

Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Joel Plahn District 16 Watermaster helped complete this water right application. Please contact Joel Plahn before returning this water right application due to any missing information or discrepancies.

Thank you,

Joel Plahn
503-986-0889 - office
503-508-2394 - cell

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SALEM, OREGON

S-0005

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: source of water requested
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: resource protection
- SECTION 7: project schedule
- SECTION 8: within a district
- SECTION 9: remarks

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Attachments:

-
- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
 - 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.
 - Fees - Amount enclosed: \$ 1,600.⁰⁰
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

-
- Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot clearly identified
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
 - Other:

Application for a Permit to Use Surface Water



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME JACK PLATT		PHONE (HM) 503-838-0807	
PHONE (WK)	CELL	FAX	
ADDRESS 11070 OAK HILL RD			
CITY INDEPENDENCE	STATE OR	ZIP 97351	E-MAIL *

Organization Information

NAME PLATT FARMS LLC		PHONE	FAX
ADDRESS SAME AS ABOVE		CELL	
CITY	STATE	ZIP	E-MAIL *

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL *

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

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By my signature below I confirm that I understand:

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SALMON DIVISION

- 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.
- The department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- 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 cancelled.
- 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.

WATER RESOURCES DEPT
SALMON DIVISION
OREGON

I (we) affirm that the information contained in this application is true and accurate.

Jack Platt
Applicant Signature

Applicant Signature

JACK PLATT
Print Name and title if applicable

Print Name and title if applicable

2-28-15
Date

Date

Revise

For Department Use		
App. No. <u>S-80055</u>	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

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SALEM, OREGON

Yes

There are no encumbrances.

This land is encumbered by easements, rights of way, roads or other encumbrances.

No

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 irrigation and/or domestic use only (ORS 274.040).

Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

NA

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.

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Reservor Certificate 41740

Tributary to: unnamed stream

Source 2: _____

Tributary to: _____

Source 3: _____

Tributary to: _____

Source 4: _____

Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in item 3A above?

Yes.

No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

- By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:
- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
 - A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Reservoir	Irrigation	March 1 through October 31	120 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

For irrigation use only:
 Please indicate the number of primary and supplemental acres to be irrigated.
 Primary: 132.2 Acres Supplemental: 290.9 Acres
 List the Permit or Certificate number of the underlying primary water right(s): Cert 73994, 81469, T-8256
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 120

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: NA
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

NA

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SECTION 5: WATER MANAGEMENT

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A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): 75-100 HP

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

Pumped from reservoir into pipe which transports water to a center pivot linear

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

Linear

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

Pumped from reservoir into pipe which transports water to a center pivot linear

SECTION 6: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

Diversion will be screened to prevent uptake of fish and other aquatic life.
Describe planned actions: NA no fish in reservoir

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: Diversion is already in place

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: _____

Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: _____

SECTION 7: PROJECT SCHEDULE

Date construction will begin: Within 5 years of permit issuance

Date construction will be completed: Within 5 years of permit issuance

Date beneficial water use will begin: Within 5 years of permit issuance

SECTION 8: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name NA	Address	
City	State	Zip

SECTION 9: REMARKS

Use this space to clarify any information you have provided in the application.

This water right will serve as the primary source of irrigation for 132.2 acres of land that currently have no water rights. The supplemental portion is being included as a backup to our Luckiamute River water rights so that if they are ever regulated we may have the option to pump water from our reservoir. We are considering removing the reservoir that is currently covered by water right Certificate 40594 therefore, we are request this application be for primary irrigation for the land the reservoir currently sits on. The decision has yet to be made as to if the reservoir will be removed or not but we would like this application to include the 1.0 acre of land incase we decide to remove it.

