



Oregon Water Resources Department 725
Summer Street NE, Suite A
Salem Oregon 97301-1271
(503) 986-0900
www.wrd.state.or.us

Application for a Permit to Use Ground Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

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A. Individuals

Applicant: _____
First Last

WATER RESOURCES DEPT
SALEM, OREGON

Mailing Address: _____

N/A

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *Email Address: _____

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of Organization: WRIGHT FARMS L.L.C.

Name and Title of Person Applying: JOHN WRIGHT, PRESIDENT

Mailing Address or Organization: 30825 SUNSET VALLEY LN

BURNS OREGON 97720
City State Zip

Phone : _____
Day Evening (541) 493-2174

*Fax: _____ *Email Address: _____

**Optional*

For Department Use

App. No. 647254

Permit No. _____ Date _____



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For Department Use

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Permit No. _____ Date _____

Last Updated: 3/31/2009

WR

Ground Water/I

2. PROPERTY OWNERSHIP

☐ Yes (Please check appropriate box below then skip to section 3 'Ground Water Development')

☐ There are no encumbrances

☐ This land is encumbered by easements, rights of way, roads or other encumbrances
(please provide a copy of the recorded deed(s))

☐ No (Please check the appropriate box below)

☐ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

☒ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

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SALEM, OREGON**

You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

List the names and mailing addresses of all affected landowners.

* Andrew Malheur 24517 LAYCOCK CR Rd. MT VERNON, OR 97865

3. GROUND WATER DEVELOPMENT**A. Well Information**

Number of well(s): 2

Name of nearest surface water body: MALHEUR LAKE

Distance from well(s) to nearest stream or lake:

1) ± 5 MILES 2) _____ 3) _____ 4) _____

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head:

1) _____ 2) _____ 3) _____ 4) _____

B. Well Characteristics

Wells must be constructed according to standards set by the Department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well constructor's log and the well ID number, if available, for each well with this application. Identify each well with a number corresponding to the wells designated on the map and proceed to section 4 of the form. If the well has not been constructed, or if you do not have a well log, please complete the following:

Well(s) will be constructed by:

VALENTINE DRILLING (GEORGE VALENTINE)

Mailing Address: 43369 MOUNTAIN VIEW LN

BURNS OREGON 97720
City State Zip

Completion Date: N/A

Please provide a description of your well development. (Attach additional sheets if needed.)

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	14"	STEEL 14"	200		20FT	50FT	100FT	1 1/4" PIPE	200
2	14"	STEEL 14"	200		20FT	50FT	100FT	1 1/4" PIPE	200

Note: Well numbers in this listing must correspond to well locations(s) shown on accompanying map.

If well log is not available, or well is not yet constructed, you must provide: proposed total depth, depth of casing and seal, and the anticipated perforation and open intervals.

C. Artesian Flows

If your water well is flowing artesian, describe your water control and conservation works:

N/A

4. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: _____
- ☒ If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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B. Amount of Water

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, for each use. You do not need to provide source information if you are submitting a well log with your application.

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	UNKNOWN	IRRIGATION	448.8	158,336,640	500
2	UNKNOWN	IRRIGATION	448.8	158,336,640	500
	UNKNOWN UNTIL WELL ARE DRILLED.				

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 897.6 GAL/MIN (2 CFS)
(The fees for your application will be based on this amount.)

D. Period of Use

Indicate the time of year you propose to use the water: MARCH 1 - OCTOBER 31
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

E. Acreage

If you will be applying water to land, indicate the total number of acres where water will be applied or used: 160

(This number should be consistent with your application map.)

5. WATER MANAGEMENT

A. Diversion

What method will you use to divert water from the source?

- ☒ Pump (give horsepower and pump type): WELL #1: 30 HP SUBMERSTIBLE; WELL #2: 30HP SUBMERSTIBLE
☐ other means (describe): _____

B. Transport

How will you transport water to your place of use?

- ☐ Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? ☐ Yes ☐ No

- ☒ Pipe (give diameter and total length):

Diameter 6" Length 2800

- ☐ other, describe: _____

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SALEM, OREGON

C. Application/Distribution Method

What equipment will you use to apply water to your place of use?

CENTER PIVOT & HANDLINE

Irrigation or land application method (check all that apply):

- | | | |
|--|--|---|
| ☐ Flood | ☐ High pressure sprinkler | ☐ Low pressure sprinkler |
| ☐ Drip | ☐ Water Cannons | ☒ Center pivot system |
| ☒ Hand Lines | ☐ Wheel Lines | |
| ☐ Siphon tubes or gated pipe with furrows | | |
| ☐ other, describe: _____ | | |

Distribution method

- ☒ Direct pipe from source ☐ In-line storage (tank or pond) ☐ Open Canal

E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

PIVOT, BECAUSE IT WILL RUN AT LOW PRESSURE AND REQUIRE LESS ELECTRICITY TO OPERATE, SPRINKLER & PRESSURE REGULATORS WILL HELP THIS

