not known, please provide your best estimate.

[OAR 690-315-0020(3)(f)]

4. **Cost of project to date: \$32,000.00**  
(The total combined cost from CHART-C and CHART-D)

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5. **Provide evidence of the maximum rate (or duty, if applicable) of water actually diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.**

**TIP:** Report the rate used to date in the same units of measurement as specified in the permit. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

**5-A) For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):**

Maximum measured rate used to date = 0 cfs (cubic feet per second)

or

Maximum measured rate used to date = \_\_\_\_\_ gpm (gallons per minute)

or

Acre-feet stored to date = \_\_\_\_\_ AF

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**5-B) For Ground Water Permit Extensions (e.g. G-XXXX):**

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**TIP:** Include information from ALL wells that pertain to this permit including wells not currently being used.

**CHART-E**

| Well # as identified on Permit                                | Water User's Well # | Has this well been drilled?                                            | IF DRILLED                         |                                        |                                                                                                    |                                                                                  |                                                                        |                                                          |
|---------------------------------------------------------------|---------------------|------------------------------------------------------------------------|------------------------------------|----------------------------------------|----------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|------------------------------------------------------------------------|----------------------------------------------------------|
|                                                               |                     |                                                                        | Well Log Number<br>e.g. MORR 50473 | Well Tag Number<br>e.g. # 27566 or N/A | Is the actual drilled location authorized on this permit or on a permit amendment? (See 5-C below) | Maximum measured rate used from this well -- under this permit only (CFS or GPM) | Is this well authorized or utilized under any OTHER water rights?      | If yes, provide the Permit, Certificate, or Transfer No. |
| WELL                                                          | # 1                 | Yes <input checked="" type="checkbox"/><br>No <input type="checkbox"/> | CROO 1998                          | 0                                      | Yes <input type="checkbox"/><br>No <input checked="" type="checkbox"/>                             | 022 CFS                                                                          | Yes <input type="checkbox"/><br>No <input checked="" type="checkbox"/> | -                                                        |
|                                                               |                     | Yes <input type="checkbox"/><br>No <input type="checkbox"/>            |                                    |                                        | Yes <input type="checkbox"/><br>No <input type="checkbox"/>                                        |                                                                                  | Yes <input type="checkbox"/><br>No <input type="checkbox"/>            | -                                                        |
|                                                               |                     | Yes <input type="checkbox"/><br>No <input type="checkbox"/>            |                                    |                                        | Yes <input type="checkbox"/><br>No <input type="checkbox"/>                                        |                                                                                  | Yes <input type="checkbox"/><br>No <input type="checkbox"/>            | -                                                        |
|                                                               |                     | Yes <input type="checkbox"/><br>No <input type="checkbox"/>            |                                    |                                        | Yes <input type="checkbox"/><br>No <input type="checkbox"/>                                        |                                                                                  | Yes <input type="checkbox"/><br>No <input type="checkbox"/>            | -                                                        |
| Total measured rate from all wells utilized under this permit |                     |                                                                        |                                    |                                        |                                                                                                    | 0.22 CFS                                                                         |                                                                        |                                                          |

- 5-C)** If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location. Has or will a Permit Amendment Application been/be filed? Yes ☒ No ☐

If a Permit Amendment Application has been filed: Transfer No. T-\_\_\_\_\_

Well #\_\_\_\_\_: Actual location: \_\_\_\_\_

Well #\_\_\_\_\_: Actual location: \_\_\_\_\_

[OAR 690-315-0020(3)(e)(C)]

6. **Provide the total number of acres actually irrigated to date under this permit (if any).**

Surface Water Permits: I have applied water to \_\_\_\_\_ acres for irrigation to date.

Ground Water Permits: I have applied water to 100 acres for irrigation to date.

Please specify which wells are being utilized for this irrigation.

Well # 1 Acres 100 Well # \_\_\_\_\_ Acres \_\_\_\_\_

Well # \_\_\_\_\_ Acres \_\_\_\_\_ Well # \_\_\_\_\_ Acres \_\_\_\_\_

[OAR 690-315-0020(3)(j)]

7. **Provide a summary of future plans and a schedule to complete construction of the water system, and/or apply water to full beneficial use under the permit terms and conditions.**

### CHART-F

| APPROXIMATE<br>DATE RANGE<br>(projected) | LIST & DESCRIBE WORK TO BE ACCOMPLISHED TO<br>COMPLETE WATER DEVELOPMENT<br>(projected)              | ESTIMATED COST<br>(projected) |
|------------------------------------------|------------------------------------------------------------------------------------------------------|-------------------------------|
| 12/31/2017                               | ADDITIONAL WELL DRILLED                                                                              | \$20,000.00                   |
| 12/31/2019                               | POWER & PIPING INSTALLED                                                                             | \$10,000.00                   |
| 12/31/2021                               | PUMP INSTALLED / SYSTEM COMPLETE                                                                     | \$10,000.00                   |
| 12/31/2023                               | REMAINING LAND DEVELOPED (13.8 remaining)                                                            | \$10,000.00                   |
|                                          |                                                                                                      |                               |
|                                          |                                                                                                      |                               |
| Year: 2024                               | Date intend to apply water to full beneficial use under the terms and conditions of this permit.     |                               |
| 8.                                       | <b>Estimated remaining total cost to complete the water development:</b><br>[OAR 690-315-0020(3)(g)] | <b>\$50,000.00</b>            |

[OAR 690-315-0020(3)(h)]

9. **Describe the reasons why the water development was not constructed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).**

9-A) Is the project of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit? If yes, describe.

NA

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**9-B)** Did the financial resources needed to develop the project preclude completion of the project within authorized time frames? If yes, describe.

YES, ORIGINAL WELL HAS NOT PRODUCED FULL AMOUNT OF WATER NEEDED. JOB LOSS, RECESSION, AND COST EFFECTIVENESS OF PROJECT EXCEEDED ORIGINAL AGING APPLICANT'S ABILITIES. POTENTIAL NEW OWNER SEEKING TO FILE PERMIT AMENDMENT AND FULLY DEVELOP PERMIT.

**9-C)** Did good faith attempts to comply with other agency permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delay completion of the project? If yes, describe.

NA

**9-D)** Have other unforeseen events delayed full development of the water system and use of water within the authorized time frames? If yes, describe.

YES, GREAT RECESSION.

[OAR 690-315-0020(3)(k)]

**10. Justify the time requested to complete the project and/or apply the water to full beneficial use.** Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time. Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

TIME FRAMES ARE CONSERVATIVE FOR ADDITIONAL SYSTEM CONSTRUCTION. IRRIGATED ACREAGE IS NEARLY ALL CLEARED AND PREPARED.

**11. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.**

NA

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Thank you for submitting a complete and accurate application. Remember to sign the front page.

STATE OF OREGON

COUNTY OF CROOK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

PHONE: (503) 682-7569

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 32, T15S, R15E,  
W.M.; 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4 1.3 ACRES  
SECTION 29  
NW 1/4 NE 1/4 12.3 ACRES  
SW 1/4 NE 1/4 39.6 ACRES  
NE 1/4 NW 1/4 30.4 ACRES  
SE 1/4 NW 1/4 30.2 ACRES  
SECTION 32

TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

Measurement, recording and reporting conditions:

- ①
- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
  - B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or

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PAGE 2

measuring 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 amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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



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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year of permit issuance. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued July 29, 1998

*Martha O. Pagel for*

Martha O. Pagel, Director  
Water Resources Department

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Application G-14494  
Basin 05  
RWK

Water Resources Department  
Volume 2 CROOKED R  
MGMT.CODES 7BG 7BR 7JG 7JR

PERMIT G-13443  
District 11

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

STATE ENGINEER, SALEM, OREGON within 30 days from the date of well completion.

RECEIVED

JUN 23 1998

WATER WELL REPORT

STATE OF OREGON

SALEM, OREGON

CR00

1998

State Well No. 15/15-32

State Permit No.

(1) OWNER:

Red Cloud Ranch

Name

Address

(2) LOCATION OF WELL:

County

Driller's well number

1/4

1/4

Section

32

T.

15S

R.

15E

W.M.

Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

Well ☒

Deepening ☐

Reconditioning ☐

Abandon ☐

andonment, describe material and procedure in item 12.

(4) PROPOSED USE (check):

Domestic ☐

Industrial ☐

Municipal ☐

Irrigation ☐

Test Well ☒

Other ☐

(5) TYPE OF WELL:

Rotary ☒

Driven ☐

Cable ☒

Jetted ☐

Dug ☐

Bored ☐

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

8" Diam. from 180 ft. to 0 ft. Gage 250

6" Diam. from 0 ft. to 210 ft. Gage 250

" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used

Size of perforations

in. by 12 in.

6" 200 perforations from 70 ft. to 210 ft.

3" 200 perforations from 70 ft. to 180 ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(8) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Model No.

Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(9) CONSTRUCTION:

Well seal—Material used in seal

Depth of seal

ft. Was a packer used?

Diameter of well bore to bottom of seal in.

Were any loose strata cemented off? ☐ Yes ☒ No Depth

Was a drive shoe used? ☒ Yes ☐ No

Was well gravel packed? ☐ Yes ☒ No Size of gravel:

Gravel placed from ft. to ft.

Did any strata contain unusuable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

(10) WATER LEVELS:

Static level 24 ft. below land surface Date

Artesian pressure None lbs. per square inch Date

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom

Yield: 60 gal./min. with 20 ft. drawdown after 8 hrs.

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m. Date Sept 15/69

Temperature of water 51 Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well below casing

Depth drilled 295 ft. Depth of completed well 295 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

| MATERIAL                          | FROM | TO  |
|-----------------------------------|------|-----|
| Broken Red Rock & Sand            | 0    | 3   |
| Broken Opalite gravel and Boulder | 3    | 240 |
| water placed gravel and sandstone | 240  | 280 |
| Grey sedimentary Rock             | 280  | 283 |
| Sandstone                         | 283  | 287 |
| Grey sedimentary Rock             | 287  | 289 |
| Sandstone                         | 289  | 294 |
| Hard Grey Rock - Lava             | 294  | 295 |

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Work started 6/27 1964 Completed Oct 1 1964

Date well drilling machine moved off of well Oct 1 1964

(13) PUMP:

Manufacturer's Name

Type: H.P.

Water Well Contractor's Certification:

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

NAME Brandt Drilling Co.

(Person, firm or corporation)

(Type or print)

Address 675 Crestview Road

Drilling Machine Operator's License No. 189-389

[Signed] C. Brandt

(Water Well Contractor)

Contractor's License No. 289 Date Oct 5 1964

(USE ADDITIONAL SHEETS IF NECESSARY)

## NOTICE TO WATER WELL CONTRACTOR

The original and first copy  
of this report are to be  
filed with the

STATE ENGINEER, SALEM, OREGON  
within 30 days from the date  
of well completion.

RECEIVED  
DEC 20 1965  
STATE ENGINEER  
SALEM, OREGON

## WATER WELL REPORT

STATE OF OREGON  
(Please type or print)

State Well No. 15/15-32

State Permit No.

## (1) OWNER:

Name Clyde Davis  
Address Phoebe Butte Ore.

## (2) LOCATION OF WELL:

County Crook Driller's well number #2  
1/4 1/4 Section 32 T. 155 R. 15E W.M.  
Bearing and distance from section or subdivision corner 15E

## (3) TYPE OF WORK (check):

Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐  
Abandonment, describe material and procedure in Item 12.

## (4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐  
Irrigation ☐ Test Well ☒ Other ☐

## (5) TYPE OF WELL:

Rotary ☐ Driven ☐  
Cable ☒ Jetted ☐  
Dug ☐ Bored ☐

## (6) CASING INSTALLED:

Threaded ☐ Welded ☒

8" Diam. from 0 ft. to 11.0 ft. Gage 250  
6" Diam. from 0 ft. to 18.7 ft. Gage 250  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

## (7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used Pectylene cut  
Size of perforations 12 in. by 3/8 in. 6" P.I.C.  
100 perforations from 185 ft. to 100 ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

## (8) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name \_\_\_\_\_ Model No. \_\_\_\_\_  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

## (9) CONSTRUCTION:

Well seal—Material used in seal Bentonite  
Depth of seal 25 ft. Was a packer used? No  
Diameter of well bore to bottom of seal 10 in.  
Were any loose strata cemented off? ☐ Yes ☒ No Depth \_\_\_\_\_  
Was a drive shoe used? ☒ Yes ☐ No 8"  
Was well gravel packed? ☐ Yes ☒ No Size of gravel: \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Did any strata contain unusable water? ☐ Yes ☒ No  
Type of water? \_\_\_\_\_ depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_

## (10) WATER LEVELS:

Static level 42 ft. below land surface Date Nov 3/64  
Artesian pressure none lbs. per square inch Date Nov 3/64

(USE ADDITIONAL SHEETS IF NECESSARY)

Is this a duplication? NO WSB

unrepaired

1999  
CR00

## (11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No, If yes, by whom? Owner  
Yield: 50 gal./min. with 25 ft. drawdown after 1 hrs.

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m. Date

Temperature of water 58 Was a chemical analysis made? ☐ Yes ☒ No

## (12) WELL LOG:

Diameter of well below casing 6Depth drilled 294 ft. Depth of completed well 294 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

| MATERIAL                                                             | FROM | TO  |
|----------------------------------------------------------------------|------|-----|
| top soil clay and sand                                               | 0    | 1   |
| Clay and red rock                                                    | 0    | 8   |
| Barren red rock                                                      | 8    | 22  |
| Yellow clay and opalite                                              | 22   | 105 |
| Opalite boulders                                                     | 105  | 106 |
| Broken opalite and clay                                              | 106  | 185 |
| Yellow clay interspersed with thin segments of grey sedimentary rock | 185  | 250 |
| grey rock and boulders                                               | 250  | 294 |
| of coarse gravel and sand                                            |      |     |

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Work started 6/26/1964 Completed 11/3/1964Date well drilling machine moved off of well 11/15/1964

## (13) PUMP:

Manufacturer's Name \_\_\_\_\_  
Type: \_\_\_\_\_ H.P. \_\_\_\_\_

## Water Well Contractor's Certification:

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

NAME Brandt Drilling Co.

(Person, firm or corporation)

(Type or print)

Address 675 Crestview Rd.Drilling Machine Operator's License No. 189[Signed] C.H. Brandt

(Water Well Contractor)

Contractor's License No. 283 Date 12/5/1964



**STATE OF OREGON**  
**WATER SUPPLY WELL REPORT**  
 (as required by ORS 537.765)

Instructions for completing this report are on the last page of this form.