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WATER RESOURCES DEPT
SALEM, OREGON

Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

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) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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WATER RESOURCES DEPT
SALEM, OREGON

5-88005

Land Use Information Form



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

Applicant: Jack Platt
First Last

Mailing Address: 11070 Oak Hill RD

Independence OR 97351 Daytime Phone: 503-838-0807
City State Zip

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. 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:
9S	4W	17	SESE, SWSE	800, 900		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
9S	4W	16	SWSW, SESW	200, 900		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
9S	4W	20		200		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
9S	4W	21		100, 200, 300		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Polk

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
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

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

Estimated quantity of water needed: 120
 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:

Obtain a water right to irrigate new lands and cover existing lands with supplemental irrigation

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

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See bottom of Page 3. →

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 SALEM, OREGON

For Local Government Use Only

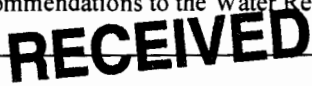
The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval 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 the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): PC20 136030(A)
- Land uses to be served by the 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> 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: Samuel A. Thomas Title: Senior Planner

Signature: [Signature] Phone: 503 623-9237 Date: 3/5/15

Government Entity: Polk County Community Development

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: _____

S-88055

Jack Platt Legal Description

Township 9 South, Range 4 West, Section 16, Tax Lots 200, 900,

Township 9 South, Range 4 West, Section 17, Tax Lots 800, 900

Township 9 South, Range 4 West, Section 20, Tax Lots 200, 300

Township 9 South, Range 4 West, Section 21, Tax Lots 100, 200, 300

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WATER RESOURCES DEPT
SALEM, OREGON

5-0805

STATE OF OREGON
 COUNTY OF **POLK**
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **DESERT SEED COMPANY, INC.**
 of **P. O. Box 9008, Brooks**, State of **Oregon**, **97305**, has made proof
 to the satisfaction of the **STATE ENGINEER** of Oregon, of a right to store the waters of
 an unnamed stream, tributary of Luckiamute River, appropriated under Application
 No. 45243, Permit No. 33213 in Kredar Reservoir

for the purposes of

irrigation and supplemental irrigation
 under Reservoir Permit No. **R-5155** of the State Engineer, and that said right to store said
 waters has been perfected in accordance with the laws of Oregon; that the priority of the right
 hereby confirmed dates from **August 1, 1968**

that the amount of water entitled to be stored each year under such right, for the purposes afore-
 said, shall not exceed **120.0 acre feet**

The reservoir is located in

SW $\frac{1}{4}$ NE $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Both as projected within T. Bounds **DLC 51**
 Section **21**
 T. 9 S., R. 4 W., W. M.

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WATER RESOURCES DEPT
 SALEM, OREGON

