

# 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.oregon.gov/OWRD](http://www.oregon.gov/OWRD)

**A fee of \$345 must accompany this form for permits  
with priority dates of July 9, 1987, or later.**

**Enter the date the priority date of the permit:**

3/20/1995

**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:  
<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 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.

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>

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## SECTION 1

### GENERAL INFORMATION

**1. File Information:**

APPLICATION # <b>G-14009</b>	PERMIT # (IF APPLICABLE) <b>G-12625</b>	PERMIT AMENDMENT # (IF APPLICABLE) <b>T-</b>
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**2. Property Owner (current owner information):**

APPLICANT/BUSINESS NAME John And Kathryn Rohner/Rohner's Dairy Inc		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 40535 Pocahontas Rd			
CITY Baker City	STATE OR	ZIP 97814	E-MAIL jkrohner@thegeo.net

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 Northwest Farm Credit Services FLCA			
ADDRESS 3370 10th St Suite B			
CITY Baker City	STATE OR	ZIP 97814	

ADDITIONAL PERMIT HOLDER OF RECORD Rohner Family Revocable Trust			
ADDRESS 40535 Pocahontas Rd			
CITY Baker City	STATE OR	ZIP 97814	

**4. Date of Site Inspection:**

5/17/2023, 7/11/2025

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
John Rohner	5/17/2023	Property owner/Irrigator
Kate Rohner	7/11/2025	Property owner/Irrigator

**6. County:**

Baker

**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(5)):**

OWNER OF RECORD			
ADDRESS			
CITY	STATE	ZIP	

Add additional tables for owners of record as needed



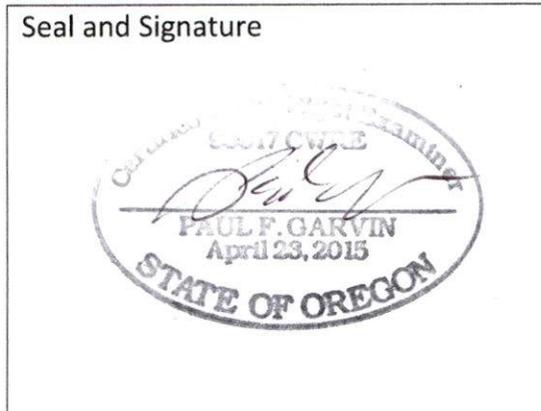
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**SECTION 2  
SIGNATURES**

CWRE Statement, Seal and Signature

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



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CWRE NAME <b>Paul Garvin</b>		PHONE NO. <b>503-347-7188</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1705 Main St. Ste. 101</b>			
CITY <b>Baker City</b>	STATE <b>OR</b>	ZIP <b>97814</b>	E-MAIL <a href="mailto:Garvin.hydrogeo@gmail.com"><b>Garvin.hydrogeo@gmail.com</b></a>

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
	<b>John A. Rohner</b>	<b>Rohner Revocable Trust representative</b>	<b>7/11/25</b>
	<b>Kathryn M. Rohner</b>	<b>Rohner Revocable Trust representative</b>	<b>7/11/25</b>
	<b>Mark Coomer</b>	<b>NW Farm Credit Services FLCA representative</b>	<b>7/11/25</b>

### SECTION 3

### CLAIM DESCRIPTION

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

POINT OF APPROPRIATION (POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
<b>A Sump</b>	<b>NA</b>	<b>NA</b>

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 NAME OR NUMBER	SOURCE BASIN LOCATED WITHIN	TRIBUTARY
<b>A Sump</b>	<b>Powder</b>	<b>Washington Gulch</b>

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

POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
<b>A Sump</b>	<b>IR, IS</b>	<b>Potatoes, corn, hay</b>	<b>Mar 1 – Oct 31</b>	<b>1.44 cfs</b>
<b>Total Quantity of Water Used</b>				<b>1.44 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 the sump and distributed approximately ½ mile south via a 12" mainline then to the southwest via a 6" mainline to a center pivot or to the southeast via an 8" mainline to center pivot.**

**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.")*

**The water user developed 95.6 of 97.5 primary acres**

**6. Claim Summary:**

POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
<b>A Sump</b>	<b>1.44 cfs</b>	<b>1.71</b>	<b>-</b>	<b>IR, IS</b>	<b>17.5 (IR), 97.5 (IS)</b>	<b>17.5 (IR), 95.6 (IS)</b>

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## SECTION 4 SYSTEM DESCRIPTION

Are there multiple POAs?

