

10 - 13 - 18

State Printing Dept. 33881

Form C

IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.
Fill out, detach, and mail to the State Engineer, Salem, Oregon, when all of the water has been applied.

Application No. U-610

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Gladys L. Rogers, the holder of Permit No. 4-558
to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1 day of now, 1953.

Remarks: _____

IN WITNESS WHEREOF, I have hereunto set my hand this 23 day of Mar, 1954

(Signature of Applicant)

(Address)

RECEIVED

MAR 25 1954

STATE ENGINEER
SALEM, OREGON

Route 2 (P.O. Box 359 - The Dalles, O)

JAN 24 1955 FORM 125 WELL

APR 6 1956 FORM 125 WELL

U-610



Oregon

Tina Kotek, 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.oregon.gov/owrd

March 3, 2025

A & L Vineyard Enterprises LLC
PO BOX 274
Bingen, WA 98605

Reference: File T-13081

We have received your application for extension of the time limit to make complete application of water under T-13081. We also have your check in the amount of \$780.00. A copy of receipt number 144469 is enclosed.

The application indicates reasonable diligence toward completion of the proposed project. **The time limit to make complete application of water is extended to October 1, 2029.** The order approving the extension was entered February 28, 2025, at Vol:134, Page:2.

The time allowed to complete the transfer is specified in the final order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed may be lost.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the extension final order, whichever occurs first.

If you have any questions, please contact the Ann Reece at 503-979-3214.

Sincerely,

David V. Jones Jr
Water Right Services Support
Transfers and Conservation Section

cc: Robert L. Wood, Watermaster Dist. #3 (via email)
Larry M. Toll, Agent
Wasco County, Local Government

Enclosure

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

In the Matter of Application for Extension)	FINAL ORDER APPROVING AN EXTENSION
of Time for Transfer Application T-13081,)	OF TIME FOR A PERMANENT TRANSFER
Wasco County)	

Applicant

A & L Vineyard Enterprises, LLC;
ABN Windhorse Vineyard
12119 Stratford Dr., Suite B
Clive, IA 50325

Authority

Oregon Administrative Rules (OAR) 690-380-5140(2) authorizes the Department to grant an extension of time to complete a transfer.

OAR 690-380-6020 establishes an application process and criteria for the review of extensions of time to complete a transfer as authorized by a final order issued under OAR Division 380.

OAR 690-380-6020 (3) establishes that extensions are granted for one year, from October 1 to October 1 of each year. Extensions may be granted for longer time if the applicant can justify the need for a longer period of time by submission of pertinent evidence.

Findings of Fact

1. On December 27, 2024, the Department received an application for extension of time for Transfer Application T-13081.
2. On March 25, 2020, the Department signed an order, which was mailed on March 26, 2020, approving Transfer Application T-13081 to change place of use and add additional points of appropriation. The order was recorded in Special Order Volume 116, Pages 329-335. The order set a transfer completion date of October 1, 2024.
3. Since the approval of the transfer, the applicant has installed flow meters, made approved changes to most of the place of use, and has started to irrigate the acres that have been completed.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

4. To fully complete the change, the applicant needs to complete the changes to the entirety of the approved place of use, install irrigation lines, connect to the existing water delivery system, irrigate the full place of use, and make full beneficial use of the water.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2029. Consistent with OAR 690-380-6020, the applicant provided sufficient justification in the extension application to grant an extension for more than one year. The Department will extend the transfer completion date to October 1, 2029.

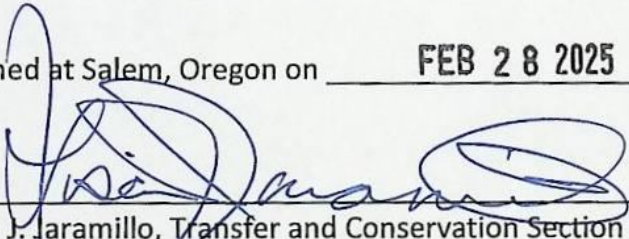
Conclusions of Law

Pursuant to OAR 690-380-6020, the Director of the Water Resources Department concludes the applicant has shown reasonable diligence to complete the transfer within the time period established by the order approving Transfer Application T-13081.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-13081 shall be extended to **October 1, 2029**.

Signed at Salem, Oregon on FEB 28 2025.



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

Mailing date: MAR 03 2025



Oregon

Kate Brown, Governor

U-610
Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

March 25, 2020

A & L VINEYARD ENTERPRISES LLC
PO BOX 274
BINGEN, WA 98605

REFERENCE: Transfer Application T-13081

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Kelly Starnes, by telephone at (503) 986-0886 or by e-mail at Patrick.K.Starnes@oregon.gov.

Sincerely,

Julie C. Baustian
Water Right Services Support
Transfers and Conservation Section

cc: Robert L. Wood, Watermaster Dist. #3 (via email)
Wasco County
Larry M. Toll, Agent

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-13081, Wasco County	)	CHANGES IN PLACE OF USE AND
	)	ADDITIONAL POINTS OF
	)	APPROPRIATION

Authority

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

Applicant

A & L VINEYARD ENTERPRISES, LLC
5450 MILL CREEK RD.
THE DALLES, OR 97058

Agent

TENNESON ENGINEERING CORP.
ATTN: LARRY TOLL
3775 CRATES WAY
THE DALLES, OR 97058

Findings of Fact

1. On December 26, 2018, A & L Vineyard Enterprises, LLC, filed an application to change the place of use and add additional points of appropriation under Certificates 88292 and 88293. The Department assigned the application number T-13081.
2. On November 20, 2018, Temporary Transfer T-13003 was approved. The temporary transfer proposed a temporary change in place of use under Certificates 88292 and 88293 for a period of four years.
3. Notice of the application for transfer was published on January 1, 2019, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
4. On June 24, 2019, the agent for the applicant submitted a new revised map and associated revised Table 1 of the application for both water rights.

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

5. On July 1, 2019, the Department sent out a draft of the Preliminary Determination and set forth a deadline of July 31, 2019, for the applicant to respond. On July 19, 2019, the agent for the applicant requested additional time for completion of the transfer to be extended to October 1, 2024, to guarantee adequate time to complete the project. The Department approved the additional time for completion of the transfer to be extended to October 1, 2024, to make full beneficial use of water under the terms and conditions of this transfer.
6. On January 28, 2020, the Department issued a Preliminary Determination proposing to approve Transfer T-13081 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on January 28, 2020, and in the Dalles Chronicle newspaper on February 1 and 8, 2020 pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
8. The portion of the primary right and its layered supplemental water right to be transferred is as follows:

Certificate: 88292 in the name of LONNIE WRIGHT (perfected under Permit U-480)
Use: IRRIGATION of 15.2 ACRES
Priority Date: SEPTEMBER 29, 1952
Rate: 0.1177 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: TWO WELLS within the MILL CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL; WASC 2598 - 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL; WASC 51130 - 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

Certificate: 88293 in the name of LONNIE WRIGHT (perfected under Permit U-558)
Use: SUPPLEMENTAL IRRIGATION of 15.2 ACRES
Priority Date: JUNE 4, 1953
Rate: 0.0725 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: TWO WELLS within the MILL CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL; WASC 2598 - 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL; WASC 51130 - 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

Authorized Places of Use:

Twp	Rng	Mer	Sec	Q - Q	GLot	DLC	Acres	
							Cert# 88292 (IR)	Cert# 88293 (IS)
1 N	13 E	WM	18	NE SW		44	2.1	2.1
1 N	13 E	WM	18	NW SW		44	12.2	12.2
1 N	13 E	WM	18	SW SW	5		0.9	0.9
Total							15.2	15.2

9. Transfer Application T-13081 proposes to change the place of use of the above described rights to a combination of micro-irrigated strips within a larger land parcel. The acreages below represent the proposed irrigated area:

Twp	Rng	Mer	Sec	Q - Q	Acres	
					Cert# 88292 (IR)	Cert# 88293 (IS)
1 N	12 E	WM	24	NW NE	0.2	0.2
1 N	12 E	WM	24	SW NE	5.9	5.9
1 N	12 E	WM	24	SE NE	0.5	0.5
1 N	12 E	WM	24	NE NW	2.7	2.7
1 N	12 E	WM	24	NW NW	0.4	0.4
1 N	12 E	WM	24	NE SE	0.6	0.6
1 N	12 E	WM	24	NW SE	4.9	4.9
Total					15.2	15.2

10. Transfer Application T-13081 also proposes to add an additional point of appropriation to the above described rights southwest approximately 4450 feet from the Old Well and approximately 4950 feet from the New Well to:

Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
1 N	12 E	WM	24	NE NW	44	VINEYARD WELL - 365 FEET SOUTH AND 75 FEET WEST FROM THE N¼ CORNER OF SECTION 24

11. The applicant completed two temporary transfers (T-11823, and T-13003) proposing micro-irrigation. The applicant demonstrated during irrigation seasons of 2015 to 2018, their ability to irrigate only the crop rows without encroaching into the dry row areas located in between the crop rows. The Watermaster stated that the applicant submitted data satisfactorily demonstrating they could dry up the rows located in between the crop rows. Therefore, the Department accepts this permanent transfer application proposing a change in place of use for micro-irrigation and makes a positive finding that no injury or enlargement would occur as a result of this transfer.
12. Temporary transfer T-13003 must expire or be terminated by order of the Department prior to approval of this transfer application.

13. On January 13, 2020, the applicant's agent submitted authorization to terminate Temporary Transfer T-13003 with the approval of T-13081.