WITNESS the signature of the State Engineer, affixed

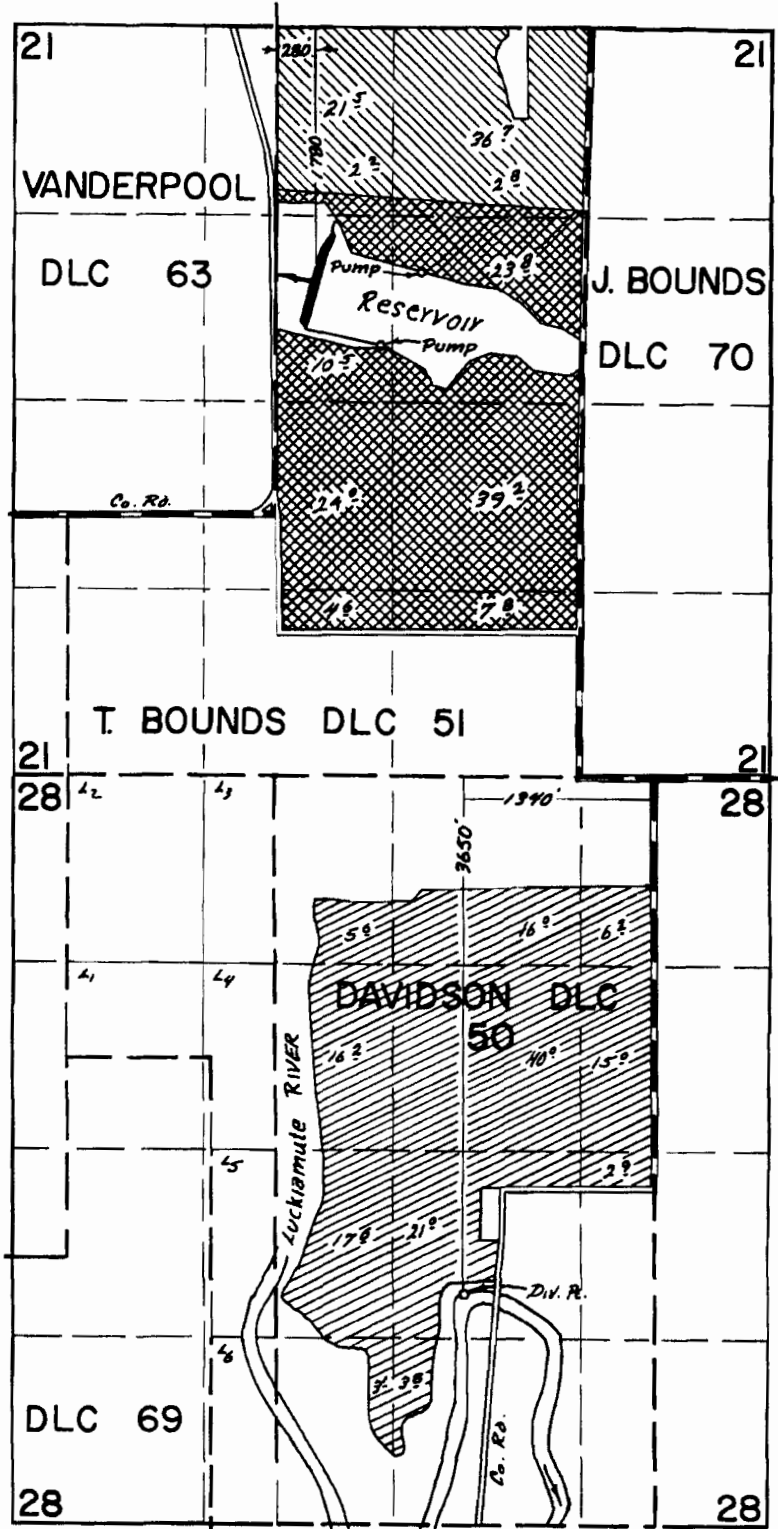
this date. **February 13, 1975**




.....**Chris L. Wheeler**.....
 State Engineer

Recorded in State Record of Water Right Certificates, Volume **33**, page **41740**

P-8905T

T.9S. R.4W. W.M.



-  Primary P. #31202
-  Primary P. #33213
-  Primary P. #32224
Supplemental P. #33213

FINAL PROOF SURVEY

UNDER
41713 31202
43131 32224
R-45242 Permit Nos. R-5155
45243 33213

IN NAME OF
DESERT SEED COMPANY INC.

Surveyed March 21, 1973, by R. G. MUCKEN

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WATER RESOURCES DEPT
SALEM, OREGON

S-88055

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

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THIS CERTIFICATE ISSUED TO

MAR 6 2015

SCHUDEL ENTERPRISES
800 NW CORNELL
CORVALLIS, OR 97330

WATER RESOURCES DEPT
SALEM, OREGON

confirms the right to use the waters of LUCKIAMUTE RIVER, a tributary of WILLAMETTE RIVER,
for IRRIGATION OF 10.4 ACRES.

This right was perfected under Permit 35334. The date of priority is JUNE 11, 1971. The amount of
water to which this right is entitled is limited to an amount actually beneficially used and shall not
exceed 0.08 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point
of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 20, AS PROJECTED WITHIN VANDERPOOL DLC 63,
T 9 S, R 4 W, W.M.; 10 FEET NORTH AND 5680 FEET WEST FROM THE SE CORNER OF DLC
63.