YES  **NO**

If "YES" you will need to copy and complete a separate Section 4 for each POA.

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

### 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, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
9S	39E	11		NE NE			Irrigation	0.5	39.5
9S	39E	11		NW NE			Irrigation	1.5	37.5
9S	39E	11		SE NE			Irrigation	5.5	18.6
9S	39E	11		SW NE			Irrigation	10.0	-
<b>Total Acres Irrigated</b>								<b>17.5</b>	<b>95.6</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.

### B. Groundwater Source Information (Well)

1. Is the appropriation from a well?

YES  **NO**

### C. Groundwater Source Information (Sump)

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

YES  NO

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

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

2. If the appropriation involves a SUMP, provide the following information for each SUMP:

LENGTH	WIDTH	AVERAGE DIAMETER	MAXIMUM DEPTH	SURFACE AREA (IN ACRES)	VOLUME IN CUBIC FEET OR ACRE FEET
120 ft	60 ft	90 ft	20 feet	0.2	4 AF

3. If the sump is curbed constructed with watertight surface curbing, describe the curbing:

CURBING MATERIAL (CONCRETE, CONCRETE TILES, OR STEEL)	IF CONCRETE, PROVIDE THE THICKNESS OF THE WALL
-	-

**4. Provide sump volume calculations:**

0.2 ac surface area \* 20 ft average depth = 4 AF

**D. 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 9 may be deleted.

**2. Pump Information:**

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Berkeley	Unk.	NA	centrifugal	8"	12"

**3. Motor Information:**

MANUFACTURER	HORSEPOWER
Century	50

**4. Theoretical Pump Capacity – Pump at Well:**

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO GROUND SURFACE (THE DEPTH TO WATER FROM THE GROUND SURFACE MEASURED AT THE WELL DURING PUMPING)	LIFT TO PLACE OF USE (THE LIFT FROM THE GROUND SURFACE AT THE WELL TO THE PLACE OF USE)	TOTAL PUMP OUTPUT (IN CFS)
-	-	-	-	-

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

**5. Provide pump calculations:**

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**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)
-	-	-	-

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**7. Theoretical Pump Capacity – Pump at Sump:**

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO GROUND SURFACE (THE LIFT FROM THE WATER SURFACE TO THE PUMP)	LIFT TO PLACE OF USE (THE LIFT FROM THE PUMP TO THE PLACE OF USE)	TOTAL PUMP OUTPUT (IN CFS)
50	70	-	15'	1.71

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

**8. Provide pump calculations:**

Data:

Lift = 15'; Efficiency = 6.61; hp = 50; psi head = 177.8'

Theoretical pump capacity (cfs) = (hp \* efficiency)/(lift +psi head) = 1.71 cfs = 769 gpm

**9. 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)
-	-	-	-

**10. Is the distribution system piped?**

**YES** NO

If "NO" items 11 through item 16 may be deleted.