Transfer Review Criteria (OAR 690-380-4010)

14. Water has been used within the last five years prior to the submittal of Transfer Application T-13081 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
15. Wells, pumps, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-13081.
16. If properly conditioned with requirements to install water measurement and soil moisture monitoring equipment, the proposed changes would not result in enlargement of the rights.
17. The proposed changes would not result in injury to other water rights.
18. All other application requirements are met.

Conclusions of Law

The changes in place of use and additional points of appropriation proposed in Transfer Application T-13081 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The changes in place of use and additional points of appropriation proposed in Transfer Application T-13081 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 88292 and 88293 and any related decree.
3. Water right Certificates 88292 and 88293 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.
4. The quantity of water diverted at the new additional point of appropriation (Vineyard Well), together with that diverted at the original points of appropriation (Old Well and New Well), shall not exceed the quantity of water lawfully available at the original points of appropriation (Old Well and New Well).
5. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
6. The former place of use of the transferred right shall no longer receive water under the right.

7. Water use measurement conditions:

The water user shall install and maintain a water flow and soil moisture monitoring system.

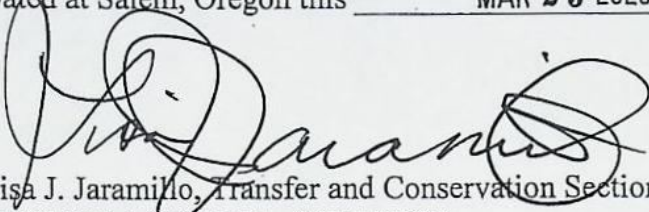
- a) Before water use may begin under this order, the water user shall install a series of totalizing flow meters for the points of appropriation and the lands to be irrigated under this application, or, with prior approval of the Director, another suitable measuring device at each point of appropriation.
- 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.
- d) The water user shall install and maintain valves and in-line flow meters or other suitable devices for controlling, measuring and recording the quantity of water diverted. In-line flow meters shall be installed at each well and each field control manifold serving the drip irrigated areas. The type and plans of the valves and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
- e) The water user shall operate and maintain the valves and measuring devices, as needed. The Watermaster may monitor the system and accuracy of the measuring devices, as needed.
- f) Flow meter readings shall be collected at a minimum of weekly intervals until one week past the end of the irrigation season. Flow meter data collected from the monitoring system shall be reported to the Watermaster within 3 days of the data collection date, as approved by the Watermaster. The Watermaster can approve less frequent reporting intervals if the project demonstrates, to the satisfaction of the Department, compliance with all conditions.
- g) The monitoring system shall include Gro-Point Sensors or a similar monitoring system capable of accuracy that is equivalent to or superior to the level of accuracy provided by the Gro-Point system. The type of system and installation plans must be approved by the Watermaster prior to installation.
- h) The soil moisture monitoring system may include up to ten paired sites and three control sites located adjacent to the planted area, such that the control sites share similar soil type, aspect and light conditions as the monitoring sites in the planted area. Each paired site shall consist of a pair of access tubes located within the dry non-irrigated strip between irrigated strips. Each access tube should be placed so that the outer edge of the probe's zone of influence will be within 2 inches of the edge of the irrigated strip. Additional soil moisture monitoring stations shall be installed as required by the Watermaster where conditions dictate more monitoring stations are required to effectively determine irrigation is occurring only where there is an appurtenant water right. The monitoring program, including both the number and location of the monitoring sites, shall be approved by the Watermaster prior to installation. The Watermaster can approve fewer soil moisture monitoring sites if the data collected is

sufficient, to the satisfaction of the Department, for verifying there is no injury or enlargement.

- i) Soil moisture content shall be monitored continuously or collected at a minimum of weekly intervals until one week past the end of the irrigation season. Soil moisture data collected from the monitoring system shall be reported to the Watermaster in summary format including equipment used and monitoring data listed by station and measurement field, as approved by the Watermaster.
 - j) Soil moisture reports shall be made during the first week prior to the irrigation season and once per week during the first three weeks of the irrigation season. Unless otherwise required by the Watermaster, soil moisture data collected shall be reported to the Watermaster within 3 days of the data collection date. Reporting requirements may be modified, as dictated by the Watermaster or upon written request from the water user subject to approval of the Watermaster. However, review of the monitoring program can occur at any time with a formal request from the water user or the Watermaster. Modification to the monitoring program may occur at any time as deemed necessary and/or appropriate by the Watermaster.
 - k) Upon reasonable notice the water user shall provide the Watermaster access to metering equipment and moisture monitoring stations as well as access to monitoring data and flow data, including access to real time data on an internal web site or computer.
 - l) The water user shall promptly inform the Watermaster of any situation that result in the application of water to any land without a water right, including but not limited to the areas between crop rows. The water user shall also inform the Watermaster of the course of action taken by the water user to correct the problem and prevent the future occurrence of similar events.
8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

10. Temporary transfer T-13003 is hereby terminated and no longer of any force or effect.

Dated at Salem, Oregon this MAR 25 2020,

A handwritten signature in black ink, appearing to read 'Lisa J. Jaramillo', is written over the printed name and title.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date: _____

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES, OR 97058

confirms the right to use the waters of TWO WELLS, within the MILL CREEK BASIN for SUPPLEMENTAL IRRIGATION of 112.7 ACRES.

This right was perfected under Permit U-558. The date of priority is JUNE 4, 1953. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.5375 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the points of appropriation.

The wells are located as follows:

Twsp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL; WASC 2598 - 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL; WASC 51130 - 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

SUPPLEMENTAL IRRIGATION							
Twsp	Rng	Mer	Sec	Q - Q	GLot	DLC	Acres
1 N	12 E	WM	13	SE NE		44	6.0
1 N	12 E	WM	13	NE SE		44	8.4
1 N	12 E	WM	13	SE SE			20.6
1 N	13 E	WM	18	SW NW		44	26.8
1 N	13 E	WM	18	SE NW		44	0.3
1 N	13 E	WM	18	NE SW	3		21.3
1 N	13 E	WM	18	SW SW		44	15.4
1 N	13 E	WM	18	SW SW	5		0.1
1 N	13 E	WM	18	SE SW	4		13.8
Total							112.7

Measurement, recording and reporting condition:

- The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.

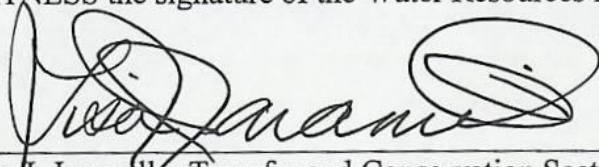
Water shall be acquired from the same aquifer (water source) as the original point of appropriation, WASC 2598.

This certificate describes that portion of water right Certificate 88293, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 25 2020, approving Transfer Application T-13081.

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

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

WITNESS the signature of the Water Resources Director, affixed MAR 25 2020.

A handwritten signature in black ink, appearing to read "Lisa J. Jaramillo", is written over a horizontal line.

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES, OR 97058

confirms the right to use the waters of TWO WELLS, within the MILL CREEK BASIN for IRRIGATION of 112.7 ACRES.

This right was perfected under Permit U-480. The date of priority is SEPTEMBER 29, 1952. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.8723 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the points of appropriation.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL; WASC 2598 - 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL; WASC 51130 - 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q - Q	GLot	DLC	Acres
1 N	12 E	WM	13	SE NE		44	6.0
1 N	12 E	WM	13	NE SE		44	8.4
1 N	12 E	WM	13	SE SE			20.6
1 N	13 E	WM	18	SW NW		44	26.8
1 N	13 E	WM	18	SE NW		44	0.3
1 N	13 E	WM	18	NE SW	3		21.3
1 N	13 E	WM	18	SW SW		44	15.4
1 N	13 E	WM	18	SW SW	5		0.1
1 N	13 E	WM	18	SE SW	4		13.8
Total							112.7

The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.

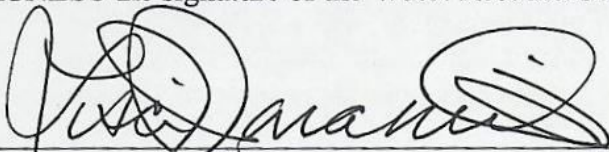
Water shall be acquired from the same aquifer (water source) as the original point of appropriation, WASC 2598.

This certificate describes that portion of water right Certificate 88292, State Record of Water Right Certificate ~~MAR 25 2020~~ modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application T-13081.

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

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

WITNESS the signature of the Water Resources Director, affixed _____ ~~MAR 25 2020~~ _____.