The amount of water used for irrigation, together with the amount secured under any other right existing
for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its
equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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 to which this right is appurtenant is as follows:

NE 1/4 NW 1/4 5.7 ACRES
SE 1/4 NW 1/4 4.7 ACRES
BOTH AS PROJECTED WITHIN DLC 63
SECTION 21
TOWNSHIP 9 SOUTH, RANGE 4 WEST, W.M.

This certificate is issued to confirm a change in PLACE OF USE (PRIORITY SWITCH) approved by
an order of the Water Resources Director entered JUNE 10, 1994, and supersedes Certificate 49079,
State Record of Water Right Certificates.

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. The use confirmed herein may be made only at times when sufficient water is
available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed JANUARY 14 ,
1997.

/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 73994.

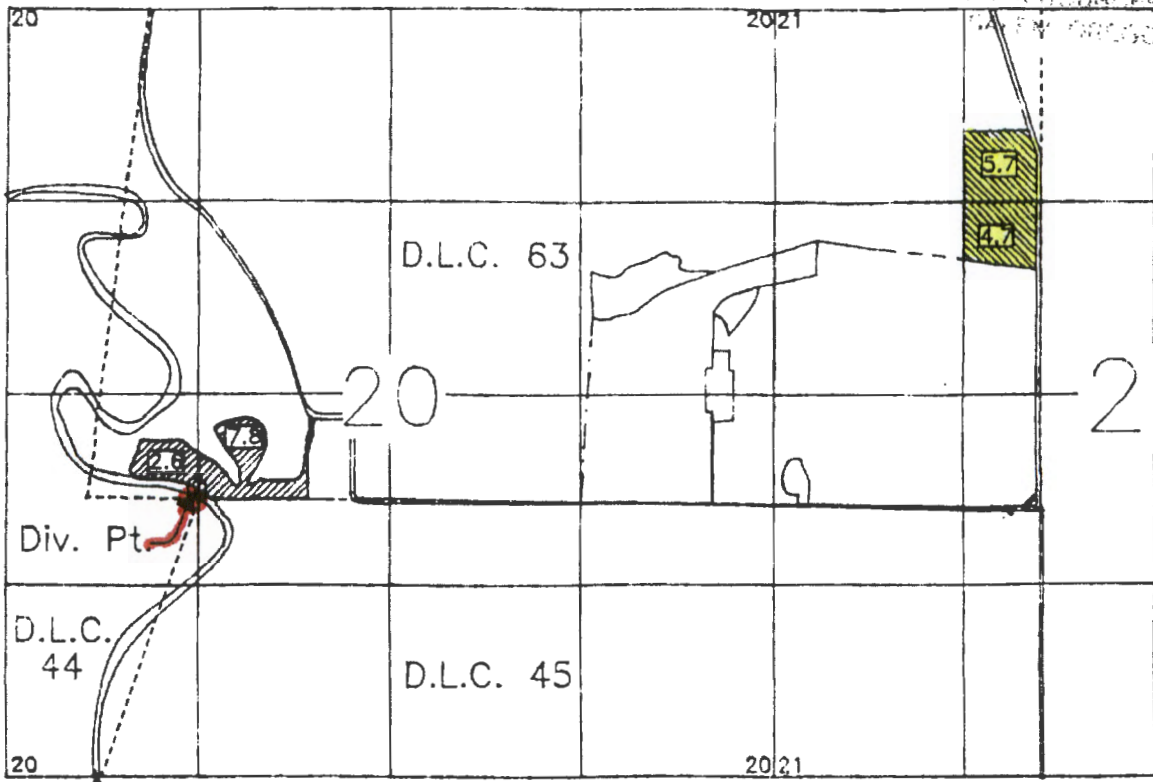
T-6939A.DEK

5-88055

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T9S R4W W.M.