WELL I.D. # 1386-50

START CARD # 129183

(1) OWNER: Well Number \_\_\_\_\_  
 Name DENNIS WOLF  
 Address 7700 STILLMAN RD.  
 City POWELL BUTTE State OR Zip \_\_\_\_\_

(2) TYPE OF WORK  
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:  
☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger  
☐ Other \_\_\_\_\_

(4) PROPOSED USE:  
☒ Domestic ☐ Community ☐ Industrial ☐ Irrigation  
☐ Thermal ☐ Injection ☐ Livestock ☐ Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION:  
 Special Construction approval ☐ Yes ☒ No Depth of Completed Well 400 ft.  
 Explosives used ☐ Yes ☐ No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE SEAL  
 Diameter From To Material From To Sacks or pounds  
12" 0 18 Bentonite 0 18 12  
8" 18 400 \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E  
☐ Other POURED DRY  
 Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
 Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:  
 Diameter From To Gauge Steel Plastic Welded Threaded  
 Casing: 8 12 18 250 ☒ ☐ ☐ ☐  
 Liner: 0 \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ ☐ ☐ ☐ ☐

Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS:  
☐ Perforations Method 0  
☐ Screens Type \_\_\_\_\_ Material \_\_\_\_\_  
 From To Slot size Number Diameter Tele/pipe size Casing Liner  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(8) WELL TESTS: Minimum testing time is 1 hour

☐ Pump ☐ Bailer ☒ Air ☐ Flowing  
 Yield gal/min Drawdown Drill stem at Time  
20 complete 390 (1 hr)

Temperature of water 55 Depth Artesian Flow Found \_\_\_\_\_  
 Was a water analysis done? ☐ Yes By whom \_\_\_\_\_  
 Did any strata contain water not suitable for intended use? ☐ Too little  
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other \_\_\_\_\_  
 Depth of strata: \_\_\_\_\_

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(9) LOCATION OF WELL by legal description:

County CROOK Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
 Township 15S N or S Range 15E E or W. WM.  
 Section 32 SE 1/4 NW 1/4  
 Tax Lot 3109 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
 Street Address of Well (or nearest address) SAME

(10) STATIC WATER LEVEL:

210 ft. below land surface. Date 8-17-00  
 Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:

Depth at which water was first found 260'

| From       | To         | Estimated Flow Rate | SWL        |
|------------|------------|---------------------|------------|
| <u>260</u> | <u>265</u> | <u>20</u>           | <u>210</u> |
|            |            |                     |            |
|            |            |                     |            |
|            |            |                     |            |

(12) WELL LOG:

Ground Elevation \_\_\_\_\_

| Material                      | From       | To         | SWL         |
|-------------------------------|------------|------------|-------------|
| <u>TOP SOIL</u>               | <u>0</u>   | <u>2</u>   |             |
| <u>BROKEN ROCK &amp; CLAY</u> | <u>2</u>   | <u>6</u>   |             |
| <u>BASALT</u>                 | <u>6</u>   | <u>92</u>  |             |
| <u>SOFT BLACK BASALT</u>      | <u>92</u>  | <u>168</u> |             |
| <u>HARD BASALT</u>            | <u>168</u> | <u>260</u> | <u>210'</u> |
| <u>FRACTURED BASALT</u>       | <u>260</u> | <u>265</u> | "           |
| <u>BLACK VIGILANT BASALT</u>  | <u>265</u> | <u>355</u> | "           |
| <u>GRAY CLAYSTONE</u>         | <u>355</u> | <u>400</u> | "           |

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SEP 25 2000

WATER RESOURCES DEPT.  
 SALEM, OREGON

Date started 8-17-00 Completed 8-18-00

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number \_\_\_\_\_

Signed \_\_\_\_\_ Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1557

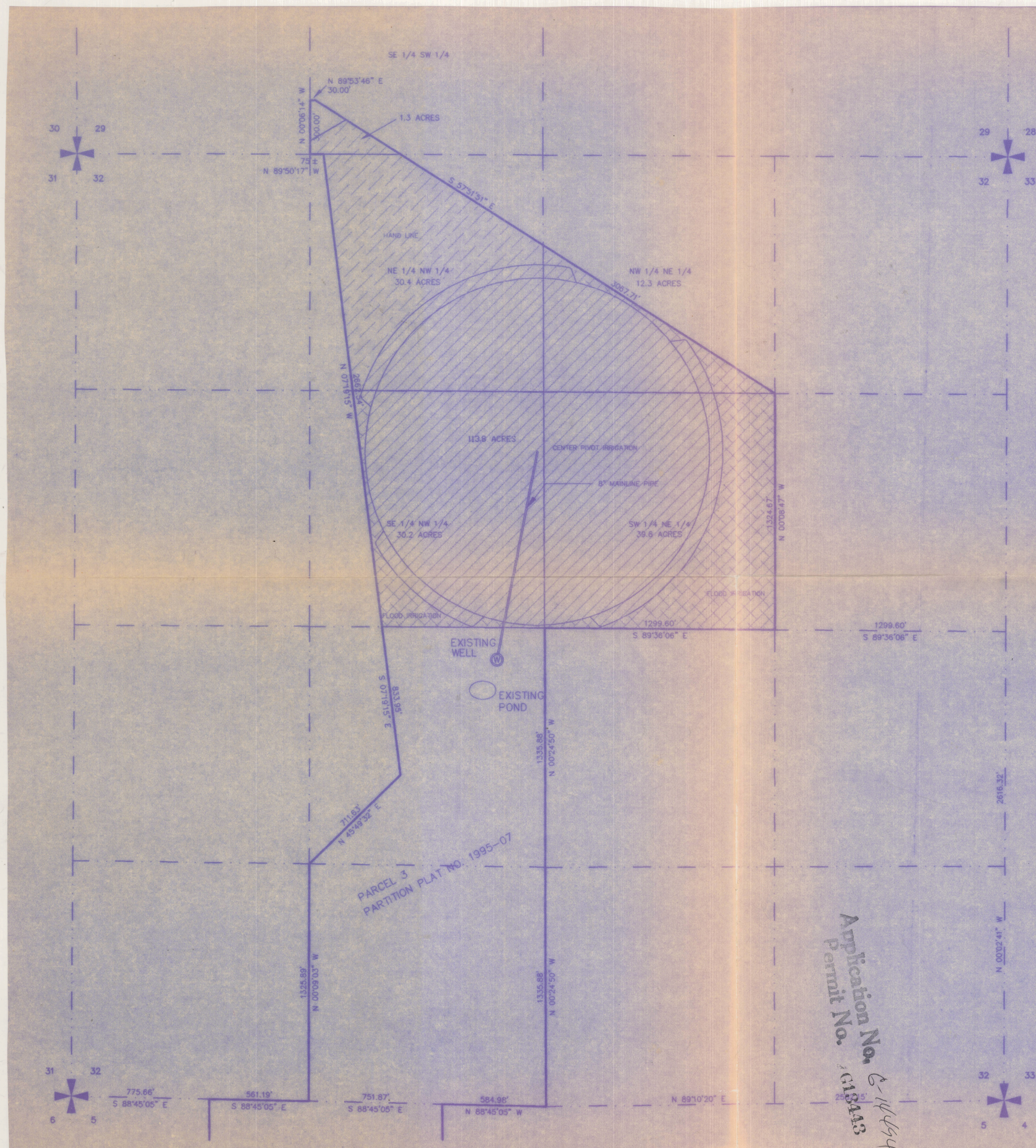
Signed Bart W... Date 8-19-00

ORIGINAL - WATER RESOURCES DEPARTMENT FIRST COPY - CONSTRUCTOR SECOND COPY - CUSTOMER

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SALEM, OR



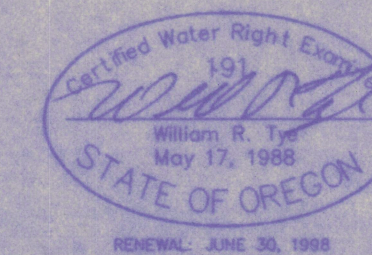


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APR - 7 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

WATER RIGHTS APPLICATION MAP  
FOR  
DENNIS WOLF  
LOCATED IN THE SE 1/4 SW 1/4 OF SECTION 29,  
AND IN SECTION 32, TOWNSHIP 15 SOUTH, RANGE  
15 EAST, W.M., CROOK COUNTY, OREGON



I, William R. Tye, Certified Water Right Examiner  
in the State of Oregon, hereby certify the subjoined  
application map was prepared under my direct  
supervision.

The preparation of this map is for the purpose  
of identifying the location of the water right only  
and has no intent to provide dimensions or locations  
of property ownership lines.

THE WELL IS LOCATED 2435± NORTH AND 2385± EAST  
OF THE SOUTHWEST CORNER OF SECTION 32

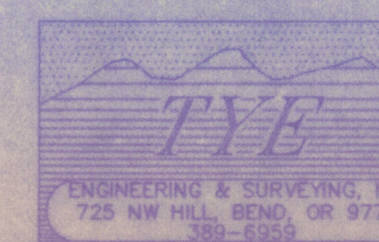
LEGEND

- CENTER PIVOT IRRIGATION
- FLOOD IRRIGATION
- HANDLINE IRRIGATION

NE 1/4, NW 1/4 OF SEC 32 30.4 ACRES  
SE 1/4, NW 1/4 OF SEC 32 30.2 ACRES  
SW 1/4, NE 1/4 OF SEC 32 39.6 ACRES  
NW 1/4, NE 1/4 OF SEC 32 12.3 ACRES  
SE 1/4, SW 1/4 OF SEC 29 1.3 ACRES  
TOTAL 113.8 ACRES

SCALE: 1" = 400'

Application No. 61444  
Permit No. 61843



TITLE: WATER RIGHTS APPLICATION MAP  
JOB NO. 490-22  
SCALE: 1" = 400' DRAWN BY: P.A.T.  
FIELD BOOK: DATE: 1/14/97  
DWG NAME: 490 SHEET: 1 OF 1



Water Resources Department

MEMO

May 2, 1997

TO Application G- 14494

FROM GW: K. Lite  
(Reviewer's Name)

SUBJECT Scenic Waterway Interference Evaluation

☒ Yes  
☐ No

The source of appropriation is within or above a Scenic Waterway.

☒ Yes  
☐ No

Use the Scenic Waterway condition (Condition 7J).

PREPONDERANCE OF EVIDENCE FINDING: (Check box only if statement is true)



At this time the Department is unable to find that there is a preponderance of evidence that the proposed use of ground water will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

FLOW REDUCTION: (To be filled out only if Preponderance of Evidence box is not checked)

Exercise of this permit is calculated to reduce monthly flows in \_\_\_\_\_ Scenic Waterway by the following amounts expressed as a proportion of the consumptive use by which surface water flow is reduced.

| Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec |
|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
|     |     |     |     |     |     |     |     |     |     |     |     |

G-14494



TO: Water Rights Section

5-2, 1999

FROM: Groundwater/Hydrology Section K. Lite

Reviewer's Name

SUBJECT: Application G- 14494

### GROUNDWATER/SURFACE WATER CONSIDERATIONS

1. PER THE        Basin rules, one or more of the proposed POA's is/is not within        feet/mile of a surface water source (      ) and taps a groundwater source hydraulically connected to the surface water.
2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed groundwater use
  - a.        will, or        have the potential for substantial interference with the nearest
  - b. ☒ will not        surface water source, namely Crooked River; or
  - c.        will if properly conditioned, adequately protect the surface water from interference:
    - i.        The permit should contain condition #(s)       ;
    - ii.        The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii.        The permit should be conditioned as indicated in item 4 below; or
  - d.        will, with well reconstruction, adequately protect the surface from substantial interference.

### GROUNDWATER AVAILABILITY CONSIDERATIONS

3. BASED UPON available data, I have determined that groundwater for the proposed use
  - a.        will, or        likely be available in the amounts requested without injury to prior rights
  - b.        will not        and/or within the capacity of the resource; or
  - c. ☒ will if properly conditioned, avoid injury to existing rights or to the groundwater resource:
    - i. ☒ The permit should contain condition #(s) 7B;
    - ii.        The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii.        The permit should be conditioned as indicated in item 4 below; or
4.
  - a.        THE PERMIT should allow groundwater production from no deeper than        ft. below land surface;
  - b.        The permit should allow groundwater production from no shallower than        ft. below land surface;
  - c.        The permit should allow groundwater production only from the        groundwater reservoir between approximately        ft. and        ft. below land surface;
  - d.        Well reconstruction is necessary to accomplish one or more of the above conditions.
  - e.        One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: Well may not be capable of yield requested  
by the applicant - based on well log pump test information.  
        
        
        
      

(Well Construction Considerations on Reverse Side)

**Water Right Conditions  
Tracking Slip**

*Groundwater/Hydrology Section*

FILE ## G-14494

ROUTED TO: Water Rights

TOWNSHIP/

RANGE-SECTION: 15S/15E-32

CONDITIONS ATTACHED? ☒ yes ☐ no

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: K. Lite

# WATER RESOURCES DEPARTMENT MEMORANDUM

TO: Groundwater/Hydrology Files

Date 5-2-97

FROM: Ken Lite

SUBJECT: Groundwater Application G- 14494

Applicant(s) seek ~640 gpm (1.42 cfs) from 1 wells in the  
Deschutes basin  
Crooked River sub basin  
 sub basin.

Pertinent 7 1/2 - minute quads Powell Buttes

Well 1 WRD# Cro0 1998 T 15S R 15E S 32 QQ Caa County   
 Legal Description 2435' N and 2385' E from the SW corner of Section 32  
 Well is ~ 4 mi ft from Crooked River (river/stream)  
 Well is  ft from  (river/stream)  
 Well elevation ~ 3640 ft. River/stream elevation ~ 2890 ft.  
 Well elevation - river/stream elevation 750  
 Well depth 295 SWL 24 on 9/15/64  
 Sealed to 35 Depth first water found ?  
 Cased to 210 Perforations/screens 70-210  
 Lined to  Perforations/screens   
 Well tests and types pump 60 gpm w/ 20' dd after 8 hrs  
 Confined or unconfined? unknown Direct hydraulic connection? NO  
 Potential to cause substantial interference? NO

Well  WRD#  T  R  S  QQ  County   
 Legal Description   
 Well is  ft from  (river/stream)  
 Well is  ft from  (river/stream)  
 Well elevation  ft. River/stream elevation  ft.  
 Well elevation - river/stream elevation   
 Well depth  SWL  on   
 Sealed to  Depth first water found   
 Cased to  Perforations/screens   
 Lined to  Perforations/screens   
 Well tests and types   
 Confined or unconfined?  Direct hydraulic connection?   
 Potential to cause substantial interference?