6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: APRIL 2010

Proposed date construction will be completed: MAY 2010

Proposed date beneficial water use will begin: MAY 2010

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) ☐ Yes ☒ No

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

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8. MAP REQUIREMENTS

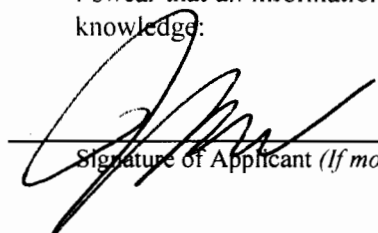
The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

I swear that all information provided in this application is true and correct to the best of my knowledge:

 JOHN WRIGHT, PRESIDENT 8-12-09
 Signature of Applicant (If more than one applicant, all must sign.) Date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
www.wrd.state.or.us

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 SALEM, OREGON



Oregon Water Resources Department

FORM I FOR IRRIGATION WATER USE

1. Please indicate whether you are requesting a primary or supplemental irrigation water right.

☒ Primary ☐ Supplemental

If Supplemental, please indicate the number of acres that will be irrigated for each type of use

Primary: 160 Acres

Supplemental: _____ Acres

List the permit or certificate number of the primary water right: No. _____

2. Please list the anticipated crops you will grow and whether you will be irrigating them for a full or partial season:

1. ALFALFA ☒ Full Season ☐ Partial Season (from: MAR 1 to OCT 31)

2. _____ ☐ Full Season ☐ Partial Season (from: _____ to _____)

3. _____ ☐ Full Season ☐ Partial Season (from: _____ to _____)

4. _____ ☐ Full Season ☐ Partial Season (from: _____ to _____)

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

480 acre-feet

(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons.)

4. How will you schedule your applications of water? Will you be applying water in the evenings, twice a week, daily?

☒ Daily during daytime hours

☒ Daily during nighttime hours

☐ Two or three times weekly during daytime

☐ Two or three times weekly during nighttime

☐ Weekly, during daytime hours

☐ Weekly, during nighttime hours

☐ Other, explain: _____

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SALEM, OREGON**



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: WRIGHT FARMS L.L.C.
 Mailing Address: 30825 SUNSET VALLEY LN
 City: BURNS State: OR Zip: 97720 Day Phone: (541) 493-2174

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
25S	31E	3	SW/4	300	EFBU-2	☐ Diverted ☐ Conveyed ☒ Used	A6
25S	31E	4	SE/SE	"	"	☐ Diverted ☐ Conveyed ☐ Used	"
25S	31E	9	NE/NE	"	"	☐ Diverted ☐ Conveyed ☐ Used	"
25S	31E	10	NW/NW	"	"	☐ Diverted ☐ Conveyed ☐ Used	"

List all counties and cities where water is proposed to be diverted, conveyed, or used. HARNEY COUNTY

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☒ Permit to Use or Store Water ☐ Water-Right Transfer ☐ Exchange of Water
☐ Allocation of Conserved Water ☐ Limited Water Use License
☐ Permit Amendment or Ground Water Registration Modification

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Source of water: Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

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Estimated quantity of water needed: 897.66 PM ☐ cubic feet per second ☒ gallons per minute ☐ acre-feet

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

Briefly describe: PIVOT IRRIGATION w/ HAND LINE OR SOLID SET CORNERS

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon Water
Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): HC20 3.220 EFFM-2

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)

If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

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SALEM, OREGON

Name: Dwain Johnson Jr. Title: Planning Assistant
 Signature: [Signature] Phone: (503) 573-8174 Date: 12 Aug 09
 Government Entity: Harney County Planning Dept.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

20080247

FORM No. 721 - QUITCLAIM DEED (Individual or Corporation)

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EOB

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.

Dennis Holynex
PO Box 145
Clatsop, OR 97138
 Grantor's Name and Address
Andrew Holynex
27517 Laycock St. SE
ash. Vernon, OR 97146
 Grantee's Name and Address
 After recording, return to (Name, Address, Zip):
 If all requested information, send all tax statements to (Name, Address, Zip):
No change

SPACE RESERVED
FOR
RECORDER'S USESTATE OF OREGON,
County of Harney ss.

I certify that the within instrument was
 received for recording on February 13th
 at 12 o'clock PM, and recorded in
 book/reel/volume No. _____ on page
 and/or as fee/file/instrument/microfilm/reception
 No. 122, Records of this County.

Witness my hand and seal of County affixed.

Maria Starniga
 NAME TITLE

By Andrew Holynex, Deputy.

QUITCLAIM DEED

KNOW ALL BY THESE PRESENTS that Dennis Holynex
 hereinafter called grantor, for the consideration hereinafter stated, does hereby remise, release and forever quitclaim unto
Andrew Holynex (Andrew Holynex)
 hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of the grantor's right, title and interest in that certain
Harney County, State of Oregon, described as follows, to-wit:

See Exhibit A

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ _____. However, the
 actual consideration consists of or includes other property or value given or promised which is ☐ part of the ☐ the whole (indicate
 which) consideration. (The sentence between the symbols ®, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be
 made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument on _____; if
 grantor is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized
 to do so by order of its board of directors.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING
 FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS
 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424,
 OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY
 DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND
 REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
 ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE
 CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING
 TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS
 22.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO
 DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS
 DEFINED IN ORS 30.030, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING
 PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336
 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

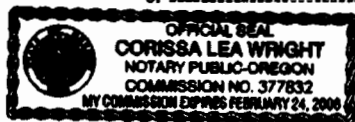
STATE OF OREGON, County of Harney ss.This instrument was acknowledged before me on February 13th, 2008
by Dennis L. Holynex.