MAR 10 1995

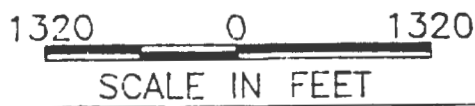
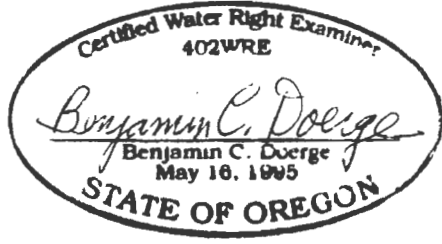


Luckiamute River

DIV. PT. LOCATED 10' N. & 5680 W FROM SE COR DLC 63

FINAL PROOF SURVEY
Transfer 6939
October 19, 1995

THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF WATER RIGHTS ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES

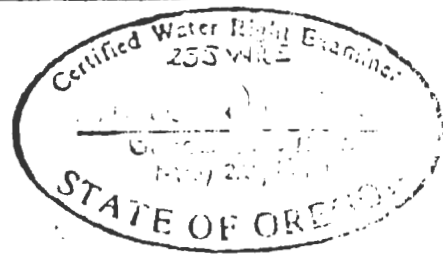


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SALEM, OREGON

- Certificate 49079 -
- Certificate 49078 -



Priority date of October 26, 1951 transferred from Certificate 49078 to Certificate 49079.
 Priority date of June 11, 1971 transferred from Certificate 49079 to Certificate 49078.

S-88055

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PATRICK A OGLE
RT 1 BOX 150 A
INDEPENDENCE OR 97351

confirms the right to use the waters of the LUCKIAMUTE R, a tributary of the WILLAMETTE R, for IRRIGATION OF 182.9 ACRES.

This right was perfected under Permit S-35334. The date of priority is JUNE 11, 1971. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.38 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
9 S	4 W	WM	20	NE SW		63	10 FEET NORTH AND 5680 FEET WEST FROM THE SE CORNER OF DLC 63.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

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 to which this right is appurtenant is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
9 S	4 W	WM	16	SW SW		63	30.1
9 S	4 W	WM	16	SE SW		63	3.6
9 S	4 W	WM	17	SE SE		63	26.5
9 S	4 W	WM	20	NE NE		63	18.4
9 S	4 W	WM	20	SE NE		63	5.9
9 S	4 W	WM	20	NE SE		63	6.1
9 S	4 W	WM	21	NE NW		63	4.7
9 S	4 W	WM	21	NW NW		63	19.6
9 S	4 W	WM	21	SW NW		63	29.0
9 S	4 W	WM	21	SE NW		63	9.7
9 S	4 W	WM	21	NE SW		63	8.2
9 S	4 W	WM	21	NW SW		63	21.1