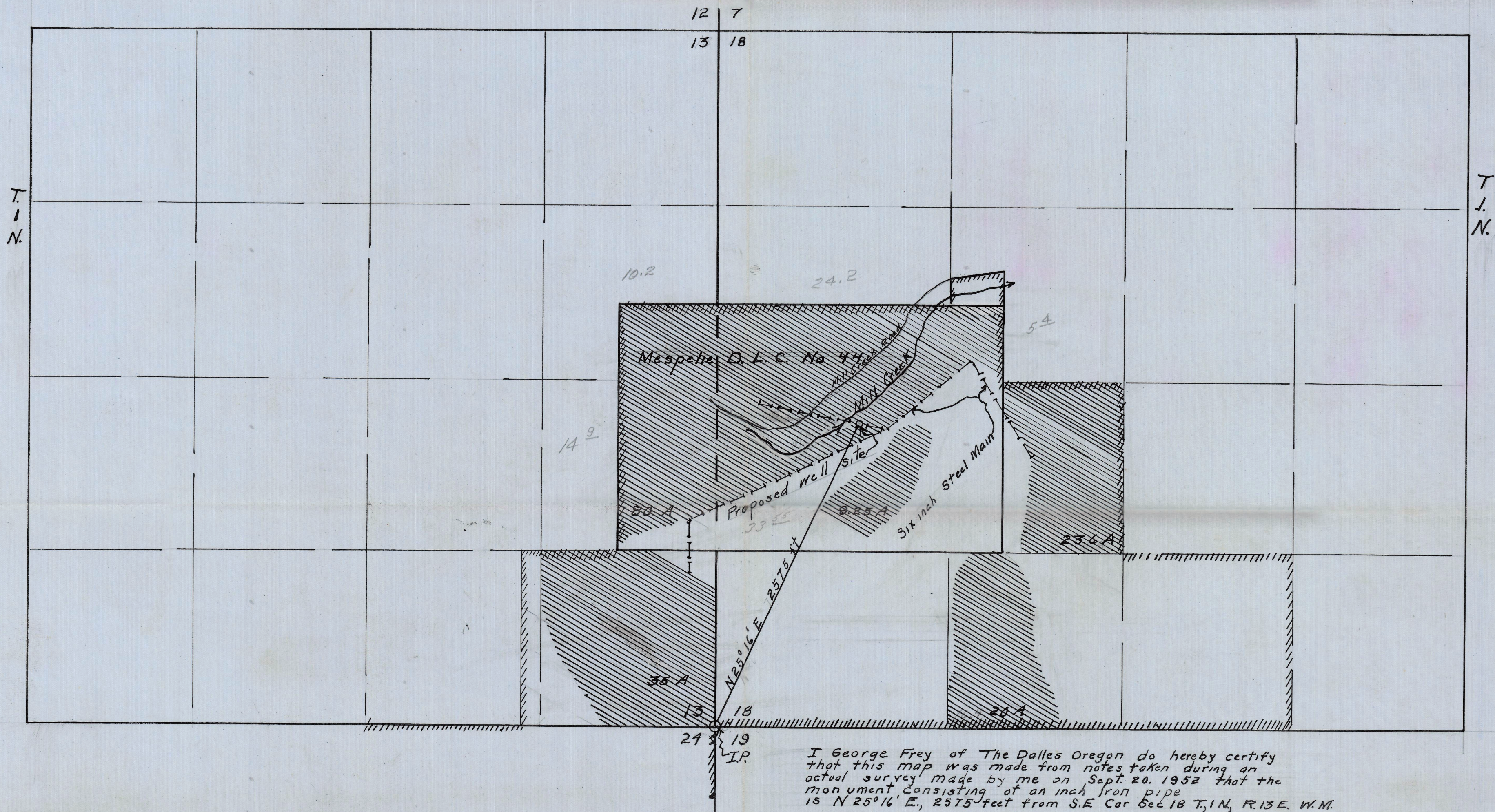
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Underground Water right Application for The Pines

Wasco County Oregon
Sept 22 1952 Scale 1 inch = 600 feet

RECEIVED
SEP 24 1952
STATE ENGINEER
SALEM, OREGON

Range 12 E Range 13 E W.M.



I George Frey of The Dalles Oregon do hereby certify that this map was made from notes taken during an actual survey made by me on Sept. 20. 1952 that the monument consisting of an inch iron pipe is N 25 1/4 E, 2575 feet from S.E. Cor Sec 18 T.1 N, R.13 E. W.M.

George Frey

Application No. U-529

Permit No. U-480

George Frey

Application No. U-610

Permit No. U-558



Oregon

Kate Brown, Governor

November 20, 2018

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

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES, OR 97058

REFERENCE: Temporary Transfer Application T-13003

Enclosed is a copy of the final order approving your TEMPORARY water right transfer application.

The temporary change shall be effective at the **beginning of the irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2022 irrigation season**.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Arla Davis, by telephone at (503) 986-0806 or by e-mail at Arla.L.Davis@oregon.gov.

Sincerely,

Stacy H. Phillips
Water Rights Services Support
Transfers and Conservation Section

cc: Robert L. Wood, Watermaster Dist. # 3 (via email)
Larry Toll, Agent
Wasco County

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-13003, Wasco County	)	TEMPORARY CHANGE IN PLACE OF
	)	USE

Authority

Oregon Revised Statute (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES, OR 97058

Findings of Fact

1. On August 13, 2018, LONNIE WRIGHT filed an application to temporarily change the place of use under Certificates 88292 and 88293 for a period of 4 years. The Department assigned the application number T-13003.
2. Notice of the application for transfer was published on August 21, 2018, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the first right to be transferred is as follows:

Certificate:	88292 in the name of LONNIE WRIGHT (perfected under Permit U-480)
Use:	IRRIGATION of 15.2 ACRES
Priority Date:	SEPTEMBER 29, 1952
Rate:	0.12 CUBIC FOOT PER SECOND
Limit/Duty:	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall be further limited to a diversion of not to exceed 0.12 CFS.
Source:	TWO WELLS within the MILL CREEK BASIN

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

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL (WASC 2598): 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL: 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		44	2.1
1 N	13 E	WM	18	NW SW		44	12.2
1 N	13 E	WM	18	SW SW	5		0.9
Total							15.2

4. Temporary Transfer Application T-13003 proposes to temporarily change the place of use of the right to a combination of irrigated and non-irrigated strips within a larger land parcel. The acreage below represents the proposed irrigated area:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	NW NE	0.2
1 N	12 E	WM	24	SW NE	3.8
1 N	12 E	WM	24	SW NE	2.1
1 N	12 E	WM	24	SE NE	0.5
1 N	12 E	WM	24	NE NW	1.2
1 N	12 E	WM	24	NE NW	1.5
1 N	12 E	WM	24	NW NW	0.4
1 N	12 E	WM	24	NE SE	0.6
1 N	12 E	WM	24	NW SE	3.7
1 N	12 E	WM	24	NW SE	1.2
Total					15.2

5. The portion of the second right to be transferred is as follows:

Certificate: 88293 in the name of LONNIE WRIGHT (perfected under Permit U-558)
Use: SUPPLEMENTAL IRRIGATION of 15.2 ACRES
Priority Date: JUNE 4, 1953
Rate: 0.07 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: TWO WELLS within the MILL CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL (WASC 2598): 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL: 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		44	2.1
1 N	13 E	WM	18	NW SW		44	12.2
1 N	13 E	WM	18	SW SW	5		0.9
Total							15.2

6. Temporary Transfer Application T-13003 proposes to temporarily change the place of use of the right to a combination of irrigated and non-irrigated strips within a larger land parcel. The acreage below represents the proposed irrigated area:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	NW NE	0.2
1 N	12 E	WM	24	SW NE	3.8
1 N	12 E	WM	24	SW NE	2.1
1 N	12 E	WM	24	SE NE	0.5
1 N	12 E	WM	24	NE NW	1.2
1 N	12 E	WM	24	NE NW	1.5
1 N	12 E	WM	24	NW NW	0.4
1 N	12 E	WM	24	NE SE	0.6
1 N	12 E	WM	24	NW SE	3.7
1 N	12 E	WM	24	NW SE	1.2
Total					15.2

Temporary Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
- Due to the complexity of the layout of the fields to be irrigated, the proposed change in place of use could result in enlargement of the rights if the application of water extends beyond the proposed place of use. Absent soil moisture monitoring, it would be impossible to determine whether enlargement was occurring.
- Adherence to the water flow measurement and soil moisture monitoring conditions listed below would provide the tools necessary to determine that enlargement is not occurring.

11. The proposed change, as conditioned, would not result in enlargement of the rights.
12. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-13003 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

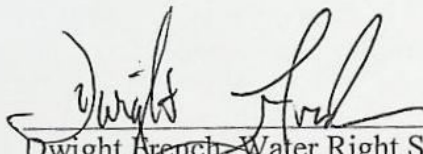
1. The temporary change in place of use proposed in Temporary Transfer Application T-13003 is approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2019, 2020, 2021, and 2022 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2022 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificates 88292 and 88293 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 88292 and 88293.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. The water user shall install and maintain a water flow and soil moisture monitoring system.
 - a) Before water use may begin under this order, the water user shall install a series of totalizing flow meters for the points of appropriation and the lands to be irrigated under this application, 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.
 - d) The water user shall install and maintain valves and in-line flow meters or other suitable devices for controlling, measuring and recording the quantity of water diverted. In-line

flow meters shall be installed at each well and each field control manifold serving the drip irrigated areas. The type and plans of the valves and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

- e) The water user shall operate and maintain the valves and measuring devices, as needed. The Watermaster may monitor the system and accuracy of the measuring devices, as needed.
- f) Flow meter readings shall be collected at a minimum of weekly intervals until one week past the end of the irrigation season. Flow meter data collected from the monitoring system shall be reported to the Watermaster within 3 days of the data collection date, as approved by the Watermaster.
- g) The monitoring system shall include Gro-Point Sensors or a similar monitoring system capable of accuracy that is equivalent to or superior to the level of accuracy provided by the Gro-Point system. The type of system and installation plans must be approved by the Watermaster prior to installation.
- h) The soil moisture monitoring system may include up to ten paired sites and three control sites located adjacent to the planted area, such that the control sites share similar soil type, aspect and light conditions as the monitoring sites in the planted area. Each paired site shall consist of a pair of access tubes located within the dry non-irrigated strip between irrigated strips. Each access tube should be placed so that the outer edge of the probe's zone of influence will be within 2 inches of the edge of the irrigated strip. Additional soil moisture monitoring stations shall be installed as required by the Watermaster where conditions dictate more monitoring stations are required to effectively determine irrigation is occurring only where there is an appurtenant water right. The monitoring program, including both the number and location of the monitoring sites, shall be approved by the Watermaster prior to installation.
- i) Soil moisture content shall be monitored continuously or collected at a minimum of weekly intervals until one week past the end of the irrigation season. Soil moisture data collected from the monitoring system shall be reported to the Watermaster in summary format including equipment used and monitoring data listed by station and measurement field, as approved by the Watermaster.
- j) Soil moisture reports shall be made during the first week prior to the irrigation season and once per week during the first three weeks of the irrigation season. Unless otherwise required by the Watermaster, soil moisture data collected shall be reported to the Watermaster within 3 days of the data collection date. Reporting requirements may be modified, as dictated by the Watermaster or upon written request from the water user subject to approval of the Watermaster. However, review of the monitoring program can occur at any time with a formal request from the water user or the Watermaster. Modification to the monitoring program may occur at any time as deemed necessary and/or appropriate by the Watermaster.