**11. Mainline Information:**

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
6-inch	940'	PVC	buried
8-inch	3,840'	PVC	buried
12-inch	2,700'	PVC	buried

**12. Lateral or Handline Information:**

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3"	40'	Aluminum	underground

**13. Sprinkler Information:**

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
5/16"	60	22	80	40	1.96

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

**14. Drip Emitter Information:**

SIZE	OPERATING PSI	EMITTER OUTPUT (GPM)	TOTAL NUMBER OF EMITTERS	MAXIMUM NUMBER USED	TOTAL EMITTER OUTPUT (CFS)
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**15. Drip Tape Information:**

DRIPPER SPACING IN INCHES	GPM PER 100 FEET	TOTAL LENGTH OF TAPE	MAXIMUM LENGTH OF TAPE USED	TOTAL TAPE OUTPUT (CFS)	ADDITIONAL INFORMATION
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**16. Pivot Information:**

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
Valley (Pivot 5)	920	35	800	1.8
Valley (Pivot 6)	1,660'	35	1200	2.7

**E. 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.*

**F. 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

**G. 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

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

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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 PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	7/17/1996		
BEGIN CONSTRUCTION (A)	7/17/1997	7/1/1996	Water appropriation and distribution system ready for use
COMPLETE CONSTRUCTION (B)	10/1/1998	8/1/1996	Water appropriation and distribution system ready for use
COMPLETE APPLICATION OF WATER (C)	10/1/1999	8/15/1996	Water appropriation and distribution system in 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

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

DATE OF MEASUREMENT	MEASUREMENT MADE BY	METHOD	MEASUREMENT

### 4. Annual Static Water Level Measurements:

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

### 5. Pump Test:

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

Ground water permits with priority dates on or after **December 20, 1988**, require the submittal of a pump test prior to issuance of a certificate. In some cases, the permit holder may qualify for a multiple well exemption or an unreasonable burden exemption.

For additional information regarding pump tests see:

<https://www.oregon.gov/OWRD/programs/GWWL/GW/Pages/PumpTestProgram.aspx>

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

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

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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

**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 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
A Sump	C & L Solutions - Aquamaster 900	50606	working	0000018	7/25/2025

**7. Recording and reporting conditions:**

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

YES  NO

**8. Other conditions required by some permits, permit amendment final orders, or extension final orders:**

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. Was a Well Identification Number (Well ID tag) assigned and attached

YES  NO

to the well? **Not required, this is a sump well**

WELL ID #	DATE ATTACHED TO WELL
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e. 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) in the box below. If the condition required the approval of a plan, submit documentation that the plan was approved.

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**SECTION 6  
ATTACHMENTS**

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

ATTACHMENT NAME	DESCRIPTION
-	-

**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.

**Map was created using GIS software with publicly available GIS data, aerial imagery from google dated 3/19/2024, handheld GIS, and ground truthing.**

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## Map Checklist

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

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

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

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## Gerry Clark

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**From:** Gerry Clark  
**Sent:** Thursday, January 23, 2014 9:10 AM  
**To:** Rick Lusk  
**Subject:** RE: Rohner water right

Rick,

Once we are sure that they will be submitting a new application, I would suggest sending an e-mail to Dwight describing the situation and asking about waiving both the application fees and the recording fees. Once he has reviewed that, he can make his determination, and if he waives the fees, that waiver can be submitted with the application.

I will keep you in the loop with my other contacts.

Have a great day.

Gerry

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**From:** Rick Lusk  
**Sent:** Thursday, January 23, 2014 8:47 AM  
**To:** Gerry Clark  
**Subject:** FW: Rohner water right

Gerry,

The email from Nancy sums up my take on what needs to happen.

The question I have is How/What do I need to submit to Dwight to get the waiver of fees?

Would you also keep me in the loop of any other contacts you have with Nancy or Dwight on this matter.

Thanks very much,

Rick Lusk

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**From:** Nancy Rorick [<mailto:nrorick@yahoo.com>]  
**Sent:** Wednesday, January 22, 2014 1:14 PM  
**To:** Gerry Clark; Rick Lusk  
**Subject:** Rohner water right

Dear Rick and Gerry,

I am working on a COBU for permit G16009 for the Rohners. I checked the plat card report, and reviewed the existing certificates and permits for the project. I found that there was not a primary water right in the SE¼ NE¼ of section 11.