Conditioned water rights in area: See Attachment

Other nearby water rights of record: See Attachment

Density of nearby wells: 2 other wells in section

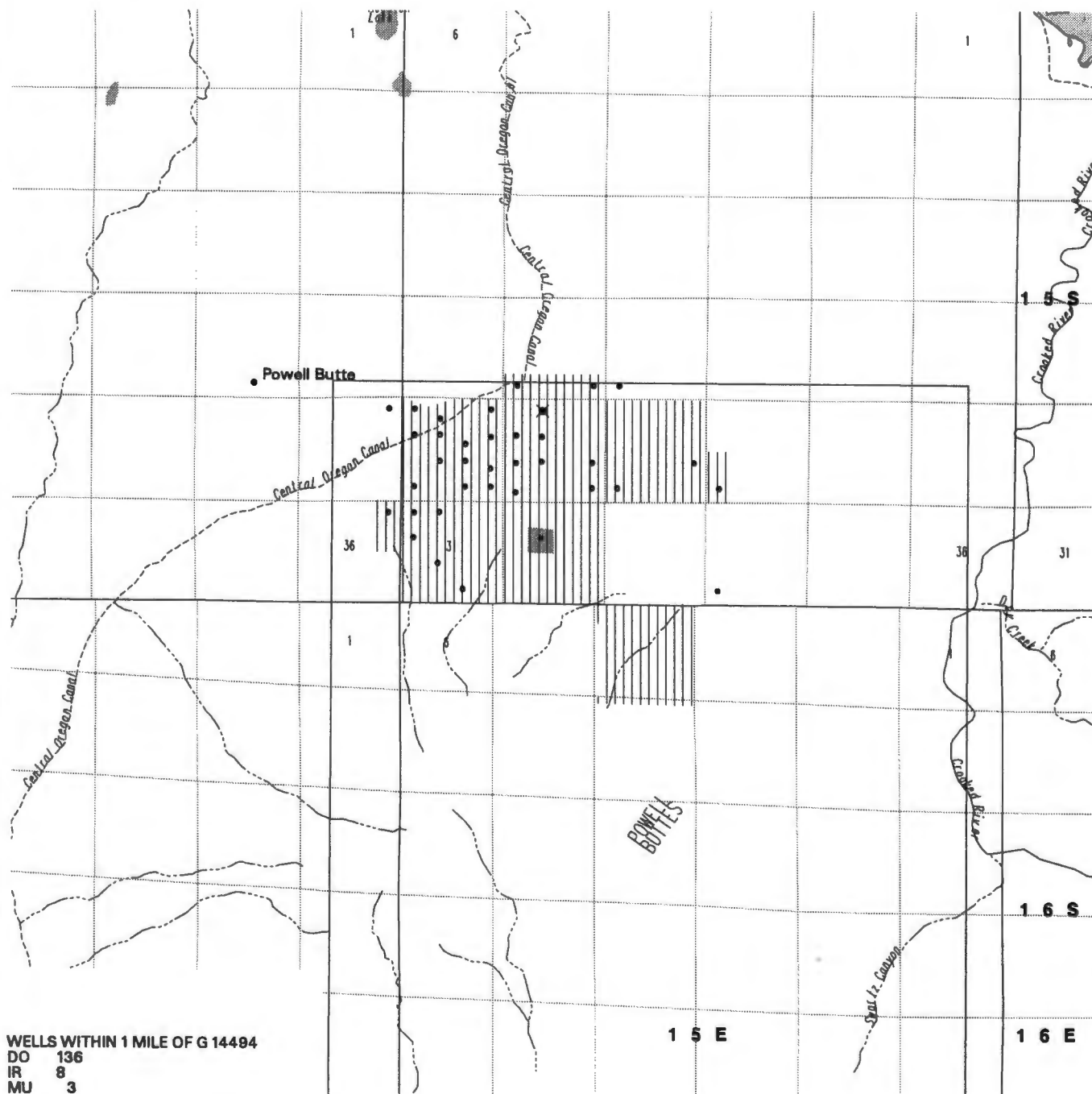
Comments Well appears to be constructed in water bearing zones within John Day Formation (Powell Buttes). Groundwater flow is towards the north. Well is probably Red Cloud A well in Gannett (1987). Well log pump data indicates a lower yield than is desired by the applicant. Recommend Condition 7B & 7J.

References used: Groundwater Report #32 (Gannett, 1987); USGS/WRD- groundwater data; topo map; information included in application file G-14494.



Wells in the vicinity of application G 14494

- |                                                                                   |                                                                                                             |   |                                                                                                                     |   |                                                                                                   |                                                                                     |                   |
|-----------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|---|---------------------------------------------------------------------------------------------------------------------|---|---------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|-------------------|
|  | Application well(s) in this 1/4-1/4 section                                                                 | • | Well(s) identified in this 1/4-1/4 section from OWRD's well log database within 1 mi. radius of application well(s) | ○ | Conditioned, permitted well(s) in this 1/4-1/4 section within 5 mi. radius of application well(s) |  | Critical GW Area  |
|  | Well(s) identified in this section from OWRD's well log database within 1 mi. radius of application well(s) | ⊗ | Permitted well(s) in this 1/4-1/4 section within 1 mi. radius of application well(s)                                | ▲ | OWRD Observation well and well-id within 5 mi. radius of application well(s)                      |  | Regulated GW Area |



WELLS WITHIN 1 MILE OF G 14494

|    |     |
|----|-----|
| DO | 136 |
| IR | 8   |
| MU | 3   |

PERMITTED WELLS WITHIN 1 MILE OF APPLICATION G 14494

| \$RECNO | APPLICATION | PERMIT | LOC-QQ | USE                   | RATE    | DIV-UNITS |
|---------|-------------|--------|--------|-----------------------|---------|-----------|
| 1       | G           | 10019  | G 9155 | 15.00S15.00E29NENW IR | 15.0000 | G         |
| *****   |             |        |        |                       |         |           |

CONDITIONED WELLS WITHIN 5 MILES OF APPLICATION G 14494

| \$RECNO | APPLICATION | PERMIT | LOC-QQ  | CONDITION-CODE         |
|---------|-------------|--------|---------|------------------------|
| 1       | G           | 13761  | G 11818 | 15.00S15.00E 6NWNW 3BW |
| 1       | G           | 13761  | G 11818 | 15.00S15.00E 6NWNW DRF |
| *****   |             |        |         |                        |

APPLICATION G 14494 FALLS WITHIN THESE QUAD(S)

POWELL BUTTES

\*\*\*\*\*

***NOTE:***     *Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.*

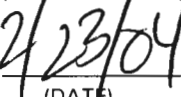
## Mailing List for Extension FO Copies

Application #G-14494  
Permit #G-13443

FO Date: February 19, 2004

Original mailed to:

Applicant:     **Dennis T. Wolf**  
                     **7700 South Stillman Road**  
                     **Powell Butte, OR 97753**

|                      |                                                                                     |
|----------------------|-------------------------------------------------------------------------------------|
| <b>Copies Mailed</b> |                                                                                     |
| By:                  |  |
|                      | (SUPPORT STAFF)                                                                     |
| on:                  |  |
|                      | (DATE)                                                                              |

**For Extension PFO's - Copies sent to:**

1.     WRD - Appl. File #G-14494 / Permit #G-13443
2.     WRD - Watermaster District: #11 - Jeremy Giffin, Bend
3.     WRD - Regional Manager: SCR - Kyle Gorman, Bend
4.     ODFW - Biologist District: #7 - Steve Marx, Bend
5.     DEQ - Regional Office: Eastern - Dick Nichols, Bend
6.     WRD - Jonnine Fuss, Salem...*Permit record update*

**Other interested parties:**

7.     NONE

CASEWORKER: LJJ



STATE OF OREGON

COUNTY OF CROOK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

PHONE: (503) 682-7569

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 32, T15S, R15E,  
W.M.; 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4 1.3 ACRES  
SECTION 29

NW 1/4 NE 1/4 12.3 ACRES

SW 1/4 NE 1/4 39.6 ACRES

NE 1/4 NW 1/4 30.4 ACRES

SE 1/4 NW 1/4 30.2 ACRES

SECTION 32

TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or

measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year of permit issuance. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued July 29, 1998



Martha O. Pagel, Director  
Water Resources Department



Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number G-14494

**Final Order<sup>1</sup>**  
**Extension of Time for Permit Number G-13443**

***Application History***

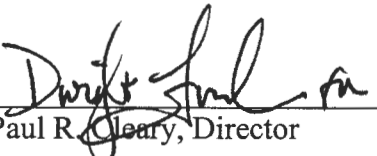
On SEPTEMBER 30, 2002, DENNIS T. WOLF submitted an application to the Department for an extension of time for permit number G-13443. The Department issued permit number G-13443 on JULY 29, 1998. The permit called for complete application of water to the full beneficial use by OCTOBER 1, 2002. In accordance with OAR 690-315-0050(2), on DECEMBER 23, 2003, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to OCTOBER 1, 2006. The protest period closed FEBRUARY 6, 2004, in accordance with OAR 690-315-0060(1). No protest was filed.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630, 539.010(5) and/or OAR 690-315-0040(2).

**Order**

The extension of time for Application Number G-14494, Permit Number G-13443, therefore, is approved. The deadline for applying water to full beneficial use is extended to OCTOBER 1, 2006.

**DATED: February 19, 2004**

  
Paul R. Cleary, Director

<sup>1</sup>

***Appeal Rights***

*Under the provisions of ORS 536.075, the applicant may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served. ORS 183.484.*

2-18-04  
*[Signature]*

Div.  
315

## Extension "Final Order" Checklist

Application # G-14494 / Permit # G-13443

Permit Holder's Name Dennis T. Wolf  
7700 S. Stillman Road, Powell Butte, OR 97753

- ✓ 1. Date Extension Request submitted: 9-30-02
- ✓ 2. Date permit was issued: 7-29-98
- ✓ 3. Original "B" Date from permit:                       
(Date for completion of construction)
- ✓ 4. Original "C" Date from permit: 10-1-2002  
(Date for complete application of water)
- ✓ 5. Extension PFO Date: 12-23-2003
- ✓ 6. WRD recommends extending "B" Date to:                       
and extending the "C" Date to: 10-1-2006
- ✓ 7. Protest Deadline Date from PFO: 2-6-2004
- ✓ 8. Any written Protests or written Comments received within the Protest period? Yes / No
- ✓ 9. Conditions from Extension PFO? No

# **Mailing List for Extension PFO Copies**

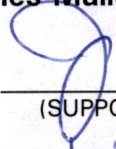
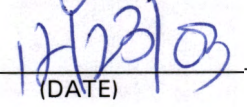
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**Application #G-14494**  
**Permit #G-13443**

**PFO Date: December 23, 2003**

**Original mailed to:**

**Applicant: Dennis T. Wolf**  
**7700 South Stillman Road**  
**Powell Butte, OR 97753**

|                      |                                                                                                        |
|----------------------|--------------------------------------------------------------------------------------------------------|
| <b>Copies Mailed</b> |                                                                                                        |
| <b>By:</b>           | <br>(SUPPORT STAFF) |
| <b>on:</b>           | <br>(DATE)          |

**For Extension PFO's - Copies sent to:**

1. WRD - Appl. File #G-14494 / Permit #G-13443
2. WRD - Watermaster District: #11 - Jeremy Giffin, Bend
3. DEQ - Eastern Region: Dick Nichols, Bend
5. ODFW - District #7: Steve Marx, Bend

**Other interested parties:**

6. **NONE**

**CASEWORKER: LJJ**

S:\groups\wr\extensions\P F O\Work\_315 rules\g14494.wpd



Application # G-14494 / Permit # G-13443

## Route Slip ... Extension of Time

*per Division 315 Rules... (Extensions received on July 1, 2001 or after)*

- ◆ **WRIG...**  
Money Received: \$100.<sup>00</sup> on 9-30-02
- ◆ **Lisa Juul...**  
Extension Completeness: ~~10-7-02~~  
( If NOT complete, send certified letter requesting add'l information. )

***If Extension Appl complete and \$100 fee submitted, route to...***

- ◆ **Jonnine Fuss...**  
Initial 30-day Public Notice: 10/15/02 Go  
Update Extension Database: 10/15/02 Go  
Files back to filing cabinets: Return to Lisa

***At the close of the Initial 30-day Comment Period...***

- ◆ **Lisa Juul...**  
Pull files for Ext PFO review: \_\_\_\_\_  
Extension PFO completed: \_\_\_\_\_

***Once Extension PFO signed by Dwight French...***

- ◆ **Jonnine Fuss...**  
Prepare Ext PFO for mailing to applicant: \_\_\_\_\_  
Mail to those who commented and paid copy fee: \_\_\_\_\_  
Include Ext PFO on weekly Public Notice: \_\_\_\_\_

***Within 60 days after the close of the 45-day PFO Protest Period...***  
*(PFO Protest Period ends 45 days from PFO sign date)...*

- ◆ **Lisa Juul...**  
Issue an Extension FO: \_\_\_\_\_

# EXTENSION REVIEW CHECKLIST for PFO... per Div. 315 Rules

Application #: G - 14494 / Permit #: G - 13443

Permittee's Name: Dennis T. Wolf

Permittee's Mailing Address: 7700 S. Stillman Rd, Powell Butte 97753

POD Location: Township 15-S Range 15-E Section 32  $\frac{1}{4}$   $\frac{1}{4}$  SE NW

Stream Basin: Vol. 2 Crooked R County: Crook

✓ 1. Has the applicant completely filled out the updated Extension Application form? Yes / No

\*\*\*If "No"..... has certified request for the new extension form been sent? Yes / No

\$100.00 - Yes

✓ 2. Shortcomings of Extension Request..... based upon review of updated extension form Yes / No

\*\*\***(NOTE: Any missing Extension information that is needed before an Extension PFO can be completed???)**

See Response  
rx'd on 11-8-02.

# of Acres that  
have been irrigated?

• Work accomplished, other  
than well construction?

✓ 3. Date Permit was issued: 7-29-98

(priority = 4-7-97)

✓ 4. Source: One Well, in the Crooked R. Basin

✓ 5. Use: Irrig. of 113.8 Ac

✓ 6. "Q": 1.42 cfs (637.3 gpm)

✓ 7. Original "B" Date: \_\_\_\_\_ Original "C" Date: 10-1-2002

✓ 8. Conditions of Permit: Original "A" Date: 7-29-99

• Before Water Use Begins → shall install a meter or other suitable meas. device

• "Fj" - SWW Condition included

✓ 9. Extension request received: 9-30-02 Request Number (...1<sup>st</sup> 2<sup>nd</sup>, 3<sup>rd</sup>): 1<sup>st</sup>

✓ 10. Last Authorized "B" Date: \_\_\_\_\_ Last Authorized "C" Date: 10-1-2002

✓ 11. Proposed "B" Date: 10-1-2006 Proposed C Date: 10-1-2006

✓ 12. Amount Invested to date: \$15,000.00 Estimated Total Cost: \$35,000.00

(\*\*\*Estimated Remaining Cost: \$20,000.00\*)



✓ 13. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit. (Yes) No \*\*\*If "No"..... What permit terms and/or conditions have not been met?

"A" Date met — well constructed in Oct 1964. (See Well Log in file).

• Meter — OK — See answer to Question #2 of Ext. application.

✓ 14. Work on the water development project completed to date includes: • Cleared 100.2 ac of land  
Irrigated 20.2 AC • installed 5000 ft of buried PVC main line

• Well constructed • purchased several hundred feet of hand line and a new wheel line.  
• Used 100.2 gpm

✓ 15. The work remaining to be completed consists of: \_\_\_\_\_

• Completion of construction • Full beneficial use of water.

✓ 16. Progress in perfecting the permit is being held up by: \_\_\_\_\_

• production/yield of water from well has decreased. Need to deepen the well. • Cash flow has also been a factor.

✓ 17. Has the applicant pursued perfection of the right in good faith and with reasonable diligence? (Yes) No

**Some Factors that may be considered in determining "Reasonable Diligence" [OAR 690-315-040(3)]**

- The amount of construction completed within the time allowed in the permit or previous extension;
- The amount of beneficial use made of the water during the permit or previous extension time limits;
- Water right permit holder conformance with the permit or previous extension conditions; and
- Financial investments made toward developing the beneficial water use.

• Have invested approx 42% of total cost. • Have used 16% of total allowed "Q" of construction. • Approx. 40% of construction complete. • Conditions — OK

✓ 18. Determination of the market and the present demand for water or power to be supplied: \_\_\_\_\_

**Some factors to consider in determining the Market and the Present Demand for water or power [OAR 690-315-040(4)]:**

- The amount of water available to satisfy other affected water rights and scenic waterway flows;
- Special water use designations established since permit issuance (such as...state scenic waterways, federal wild and scenic rivers, serious water management problem areas, water quality limited sources, etc.);
- The habitat needs of sensitive, threatened or endangered species, in consultation with ODFW;
- Economic investment in the project to date;
- Other economic interests dependent on completion of the project; and
- Other factors relevant to the determination of the market and the present demand for water or power.

