

**CLAIM OF
BENEFICIAL USE
for Transfers
Place of Use Only**



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

A fee of \$345 must accompany this form for transfers where the application was submitted on July 9, 1987, or later.

Enter the date the transfer application was submitted:

October 26, 2021

A separate form shall be completed for each transfer.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:

<https://www.oregon.gov/OWRD/Forms/Pages/default.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 7" 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.

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:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

Received

OCT 31 2025

OWRD

SECTION 1

GENERAL INFORMATION

Type of Authorized Change

This Claim is being submitted for a transfer where the only authorized change was a change in place of use.

☒ **YES** ☐ **NO**

If additional changes were authorized, you will need to select a different form.

1. File Information

APPLICATION #

T-13856

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Michael Plechaty Living Trust		PHONE NO. (530) 908-4000	ADDITIONAL CONTACT NO. N/A
ADDRESS 12964 Dumilieu Rd			
CITY Lakeview	STATE OR	ZIP 97630	E-MAIL N/A

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

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

TRANSFER HOLDER OF RECORD Michael J. Plechaty and Joyce Y. Plechaty Revocable Trust		
ADDRESS 12964 Dumilieu Rd		
CITY Lakeview	STATE OR	ZIP 97630

4. Date of Site Inspection:**2025-09-26****5. Person(s) interviewed and description of their association with the project:**

NAME	DATE	ASSOCIATION WITH THE PROJECT
Michael Plechaty	2025-09-26	Landowner

6. County:**Lake County****7. If any property described in the place of use of the transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):**

OWNER OF RECORD N/A		
ADDRESS N/A		
CITY N/A	STATE N/A	ZIP N/A

Add additional tables for owners of record as needed

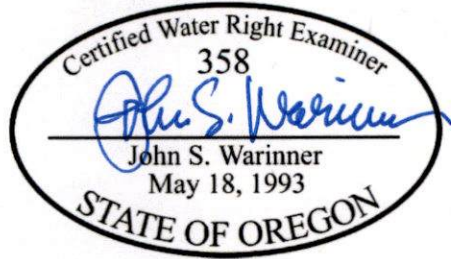
Received
OCT 31 2025
OWRD

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.

Seal and Signature

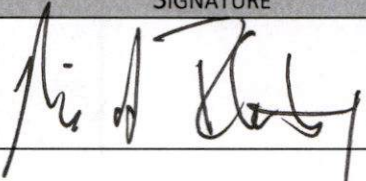
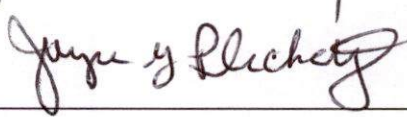


CWRE NAME John Warinner		PHONE NO. (541) 815-4103	ADDITIONAL CONTACT NO. N/A
ADDRESS 23321 Chisholm Trail			
CITY Bend	STATE OR	ZIP 97702	E-MAIL johnw@watersolving.com

Transfer Holder(s) of Record Signature or Acknowledgement

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

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

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Michael J. Plechaty	Landowner	10/28/25
	Joyce Y. Plechaty	Transfer Holder	10/28/25

Received
OCT 31 2025
OWRD

SECTION 3
EXTENT OF CHANGE COMPLETED

1. Claim Summary:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
7.82 acres (Certificate 58072)	7.82 acres
14.97 acres (Certificate 58074)	14.97 acres

If the use(s) was not irrigation or nursery:

WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)		
YES	NO	NA

2. Variations:

Was the use developed differently from what was authorized by the transfer final order? **YES** ☒ **NO**

If yes, describe below.

(e.g. "The order authorized a change in place of use for 40 acres. The water user only developed 38 acres.")

The use was developed as authorized by the transfer final order.
Use of power meter as totalizing flowmeter approved by Watermaster/OWRD.