- k) Upon reasonable notice the water user shall provide the Watermaster access to metering equipment and moisture monitoring stations as well as access to monitoring data and flow data, including access to real time data on an internal web site or computer.
 - l) The water user shall promptly inform the Watermaster of any situation that result in the application of water to any land without a water right, including but not limited to the areas between crop rows. The water user shall also inform the Watermaster of the course of action taken by the water user to correct the problem and prevent the future occurrence of similar events.
 - m) If water is applied to lands without water rights, including but not limited to, the area between the crop rows, the Watermaster may regulate the water use until the soil moisture and flow data demonstrate that the areas without water rights are no longer receiving water.
 - n) If, at any time the Watermaster determines that the water user has not taken all necessary precautions to ensure that areas without appurtenant water rights, including areas between crop rows, are not receiving water this temporary transfer may be terminated. If this transfer is terminated, the water rights subject to this transfer will revert to their original place of use.
9. The use of the remaining water rights described by Certificates 88292 and 88293 shall continue to be in accordance with the terms and conditions of Certificates 88292 and 88293.

Dated at Salem, Oregon this NOV 20 2018



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

Mailing Date: NOV 21 2018



Oregon

John A. Kitzhaber, MD, Governor

4610

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

July 29, 2014

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES, OR 97058

REFERENCE: Temporary Transfer Application T-11823

Enclosed is a copy of the final order approving your TEMPORARY water right transfer application.

The temporary change shall be effective at the **beginning of the irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2018 irrigation season**.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker by telephone at (503) 986-0890 or by e-mail at Sarah.A.Henderson@ wrd.state.or.us.

Sincerely,

Codi Holmes
Water Rights Services Support
Transfers and Conservation Section

cc: Robert L. Wood, Watermaster Dist. # 3 (via email)
Larry Toll, Agent

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-11823, Wasco County	)	TEMPORARY CHANGE IN PLACE OF
	)	USE

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES, OR 97058

Findings of Fact

1. On June 2, 2014, LONNIE WRIGHT filed an application to temporarily change the place of use under Certificates 88292 and 88293 for a period of 4 years. The Department assigned the application number T-11823.
2. Notice of the application for transfer was published on June 10, 2014, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the first right to be transferred is as follows:

Certificate:	88292 in the name of LONNIE WRIGHT (perfected under Permit U-480)
Use:	IRRIGATION of 15.2 ACRES
Priority Date:	SEPTEMBER 29, 1952
Rate:	0.12 CUBIC FOOT PER SECOND
Limit/Duty:	The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall be further limited to a diversion of not to exceed 0.12 CFS.

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

Source: TWO WELLS within the MILL CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL (WASC 2598): 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL: 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		44	2.1
1 N	13 E	WM	18	NW SW		44	12.2
1 N	13 E	WM	18	SW SW	5		0.9

4. Temporary Transfer Application T-11823 proposes to temporarily change the place of use of the right to a combination of irrigated and non-irrigated strips within a larger land parcel. The acreage below represents the proposed irrigated area:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	NW NE	0.1
1 N	12 E	WM	24	SW NE	7.4
1 N	12 E	WM	24	SE NE	0.9
1 N	12 E	WM	24	NE NW	2.0
1 N	12 E	WM	24	SE NW	0.1
1 N	12 E	WM	24	NE SE	0.4
1 N	12 E	WM	24	NW SE	4.3

5. The portion of the second right to be transferred is as follows:

Certificate: 88293 in the name of LONNIE WRIGHT (perfected under Permit U-558)

Use: SUPPLEMENTAL IRRIGATION of 15.2 ACRES

Priority Date: JUNE 4, 1953

Rate: 0.07 CUBIC FOOT PER SECOND

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

Source: TWO WELLS within the MILL CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL (WASC 2598): 940 FEET SOUTH AND 1205 FEET WEST FROM THE NE CORNER OF DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL: 815 FEET SOUTH AND 685 FEET WEST FROM THE NE CORNER OF DLC 44

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		44	2.1
1 N	13 E	WM	18	NW SW		44	12.2
1 N	13 E	WM	18	SW SW	5		0.9

6. Temporary Transfer Application T-11823 proposes to temporarily change the place of use of the right to a combination of irrigated and non-irrigated strips within a larger land parcel. The acreage below represents the proposed irrigated area:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	NW NE	0.1
1 N	12 E	WM	24	SW NE	7.4
1 N	12 E	WM	24	SE NE	0.9
1 N	12 E	WM	24	NE NW	2.0
1 N	12 E	WM	24	SE NW	0.1
1 N	12 E	WM	24	NE SE	0.4
1 N	12 E	WM	24	NW SE	4.3

Temporary Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
- Due to the complexity of the layout of the fields to be irrigated, the proposed change in place of use could result in enlargement of the rights if the application of water extends beyond the proposed place of use. Absent soil moisture monitoring, it would be impossible to determine whether enlargement was occurring.
- Adherence to the water flow measurement and soil moisture monitoring conditions listed below would provide the tools necessary to determine that enlargement is not occurring.
- The proposed change, as conditioned, would not result in enlargement of the rights.

12. The proposed change, as conditioned would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-11823 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

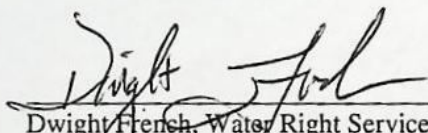
1. The temporary change in place of use proposed in Temporary Transfer Application T-11823 is approved.
2. The water user shall install and maintain a water flow and soil moisture monitoring system.
 - a) Before water use may begin under this order, the water user shall install a series of totalizing flow meters for the points of appropriation and the lands to be irrigated under this application, 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.
 - d) The water user shall install and maintain valves and in-line flow meters or other suitable devices for controlling, measuring and recording the quantity of water diverted. In-line flow meters shall be installed at each well and each field control manifold serving the drip irrigated areas. The type and plans of the valves and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
 - e) The water user shall operate and maintain the valves and measuring devices, as needed. The Watermaster may monitor the system and accuracy of the measuring devices, as needed.
 - f) Flow meter readings shall be collected at a minimum of weekly intervals until one week past the end of the irrigation season. Flow meter data collected from the monitoring system shall be reported to the Watermaster within 3 days of the data collection date, as approved by the Watermaster.
 - g) The monitoring system shall include Gro-Point Sensors or a similar monitoring system capable of accuracy that is equivalent to or superior to the level of accuracy provided by the Gro-Point system. The type of system and installation plans must be approved by the Watermaster prior to installation.

- h) The soil moisture monitoring system may include up to ten paired sites and three control sites located adjacent to the planted area, such that the control sites share similar soil type, aspect and light conditions as the monitoring sites in the planted area. Each paired site shall consist of a pair of access tubes located within the dry non-irrigated strip between irrigated strips. Each access tube should be placed so that the outer edge of the probe's zone of influence will be within 2 inches of the edge of the irrigated strip. Additional soil moisture monitoring stations shall be installed as required by the Watermaster where conditions dictate more monitoring stations are required to effectively determine irrigation is occurring only where there is an appurtenant water right. The monitoring program, including both the number and location of the monitoring sites, shall be approved by the Watermaster prior to installation.
- i) Soil moisture content shall be monitored continuously or collected at a minimum of weekly intervals until one week past the end of the irrigation season. Soil moisture data collected from the monitoring system shall be reported to the Watermaster in summary format including equipment used and monitoring data listed by station and measurement field, as approved by the Watermaster.
- j) Soil moisture reports shall be made during the first week prior to the irrigation season and once per week during the first three weeks of the irrigation season. Unless otherwise required by the Watermaster, soil moisture data collected shall be reported to the Watermaster within 3 days of the data collection date. Reporting requirements may be modified, as dictated by the Watermaster or upon written request from the water user subject to approval of the Watermaster. However, review of the monitoring program can occur at any time with a formal request from the water user or the Watermaster. Modification to the monitoring program may occur at any time as deemed necessary and/or appropriate by the Watermaster.
- k) Upon reasonable notice the water user shall provide the Watermaster access to metering equipment and moisture monitoring stations as well as access to monitoring data and flow data, including access to real time data on an internal web site or computer.
- l) The water user shall promptly inform the Watermaster of any situation that result in the application of water to any land without a water right, including but not limited to the areas between crop rows. The water user shall also inform the Watermaster of the course of action taken by the water user to correct the problem and prevent the future occurrence of similar events.
- m) If water is applied to lands without water rights, including but not limited to, the area between the crop rows, the Watermaster may regulate the water use until the soil moisture and flow data demonstrate that the areas without water rights are no longer receiving water.
- n) If, at any time the Watermaster determines that the water user has not taken all necessary precautions to ensure that areas without appurtenant water rights, including areas between crop rows, are not receiving water this temporary transfer may be

terminated. If this transfer is terminated, the water rights subject to this transfer will revert to their original place of use.