• Well located within the DESC GW Study Area • Is within or above a SWW • Crooked R. & Desc. R. are within an ODFW water quality limited area. • Desc R. & Crooked R. are federal wild & scenic rivers • Is within an ODFW "HIGH" needs ranking area for fish. • Above a portion of Desc R. that is an ODFW ST&E Area.

✓ 19. Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. → Approval of Extension Request

No ... "Good Cause" cannot be found. → Denial of Extension Request

✓ 20. Conditions to be included on Extension PFO: No

**Extension "PFO" Dates**

Checklist Last Revised: 9 / 12 / 2001

Mailing / Issuance Date: 12-23-03

Reviewer's Name: [Signature]

Protest Deadline Date: 2-6-04

Date: 12-15-03



**Oregon Water Resources Department  
Water Rights Division**

**Application for Extension of Time**

|                                  |   |                |
|----------------------------------|---|----------------|
| In the Matter of the Application | ) |                |
| for an Extension of Time for     | ) | PROPOSED FINAL |
| Permit #G-13443, Water Right     | ) | ORDER          |
| Application #G-14494             | ) |                |
| (Dennis T. Wolf)                 | ) |                |

**Permit Information**

**Application File #G-14494 / Permit #G-13443**

Basin: #05 - Deschutes Basin / Watermaster District: #11

Date of Priority: April 7, 1997

**Authorized Use of Water**

|                  |                                     |
|------------------|-------------------------------------|
| Source of Water: | One Well in the Crooked River Basin |
| Purpose or Use:  | Irrigation of 113.8 acres           |
| Maximum Rate:    | 1.42 cubic foot per second (cfs)    |

**This Extension of Time request is being processed in accordance  
with Oregon Administrative Rule Chapter 690, Division 315.**

***Please read this Proposed Final Order in its entirety.***

This Proposed Final Order applies only to Permit #G-13443, water right Application #G-14494. A copy of Permit #G-13443 is enclosed as Attachment 1.

## **Summary of Proposed Final Order for Extension of Time**

### **The Department proposes to:**

- grant the extension for complete application of water from October 1, 2002, to October 1, 2006.

### **AUTHORITY**

**ORS 537.230 and ORS 537.630(1)** provide in pertinent part that the Water Resources Department shall, for good cause shown, order an extension of time within which: irrigation or other works shall be completed; the well or other means of developing and securing ground water shall be completed; or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5).

**ORS 539.010(5)** provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

**OAR 690-315-0040** provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

### **FINDINGS OF FACT**

#### **Background**

1. Permit #G-13443 was issued by the Water Resources Department on July 29, 1998. The permit authorizes the use of up to 1.42 cfs of water from one well, within the Crooked River Basin, for the irrigation of 113.8 acres. The permit specified that complete application of water was to be made on or before October 1, 2002.

2. On September 30, 2002, the permit holder submitted an "Application for Extension of Time" to the Department requesting the time in which to accomplish beneficial use of water to the full extent under the terms of Permit #G-13443 be extended from October 1, 2002, to October 1, 2006.
3. Notification of the extension of time request for Permit #G-13443 was published in the Department's Public Notice dated October 15, 2002. No public comment on the extension application was received.

**Review Criteria [OAR 690-315-0040]**

As set forth under OAR 690-315-0040 the time limits to complete construction or to apply the water to a beneficial use may be extended upon showing of good cause for the untimely completion. This determination shall consider the applicable requirements of ORS 537.230, 537.248<sup>1</sup>, 537.630 and 539.010(5).

**Start of Construction [ORS 537.630]**

4. Construction of the well and water system began within the time specified in the permit, being July 29, 1999.

**Financial Investment and Cost to Appropriate and Apply Water to a Beneficial Purpose [ORS 539.010(5), OAR 690-325-0040(2)(b)]**

5. As of September 30, 2002, the permit holder had invested a total of \$15,000 into the project, consisting of construction of the well, installation of 5,000 feet of buried PVC mainline, removal of juniper and sage brush from 100.0 acres of land, applying water to 20.0 acres of land for irrigation purposes, and purchasing several hundred feet of hand lines and a new wheel line. An additional \$20,000 investment is anticipated for the completion of this project.

**Reasonable Diligence and Good Faith of the Appropriator [ORS 537.230, 537.630(1) and 539.010(5), OAR 690-315-0040(2)(a), (c) and (3)]**

Reasonable diligence during the permit period constitutes a continuing test of whether and under what conditions to grant an extension [ORS 537.260, OAR 690-315-0040(3)].

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<sup>1</sup> ORS 537.248 applies to reservoir permits only.



In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

6. The following construction was completed within the time allowed in the permit or previous extension:
  - a. Construction of the well and water system began within the time specified in the permit, being July 29, 1999.
  - b. Prior to October 1, 2002, the following work was accomplished: complete construction of the well; installation of 5,000 feet of buried PVC mainline; removal of juniper and sage brush from 100.0 acres of land; application of water to 20.0 acres of land for irrigation purposes; and the purchase of several hundred feet of hand lines and a new wheel line.
  - c. Delay in the development of this project was not caused by any other governmental requirements.
7. The following beneficial use was made of the water during the permit or previous extension time limits:
  - a. Prior to October 1, 2002, approximately 100.0 gallons per minute (gpm), or 0.223 cfs, of water had been appropriated from the well for the irrigation of 20.0 acres under Permit #G-13443.
  - b. Delay of full beneficial use of water under Permit #G-13443 was due, in part, to the insufficient yield of water from the well. More time is needed in which to deepen the well to obtain the full quantity of water allowed under the permit. Additionally, the permit holder's financial situation has contributed to the delay of development. Since being laid off from work in 1999, further project improvements have been slowed due to the lack of funds.
8. The water right permit holder's conformance with the permit or previous extension conditions.

Based upon information contained in the permit record the permit holder is in compliance with all permit and previous extension conditions.

9. Financial investments made toward developing the beneficial water use.

As of September 30, 2002, the permit holder had invested 42 percent of the total projected cost for complete development of this project. A total of \$15,000 has been invested into the project, consisting of construction of the well, installation of 5,000 feet of buried PVC mainline, removal of juniper and sage brush from 100.0 acres of land, applying water to 20.0 acres of land for irrigation purposes, and purchasing several hundred feet of hand lines and a new wheel line. An additional \$20,000 investment is anticipated for the completion of this project.

**The Market and Present Demands for Water [ORS 539.010(5) and OAR 690-315-0040(2)(d), (e) and (4)]**

10. In accordance with OAR 690-315-0040(4)(a)(b)(c), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); and the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife.

- a. The authorized point of appropriation, under Permit #G-13443, is located within or above the Deschutes River State Scenic Waterway and within the Deschutes Ground Water Study Area.
- b. The point of diversion is also above a portion of the Deschutes River that: contains instream water rights; has been identified by the Oregon Department of Fish and Wildlife as a "high" needs ranking area for streamflow restoration for fish; has been designated a sensitive, threatened or endangered species area for aquatic species utilizing surface water resources; has been identified by the Oregon Department of Environmental Quality as water quality limited; and has been designated a federal wild and scenic river.
- c. When Permit #G-13443 was issued in July 1998, the Department concluded that the proposed use would not have the potential for

substantial interference with surface water. However, pursuant to ORS 390.835(9)(g), the Department included a condition that provides for the regulation of the use of water upon finding a preponderance of evidence that the proposed use of ground water will "measurably reduce" the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife. Permit #G-13443 is also conditioned to provide for regulation for senior water rights.

- d. Since the issuance of Permit #G-13443, the Department, in conjunction with the United States Geological Survey, completed a ground water study quantifying a hydraulic connection between ground water and surface water within the Deschutes Ground Water Study Area. Based in part on the study, in September 2002, the Water Resources Commission adopted rules under OAR Chapter 690, Division 505 to implement the provisions of the Scenic Waterway Act regarding mitigation. ORS 390.835(9) through (12).
- e. As part of the OAR Chapter 690, Division 505 rules, the Commission determined that the "measurably reduce" standard in ORS 390.835(12) had been triggered and that holders of existing ground water rights in the Deschutes Ground Water Study Area that were specifically conditioned to allow for regulation for scenic waterway flows may choose to provide mitigation (meeting the standards of the rules) in order to avoid future regulation.
- f. The Commission's OAR Chapter 690, Division 505 rules also establish a comprehensive mitigation program monitoring structure. Under the rules, the Department shall evaluate ground water appropriations, streamflow, and mitigation activity in order to determine whether scenic waterway flows and instream water right flows in the Deschutes Basin continue to be met on at least an equivalent or more frequent basis as compared to long-term, representative base period flows.

If the evaluation described above indicates the mitigation program is resulting in scenic waterway flows and instream water right flows in the Deschutes Basin being met less frequently as compared to long-term, representative base period flows, then the Commission is required to initiate proceedings to designate all or portions of the Deschutes Ground Water Study Area as a critical ground water area(s) under ORS 537.730, immediately close certain areas of the Deschutes



Basin to further ground water appropriations, or take other administrative action(s) to ensure scenic waterway flows and instream water right flows in the Deschutes Basin continue to be met on at least an equivalent or more frequent basis as compared to long-term, representative base period flows.

11. In accordance with OAR 690-315-0040(4)(d)(e)(f), the Department shall also consider the following factors when determining the market and the present demand for water or power to be supplied:

The economic investments in the project to date; other economic interests dependant on completion of the project; and other factors relevant to the determination of the market and present demand for water and power. [OAR 690-315-0040(d)(e)(f)]

- a. As of September 30, 2002, the permit holder had invested 42 percent of the total projected cost for complete development of this project. A total of \$15,000 has been invested into the project, consisting of construction of the well, installation of 5,000 feet of buried PVC mainline, removal of juniper and sage brush from 100.0 acres of land, applying water to 20.0 acres of land for irrigation purposes, and purchasing several hundred feet of hand lines and a new wheel line. An additional \$20,000 investment is anticipated for the completion of this project.
- b. There is no evidence in the record regarding other economic interests dependent on completion of the project.
- c. No other factors relevant to the determination of the market and present demand for water and power have been identified.

**Fair Return Upon Investment [ORS 539.010(5), OAR 690-315-0040(2)(f)]**

12. Use from the permitted water development will result in reasonable returns upon the investment made to date.

**Duration of Extension [OAR 690-315-0040(1)(c), ORS 539.010(5)]**

As set forth under OAR 690-315-0040(1)(c), time extensions granted shall be for the reasonable time period necessary to complete construction and application of water to beneficial use.

13. As of September 30, 2002, the remaining work to be completed consists of completion of the water distribution system and complete application of water to beneficial use.
14. Additional time to develop Permit #G-13443 is needed to allow for the well to be deepened in order to obtain the full permitted amount of water.

**Unforeseen Events [OAR 690-315-0040(2)(h)]**

15. Unforeseen events extended the length of time needed to fully develop and perfect the permit, caused mainly by the insufficient yield of water from the well. More time is needed in which to deepen the well to obtain the full quantity of water allowed under the permit. Additionally, the permit holder's financial situation has contributed to the delay of development. Since being laid off from work in 1999, further project improvements have been slowed due to the lack of funds.

**CONCLUSIONS OF LAW**

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230 and ORS 537.630.
2. The applicant has submitted a complete extension application form and the fee required by ORS 536.050(1)(k), as required by OAR 690-315-0040(1)(a).
3. The applicant demonstrated that actual construction on the project began within the time specified in the permit, as required by OAR 690-315-0040(1)(b).
4. The applicant has pursued perfection of the right in good faith and prosecuted construction with reasonable diligence.
5. In addition to the demand for water by the permittee, there may be competing demands for the water used under permit #G-13443. However, these competing demands may be addressed either through the Commission's comprehensive Deschutes Basin Mitigation Program, the direct regulation of water use under the permit, or through administrative actions by the Water Resources Commission as required by OAR Chapter 690, Division 505.

6. Completion of construction and full application of water to beneficial use can be completed by October 1, 2006<sup>2</sup>, as required by OAR 690-315-0040(1)(c).
7. The Department has considered the requirements of other governmental agencies, the financial investment made, the reasonable diligence and good faith of the appropriator, the market and present demands for water and the fair return upon the investment, and has determined that the applicant has shown good cause exists for an extension to complete construction and apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).
8. Given the development of the permit to date, the department has determined an extension of the timelines to complete construction of the water system and to accomplish full beneficial use of water under Permit #G-13443 through October 1, 2006, is both reasonable and necessary to perfect the permit.

#### **Proposed Order**

Based upon the foregoing findings of fact and conclusions of law, the Department proposes to issue an order to:

Extend the time for complete application of water to beneficial use under Permit #G-13443 from October 1, 2002, to October 1, 2006.

DATED: December 23, 2003

  
Dwight French  
Water Rights Section Manager

*If you have any questions,  
please check the information  
box on the last page for the  
appropriate names and  
phone numbers.*

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<sup>2</sup> Pursuant to ORS 537.630(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use.



### **Proposed Final Order Hearing Rights**

1. Under the provisions of OAR 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may request a contested case hearing on the proposed final order. Your request for contested case hearing must be in writing and must be received by the Water Resources Department no later than ***Friday, February 6, 2004***, being 45 days from the date of publication of the proposed final order in the Department's weekly public notice.
2. A written request for contested case hearing shall include:
  - a. The name, address and telephone number of the petitioner;
  - b. A description of the petitioner's interest in the final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
  - c. A detailed description of how the action proposed in the final order would adversely affect or aggrieve the petitioner's interest;
  - d. A detailed description of how the final order is in error or deficient and how to correct the alleged error or deficiency;
  - e. Any citation of legal authority supporting the petitioner, if known;
  - f. Proof of service of the petition upon the water right permit holder, if petitioner is other than the water right permit holder; and
  - g. The protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
  - a. Issue a final order on the extension request; or
  - b. Schedule a contested case hearing if a request for contested case hearing has been submitted, and:
    - A. Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
    - B. The applicant submitted a timely request for a contested case hearing.

**If you have other questions about the Department, or any of its programs, please contact our Water Rights Information Group at (503) 986-0801. Address all other correspondence to:**

**Water Rights Section  
Oregon Water Resources Department  
725 NE Summer Street, Suite A  
Salem, OR 97301-1271  
Fax #: (503) 986-0901**

**This document was prepared by Lisa J. Juul. If you have any questions about any of the statements contained in this document, I am most likely the best person to answer your questions. You may contact me by telephone at (503) 986-0808.**

**If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Renee Moulun. Her telephone number is (503) 986-0824.**

**If you have other questions about the Department or any of its programs, please contact our Water Rights Information Group at (503) 986-0801.**

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **55934**

158 12TH ST. N.E.  
SALEM, OR 97310-0210  
378-8455 / 378-8130 (FAX)

INVOICE # \_\_\_\_\_

RECEIVED FROM: Red Cloud Ranch  
BY: \_\_\_\_\_

|             |               |
|-------------|---------------|
| APPLICATION | <u>G14494</u> |
| PERMIT      |               |
| TRANSFER    |               |

CASH: ☐ CHECK: # 24-22 ☐ OTHER: (IDENTIFY) \_\_\_\_\_

TOTAL REC'D \$ 100.00

**0417 WRD MISC CASH ACCT**

ADJUDICATIONS

\$

PUBLICATIONS / MAPS

\$

OTHER: (IDENTIFY) \_\_\_\_\_

\$

OTHER: (IDENTIFY) \_\_\_\_\_

\$

**REDUCTION OF EXPENSE**

CASH ACCT.