This instrument was acknowledged before me on _____

by _____

as _____

of _____



Corissa Lea Wright
 Notary Public for Oregon
 My commission expires Feb. 24, 2008

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SALEM, OREGON

HARNEY - QQFROZAN01 - ROZANNE - 073145

Page 1 of 1

2008 0247

ASACETRA	ROZANNE	EDIT ACCOUNT LEGAL DESCRIPTION	CHANGE	2/13/08
				10:42:29
ACCOUNT #	23051	OWNER MOLYNEUX, DENNIS L		

OPTIONS: D=Delete I=Insert Before

?	LEGAL/REMARKS	DATE	DEED REC-REM	ACRE
	T 25 S., R 31 E., W.M. TL 300			
	LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS:			
	IN TOWNSHIP 25 S., RANGE 31 E., W.M.			
	SECTION 3: SW1/4SW1/4			
	SECTION 4: SE1/4SE1/4			
	SECTION 9: NE1/4NE1/4			
	SECTION 10: NW1/4NW1/4			

F1=LN	2=IM	3=EN	4=OW	5=SA	6=EX	7=ON	8=ET	10=LG	11=FL	12=CM	BOTTOM
13=MS	14=SI	15=XC	16=DT	17=TX	18=SL	19=QP	20=PR	21=NX	22=AP	24=DL	

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SALEM, OREGON

EA

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.



THIS LEASE, made and entered into on AUGUST, 13, 2009, by and between
ANDREW MOLYNEUX, hereinafter called lessor,
and WRIGHT FARMS LLC 30825 SUNSET VALLEY LN, hereinafter called lessee:
BURNS, OR 97720

WITNESSETH: That in consideration of the covenants and agreements herein contained, lessor hereby leases to lessee those premises described as follows: SECTIONS 3; SW 1/4 SW 1/4; SECTION 4; SE 1/4 S 1/4; SECTION 9; NE 1/4 NE 1/4; SECTION 10 NW 1/4 NW 1/4 OF T25S, R31E, WM. TAX LOT #300. LAND ONLY

in HARNEY County, State of OREGON, containing 160 acres, more or less.

TO HAVE AND TO HOLD the above-described premises for a period commencing AUGUST 13, 2009, and continuing through AUGUST 2014. Lessee agrees to pay lessor rent for the premises in the following manner: \$70.00 PER ACRE FOR ANY IRRIGATED GROUND AFTER WATER PERMIT IS OBTAINED AND, IRRIGATION IS IN PLACE. ~~BEFORE~~ AND \$15.00 PER A.U.M. FOR PASTURE AND AN AMOUNT TO BE AGREED UPON FOR LIVESTOCK WATER.

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Lessee will not assign this lease, nor sublet or permit any person(s) other than members of lessee's family and employees to occupy the same without consent of lessor being first obtained in writing.



All repairs **LESSEE SHALL MAINTAIN ALL FENCES.**

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If the rent shall be in arrears for more than 365 days, or if lessee shall neglect or fail to do, perform, or observe any of the covenants hereinbefore contained which on lessee's part are to be performed, lessor may immediately, or at any time thereafter, and while neglect or default continues, and without further notice or demand, enter into and upon the premises, or any part thereof, repossess the same, and expel lessee, and those claiming under lessee, and remove lessee's effects without being taken or deemed guilty in any manner of trespass and without prejudice to any remedies which might otherwise be used for arrears of rent, or preceding breach of covenant.

If the improvements subject to this lease include housing constructed prior to 1978, see attached Lessor's Disclosure of Information on Lead-Based Paint and/or Lead-Based Paint Hazards (S-N Form No. 504).

Any waiver of any breach of covenant to be kept and performed by lessee shall not be deemed or considered a continuing waiver and shall not operate to bar or prevent lessor from declaring a forfeiture for any succeeding breach, either of the same condition or covenant or otherwise.

In the event any suit or action is brought to collect any rent due hereunder, to enforce any provision of this lease, or to repossess the premises, the losing party agrees to pay such sum as the trial court may adjudge reasonable as attorney fees and costs of such suit or action to be allowed the prevailing party in such suit or action and upon any appeal therefrom.

This instrument shall bind and inure to the benefit of both parties hereto and their respective executors, administrators, successors in interest and assigns.

IN WITNESS WHEREOF, the parties have executed this lease in duplicate on the day and year first written above, any corporate signature being by authority of its board of directors.

WRIGHT FARMS L.L.C x Andrew Abulyreux
John Wright President