3. The former place of use **shall not** be irrigated as part of these water rights during the 2015, 2016, 2017, and 2018 irrigation seasons.
4. The use shall revert to the authorized place of use at the end of the 2018 irrigation season.
5. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
6. A subsequent application for permanent transfer of Certificates 88292 and 88293 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
7. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 88292 and 88293 and any related decree.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
9. The use of the remaining water rights described by Certificates 88292 and 88293 shall continue to be in accordance with the terms and conditions of Certificates 88292 and 88293.

Dated at Salem, Oregon this 25 day of July, 2014.


Dwight French, Water Right Services Division Administrator, for
Director, Oregon Water Resources Department

Mailing Date: JUL 30 2014

U-610

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES OR 97058

confirms the right to use the waters of TWO WELLS, within the MILL CREEK BASIN for SUPPLEMENTAL IRRIGATION of 127.9 ACRES.

This right was perfected under permit U-558. The date of priority is JUNE 4, 1953. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.61 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of appropriation.

The points of appropriation are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
1 N	13 E	WM	18	NW SW	44	OLD WELL; WASC 2598 - 940 FEET SOUTH AND 1205 FEET WEST FROM NE CORNER, DLC 44
1 N	13 E	WM	18	NW SW	44	NEW WELL - 815 FEET SOUTH AND 685 FEET WEST FROM NE CORNER, DLC 44

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	12 E	WM	13	SE NE		44	6.00
1 N	12 E	WM	13	NE SE		44	8.40
1 N	12 E	WM	13	SE SE			20.60
1 N	13 E	WM	18	SW NW		44	26.80
1 N	13 E	WM	18	SE NW		44	0.30
1 N	13 E	WM	18	NE SW		44	2.10

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW	3		21.30
1 N	13 E	WM	18	NW SW		44	27.60
1 N	13 E	WM	18	SW SW	5		1.00
1 N	13 E	WM	18	SE SW	4		13.80

Measurement, recording and reporting condition:

- A. The water user shall maintain, in good working order, a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation.

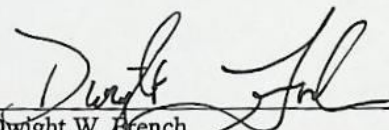
Water shall be acquired from the same aquifer (water source) as the original point of appropriation, WASC 2598.

The quantity of water diverted at the additional point of appropriation (well), together with the quantity of diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.

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

This certificate is issued to confirm an ADDITIONAL POINT OF APPROPRIATION approved by an order of the Water Resources Director entered January 29, 2008, at Special Order Volume 74, Page 99, approving Transfer Application 10218, and together with Certificate 83855, supersedes Certificate 22893, State Record of Water Right Certificates.

Issued MAY 15 2013


Dwight W. French
Administrator, Water Right Services, for
Phillip C. Ward, Director

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-10511, Wasco County	)	TEMPORARY CHANGE IN PLACE OF
	)	USE

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

LONNIE WRIGHT
5450 MILL CREEK RD.
THE DALLES, OR 97058

Agent

TENNESON ENGINEERING CORP.
ATTN – LARRY TOLL
409 LINCOLN ST.
THE DALLES, OR 97058

Findings of Fact

Background

1. On December 21, 2007, Lonnie Wright filed an application to temporarily change the place of use under Certificates 22885 and 22893 for a period of three years. The Department assigned the application number T-10511.
2. The portion of the first right to be transferred is as follows:

Certificate: 22885 in the name of THE PINES (GLADYS L. ROGERS) (perfected under Permit U-480)

Use: IRRIGATION of 15 ACRES

Priority Date: SEPTEMBER 29, 1952

Rate: 0.12 CUBIC FOOT PER SECOND (CFS)

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3 acre-feet per acre during the irrigation season of each year

Source: THE PINES WELL

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	13 E	WM	18	NW SW	Mespelie DLC #44

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		Mespelie DLC #44	2.1
1 N	13 E	WM	18	NW SW		Mespelie DLC #44	12.2
1 N	13 E	WM	18	SW SW	5		0.7

3. Transfer Application T-10511 proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	SW NE	10.0
1 N	12 E	WM	24	NE NW	5.0

4. The portion of the second right to be transferred is as follows:

Certificate: 22893 in the name of THE PINES (GLADYS L. ROGERS) (perfected under Permit U-558)

Use: SUPPLEMENTAL IRRIGATION of 15 ACRES

Priority Date: JUNE 4, 1953

Rate: 0.07 CUBIC FOOT PER SECOND (CFS)

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 3 acre-feet per acre during the irrigation season of each year

Source: THE PINES WELL

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	13 E	WM	18	NW SW	Mespelie DLC #44

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	NE SW		Mespelie DLC #44	2.1
1 N	13 E	WM	18	NW SW		Mespelie DLC #44	12.2
1 N	13 E	WM	18	SW SW	5		0.7

5. Transfer Application T-10511 proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	12 E	WM	24	SW NE	10.0
1 N	12 E	WM	24	NE NW	5.0

6. Notice of the application for temporary transfer was published on January 8, 2008, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.

7. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
8. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
9. The proposed change would not result in enlargement of the rights.
10. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(6) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

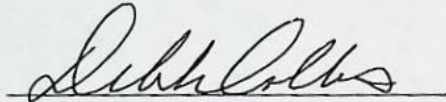
The temporary changes in place of use proposed in Transfer Application T-10511 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The changes in place of use proposed in Transfer Application T-10511 are approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2008, 2009 and 2010 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2010 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificates 22885 and 22893 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 22885 and 22893.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

9. The use of the remaining water right described by Certificates 22885 and 22893 shall continue to be in accordance with the terms and conditions of Certificates 22885 and 22893.

Dated at Salem, Oregon this 15th day of February, 2008.



pc Phillip C. Ward, Director

Mailing Date: FEB 20 2008



Oregon

Theodore R. Kulongoski, Governor

U-610

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

January 31, 2008

LONNIE WRIGHT
5450 MILL CREEK RD
THE DALLES OR 97058

Reference: Transfer 10218

Enclosed is a copy of the order approving your water right transfer application.

A time to complete the transfer is given the order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

You have the requirement to hire a Certified Water Right Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this department within one year of the date you completed the change or within one year of the completion date authorized in the transfer, whichever occurs first.

Sincerely,

for Susan Douthit
Transfer Specialist

SD:lp

cc: Watermaster # 3
CWRE #132
Benjamin & Susan Synon
Bill Tenneson
Scott Tenneson

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING AN
T-10218, Wasco County	)	ADDITIONAL POINT OF
	)	APPROPRIATION

Authority

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

Applicant

Lonnie Wright
5450 Mill Creek Road
The Dalles, OR 97058

Findings of Fact

Background

1. On July 24, 2006, Lonnie Wright, filed an application requesting to add an additional point of appropriation under Certificates 22885 and 22893. The Department assigned the application number T-10218.
2. Lonnie Wright filed the application on behalf of several land owners, all receiving water from the existing well and the new proposed well, located on his property. The other landowners are as follows:

T1N R13E Sec. 18 TL 1000	Bill Tenneson 5299 Mill Creek Rd. The Dalles, OR 97058	Scott Tenneson 4800 Mill Creek Rd. The Dalles, OR 97058
T1N R12E Sec. 13 TL 1902	Benjamin and Susan Synon 5020 Mill Creek Rd. The Dalles, OR 97058	

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

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

Certificate: 22885 in the name of THE PINES (GLADYS L. ROGERS) (perfected under Permit U-480)

Use: IRRIGATION OF 127.9 ACRES

Priority Date: September 29, 1952

Limit/Duty: ONE-EIGHTIETH of ONE CUBIC FOOT PER SECOND per acre, not to exceed 3.0 acre-feet per acre irrigated during the irrigation season of each year

Rate: 0.99 CUBIC FOOT PER SECOND (CFS)

Source: THE PINES WELL, within the MILL CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Gov't Lot / DLC	Q - Q	Survey Coordinates
1N	13 E	WM	18	DLC 44	NW SW	not specified on Certificate

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

Certificate: 22893 in the name of THE PINES (GLADYS L. ROGERS) (perfected under Permit U-558 / deficiency of rate to Certificate 22885)

Use: SUPPLEMENTAL IRRIGATION OF 127.9 ACRES

Priority Date: June 4, 1953

Limit/Duty: ONE-EIGHTIETH of ONE CUBIC FOOT PER SECOND per acre, not to exceed 3.0 acre-feet per acre irrigated during the irrigation season of each year

Rate: 0.61 CUBIC FOOT PER SECOND (CFS)

Source: THE PINES WELL, within the MILL CREEK BASIN

Authorized Point of Appropriation: (SAME WELL AS ABOVE)

Twp	Rng	Mer	Sec	Gov't Lot / DLC	Q - Q	Survey Coordinates
1N	13 E	WM	18	DLC 44	NW SW	not specified on Certificate

Authorized Place of Use:

PLACE OF USE - CERTIFICATES 22885 (IR) & 22893 (IS)							
Twp	Rng	Mer	Sec	Gov't Lot / DLC	Q - Q	TL #	Acres
1 N	12 E	WM	13	DLC 44	SE NE	1100	6.0
1 N	12 E	WM	13	DLC 44	NE SE	1100	8.4
1 N	12 E	WM	13	--	SE SE	1902	20.6
1 N	13 E	WM	18	DLC 44	SW NW	1100	26.8
1 N	13 E	WM	18	DLC 44	SE NW	1100	0.3
1 N	13 E	WM	18	DLC 44	NE SW	1100	2.1
1 N	13 E	WM	18	LOT 3	NE SW	1000	21.3
1 N	13 E	WM	18	DLC 44	SW SW	1100	27.6
1 N	13 E	WM	18	LOT 5	SW SW	1100	1.0
1 N	13 E	WM	18	LOT 4	SE SW	1000	13.8
TOTAL:							127.9