\$

PCA AND OBJECT CLASS

VOUCHER #

**0427 WRD OPERATING ACCT**

**MISCELLANEOUS**

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY) \_\_\_\_\_

\$

(ew) TC162 DEPOSIT LIAB. (IDENTIFY) \_\_\_\_\_

\$

**WATER RIGHTS:**

0201 SURFACE WATER

**EXAM FEE**

\$

0202

**RECORD FEE**

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

0206

\$

**WELL CONSTRUCTION**

**EXAM FEE**

0218 WELL DRILL CONSTRUCTOR

\$

0219

**LICENSE FEE**

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY) Ext. of time

\$100.00

**0437 WELL CONST. START FEE**

0211 WELL CONST START FEE

\$

CARD #

0210 MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY) \_\_\_\_\_

**0539 LOTTERY PROCEEDS**

1302 LOTTERY PROCEEDS

\$

**0467 HYDRO ACTIVITY**

LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HRDRO APPLICATION

\$

RECEIPT # **55934**

DATED: 9/30/02 BY: Connie Vance



RECEIVED

SEP 3 n 2002

WATER RESOURCES DEPT.  
SALEM, OREGON

# APPLICATION FOR EXTENSION OF TIME TO THE WATER RESOURCES DIRECTOR OF OREGON

I, DENNIS T. Wolf  
NAME

7700 S. Stillman Rd Powell Butte Ore. 97753 541-416-8619  
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. 614494, Permit No. 134413, do hereby request that the time in which to:

☐ complete the construction of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 2002, be extended to October 1, 2006.

and/or the time in which to:

☐ accomplish beneficial use of water to the full extent under the terms of the permit, which time now expires on October 1, \_\_\_\_\_, be extended to October 1, \_\_\_\_\_.

**NOTE:** The extension of time requested should be long enough to finish the project. Should this request be approved, it will be the Department's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.

Attached is an instruction sheet to assist you in completing the information on the permit extensions application form. Oregon Water Law and Administrative Rules requires this information to be considered by the Water Resources Department when reviewing a permit extension. All items must be completed or the application will be returned. Please feel free to provide the Department with any additional information that would aid us in making our decision. Please use additional sheets of paper as needed to fully respond to the questions.

After reviewing the application form and the instruction sheet, if you have any questions, please contact the Department at (503) 378-3739, and request assistance from the Water Rights Division, permit extensions personnel.

1. Did water system construction/well drilling begin within the time specified in the permit?  
☒ Yes ☐ No
2. Has construction of diversion/appropriation works, distribution system, and use of water, if any, been accomplished consistent with the limitations and conditions of this permit?  
☒ Yes ☐ No

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WATER RESOURCES DEPT.  
SALEM, OREGON

3. We were getting about 100 gpm but it has dropped to 30-35 gpm the last two summer seasons and we will have to deepen the well.
4. Cost of project to date \$15,000.00. Estimated remaining cost to complete the project is \$15 to \$20,000.00
5. At the start of this project I had a good job but was laid off three years ago and decided to start my own business. I was at the first business location for 2 ½ years without much progress. I have since moved my business to a larger location and for the last 4 months it has been doing very well. If business continues I will be able to repay our savings and be able to continue to improve our farm.
6. I intended to use the grazing and hay production for our own livestock. If I have excess grazing or hay crops there is a good market for both.
7. For the past 3 summers there has been a drastic drop in our well and the springs on the property. Our well takes a lot longer to recover from irrigating. I intend to deepen the well in the near future.
8. The return on this investment will be greater than the monetary value alone. I hope to have a greenway for the deer and elk and bring back the pheasants to this area. If nothing else we may be able to be self sufficient with our livestock.
9. This is the only water permit for this property. Without this permit the current water level will only supply water for a few acres. It will not be worth the effort for a ranch of this size. I am 56 years old and it has taken me 50 years to get this place, it once was a landmark of the area. It has been run down for many years. I have reclaimed 50 plus acres of overgrown junipers and 40-50 acres of sage and brush trying to get some of the production land back in shape. I have planted dry land grains for several years to add some vegetation to the ground but there is not enough land to get by on our limited rain fall. Perhaps the best use of this land is to sub divide like most dry land in this area. I'll let you decide that for me. I am asking for a 4-year extension. You have the authority to save this historic ranch or let it become another dry subdivision and let this good land be lost forever. All you have to do is give me a yes or no answer; I have to expend the time, energy and money to make it happen.

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WATER RESOURCES DEPT.  
SALEM, OREGON

8. Will the income or use from the water development project authorized by this permit provide reasonable returns against the investment in the project?

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9. If the extension request is denied, is the current level of water use economically feasible?

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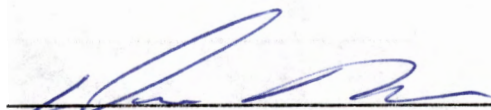
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I am the permittee, or have authorization from the permittee, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for the Department to suspend processing of the request and/or reason to deny the extension.

  
Signature

9-27-02  
Date

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$ 100 TO:

WATER RIGHT PERMIT EXTENSIONS  
WATER RESOURCES  
158 12TH ST NE  
SALEM, OREGON 97310



File # G-14494

November 2, 2002

Dennis T. Wolf  
7700 SW Stillman Road  
Powell Butte, OR 97753

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NOV 08 2002  
WATER RESOURCES DEPT.  
SALEM, OREGON

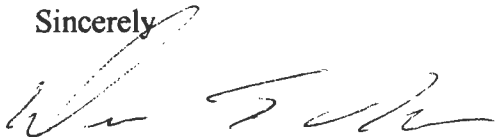
Oregon State Water Resources Dept  
Commerce Building  
158 12<sup>th</sup> Street NE  
Salem, OR 97301-4172

REFERENCE: File #G-14494 (Permit #G13443)

Following is the information as per your request:

1. The total acres that we irrigate at this time are 20 acres.
2. I have buried and installed over 5000 ft of PVC main line and zone valves. Reclaimed over 100 acres of land from Juniper and Sagebrush. Bought a track hoe and a loader to clear and level the land plus a new baler for baling hay. I have also purchased several hundred feet of hand line and a new wheel line.

Sincerely



Dennis T. Wolf



# Oregon

John A. Kitzhaber, M.D., Governor

**CERTIFIED MAIL**  
**Return Receipt Requested**

**Water Resources Department**

Commerce Building  
158 12th Street NE  
Salem, OR 97301-4172  
(503) 378-3739  
FAX (503) 378-8130  
www.wrd.state.or.us

October 9, 2002

Dennis T. Wolf  
7700 S. Stillman Rd.  
Powell Butte, OR 97753

RECEIVED  
NOV 08 2002  
WATER RESOURCES DEPT.  
SALEM, OREGON

REFERENCE: File #G-14494 (Permit #G-13443)

Dear Mr. Wolf:

The Department is currently in the process of evaluating your request for an extension on the above referenced permit. However, based upon continued review, the Department has determined that additional information is necessary in order to evaluate your extension request. The following information must be received:

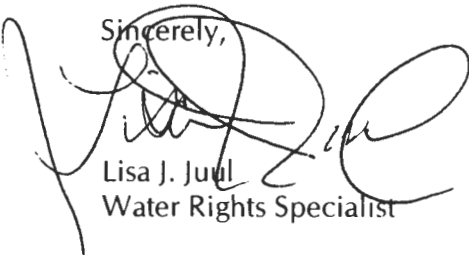
1. **To date, what is the total number of acres that you have irrigated under Permit #G-13443?** (Permit #G-13443 authorized the irrigation of 113.8 acres of land.)
2. **Other than construction of the well, please describe what works have been accomplished in the development of this project.** Such other works, for example, may include purchases of equipment or materials, preparation of the land, installation of system components or distribution system, etc.

Please submit this information by **Friday, November 8, 2002**. Failure to submit the requested information by this deadline **may** result in the proposed rejection of your extension request.

*If you need to request additional time to submit the information requested above, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted.*

If you should have any questions concerning your extension request or the required materials listed above, you may contact me at (503) 378-8455, extension 272.

Sincerely,

  
Lisa J. Juul  
Water Rights Specialist

cc: File #G-14494 (Permit #G-13443)  
Jeremy Giffin, Watermaster District #11

Wolfe  
7700 Stillman Rd  
Powell Butte Ore  
97153



Water Resources Dept  
158 12th St. N.E.  
Salem, Or. 97301-4172

97301#4172





**SENDER: COMPLETE THIS SECTION.**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

DENNIS T WOLF  
7700 S STILLMAN RD  
POWELL BUTTE, OR 97753

WR'S G-14494

2. Article Number

(Transfer from service label)

6264 9592

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

Dennis Wolf 10/18/02

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

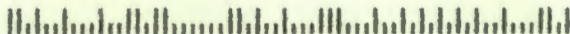
- Sender: Please print your name, address, and ZIP+4 in this box •

WATER RESOURCES DEPT.  
158 12TH ST NE  
SALEM OR 97301

WATER RESOURCES DEPT.  
SALEM, OREGON

OCT 21 2002

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# Oregon

John A. Kitzhaber, M.D., Governor

**CERTIFIED MAIL**  
**Return Receipt Requested**

*File # G-14494*  
**Water Resources Department**

Commerce Building  
158 12th Street NE  
Salem, OR 97301-4172  
(503) 378-3739  
FAX (503) 378-8130  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

October 9, 2002

Dennis T. Wolf  
7700 S. Stillman Rd.  
Powell Butte, OR 97753

REFERENCE: File #G-14494 (Permit #G-13443)

Dear Mr. Wolf:

The Department is currently in the process of evaluating your request for an extension on the above referenced permit. However, based upon continued review, the Department has determined that additional information is necessary in order to evaluate your extension request. The following information must be received:

1. **To date, what is the total number of acres that you have irrigated under Permit #G-13443?** (Permit #G-13443 authorized the irrigation of 113.8 acres of land.)
2. **Other than construction of the well, please describe what works have been accomplished in the development of this project.** Such other works, for example, may include purchases of equipment or materials, preparation of the land, installation of system components or distribution system, etc.

Please submit this information by **Friday, November 8, 2002**. Failure to submit the requested information by this deadline **may** result in the proposed rejection of your extension request.

*If you need to request additional time to submit the information requested above, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted.*

If you should have any questions concerning your extension request or the required materials listed above, you may contact me at (503) 378-8455, extension 272.

Sincerely,

Lisa J. Juul  
Water Rights Specialist

cc: File #G-14494 (Permit #G-13443)  
Jeremy Giffin, Watermaster District #11





# Water Right Conditions Tracking Slip

Groundwater/Hydrology Section

FILE ## G-14494

ROUTED TO: Water Rights

TOWNSHIP/

RANGE-SECTION: 15s/15E-32

CONDITIONS ATTACHED? ☒ Yes ☐ No

REMARKS OR FURTHER INSTRUCTIONS:

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Reviewer: K. Lite



TO: Water Rights Section

5-2, 1997

FROM: Groundwater/Hydrology Section K. Little

Reviewer's Name

SUBJECT: Application G- 14494

### GROUNDWATER/SURFACE WATER CONSIDERATIONS

1. PER THE        Basin rules, one or more of the proposed POA's is/is not within        feet/mile of a surface water source (      ) and taps a groundwater source hydraulically connected to the surface water.
2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed groundwater use
  - a.        will, or        have the potential for substantial interference with the nearest
  - b. ☒ will not        surface water source, namely Crooked River; or
  - c.        will if properly conditioned, adequately protect the surface water from interference:
    - i.        The permit should contain condition #(s)       ;
    - ii.        The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii.        The permit should be conditioned as indicated in item 4 below; or
  - d.        will, with well reconstruction, adequately protect the surface from substantial interference.

### GROUNDWATER AVAILABILITY CONSIDERATIONS

3. BASED UPON available data, I have determined that groundwater for the proposed use
  - a.        will, or        likely be available in the amounts requested without injury to prior rights
  - b.        will not        and/or within the capacity of the resource; or
  - c. ☒ will if properly conditioned, avoid injury to existing rights or to the groundwater resource:
    - i. ☒ The permit should contain condition #(s) 7B;
    - ii.        The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii.        The permit should be conditioned as indicated in item 4 below; or
4.
  - a.        THE PERMIT should allow groundwater production from no deeper than        ft. below land surface;
  - b.        The permit should allow groundwater production from no shallower than        ft. below land surface;
  - c.        The permit should allow groundwater production only from the        groundwater reservoir between approximately        ft. and        ft. below land surface;
  - d.        Well reconstruction is necessary to accomplish one or more of the above conditions.
  - e.        One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: Well may not be capable of yield requested  
by the applicant - based on well log pump test information.  
        
        
        
      

(Well Construction Considerations on Reverse Side)



WELL CONSTRUCTION (If more than one well doesn't meet standards, attach an additional sheet.)

5. THE WELL which is the point of appropriation for this application does not meet current well construction standards based upon:
- a. \_\_\_ review of the well log;
  - b. \_\_\_ field inspection by \_\_\_\_\_;
  - c. \_\_\_ report of CWRE \_\_\_\_\_;
  - d. \_\_\_ other: (specify) \_\_\_\_\_
6. THE WELL construction deficiency:
- a. \_\_\_ constitutes a health threat under Division 200 rules;
  - b. \_\_\_ commingles water from more than one groundwater reservoir;
  - c. \_\_\_ permits the loss of artesian head;
  - d. \_\_\_ permits the de-watering of one or more groundwater reservoirs;
  - e. \_\_\_ other: (specify) \_\_\_\_\_
7. THE WELL construction deficiency is described as follows: \_\_\_\_\_
8. THE WELL
- a. \_\_\_ was, or constructed according to the standards in effect at the time of
  - b. \_\_\_ was not original construction or most recent modification.
  - c. \_\_\_ I don't know if it met standards at the time of construction.

---

**RECOMMENDATION:**

- A. \_\_\_ I recommend including the following condition in the permit:  
"No water may be appropriated under terms of this permit until the well(s) has been repaired to conform to current well construction standards and proof of such repair is filed with the Enforcement Section of the Water Resources Department."
- B. \_\_\_ I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Enforcement Section of the Water Resources Department.
- C. \_\_\_ REFER this review to Enforcement Section for concurrence.

---

**THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL**

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit  
\_\_\_\_\_, 199\_\_.

(Signature)

I do not concur in G/H's recommendation A or B above relating to conditioning or withholding the permit for the following reasons: \_\_\_\_\_

\_\_\_\_\_, 199\_\_.

(Signature)

Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number G-14494

**Final Order**

*Application History*

On April 7, 1997, DENNIS T WOLF submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on November 4, 1997. The protest period closed December 19, 1997, and no protest was filed.

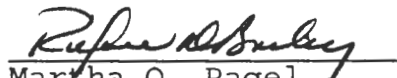
The proposed use would not impair or be detrimental to the public interest. However, the application map does not meet the standards of OAR 690-310-050. Because the map is larger than 11 inches by 17 inches, two additional copies must be submitted or the map must be drawn on tracing linen, tracing vellum or mylar.