There are the following water rights in the SE¼ NE¼ of Section 11:

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- G12625 – 20.5 acres supplemental, 5.5 acres primary for water from a sump (note that these are reversed in the plat card report)
- Cert 7914 – 20 acres of supplemental for water from an unnamed spring
- G16009 – 25.5 acres of supplemental for water from a well

There are also issues with the COBU prepared for G12625. It proves up on only 11 acres in the SE NE of section 11. The entire portion of the SE¼ NE¼ north Pocahontas Road is irrigated (about 26 acres). In the SW¼ NE¼ the final proof map shows 14 acres of primary water rights north of Pocahontas Road. This is 4 acres larger than actual size of the ¼ ¼ north of Pocahontas Road.

Gerry and I spoke about the project on Tuesday when I called him about another topic. We discussed a strategy to resolve the issue.

- The Rohners will submit an application for a primary water right using water from their well for the acreage in the SE¼ NE¼ of section 11. The OWRD will waive the permit application fee.

**Note: this ended up being permit G-17303**

They will wait for the permit to be issued before completing the next two steps.

- The Rohners will submit the COBU for G16009 which will not prove up on the portion in the SE¼ NE¼ of section 11.
- The Rohners will submit a COBU for G12625 that will supersede the one on file with the Department. This will correct the mistakes contained in the original one.

Please review these steps to make sure I have accurately summarized the strategy for addressing the issues.

Thank you for your help,  
Nancy

Nancy Rorick, RG, CWRE  
645 L Loop  
Baker City, OR 97814  
541-519-3644  
nlr-water.com

## Gerry Clark

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**From:** Gerry Clark  
**Sent:** Thursday, January 23, 2014 9:37 AM  
**To:** 'Nancy Rorick'; Gerry Clark; Rick Lusk  
**Subject:** RE: Rohner water right

Nancy,

I agree with everything you have indicated except for the waiver of the fees. A request needs to be made to Dwight French. Dwight has indicated that the request should come from Rick, along with a brief description of the history of the rights for those lands. If the waiver is approved, the approval letter or e-mail can be submitted with the application.

WRIS has been updated to correctly describe the primary and supplemental acres under permit G-12625.

Please let me know if you have any additional questions.

Gerry

Gerry Clark  
Water Right Services Division  
Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301

Phone: 503-986-0811

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**From:** Nancy Rorick [<mailto:nrorick@yahoo.com>]  
**Sent:** Wednesday, January 22, 2014 1:14 PM  
**To:** Gerry Clark; Rick Lusk  
**Subject:** Rohner water right

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Dear Rick and Gerry,

I am working on a COBU for permit G16009 for the Rohners. I checked the plat card report, and reviewed the existing certificates and permits for the project. I found that there was not a primary water right in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of section 11.

There are the following water rights in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 11:

- G12625 – 20.5 acres supplemental, 5.5 acres primary for water from a sump (note that these are reversed in the plat card report)
- Cert 7914 – 20 acres of supplemental for water from an unnamed spring
- G16009 – 25.5 acres of supplemental for water from a well

There are also issues with the COBU prepared for G12625. It proves up on only 11 acres in the SE NE of section 11. The entire portion of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  north Pocahontas Road is irrigated (about 26 acres). In the SW $\frac{1}{4}$  NE $\frac{1}{4}$  the final proof map shows 14 acres of primary water rights north of Pocahontas Road. This is 4 acres larger than actual size of the  $\frac{1}{4}$   $\frac{1}{4}$  north of Pocahontas Road.

Gerry and I spoke about the project on Tuesday when I called him about another topic. We discussed a strategy to resolve the issue.

- The Rohners will submit an application for a primary water right using water from their well for the acreage in the SE¼ NE¼ of section 11. The OWRD will waive the permit application fee.

They will wait for the permit to be issued before completing the next two steps.

- The Rohners will submit the COBU for G16009 which will not prove up on the portion in the SE¼ NE¼ of section 11.
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Please review these steps to make sure I have accurately summarized the strategy for addressing the issues.

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Nancy

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