5. Application T-10218 proposes to add an additional point of appropriation to the above described water rights approximately 400 feet east located:

Proposed Point of Appropriation:

Twp	Rng	Mer	Sec	Gov't Lot / DLC	Q - Q	Survey Coordinates
1 N	13 E	WM	18	DLC 44	NW SW	755 Feet South and 743 Feet West from the NE Corner of DLC 44

6. The proposed point of appropriation is an existing well (WASC 51130). The well develops the same source of water as the well at the currently authorized point of appropriation (WASC 2598).
7. Notice of the application for transfer was published on August 22, 2006, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
8. On September 24, 2007, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10218 to the applicants. The draft Preliminary Determination requested written authorization from the affected landowners involved, allowing Mr. Lonnie Wright to file on their behalf. The draft Preliminary Determination also requested a report of land ownership and lien information report from each of the landowners. The cover letter set forth a deadline of October 24, 2007, for the applicants to respond. Larry Toll, CWRE and the applicants' agent, responded, that all the landowners described above agree with the findings and conditions of the draft Preliminary Determination and wish for the Department to proceed with issuance of a Preliminary Determination. Also, on October 24, 2007, the Department received the reports of ownership prepared by a title company which demonstrate that the applicants are authorized to pursue the transfer.
9. On December 13, 2007, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10218 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on December 18, 2007, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
10. Water has been used within the last five years according to the terms and conditions of the rights, and there is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
11. A well, pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Application T-10218.
12. The proposed change would not result in enlargement of the rights.
13. The proposed change would not result in injury to other water rights.

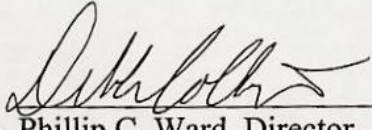
Conclusions of Law

The change requesting to add an additional point of appropriation proposed in Transfer Application T-10218 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change to include an additional point of appropriation proposed in application T-10218 is approved.
2. Water right Certificates 22885 and 22893 are cancelled. New certificates will be issued to describe those portions of the rights not affected by this transfer.
3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 22885 and 22893 and any related decree.
4. Water shall be acquired from the same aquifer (water source) as the original point of appropriation, WASC 2598.
5. The quantity of water diverted at the additional point of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
6. Prior to diverting water, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department. The water user shall maintain and operate the measuring device as required by the Department.
7. The approved changes shall be completed and full beneficial use of the water shall be made on or before October 1, 2009. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
8. When satisfactory proof of the completed change is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 29th day of January, 2008.


p Phillip C. Ward, Director

Mailing date: FEB 01 2008

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THE PINES (GLADYS L. ROGERS)
BOX 359
THE DALLES, OR 97058

confirms the right to use the waters of THE PINES WELL, within the MILL CREEK BASIN for SUPPLEMENTAL IRRIGATION of 1.60 ACRES.

This right was perfected under Permit U-558. The date of priority is JUNE 4, 1953. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.0077 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	13 E	WM	18	NW SW	44

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

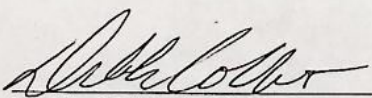
A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	SW NW		44	0.10
1 N	13 E	WM	18	SE NW		44	1.30
1 N	13 E	WM	18	SE NW	2		0.20

This certificate describes that portion of the water right confirmed by Certificate 22893, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered January 29, 2008, approving Transfer Application T-10218.

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

WITNESS the signature of the Water Resources Director, affixed January 29, 2008.


Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THE PINES (GLADYS L. ROGERS)
BOX 359
THE DALLES, OR 97058

confirms the right to use the waters of THE PINES WELL, within the MILL CREEK BASIN for IRRIGATION of 1.60 ACRES.

This right was perfected under Permit U-480. The date of priority is SEPTEMBER 29, 1952. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.0124 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 N	13 E	WM	18	NW SW	44

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

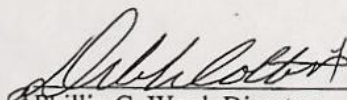
A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
1 N	13 E	WM	18	SW NW		44	0.10
1 N	13 E	WM	18	SE NW		44	1.30
1 N	13 E	WM	18	SE NW	2		0.20

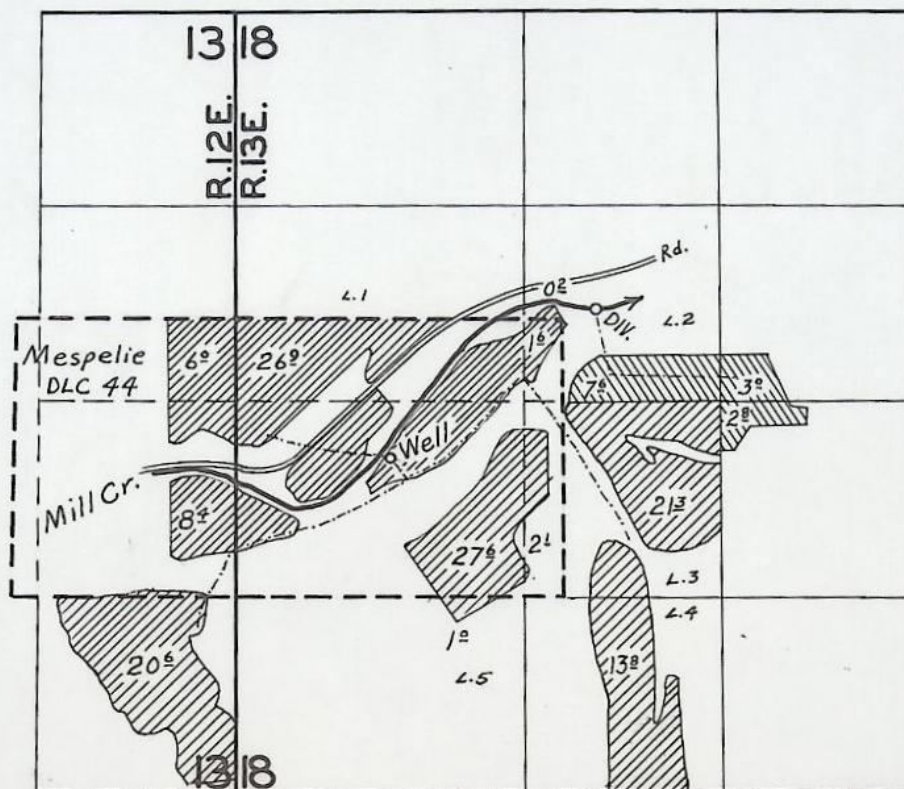
This certificate describes that portion of the water right confirmed by Certificate 22885, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered January 29, 2008, approving Transfer Application T-10218.

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

WITNESS the signature of the Water Resources Director, affixed January 29, 2008.


Phillip C. Ward, Director

T.IN.R.12&13E.WM



FINAL PROOF SURVEY

UNDER

Application No. U-529 Permit No. U-528
U-510 U-480

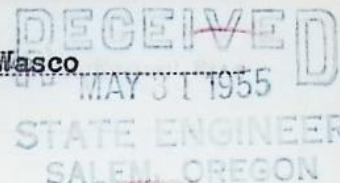
IN NAME OF

Bruce H. Hull

The Pines (Gladys L. Rogers)

Surveyed June 10 1951, by T. Jones

CCJ-3F-11

Permit No. U-558Application No. U-610County Wasco

Proof of Appropriation of Water

1. Name The Pines (Gladys L. Rogers) 2. Address Box 359 - The Dalles, Oregon
3. Source of supply The Pines Well
- Tributary of Mill Creek
4. Amount of water 0.62 c.f.s. 5. Priority date June 4, 1953
6. Use Supplemental Irrigation -- 1/80th -- or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the amount of water allowed herein together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein, and shall be still further limited to a diversion of not to exceed 1.80 c.f.s.,
7. Location of point of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected Sec. 18 Tp. 1 N Rg. 13 E, W. M. (Legal Subdivision) within Mespelie Cl. 44
8. The description of land given below corresponds to that shown in the permit covering land to be irrigated, or, if for other purposes, the place of use.

Township	Range	Section	Legal Subdivision	No. Acres Actually Irrigated
1 N	12 E	13	SE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected within Mespelie Cl. 44	6.0
			NE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within Mespelie Cl. 44	8.4
	13 E	18	SE $\frac{1}{4}$ SE $\frac{1}{4}$ as projected within Mespelie Cl. 44	20.6
			SW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within Mespelie Cl. 44	26.9
			SE $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within Mespelie Cl. 44	1.6
			SE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 2)	21.3
			NE $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within Mespelie Cl. 44	2.1
			NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3)	21.3
			NW $\frac{1}{4}$ SW $\frac{1}{4}$ as projected within Mespelie Cl. 44	27.6
			SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 5)	1.0
			SE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 4)	13.8
				<u>129.50</u>

Land on which water is to be used is part of the property described as follows:

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, ft.; length on top, ft.; length on bottom, ft.; material used and character of construction,
.....
- (b) Give description of headgate: Width, ft.; depth, ft.; material used and character of construction,
.....
- (c) Size of canal: Width on top (at waterline), ft.; width on bottom, ft.; depth of water, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft.
Give general description:
.....
- (d) Pipe line: Description of intake,
.....
Length of pipe, ft.; size at intake, in.; size at ft. from intake, in.; size at place of use, in. Difference in elevation between intake and place of use, ft.
Is grade uniform? Actual capacity of pipe line, sec.-ft.
Give general description:
(Material: Steel, wrought, cast iron, wood stave, etc.)
.....
- (e) Pumping plant: Give size and type of pump,
Suction lift, ft.; discharge lift, ft. Type of motor used
Horsepower rating, H. P. Actual capacity of pump, sec.-ft.
10. During what months is water beneficially used?
11. State character of soil
Kind of crops raised
12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use?
13. If not, wherein is such map in error?
.....
14. Domestic use: Give number of families actually using water at this time
15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use
.....