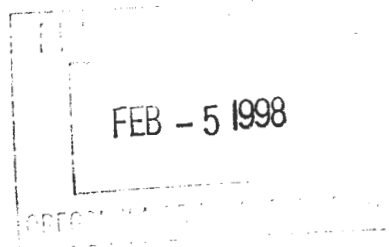
**Order**

Upon submission of a suitable map, Application G-14494 shall be approved as proposed by the Proposed Final Order and as provided on the attached draft permit.

A suitable map shall be submitted no later than 60 days from the date of this Final Order. Failure to submit a suitable map within 60 days from the date of this Final Order will result in the proposed rejection of Application G-14494.

DATED January 28, 1998

  
Martha O. Pagel  
Director



*Appeal Rights*

No changes have been made to the findings of the Proposed Final Order and no protests were filed during the protest period following the Proposed Final Order, therefore, there is no opportunity for appeal or judicial review of this final order (690-310-160(5)).

measuring 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 amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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



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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2002.

Issued \_\_\_\_\_, 199\_

DRAFT - THIS IS NOT A PERMIT

\_\_\_\_\_  
Martha O. Pagel, Director  
Water Resources Department



# TYE ENGINEERING & SURVEYING, INC.

725 NW Hill, Bend, Oregon 97701 • (541) 389-6959 • Fax (541) 385-1341

## TRANSMITTAL FORM

**RECEIVED**  
FEB 19 1998  
WATER RESOURCES DEPT.  
SALEM, OREGON

DATE: 2/16/98

TO: Water Resources Department  
Commerce Building- 158 12<sup>th</sup> ST. NE  
Salem, OR 97310

ATTENTION: MARtha Pagel

SUBJECT: Water Rights Application G-14494

JOB NUMBER: \_\_\_\_\_

WE ARE SENDING YOU THE FOLLOWING: 2 Copies of The Water  
Rights Application map for Dennis Wolf per  
your request

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IF YOU HAVE ANY QUESTIONS OR COMMENTS PLEASE CONTACT US AT OUR OFFICE. THANK YOU,

SIGNED: Bill Tye

COPY TO: \_\_\_\_\_

6-14494

# FO CHECKLIST

FILE # \_\_\_\_\_

REVIEW DATE: 1 / 5 / 98

WEEK # 119

PFO TO FO CONVERSION

INITIALS : **DB**

In preparing the FO, you should check the following:

1. Y / ☒ N Were comments or protests received? If so, from whom and when?
2. ☒ On the PFO CC list, verify names and addresses of **ALL** commentors (regardless of comment date), **affected landowners**, and **those who paid the \$10 fee**.
3. Y / N / ☒ NA If for Surface water, Have affected landowners been notified?
4. Y / ☒ N Is the file lacking a signed oath of accuracy for the application?
5. Y / N / ☒ NA Has ODFW asked for self certification of screening condition? If so, write "ODFW CERT" in the permit blank on the front of the file.
6. Y / ☒ N Is water use prohibited for one or more months of the normal use period?
7. Y / ☒ N If # 6 = "Y", is short season letter on file? Note: If short season letter is lacking, see Item #10 below. Give applicant 60 days to submit required information.
8. ☒ Verify payment of recording fees (*circle the appropriate option*)
 

114  
 200  
 100  
 200 + 104  
 508

  - (1) Issue FO w/permit if fees are paid -- Prepare refund request for excess fees, **including standing fees if no protest is filed and no modifications are being made to the PFO**
  - (2) Issue FO w/o permit if fees are lacking
9. ☒ Y / N Is further processing possible? If not state reason: \_\_\_\_\_
10. ☒ Notify applicant of additional information or fees required prior to permit issuance. (**SEND CERTIFIED LETTER** & use standard wording from M:\...\FO\TOOLS if possible)
11. ☒ Assign permit numbers to files with oath, fees, and no protests or other issues
12. Y / N Do the PFO conclusions requires modification? Why? \_\_\_\_\_  
(If YES, circle FOMOD and one other type below)

| FO Type: (circle types)                                                                                                                                                       | DENIAL | <input checked="" type="radio"/> FO w/o PERMIT                                                                                                                                                               | FO & PERMIT | FOMOD                                                                                                                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|------------------------------------------------------------------------------------------------------------------------|
| COMMENTS:<br><br><div style="border: 1px solid black; padding: 5px; margin-top: 10px;">             map does not meet min. standards of OAR 640-310-050(2) b           </div> |        | <div style="border: 1px solid black; border-radius: 50%; width: 80px; height: 80px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">             map<br/>copy           </div> |             | MGMT CODES:<br><div style="text-align: center; margin-top: 10px;">             7B<br/>             7J           </div> |

Modify FO as needed to:

Initials **DB**

13. ☒ Respond to significant comments, issues, or disputes related to the proposed use of water (see notes, if any, listed above)
14. ☒ Include or exclude permit conditions and management codes
15. ☒ Correct PFO errors (such as POD or POU location (verify from map), Permit format)

Once FO document is completed:

16. ☒ Save WordPerfect document in M:\...\FO\WEEK 120 & delete duplicates
17. ☒ Print final draft of document and submit to team leader for review
18. Y / N Team leader review completed



**Oregon Water Resources Department  
Water Rights Division**

Water Rights Application  
Number G-14494

**Proposed Final Order**

*Summary of Recommendation:* The Department recommends that the attached draft permit be issued with conditions.

*Application History*

On April 7, 1997, DENNIS T. WOLF submitted an application to the Department for the following water use permit:

- Amount of Water: 640.0 GALLONS PER MINUTE (GPM)
- Use of Water: IRRIGATION OF 113.8 ACRES
- Source of Water: A WELL IN THE CROOKED RIVER BASIN
- Area of Proposed Use: CROOK County within SECTION 29 AND SECTION 32, TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

On 8/8/97, the Department mailed the applicant notice of its Initial Review, determining that "the use of 1.42 CFS from a Well in the Crooked River Basin for Irrigation of 113.8 acres may be allowed May 1 through October 15 of each year." The applicant did not notify the Department to stop processing the application within 14 days of that date.

On 8/20/97, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- designations of any critical groundwater areas
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law

- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

#### *Findings of Fact*

The Deschutes Basin Program allows the following uses: IRRIGATION OF 113.8 ACRES.

Senior water rights exist on A WELL, IN THE CROOKED RIVER BASIN, or on downstream waters.

A WELL, IN THE CROOKED RIVER BASIN, is above a State Scenic Waterway.

An assessment of water availability has been completed by the Department's Groundwater/Hydrology Section. A copy of this assessment is in the file. This assessment determined that water is available for further appropriation.

The Irrigation Season is March 1 through October 31. The period of use requested by the applicant, May 1 through October 15, is allowable.

The Department finds that no more than 1.42 Cubic Feet per Second (CFS) (637.0 GPM) would be necessary for the proposed use. The amount of water requested, 640.0 GPM (1.43 CFS), shall be restricted to 1.42 CFS.

The well is not in a designated critical ground water area.

The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source, namely **Crooked River**.

The Groundwater Section finds that there **is NOT** a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

#### *Conclusions of Law*

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Deschutes Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
  - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
  - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

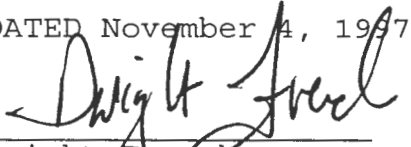
The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.



Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED November 4, 1997

  
Dwight French  
Water Rights Section Manager

Protest Rights

Under the provisions of 537.621(7), you have the right to protest this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the proposed final order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the final order, you will not have an opportunity for judicial review, protest or appeal of the final order when it is issued.

Your protest must be received in the Water Resources Department no later than **December 19, 1997**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

DRAFT

This is not a permit!!!  
STATE OF OREGON

DRAFT

COUNTY OF CROOK

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

PHONE: (503) 682-7569

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 32, T15S, R15E,  
W.M.; 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4 1.3 ACRES

SECTION 29

NW 1/4 NE 1/4 12.3 ACRES

SW 1/4 NE 1/4 39.6 ACRES

NE 1/4 NW 1/4 30.4 ACRES

SE 1/4 NW 1/4 30.2 ACRES

SECTION 32

TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.



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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued \_\_\_\_\_, 199\_

DRAFT - THIS IS NOT A PERMIT

\_\_\_\_\_  
Water Resources Department  
Director

**Oregon Water Resources Department  
Water Rights Division**

Water Rights Application  
Number G-14494

**Proposed Final Order**

*Summary of Recommendation:* The Department recommends that the attached draft permit be issued with conditions.

*Application History*

On April 7, 1997, DENNIS T. WOLF submitted an application to the Department for the following water use permit:

- Amount of Water: 640.0 GALLONS PER MINUTE (GPM)
- Use of Water: IRRIGATION OF 113.8 ACRES
- Source of Water: A WELL IN THE CROOKED RIVER BASIN
- Area of Proposed Use: CROOK County within SECTION 29 AND SECTION 32, TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

On 8/8/97, the Department mailed the applicant notice of its Initial Review, determining that "the use of 1.42 CFS from a Well in the Crooked River Basin for Irrigation of 113.8 acres may be allowed May 1 through October 15 of each year." The applicant did not notify the Department to stop processing the application within 14 days of that date.

On 8/20/97, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- designations of any critical groundwater areas
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law

- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

#### *Findings of Fact*

The Deschutes Basin Program allows the following uses: IRRIGATION OF 113.8 ACRES.

Senior water rights exist on A WELL, IN THE CROOKED RIVER BASIN, or on downstream waters.

A WELL, IN THE CROOKED RIVER BASIN, is above a State Scenic Waterway.

An assessment of water availability has been completed by the Department's Groundwater/Hydrology Section. A copy of this assessment is in the file. This assessment determined that water is available for further appropriation.

The Irrigation Season is March 1 through October 31. The period of use requested by the applicant, May 1 through October 15, is allowable.

The Department finds that no more than 1.42 Cubic Feet per Second (CFS) (637.0 GPM) would be necessary for the proposed use. The amount of water requested, 640.0 GPM (1.43 CFS), shall be restricted to 1.42 CFS.

The well is not in a designated critical ground water area.

The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source, namely **Crooked River**.

The Groundwater Section finds that there **is NOT** a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

#### *Conclusions of Law*

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Deschutes Basin Plan.



No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
  - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
  - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

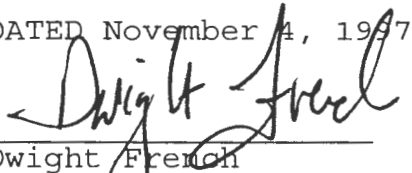
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED November 4, 1997



Dwight French  
Water Rights Section Manager

Protest Rights

Under the provisions of 537.621(7), you have the right to protest this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the proposed final order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the final order, you will not have an opportunity for judicial review, protest or appeal of the final order when it is issued.

Your protest must be received in the Water Resources Department no later than **December 19, 1997**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

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STATE OF OREGON

DRAFT

COUNTY OF CROOK

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

PHONE: (503) 682-7569

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 32, T15S, R15E,  
W.M.; 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4 1.3 ACRES

SECTION 29

NW 1/4 NE 1/4 12.3 ACRES

SW 1/4 NE 1/4 39.6 ACRES

NE 1/4 NW 1/4 30.4 ACRES

SE 1/4 NW 1/4 30.2 ACRES

SECTION 32

TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.



- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued \_\_\_\_\_, 199\_

DRAFT - THIS IS NOT A PERMIT

\_\_\_\_\_  
Water Resources Department  
Director



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130

August 8, 1997

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

Reference: File G-14494

Dear Applicant:

### **THIS IS NOT A PERMIT AND IS SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the preliminary analysis of and potential limitations to your water use permit application and to describe your options. In determining whether a water use permit application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

#### Initial Review Determinations:

1. The proposed use is not prohibited by law or rule.
2. The use of water from A WELL IN THE CROOKED RIVER BASIN for IRRIGATION OF 113.8 ACRES **is allowable** under OAR 690-505, the Deschutes Basin Program.
3. The Department has determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source.
4. The Department has also determined, based upon available data, that groundwater in the amount of 637.0 GPM for IRRIGATION OF 113.8 ACRES will, if properly conditioned, avoid injury to existing rights or to the groundwater resource. However, based upon well pump test information, the well may not be capable of the yield requested by the applicant.



5. The Department has determined that no more than 638.0 GALLONS PER MINUTE (GPM) would be necessary for the proposed use. The amount of water requested, 640.0 GPM, shall be restricted to 638.0 GPM (1.42 Cubic Feet per Second (CFS)).
6. The Irrigation Season is March 1 through October 31. The season of use requested by the applicant, May 1 through October 15, is allowable.

#### **Summary of Initial Determinations**

**The use of 1.42 CFS from A WELL IN THE CROOKED RIVER BASIN for IRRIGATION OF 113.8 ACRES may be allowed May 1 through October 15 of each year.**

Because of the Department's determination, your application can be moved to the next phase of the water rights application review process. However, due to #4 above your application will likely be limited as summarized above.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

At this time, you must decide whether to proceed or to withdraw your application as described below.

#### **Withdrawal Refunds:**

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, August 22, 1997**. For your convenience you may use the enclosed "STOP PROCESSING" form.

#### **To Proceed With Your Application:**

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

#### **If A Permit Is Issued It Will Likely Include The Following Conditions:**

1. Measurement, recording and reporting conditions:
  - A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
  - C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.
- 2. You will be required to comply with state and federal water quality standards.
  - 3. Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.
  - 4. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
  - 5. The priority date for this application is April 7, 1997.

If you have any questions:

Feel free to call me at (503) 378-8455 or 1 (800) 624-3199 extension 331 if you have any questions. Please have your application number available if you call.

Sincerely,



Laura K. Snedaker

Senior Water Rights Examiner

cc: Regional Manager, Watermaster District 11, Water Availability Section  
enclosures: Flow Chart of Water Right Process  
Stop Processing Form

# PFO CHECKLIST

Application #: 6 14494

Basin: Deschutes-5 WAB: \_\_\_\_\_

County Crook Township 15S Range 15E Section 32 1/4 1/4 +29

- ☒ 1. Is the file complete by the Minimum Requirements Checklist? Y / N
- ☒ 2. Shortcomings (items needed before a permit and/or FO can be issued) Y / N
- ☒ 3. Check file for indicators that the process **should not** continue until a later date (ie - protest, letter to file indicating hold, or other)
- ☒ 4. Groundwater Review A B C D River/Stream Name Crooked R. Conditions 713
  - ☒ a. Groundwater Availability A B C
  - ☒ b. Is second groundwater review necessary? (comments) Y / N
  - ☒ c. Is HB 1033 review complete? Y / N
- ☒ 5. If source is groundwater, is the well located in a groundwater limited area? (If applicable, include map with POD) Y / N
- ☒ 6. Is use from a B.O.R. project? Y / N Contract in file? Y / N Contract # \_\_\_\_\_
- ☐ 7. Is the use allowed by the Basin Program? Y / N Limited? Y / N \_\_\_\_\_
- ☒ 8. Water Availability Data OK / REDONE / NA (50% before July 17, 1992; 80% live flow & 50% storage after July 17, 1992)
- ☒ 9. Is the source withdrawn or limited by statute or Department withdrawal order? Y / N
- ☒ 10. Is the Proposed Use located in or above a Scenic Waterway? Y / N Deschutes
- ☒ 11. Division 33: Above Bonn (after July 17, 1992) Y / N / NA  
Below Bonn (after April 8, 1994; June 3, 1994) Y / N / NA  
Statewide - (in shaded areas on T, E, and S Map - after June 3, 1994) Y / N / NA
- ☒ 12. Have conflicts been identified, verified and/or addressed? Y / N none identified by I.R.
- ☒ 13. Rate 1/80 Duty 3.0 Irrigation Season March -> Oct  
requesting May -> Oct 15
- ☒ 14. Period of Allowed Use May 1 -> Oct 15
- ☒ 15. Allowed Rate of Use 1.42 cfs (637 gpm)  
requesting 640 gpm = 1.43 cfs
- ☒ 16. Is the use **Small** ( $\leq 0.1$  cfs,  $\leq 9.2$  AF), **Medium** ( $> 0.1$  or  $< 1.5$  cfs,  $> 9.2$  or  $< 100$  AF) or **Large** ( $\geq 1.5$  cfs,  $\geq 100$  AF)?
- ☒ 17. Conditions 715, 713
- ☒ 18. IR Public Notice Date 8-20-97
- ☒ 19. Documents used in determination are attached and highlighted  
see also I.R. checklist
- ☒ 20. Spell Check
- ☒ 21. Check for Accuracy  
 $113.8 \text{ ac} \times \frac{1}{80} = 1.42 \text{ cfs (637.0 gpm)}$
- ☒ 22. Final PFO report hard copy check (format, margins, etc.)
- ☒ 23. Final PFO has been saved to m:\groups\wr\pfoldone\week#\application #
- ☒ 24. Fill out PFO CC List (don't forget to check for other property owners)
  - ☒ a. Re-notify Water Availability? (Rate, Duty and Period of Allowed Use changes) Y / N

Name: Laurie Smalaker

Date: 10-28-97



CC: Water Rights Technical -> Dff.