Received
OCT 31 2025
OWRD

SECTION 4

CONDITIONS

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

1. Time Limits:

Describe how the water user has complied with each of the development timelines established in the transfer final order and any extensions of time issued for the transfer:

	DATE FROM TRANSFER	DATE THE AUTHORIZED CHANGE WAS COMPLETED *THIS DATE MUST FALL BETWEEN THE "ISSUANCE DATE" AND THE "COMPLETENESS DATE"
ISSUANCE DATE	March 11, 2025	
COMPLETENESS DATE FROM ORDER (C)	October 1, 2026	May 1, 2025

* MUST BE WITHIN PERIOD BETWEEN TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETE THE CHANGE

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

YES ☒ NO

If "NO", you may delete the following table.

3. Measurement Conditions:

a. Does the transfer final order require the installation of a meter or approved measuring device?

☒ YES NO

If "NO", items b through f 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 NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
Auth POA	Itron	75 855 104	Working	4134 kWh	1980

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

4. Other conditions required by the transfer final order:

a. 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

SECTION 5

ATTACHMENTS

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

ATTACHMENT NAME	DESCRIPTION
CBU Map	Claim of Beneficial Use Map (confirming irrigation of TO lands)
Meter Approval	Email message confirming Watermaster approval of meter

SECTION 6

CLAIM OF BENEFICIAL USE MAP

A 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 polyester 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.

For the purpose of this Claim, the map must identify the developed new place of use. The existing point(s) of diversion or point(s) of appropriation are required to be included on the Claim map, based on the locations described in the transfer final order.

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.

The Claim of Beneficial Use Map was prepared using ESRI ArcGIS Pro software application with imagery basemap currently available (date of imagery is not available). The place of use was visually ground-truthed during the CBU site visit.

Received
OCT 31 2025
OWRD

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
- ☐ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion
- ☐ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.) ***Not required for this type of Claim of Beneficial Use**
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Quarter-Quarters illustrated and named (NE NE, NW NE, etc.)
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Transfer application number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

Received
OCT 31 2025
OWRD



John Warinner <johnw@watersolving.com>

Transfer 13856 | Water Use Measurement

ANDERSON Matthew A * WRD <Matthew.A.Anderson@water.oregon.gov>

Tue, Jul 29, 2025 at 4:14 PM

To: John Warinner <johnw@watersolving.com>

Cc: SKILES Tom D * WRD <Tom.D.SKILES@water.oregon.gov>, "rafterpranch1@yahoo.com" <rafterpranch1@yahoo.com>

Hi John,

I think since the power meter is only going to this pump and you can come up with an estimated volume of use, I would be ok accepting that for this situation. Since it is a permit condition that doesn't mean the department won't require one if needed in the future.

Thanks

Matt

From: John Warinner <johnw@watersolving.com>**Sent:** Monday, July 28, 2025 1:45 PM**To:** ANDERSON Matthew A * WRD <Matthew.A.Anderson@water.oregon.gov>**Cc:** SKILES Tom D * WRD <Tom.D.SKILES@water.oregon.gov>; rafterpranch1@yahoo.com**Subject:** Re: Transfer 13856 | Water Use Measurement

Hi Matt -

I am checking back in with you to confirm that we have your approval to complete the Claim of Beneficial Use using the electric meter as a "suitable measuring device." I would like to complete our site visit ASAP, so we can finish this Claim of Beneficial Use report and map. Please confirm that we are good to proceed.

Thank you,

John

Received

OCT 31 2025

OWRD

John Warinner, PE, CWREWatersolving LLC | 541.815.4103 | johnw@watersolving.com

The contents of this e-mail message and any attachments are confidential and are intended solely for addressee. The information may also be legally privileged. This transmission is sent in trust, for the sole purpose of delivery to the intended recipient. If you have received this transmission in error, any use, reproduction or dissemination of this transmission is strictly prohibited.

On Fri, Jun 6, 2025 at 10:59 AM John Warinner <johnw@watersolving.com> wrote:

Hi Matt -

Thank you for looking into this for us. Attached are several photos of the above-ground manifold on the well. The root problem is that none of the pipe segments are long enough to provide the straight runs of pipe required upstream and downstream of the flowmeter to result in accurate flow measurement. Proper installation of the required flowmeter would require significant (expensive) reconfiguration of this manifold. Utilization of the electric meter would provide a sufficiently accurate indication of water usage at a much more affordable cost.