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of _____ } ss.

I, _____ being first duly sworn,
depose and say that I have read the above and foregoing proof of appropriation of water; that I know
the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day
of May, 1955

The Times
(Gladys L. Rogers)

Subscribed and sworn to before me this _____ day of _____, 19____

Notary Public for Oregon

[Notarial Seal]

My commission expires _____

AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of _____ } ss.

We, _____, and _____
of _____, being first duly sworn, depose and say that
we are well acquainted with the facts and conditions set forth in the foregoing statement relative to
proof of appropriation of water under Permit No. _____, that we and each of us have been over and
upon each tract described in said proof, and from such personal inspection have knowledge that all
necessary ditches, dams and other diversion and distributing works have been constructed, and water
used as stated therein; that we have carefully read such proof of appropriation, and that each and every
statement contained therein is true to the best of our knowledge and belief.

Subscribed and sworn to before me this _____ day of _____, 19____

Notary Public for Oregon

[Notarial Seal]

My commission expires _____

REPORT OF PERSON MAKING INSPECTION

(For use by Representative of State Engineer)

I, Trevor Jones, do hereby certify that I have made an inspection of the works described herein and in Permit No. U-558, on the 11th day of June, 1954, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of 1.80 c.f.s.
(Quantity of water in second-feet or acre-feet)
and I recommend the issuance of water right certificate for this amount.

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return the proof without your signature, with a full report by letter.

Trevor Jones

(Name)

Field Engineer

(Title)

U- 480
Permit No. - 558

U- 610
Application No. U-529

County Wasco

Preliminary Data for Proof of Appropriation of Water

1. Name The Pines (Gladys L. Rogers) 2. Address Box 329 1st & 2nd Sts.
 3. Source of supply A. Well
 Tributary of A Mill Creek
 4. Amount of water U-480 1 cfs. 5. Priority date Sept. 29, 1952
U-558 1.8 cfs. June 4, 1953
 6. Use Irrig.

7. Location of point of diversion as per within the Maxpore D.L.C. No. 44
NW 1/4 SW 1/4 Sec. 18 Tp. 1 N Rg. 13 E, W.M.
 (Legal Subdivision)
 8. The description of land given below corresponds to that shown in the permit covering land to be irrigated, or, if for other purposes, the place of use.

Township	Range	Section	Legal Subdivision	Suppl.	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	12 E	13	SE 1/4 SE 1/4	16	19	20.6
			SE 1/4 NE 1/4		10.2	6.0
			NE 1/4 SE 1/4		14.9	8.4
1 N	13 E	18	SW 1/4 NW 1/4		24.2	26.9
			SE 1/4 NW 1/4		5.4	1.6
			Lot 2 (SE 1/4 NW 1/4)			0.2
			NW 1/4 SW 1/4		33.55	27.6
1 N	13 E	18	(SE 1/4 SW 1/4) Lot 4		20.00	13.9
			(NE 1/4 SW 1/4) Lot 3	5.6	18	21.3
			NE 1/4 SW 1/4 in D.L.C. 44			2.1
App. No. U-610 P. No. 558 is the same land, same well for additional water as suppl. irrigation.						129.5

Land on which water is to be used is part of the property described by appropriator as follows:

REPORT OF PERSON MAKING INSPECTION

Description of works:

Pump - 25 hp Worthington 8" column

Pipe - 6000' + 6" steel invasion pipe buried

1600' 6" steel 1500' 4" steel 2800' 3" of

heads - 70 RB90 3/16 x 3/8

lift - said 470' max

All info fr. foreman.

Said field between road & creek is covered by
early right

I,, do hereby certify that I have made
an inspection of the works described herein and in Permit No., on the day
of, 19....., and found the foregoing statements and descriptions of works to
be accurate. In my opinion the appropriation has been completed to the extent of
and I recommend the issuance of water right certificate for this amount.

(Quantity of water in
second-feet or acre-feet)

NOTICE TO INSPECTORS

If conditions do not justify the above re-
port by you, please return this form without
your signature, with a full report by letter.

(Name)

(Title)

Permit No. 11-559Application No. 11-529County Wasco

Preliminary Data for Proof of Appropriation of Water

1. Name the Pines (Gladys L. Rogers) 2. Address Box 359, the Dalles, Ore.
3. Source of supply the Pines well
- Tributary of M. H. Cr.
4. Amount of water 1.80 5. Priority date June 4, 53
6. Use Suppl' l-r. Yes 3 Suppl' limit
Further limit to 1.80 cfs
7. Location of point of diversion NW SW Sec. 18 Tp. 1N Rg. 13E, W. M.
 (Legal Subdivision)
8. The description of land given below corresponds to that shown in the permit covering land to be irrigated, or, if for other purposes, the place of use.

Township	Range	Section	Legal Subdivision	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>1N</u>	<u>12E</u>	<u>13</u>	<u>SE NE</u>	<u>10 3/4</u>	<u>6 3/4</u>
			<u>NE SE</u>	<u>14 1/2</u>	<u>8 1/2</u>
			<u>SE SE</u>	<u>35 1/4</u>	<u>20 1/2</u>
	<u>13E</u>	<u>18</u>	<u>SW NW</u>	<u>24 1/2</u>	<u>26 1/2</u>
			<u>SE NW</u>	<u>5 1/4</u>	<u>1 1/2</u>
			<u>NE SW</u>	<u>23 1/2</u>	<u>21 1/2</u>
			<u>NW SW</u>	<u>33 3/4</u>	<u>27 1/2</u>
			<u>SW SW (Lot 3)</u>	<u>1 1/2</u>	<u>1 1/2</u>
			<u>SE SW (Lot 4)</u>	<u>20 1/2</u>	<u>13 1/2</u>
					<u>129 50</u>
				<u>116 1/2</u>	

Land on which water is to be used is part of the property described by appropriator as follows:

REPORT OF PERSON MAKING INSPECTION

Description of works:

I, T. J. ..., do hereby certify that I have made an inspection of the works described herein and in Permit No. ✓ 538, on the 11 day of June, 1954, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of 1.5 (Quantity of water in second-feet or acre-feet) and I recommend the issuance of water right certificate for this amount.

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return this form without your signature, with a full report by letter.

.....
(Name)

.....
(Title)

MISS CELIA L. GAVIN

ATTORNEY-AT-LAW

GAVIN & GAVIN

502 UNITED STATES
NATIONAL BANK BLDG.
THE DALLES, OREGON

② City of Dallas
2000 mi. per gal.

The Dalles, Oregon
March 14, 1955

State Engineer
Salem, Oregon
Dear Sir: -

RECEIVED
MAR 21 1955
STATE ENGINEER
SALEM, OREGON

Re - Pines Well

529
610
Having misplaced the papers
for making out the annual well
report, would like to have
duplicate copy sent to me, please.

Yours Truly
E. C. Thompson
Rt. 2

Mailed
3-30-55

U-529
U-610
22174

May 20, 1955

Miss Gladys L. Rogers
The Pines
Box 329
The Dalles, Oregon

Dear Miss Rogers:

Enclosed you will find final proof of appropriation forms under Permit Numbers U-480 and U-558.

These proofs should be completed by dating and signing them on the third page. Since the survey was made by a representative of this office it is not necessary that your signature be made before a notary public, nor that signatures of witnesses be affixed to the proofs. The forms should be returned to this office accompanied with the statutory certificate recording fee in the amount of \$2.

With regard to Permit No. 17462, the field engineer reports that the ranch operator stated that water was not being used from the stream, therefore, no proof has been made for this permit. Since it appears that use from the stream is abandoned it will be appreciated if you will clear our records by dating, signing and returning the enclosed cancellation form.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Chris L. Wheeler, Assistant

RDB:eh
enc. 3

April 11, 1954

The Pinos

- Gladys L. Rogers, Owner
- P. O. Box 359
- The Dalles, Oregon

• Dear Madam:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under Permit No. U-430 and U-558.

Pursuant to your notice and in line with the general practice of this office, a survey will be made at a later date for the purpose of checking the acreage actually irrigated. After this survey, proof may be made and certificate issued covering the lands which the survey shows to have been irrigated, and any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right.