SEASONS  
Q  
PRI/SUPP

STATE OF OREGON

INTEROFFICE MEMO

WATER RESOURCES DEPARTMENT  
NORTHWEST REGION

May 16, 1995

TO: Steve Applegate, ACT, Region Managers, Watermasters  
FROM: Tom Paul *for*  
SUBJECT: Irrigation Seasons for New Groundwater Permits

This memo is continuation of discussions dating from 1993. The issues still exist. I would like to final this memo and provide it to WRD staff. For field staff, this should be in the form of a new section to be included in the Enforcement Manual. Please review the discussion regarding irrigation seasons for groundwater and return any comments to me. If you are comfortable with what is written, then I would propose forwarding this to ACT for their consideration.

Watermasters have raised questions regarding how irrigation seasons for groundwater are determined. The questions are prompted as watermasters received and reviewed water right application technical reviews.

I would propose dividing groundwater sources into two different categories:

Groundwater determined not to be hydraulically connected to surface water, and

Groundwater determined to be hydraulically connected to and which has the potential to cause substantial interference with surface water.

This is further complicated by groundwater which is requested to supplement an existing water right.

Technical reviews and resulting water use permits now contain beginning and ending dates for the irrigation season. Irrigation season dates should be consistent within each Basin. I have noticed that technical reviews and resulting groundwater permits in the same basin contain different irrigation seasons. Consistency in assigning irrigation seasons will save watermasters time when regulating water use.

Following is my recommendation for selecting the appropriate irrigation season:

GROUNDWATER DETERMINED NOT TO BE HYDRAULICALLY CONNECTED TO SURFACE

## WATER

The irrigation season for all groundwater determined not to be hydraulically connected, should be March 1 through October 31 for primary groundwater use permits.

## GROUNDWATER DETERMINED TO BE HYDRAULICALLY CONNECTED TO SURFACE WATER

The irrigation season for groundwater should match that established in the basin program for surface water. An irrigation season of March 1 through October 31 should be used if a season is not identified in the basin program. This only applies if the surface water stream has not been adjudicated.

The irrigation season for groundwater produced in areas which have been adjudicated should match the surface water season established by the courts. In adjudicated areas where the courts did not state a season, an irrigation season of March 1 through October 31 should apply.

In all cases where the groundwater is to be a supplemental source, the irrigation season should match the season of the primary water right.

The assigned irrigation season may be more restrictive depending on water availability and public interest determinations.

It is not uncommon to find that the courts, through the adjudication process, established unusual and restrictive seasons based on stream flows and historic surface water availability in the area. In these situations, groundwater water use permits should be issued to allow both primary and supplemental water use. The supplemental season would match that of the right being supplemented and the primary to authorize water use during the water use period not allowed for surface water between March 1 and October 31.

Water right applications requesting to use groundwater outside of the established irrigation seasons should be considered. Permits for out of season use should only be issued if the need is justified and water is available. Groundwater use outside the usual season is to be described as primary, as depicted above.

gwis



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130

August 8, 1997

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

Reference: File G-14494

Dear Applicant:

### **THIS IS NOT A PERMIT AND IS SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the preliminary analysis of and potential limitations to your water use permit application and to describe your options. In determining whether a water use permit application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

#### Initial Review Determinations:

1. The proposed use is not prohibited by law or rule.
2. The use of water from A WELL IN THE CROOKED RIVER BASIN for IRRIGATION OF 113.8 ACRES is **allowable** under OAR 690-505, the Deschutes Basin Program.
3. The Department has determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source.
4. The Department has also determined, based upon available data, that groundwater in the amount of 637.0 GPM for IRRIGATION OF 113.8 ACRES will, if properly conditioned, avoid injury to existing rights or to the groundwater resource. However, based upon well pump test information, the well may not be capable of the yield requested by the applicant.



5. The Department has determined that no more than 638.0 GALLONS PER MINUTE (GPM) would be necessary for the proposed use. The amount of water requested, 640.0 GPM, shall be restricted to 638.0 GPM (1.42 Cubic Feet per Second (CFS)).
6. The Irrigation Season is March 1 through October 31. The season of use requested by the applicant, May 1 through October 15, is allowable.

#### Summary of Initial Determinations

**The use of 1.42 CFS from A WELL IN THE CROOKED RIVER BASIN for IRRIGATION OF 113.8 ACRES may be allowed May 1 through October 15 of each year.**

Because of the Departments determination, your application can be moved to the next phase of the water rights application review process. However, due to #4 above your application will likely be limited as summarized above.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

At this time, you must decide whether to proceed or to withdraw your application as described below.

#### Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, August 22, 1997**. For your convenience you may use the enclosed "STOP PROCESSING" form.

#### To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

#### If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions:
  - A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
  - C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.
- 2. You will be required to comply with state and federal water quality standards.
  - 3. Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.
  - 4. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
  - 5. The priority date for this application is April 7, 1997.

If you have any questions:

Feel free to call me at (503) 378-8455 or 1 (800) 624-3199 extension 331 if you have any questions. Please have your application number available if you call.

Sincerely,



Laura K. Snedaker

Senior Water Rights Examiner

cc: Regional Manager, Watermaster District 11, Water Availability Section  
enclosures: Flow Chart of Water Right Process  
Stop Processing Form

# APPLICATION FACT SHEET

*Mail to: Applicant, Watermaster, District Biologist (ODFW)*

*If necessary, also mail to : Regional Water quality manager (DEQ), and DOA*

Application File Number: G-14494

Applicant: DENNIS T WOLF

County: CROOK

Watermaster: District 11

Priority Date: April 7, 1997

Source: A WELL IN THE CROOKED RIVER BASIN

Use: IRRIGATION OF 113.8 ACRES

Quantity: 637.0 GALLONS PER MINUTE

Basin Name & Number: Deschutes, #05

Stream Index Reference: Volume 2 CROOKED R

Point of Diversion Location: SENW, SECTION 32, T15S, R15W, W.M.;

Place of Use: SESW 1.3 ACRES, SECTION 29 NWNE 12.3 ACRES SWNE 39.6 ACRES NENW  
30.4 ACRES SENW 30.2 ACRES, SECTION 32, TOWNSHIP 15 SOUTH, RANGE 15 EAST,  
W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, August 22, 1997

PUBLIC NOTICE DATE: Tuesday, August 26, 1997

30 DAY COMMENT DEADLINE DATE: Thursday, September 25, 1997



CHANGE OF ADDRESS:

**RECEIVED**

JUN 11 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

OLD ADDRESS: DENNIS T. & VALERIE M. WOLF  
26801 SW STAFFORD RD  
WILSONVILLE, OREGON 97070

*File # G 14494*

NEW ADDRESS: DENNIS T. & VALERIE M. WOLF  
7700 S STILLMAN RD  
POWELL BUTTE, OREGON 97753

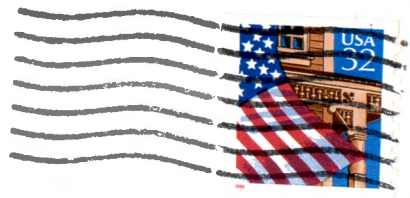
State of Oregon  
Water Resources Department  
158 12th Street NE  
Salem, OR 97310

FILE#: G 14494

DENNIS T WOLF  
26801 STAFFORD RD

WOLF801\* 970702003 1597 06/06/97  
NOTIFY SENDER OF NEW ADDRESS  
WOLF ST 13  
7700 S STILLMAN RD  
POWELL BUTTE OR 97753-1554





State of Oregon  
Water Resources Dept  
158 12th Street NE  
Salem, OR 97310

97310/0703 3A



# CERTIFICATE

PROFESSIONAL LAND SURVEYOR IN THE STATE OF OREGON, DO HEREBY CERTIFY THAT I HAVE SURVEYED AND MARKED WITH PROPER MONUMENTS  
T, SAID LANDS BEING PARCEL 3 OF PARTITION PLAT NO. 1994-20, LOCATED IN SECTIONS 29 & 32, T.15S., R.15E., W.M., AND SECTION 5, T.16S.,  
EGON AND BEING DESCRIBED AS FOLLOWS:

WHICH IS A BRASS CAPPED STEEL PIPE LOCATED AT THE CORNER OF SECTIONS 28, 29.32 & 33, T.15S., R.15E., W.M., CROOK COUNTY, OREGON;  
THENCE N89°43'37"W 1305.74'; THENCE S00°08'48"E 1324.67'; THENCE N89°36'06"W 1299.60'; THENCE S00°24'50"E 2671.77'; THENCE N88°45'05"W  
1.68'; THENCE S88°24'26"E 1314.12'; THENCE S00°50'20"E 1315.58'; THENCE S00°26'40"E 1310.45'; THENCE N88°31'57"W 1307.32'; THENCE  
00°14'08"W 1303.85'; THENCE N00°30'20"W 1315.25'; THENCE S88°24'26"E 1315.09'; THENCE N00°38'54"W 733.72'; THENCE  
00°04'04"W 1325.89'; THENCE N45°49'32"E 711.63'; THENCE N07°19'15"W 3496.49'; THENCE N89°50'17"W 75.11'; THENCE N00°06'14"W  
14.57'; THENCE N00°00'45"E 3891.23'; THENCE S89°57'49"E 2658.13'; THENCE S00°23'24"W 5215.68' TO THE POINT OF  
GRES MORE OR LESS (GROSS). SUBJECT TO THE RIGHTS OF WAY OF STILLMAN ROAD AND THAT PORTION OF SAID PROPERTY DEDICATED BY

IS TO MARK THE BOUNDARY AND PARCEL LINES OF C-LP-852-94. SAID LP IS A REDIVIDING OF PARCEL 3 OF P.P. NO. 1994-20 WHICH WAS SURVEYED  
EY USED FOR THIS FURTHER DIVISION WAS C.S. 1375. INSPECTION WAS MADE OF ALL EXTERIOR CORNERS OF SAID PARCEL 3 AND NO DISTURBANCE HAS  
194. CONTROL FOR THE DIVIDING LINES BETWEEN PARCELS 1, 2 AND 3 OF C-LP-852-94 WAS ESTABLISHED FROM FOUND MONUMENTS SET DURING MY  
ON THE ANNEXED PLAT ARE RECORD OR CALCULATED FROM RECORD PER C.S. 1375 WITH THE EXCEPTION OF THE TIE LINES TO AND THE DIVIDING LINE  
P-852-94 AND THE MONUMENTS SET ALONG THE RIGHTS OF WAY OF STILLMAN ROAD AND THAT PORTION OF THE PROPERTY DEDICATED BY DEEDS BOOK  
ED VALUES. BEARINGS ARE BASED ON THE NORTH LINE OF PARCEL 3 OF P.P. NO. 1994-20 AS PER REFERENCE SURVEY.

B  
31E COLVIN  
IES, INC.

Application No. *C-14494*  
Permit No.

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APR - 7 1997  
WATER RESOURCES DEPT.  
SALEM, OREGON



# IR CHECKLIST

Lower Crookwell

Deschutes

Application #: 614494 Vol Subbasin

Basin: 5 WAB: POU-WAB

Township 153 Range 15E Section 29, 32 1/4 1/4

1. Completeness checklist verified. ☒ Y / ☐ N or No Checklist
2. Indicators that the process should not continue (ie - protest, items missing, letter to file indicating hold, or other) ☒ Y / ☐ N - Map - POA coordinates
3. Groundwater review A ☒ B ☐ C ☐ D River/Stream Name Crookwell R. Conditions 75, 73
  - a. Is the well located in a groundwater limited area? ☒ Y / ☐ N Name
4. Within or Above a Scenic Waterway ☒ Y / ☐ N conditions/restrictions Y / N
5. Allowed under Basin Program ☒ Y / ☐ N Limitations? ☒ Y / ☐ N
6. Withdrawn? ☒ Y / ☐ N season allowed
7. Basin Maps have been checked. ☒ Y / ☐ N
8. Water Availability (50% < July 17, 1992 \*\* 80% [50% storage] > July 17, 1992) ☒ NA
9. Rate 1/80 Duty 3.0 Season March -> Oct
10. Use Irrigation Period of Allowed Use March -> Oct
11. Priority Date(s) 4-7-97
12. B.O.R. project ☒ Y / ☐ N contract #
13. Subject to Division 33 (Above Bonn after July 17, 1992; Below Bonn after April 8, 1994 or June 3, 1994; or Statewide - in shaded areas on t=T, E, & S Map - After June 3, 1994) ☒ Y / ☐ N / ☐ NA
14. Conflicts ☒ Y / ☐ N
15. Conditions? (BOR, GW, other) ☒ Y / ☐ N 75, 73
16. Land use approval ☒ OK'd ☐ needs approval ☐ county notified ☐ NA
17. Watermaster Dist: (1 2 16 18 - NWR) (3 4 5 - NCR) (6 8 9 10 - ER) ☒ (11 12 17 - SCR) ☐ (14 15 19 - SWR)
18. Letter will be Good ☒ Limited ☐ Bad ☐ Bad w/IRshort because requested 640 gpm - limit to 637 gpm  

$$113.8 \text{ ac} \times \frac{1}{80} = 1.42 \text{ cfs (638.0 gpm)}$$

Name: Laura Swadlow Date: 7-29-97

save to m:\ir\sent\app#.w51

(a) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Deschutes - Upper Crooked River Basin, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, power development, industrial, mining, recreation, wildlife and fish life uses and the waters of the Deschutes - Upper Crooked River Basin are hereby so classified.

(b) Applications for the use of the waters of the Deschutes - Upper Crooked River Basin shall not be accepted by any state agency for any other use and the granting of applications for such other uses is declared to be prejudicial to the public interest and the granting of applications for such other uses would be contrary to the integrated and coordinated program for the use and control of the water resources of the state.