Thank you again for considering this cost-effective alternative,

John

John Warinner, PE, CWRE

Watersolving LLC | 541.815.4103 | johnw@watersolving.com

The contents of this e-mail message and any attachments are confidential and are intended solely for addressee. The information may also be legally privileged. This transmission is sent in trust, for the sole purpose of delivery to the intended recipient. If you have received this transmission in error, any use, reproduction or dissemination of this transmission is strictly prohibited.

On Fri, Jun 6, 2025 at 9:37 AM ANDERSON Matthew A * WRD <Matthew.A.Anderson@water.oregon.gov> wrote:

Hi John,

I'm including my manager on this email. I talked with Gerry, and it seems like we can make the decision to accept the power meter instead of a flowmeter. This is not the direction the agency normally goes on these things. If this is an unusual circumstance can you provide pictures or an explanation to why a flowmeter can't be installed.

Thanks

Matt

From: John Warinner <johnw@watersolving.com>

Sent: Monday, June 2, 2025 11:37 AM

To: ANDERSON Matthew A * WRD <Matthew.A.Anderson@water.oregon.gov>

Cc: rafterpranch1@yahoo.com

Subject: Re: Transfer 13856 | Water Use Measurement

You don't often get email from johnw@watersolving.com. [Learn why this is important](#)

Hi again Matt -

Received

OCT 31 2025

OWRD

Following up on our brief phone conversation re: [T-13856](#):

You asked me if this water right includes a reporting requirement.

The answer is NO.

The transfer final order only includes the following water use measurement condition:

6. 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.*
- 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.*

Thank you for looking into this matter for us.

John

John Warinner, PE, CWRE

Watersolving LLC | 541.815.4103 | johnw@watersolving.com

The contents of this e-mail message and any attachments are confidential and are intended solely for addressee. The information may also be legally privileged. This transmission is sent in trust, for the sole purpose of delivery to the intended recipient. If you have received this transmission in error, any use, reproduction or dissemination of this transmission is strictly prohibited.

On Mon, Jun 2, 2025 at 11:25 AM John Warinner <johnw@watersolving.com> wrote:

Hi Matt -

I am checking back in with you to make sure you received this email message.

I will also try to reach you by phone today.

Thank you,

John

John Warinner, PE, CWRE

Watersolving LLC | 541.815.4103 | johnw@watersolving.com

The contents of this e-mail message and any attachments are confidential and are intended solely for addressee. The information may also be legally privileged. This transmission is sent in trust, for the sole purpose of delivery to the intended recipient. If you have received this transmission in error, any use, reproduction or dissemination of this transmission is strictly prohibited.

Received
OCT 31 2025
OWRD

On Thu, May 22, 2025 at 3:03 PM John Warinner <johnw@watersolving.com> wrote:

Hi Matt -

I am currently supporting Mike Plechaty in his efforts to prove up on [Transfer 13856](#).

The Transfer Final Order includes the following water use measurement condition:

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.

In this situation, there isn't room on the well manifold for proper installation of a totalizing flowmeter. So we propose using the electric meter on the well pump, which is already in place and can be used to convert electrical power consumption to the volume of water pumped within a reasonable degree of accuracy.

I recently asked Gerry Clark in the Certificate Section how to request the Director's approval to use an alternative water use measuring device. Gerry informed me that the place to start is with the Watermaster. So I am following up with you!

Please tell me how to go about requesting the Director's approval to use this alternative method of flow measurement in this unique situation.

Thank you,

John

John Warinner, PE, CWRE

Watersolving LLC | 541.815.4103 | johnw@watersolving.com

The contents of this e-mail message and any attachments are confidential and are intended solely for addressee. The information may also be legally privileged. This transmission is sent in trust, for the sole purpose of delivery to the intended recipient. If you have received this transmission in error, any use, reproduction or dissemination of this transmission is strictly prohibited.

Received
OCT 31 2025
OWRD