Very truly yours,

Chas. E. Stricklin

CHAS. E. STRICKLIN
State Engineer

*I believe our report on
application no. U-529
also covers this application.*

Application No. U -610
Permit No. U _____
Well No. _____

ANNUAL REPORT ON WELLS

RECEIVED

MAR 3 1954

STATE ENGINEER
SALEM, OREGON

(A separate report for each well shall be submitted annually
to the State Engineer, see ORS 537.560)

Date of Report _____

1. Have any changes in the depth, size, or other characteristics of this well been made during the past year? If so, explain: _____
2. Have any changes been made in the size or type of pump or motor? If so, explain: _____
3. Present depth of well: _____ ft. Present diameter: _____ inches.
4. Water level when first pumping operations were started during past year: _____ feet from ground surface.
5. Capacity of present pump _____ gallons per minute.
6. What was maximum quantity pumped at any time during past season? _____ gallons per minute.
7. How much was water surface lowered by such pumping? _____, in what length of time? _____ hours _____ minutes.
8. Have you noticed a difference in elevation of water surface in well at different times during the season? _____ Explain: _____
9. Have you noticed a difference in elevation of water surface in well at different seasons? _____ Explain: _____
10. In your opinion is the level of water in this well affected by other pumping operations in your vicinity? _____ Explain: _____
11. How many acres were irrigated from this well this past season? _____
12. What date did pumping begin? _____ . Cease? _____
13. Total number of hours pump was operated _____
14. Quantity of water pumped _____ gallons or _____ acre feet.
15. Was water level in well lower at end of pumping season than at beginning? if so, how much? _____ feet.
16. What was the cost of pumping per acre irrigated \$ _____.
17. Do you consider use of water from this source profitable? _____
18. Will you operate this system during next season? _____

Report made by

E C Thompson
(sign here)

January 27, 1954

• Gladys L. Rogers
• The Pines
• Box 329
The Dalles, Oregon

• Dear Madam:

A form is enclosed for your convenience in submitting a report for the year of 1953 under your Permit No. U-558 as provided by law. This permit grants a right to the use of 1.80 second-foot of water from a well for supplemental irrigation of 166 acres.

Kindly fill out this blank and return it to this office.

Yours very truly,

Chas. E. Stricklin

CHAS. E. STRICKLIN
State Engineer

Enclosure

Form #125

June 8, 1953

Miss Celia L. Gavin
Attorney at Law
502 U.S. Nat'l Bank Bldg.
The Dalles, Oregon

Dear Miss Gavin:

This will acknowledge receipt of an application in the name of The Pines by Gladys L. Rogers for a permit to construct a well and appropriate therefrom 1.8 second feet of water and check in the amount of \$28.85 which you left in this office on June 4, 1953.

The application has been examined and given file No. U-610. Our receipt No. 2683 is enclosed covering the check which you submitted.

In answer to your question, there is no apparent reason which will prevent the approval of the application and issuance of a permit in this case since there is no right of record for the construction of a well and use of water therefrom within a mile of your client's proposed development.

Pursuant to your request, you will be notified if an application is received from The Dalles City. It would appear that if you believe your client would be injured by such proposed well construction from the city that your procedure would be to file a protest against the approval of the application. The protest should be prepared as explained on page 16 of the Rules and Regulations of the State Engineer but could not be accepted until the city actually makes application for a permit.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Chris L. Wheeler, Assistant

CLW:bc
Enc.

U-529
U-610

June 15, 1953

Gavin and Gavin
Attorneys at Law
U.S. National Bank Building
The Dalles, Oregon

Dear Miss Gavin:

Pursuant to your request in your letter of June 9, enclosed is a copy of the Rules and Regulations of the State Engineer.

Regarding Application No. U-529 which was subsequently approved by issuance of Permit No. U-480, please be advised that it will not be necessary for you to make any corrections or amendments relative to the date for complete application of the water since the permit, as provided by law, sets this date as on or before October 1, 1955.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Chris L. Wheeler, Assistant

CLW:eh
enc.

A5

U-610

August 21, 1953

The Pines
Gladys L. Rogers
Box 329
The Dalles, Oregon

Dear Madam:

U-610, Permit No. U-558, with blueprint.

10
 19.85

 28.85

35.00
 10.20
 14.90
 20.00
 23.60
 24.20
 5.40
 33.50

166.80

RECEIVED

FEB 19 1957
STATE ENGINE
SALEM, OREGO.

1956 WY

Application No. U-529, U-610
Permit No. U-480, U-558
Reg. Certificate No. _____
Well No. _____

ANNUAL REPORT ON WELLS

(ORS 537.715 requires that an annual report for each well
be submitted to the State Engineer, Salem, Oregon)

Report covers period from October 1 to September 30 of following year.

1. Have any changes been made in the well or pump during the past year? none
If so, explain: _____
2. What was the maximum pumping rate at any time during the past year? 700 gpm
Date _____ Observed drawdown _____ feet
3. In your opinion is the level of water in this well affected by other pumping
operations in your vicinity? no Explain: _____
4. If an irrigation well, how many acres were irrigated this past season? 145
What date did pumping begin? April 1 Cease? Nov 1
Number of days of pump operation 100 Average pumping rate 400 gpm
Depth to water while pumping, artesian feet below land surface. Date _____
5. Power consumption for entire year or season _____ Kwh
6. Quantity of water pumped during year or season 574000 00 (gallons or acre-feet)
7. What was the cost of pumping per acre irrigated? _____
8. Do you consider use of water from this source profitable? yes
9. Will you operate this well next season? yes
10. Measured water levels (one measurement in spring and one in fall)
artesian feet below land surface. Date of measurement _____
_____ feet below land surface. Date of measurement _____
Additional water level measurements:

Feet below land surface	Date	Remarks

11. Remarks: This well is artesian & we
only use a booster pump. Therefor this report
is rather difficult as a lot of this water
is used with only the well head.
Date Feb 1 - 57

Report prepared by E. C. Thompson

(See other side)

ATTENTION WELL OWNERS

Ground water is one of our most valuable resources, and you, the well owner, have a personal responsibility in helping to preserve these resources so that they will still be available for future generations. Your most important duty in this regard is the keeping of accurate records of changes in water levels, quantities of water pumped, and all other changes in the characteristics of our ground-water resources. It is chiefly through your observations that we know what is happening and are able to prevent depletion or contamination of our ground-water supplies.

The measurement of water levels in wells is the only way we can tell if the ground-water resources of an area are being depleted. For that reason, water level measurements given in your annual reports should be as accurate as possible.

We will be glad to supply you with any information we have in regard to methods of measuring water levels, or in measuring quantities of water pumped. Your cooperation in making the annual well report a document of value will be greatly appreciated.

STATE ENGINEER'S RECEIPT

STATE OF OREGON

Salem, Ore., May 31 195 5 File No. Per. 11-558
Appl.

Received from Gladys L. Rogers

\$ 2.00 Cash ☐ M.O. ☐ Check ☒

Examination fee \$ _____ Recording fee \$ _____

Extension of time fee \$ _____

Blueprinting fee \$ _____

Copying fee \$ _____

Certification fee \$ _____

Mis'c. Recording fee \$ _____

Protest fee \$ _____

Transfer - Examination \$ _____ Recording fee \$ _____

Publication of notice \$ _____

Quadrangle account \$ _____

Adjudication fees \$ _____

Annual license fee \$ _____

Penalty \$ _____

Certificate Recording fee \$ 1.00

All other _____

\$ _____

Hydroelectric Comm. fees:

Filing fee \$ _____

Investigation fee \$ _____

License fee \$ _____

Misc'l \$ _____

State Reclamation Comm. fees:

Proof and entry \$ _____

Other _____

\$ _____

STATE ENGINEER

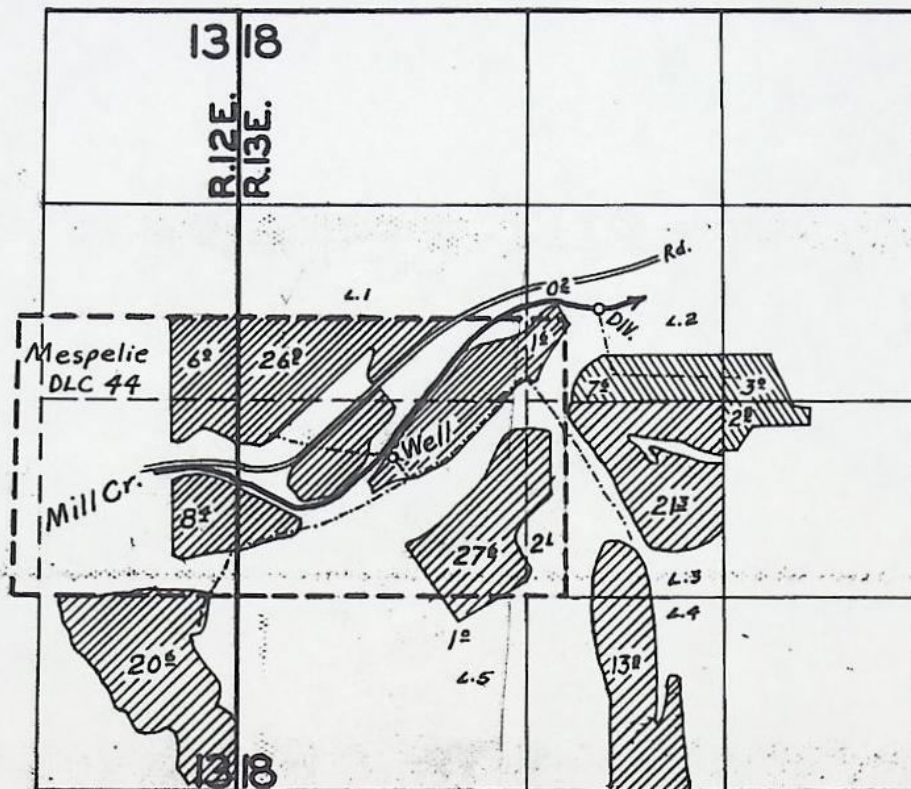
By E. L. Hansen

No. **03910**

~~As of Noon~~ ^{1:00 am}
10:47 am
Today

As of 10:47 am
4 June 1953

T.1N.R.12&13E.WM



FINAL PROOF SURVEY

UNDER

Application No. 25600 U-529 U-510

Permit No. 20088 U-528 U-480

IN NAME OF

Bruce H. Hull

The Pines (Gladys L. Rogers)

Surveyed June 10 1954, by T. Jones