(c) Structures or works for the utilization of the waters in accordance with the aforementioned classifications are also declared to be prejudicial to the public interest unless planned, constructed, and operated in conformity with the applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.

## (2) Water Quality

Rights to use of water for industrial or mining purposes granted by any state agency shall be issued only on condition that any effluents or return flows from such uses shall not interfere with other beneficial uses of water.

## Lower Crooked River Basin

690-505-005

### (1) Classifications

(a) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Deschutes - Lower Crooked River Basin, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, power development, industrial, mining, recreation, wildlife and fish life uses and the waters of the Deschutes - Lower Crooked River Basin are hereby so classified with the following exceptions:

(A) OAR 690-505-006, Lower Main Stem Deschutes River, adopted April 3, 1964, as modified by the Water Policy Review Board.

(B) No further appropriations of water except for domestic or livestock uses shall be made or granted by any state agency for the waters of Ochoco Creek and its tributaries.



(b) Applications for the use of the waters of the Deschutes - Lower Crooked River Basin shall not be accepted by any state agency for any other use and the granting of applications for such uses is declared to be prejudicial to the public interest and the granting of applications for such other uses would be contrary to the integrated and coordinated program for the use and control of the water resources of the state.

(c) Structures or works for the utilization of the water in accordance with the aforementioned classifications are also declared to be prejudicial to the public interest unless planned, constructed and operated in conformity with the applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.

(2) Water Quality

Rights to use water for industrial or mining purposes granted by any state agency shall be issued only on condition that any effluents or return flows from such uses shall not interfere with other beneficial uses of water.

**Note:** The Upper Deschutes River, Middle Deschutes River, Lower Deschutes River, Upper Crooked River and Lower Crooked River Basins are delineated on State Water Resources Board Map, File 5.7014, available from the Water Resources Department.

**Lower Main Stem Deschutes River**

690-505-006

(1) Classifications

(a) The maximum beneficial use of that portion of the main stem of the Deschutes River from its confluence with the Columbia River to and including river mile 100.0 is for recreation, fish and wildlife purposes and no appropriations of water in this area shall be permitted except for domestic, livestock, irrigation of lawn or noncommercial garden not to exceed one-half acre in area, recreation, fish and wildlife uses.

(b) The maximum economic development of the state and the attainment of the highest and best use of the waters of the lower main stem Deschutes River from river mile 100.0 to river mile 120.0 and the attainment of an integrated and balanced program for the benefit of the state as a whole will be achieved through utilization of the aforementioned waters for domestic, livestock, irrigation of lawn or noncommercial garden not to exceed one-half acre in area, hydroelectric power, fish, wildlife, and recreation purposes and the aforementioned waters of the main stem Deschutes River are hereby so classified.





## Oregon Water Resources Department

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APR - 7 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

### Application for a Permit to Use Ground Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instruction booklet when completing your application. Thank you.

#### 1. Applicant Information

##### A. Individuals

(If more than one person is applying, please attach a sheet providing the information below for each person applying.)

Name: Wolf Dennis T  
Last First MI

Mailing address: 26801 Stafford Rd.  
Wilsonville Oregon 97062  
City State Zip

Phone: (503) 682-7569  
Home Work Other

\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_

##### B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of organization: N/A

Name and title of person applying: \_\_\_\_\_

Mailing address of organization: \_\_\_\_\_  
\_\_\_\_\_  
City State Zip

Phone: \_\_\_\_\_  
Day Evening

\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_

\*Optional information

For Department Use

App. No. G14494 Permit No. \_\_\_\_\_ Date 4-7-97

## 2. Location and Source

The Department cannot process your application without accurate information showing the source of water and location of water use. You must attach a map to this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See page 3 in the instruction booklet for detailed map specifications. In addition, please provide the following information:

### A. County

In what county is the use proposed? Crook

In what county is the appropriation point proposed? Crook

### B. River Basin

(See instruction booklet pg.3 for list):

Deschutes

### C. Property Ownership

Do you own all the land where you propose to divert, transport, and use water?

☒ Yes (Skip to section 3 "Groundwater Development.")

☐ No Please check the appropriate box below, and on a separate sheet of paper list the names and addresses of all affected landowners.\*\*

☐ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

\*\*If more than 25 landowners are involved, a list is not required. See page 4 in the instruction booklet for more details.

## 3. Groundwater Development

A. Number of wells: 1 B. Name of nearest surface water body Crooked River

C. Distance from well(s) to nearest stream or lake: 1) 5 Miles from Crooked River

2) \_\_\_\_\_ 3) \_\_\_\_\_ 4) \_\_\_\_\_

D. If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head. 1) \_\_\_\_\_

2) \_\_\_\_\_ 3) \_\_\_\_\_ 4) \_\_\_\_\_

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WATER RESOURCES DEPT.  
SALEM, OREGON**4. Water Use**

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

**A. Type(s) of Use(s)**

(see list of beneficial uses in the instruction booklet):

**Irrigation**

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: \_\_\_\_\_
- If your proposed use is **irrigation**, please attach Form I
- If your proposed use is **mining**, attach Form R
- If your proposed use is **municipal**, attach Form M
- If your proposed use is **commercial/industrial** or **quasi-municipal**, attach Form Q

**B. Amount of Water**

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, and for each use. You do not need to provide source information if you are submitting a well log with your application.

| Well No. | Source or Aquifer | Type of Use | Total Annual Amount | Production Rate of the Well in gpm |
|----------|-------------------|-------------|---------------------|------------------------------------|
| 1        | See Well Log      | Irrigation  | 498.4 Acre Ft       | 640 GPM                            |
|          |                   |             |                     |                                    |
|          |                   |             |                     |                                    |
|          |                   |             |                     |                                    |

**C. Season of Use**

Indicate the time of year you propose to use the water (for seasonal uses like irrigation give dates when water use would begin and end):

May 1 - Oct. 15

**D. Acreage**

If you will be applying water to land, please give the total number of acres where water will be applied or used:

113.77 Acres



## 5. Water Management

### A. Diversion

What equipment will you use to pump water from your well(s)?

☐ Pump (give horsepower and pump type ) 6" Submersible W/40 HP

☐ Other means (describe) \_\_\_\_\_

### B. Transport

How will you transport water to your place of use?

☒ Ditch, canal (give average width and depth):

Width 3 Depth 1

Is the ditch or canal to be lined? ☐ Yes ☒ No

☒ Pipe (give diameter and total length)

Diameter(s) 8" Mainline Length 1/2 Mile

Gate Pipe 1 Mile

☐ Other (describe) \_\_\_\_\_

### C. Application/Distribution Method

What equipment will you use to apply water to your place of use?

Irrigation or land application method (check all that apply):

☒ Flood ☐ High-pressure sprinkler ☐ Low pressure sprinkler

☐ Drip ☐ Water cannons ☐ Center pivot system

☒ Hand lines ☐ Wheel lines

☐ Siphon tubes or gated pipe with furrows

☒ Other, describe Mini Pivot

Distribution method

☐ In-line storage (tank or pond) ☐ Direct pipe from source ☐ Open canal

### D. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

Mini - Center Pivot Irrigation System

### E. Well Characteristics

Wells must be constructed according to standards set by the Department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well constructor's log and the well ID number, if available, for each well with this application. Identify each well with a number corresponding to the wells designated on the map and proceed to question F in this section of the form. If the well has not been constructed, or if you do not have a well log, please complete the following:

1. Wells will be constructed by: See Well Log

Address: \_\_\_\_\_

Completion date: \_\_\_\_\_

2. Please provide a description of your well development. (Attach additional sheets if needed.)

| Well No. | Diameter | Type and size of casing | No. of feet of casing | Intervals casing is perforated (in feet) | Seal depth | Estimated depth to water | Est. depth to water-bearing stratum | Type of access port or measuring device | Total well depth |
|----------|----------|-------------------------|-----------------------|------------------------------------------|------------|--------------------------|-------------------------------------|-----------------------------------------|------------------|
|          |          |                         |                       |                                          |            |                          |                                     |                                         |                  |
|          |          |                         |                       |                                          |            |                          |                                     |                                         |                  |
|          |          |                         |                       |                                          |            |                          |                                     |                                         |                  |
|          |          |                         |                       |                                          |            |                          |                                     |                                         |                  |
|          |          |                         |                       |                                          |            |                          |                                     |                                         |                  |
|          |          |                         |                       |                                          |            |                          |                                     |                                         |                  |

### F. Artesian Flows

If your water well is flowing artesian, describe your water control and conservation works:

N/A



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**6. Project Schedule**

Proposed date construction will begin Oct. 1997

**WATER RESOURCES DEPT.  
SALEM, OREGON**

Proposed date construction will be completed Oct. 1998

Proposed date beneficial water use will begin Oct. 1999

**7. Remarks**

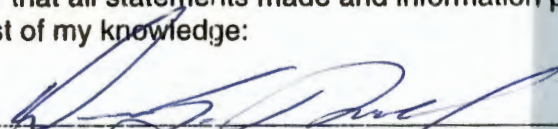
*If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.*

**Signature**

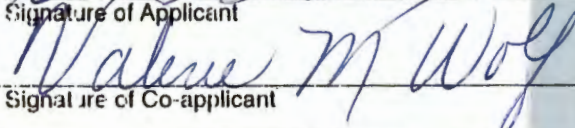
By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- 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 canceled.
- The water use is compatible with local comprehensive land use plans.
- Even if the Department issues a permit to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge:

  
Signature of Applicant

4-1-97  
Date

  
Signature of Co-applicant

4-1-97  
Date

Before submitting this application, have you:

- Answered every question?
- Included a Land Use Information Form or receipt stub signed by a local official?
- Attached a legible map that meets all the necessary criteria?
- Included a check made out to WRD for at least the amount of the application fee?

Last revision: October 31, 1996



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WATER RESOURCES DEPT.  
SALE OR OREGON

## NOTICE TO WATER WELL CONTRACTOR

The original and first copy  
of this report are to be  
filed with the

RECEIVED

JUN 29 1998

## WATER WELL REPORT

STATE ENGINEER, SALEM, OREGON

within 30 days from the date  
of well completion.

STATE ENGINEER

SALEM, OREGON

STATE OF OREGON

(Type or print)

CR00

1998

State Well No. 15/32

State Permit No.

## (1) OWNER:

Name

Address

Red Cloud Ranch

## (11) WELL TESTS:

Drawdown is amount water level is  
lowered below static levelWas a pump test made? ☒ Yes ☐ No If yes, by whom? OwnerYield: 60 gal./min. with 2.0 ft. drawdown after 8 hrs.

## (2) LOCATION OF WELL:

County

Driller's well number

1/4

Section

32

T.

155

R.

15E

W.M.

Bearing and distance from section or subdivision corner

Ballot test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m. Date Sept 15/97Temperature of water 51 Was a chemical analysis made? ☐ Yes ☒ No

## (12) WELL LOG:

Diameter of well below casing 6Depth drilled 295 ft. Depth of completed well 295 ft.Formation: Describe by color, character, size of material and structure, and  
show thickness of aquifers and the kind and nature of the material in each  
stratum penetrated, with at least one entry for each change of formation.

## (3) TYPE OF WORK (check):

Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

Indonment, describe material and procedure in Item 12.

## (4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐Irrigation ☐ Test Well ☒ Other ☐

## (5) TYPE OF WELL:

Rotary ☒ Driven ☐Cable ☒ Jetted ☐Dug ☐ Bored ☐

## (6) CASING INSTALLED:

Threaded ☐ Welded ☒8" Diam. from 180 ft. to 0 ft. Gage 2506" Diam. from 0 ft. to 210 ft. Gage 250

" Diam. from ft. to ft. Gage

## (7) PERFORATIONS:

Perforated ☒ Yes ☐ No

Type of perforator used

Acetylene CutSize of perforations 1/4 in. by 12 in.6" 200 perforations from 70 ft. to 210 ft.3" 200 perforations from 70 ft. to 180 ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(8) SCREENS: Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Model No.

Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

## (9) CONSTRUCTION:

Well seal—Material used in seal Puddled ClayDepth of seal 35 ft. Was a packer used? NoDiameter of well bore to bottom of seal 10 in.Were any loose strata cemented off? ☐ Yes ☒ No DepthWas a drive shoe used? ☒ Yes ☐ NoWas well gravel packed? ☐ Yes ☒ No Size of gravel:

Gravel placed from ft. to ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

## (10) WATER LEVELS:

Static level 24 ft. below land surface Date Sept 15/97Artesian pressure None lbs. per square inch DateWork started 6/27 1994 Completed Oct 1 1994Date well drilling machine moved off of well Oct 1 1994

## (13) PUMP:

Manufacturer's Name

Type: H.P.

## Water Well Contractor's Certification:

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

(Person, firm or corporation)

(Type or print)

Address 675 Crestview RoadDrilling Machine Operator's License No. 189-389[Signed] C. Brandt

(Water Well Contractor)

Contractor's License No. 259 Date Oct 5 1994

(USE ADDITIONAL SHEETS IF NECESSARY)



Oregon Water Resources Department

RECEIVED

APR - 7 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

FORM I

FOR IRRIGATION WATER USE

1. Please indicate whether you are requesting a primary or supplemental irrigation water right.

☒ Primary ☐ Supplemental

If supplemental, please indicate the number of acres that will be irrigated for each type of use.

Primary: \_\_\_\_\_ Acres

Secondary: \_\_\_\_\_ Acres

List the permit or certificate number of the primary water right: no. \_\_\_\_\_

2. Please list the anticipated crops you will grow and whether you will be irrigating them for a full or partial season:

1. Grass Hay ☐ Full season ☐ Partial season (from: May 1 to Oct 15)
2. \_\_\_\_\_ ☐ Full season ☐ Partial season (from: \_\_\_\_\_ to \_\_\_\_\_)
3. \_\_\_\_\_ ☐ Full season ☐ Partial season (from: \_\_\_\_\_ to \_\_\_\_\_)
4. \_\_\_\_\_ ☐ Full season ☐ Partial season (from: \_\_\_\_\_ to \_\_\_\_\_)

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

498.4 acre-feet

(1 acre-foot equals 12 inches of water spread over one acre, or 43,560 cubic feet, or 325,851 gallons.)

4. How will you schedule your applications of water? Will you be applying water in the evenings, twice a week, daily?

- ☐ Daily during daytime hours ☐ Daily during nighttime hours
- ☐ Two or three times weekly during daytime ☐ Two or three times weekly during nighttime
- ☐ Weekly, during daytime hours ☐ Weekly, during nighttime hours
- ☒ Other, explain: 24 Hrs a day

Application No. 614494  
Permit No.

STATE OF OREGON

COUNTY OF CROOK

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

DENNIS T. WOLF  
7700 S. STILLMAN RD.  
POWELL BUTTE, OREGON 97753

PHONE: (503) 682-7569

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

APPLICATION FILE NUMBER: G-14494

SOURCE OF WATER: A WELL IN THE CROOKED RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 113.8 ACRES

MAXIMUM RATE: 1.42 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: APRIL 7, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 32, T15S, R15E, W.M.; 2435 FEET NORTH AND 2385 FEET EAST FROM SW CORNER, SECTION 32

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4 1.3 ACRES  
SECTION 29  
NW 1/4 NE 1/4 12.3 ACRES  
SW 1/4 NE 1/4 39.6 ACRES  
NE 1/4 NW 1/4 30.4 ACRES  
SE 1/4 NW 1/4 30.2 ACRES  
SECTION 32  
TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or