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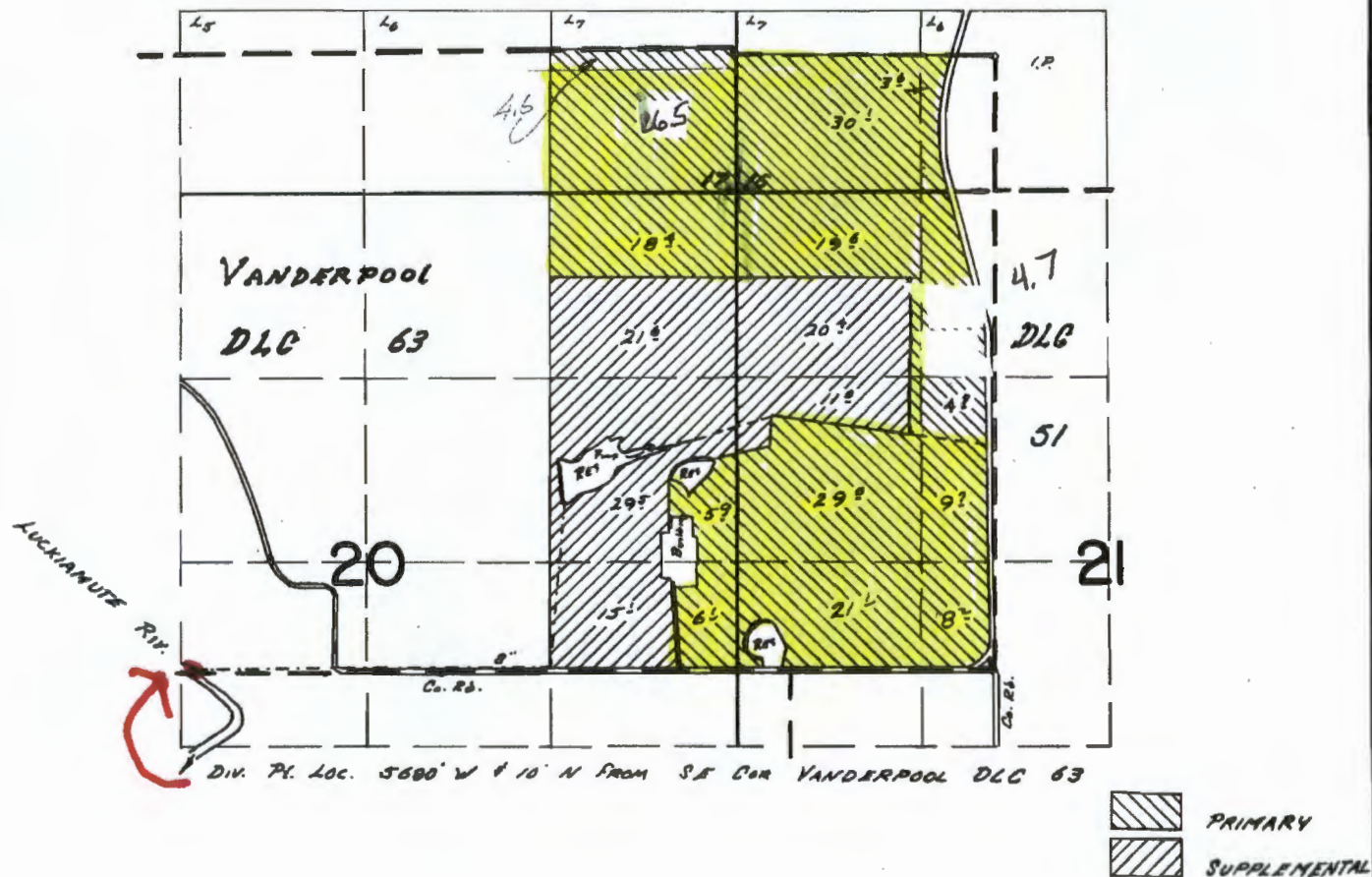
MAR 6 2015

WATER RESOURCES DEPT
SALEM, OREGON

This certificate describes that portion of the water right confirmed by Certificate 44996, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 26 2005 approving Transfer Application 8256.

S-8256

T. 9S. R. 4W. W.M.



FINAL PROOF SURVEY UNDER

Application No. 48318 Permit No. 3539A
IN NAME OF

PATRICK A. DALE

Surveyed MAY 13 1974 by J. J. Paul

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WATER RESOURCES DEPT
SALEM, OREGON

S-80055

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

In the Matter of Transfer Application)
T-8256, Polk County) **FINAL ORDER**
)

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, 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

JACK AND MARILYN PLATT
11070 OAK HILL ROAD
INDEPENDENCE OR 97351

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Findings of Fact

1. On 4-28-1999, Schudel Enterprises filed a transfer application to change the use under Certificate 44996. The Department assigned the application number T-8256.
2. On March 17, 2000, the transfer application file was assigned to Jack and Marilyn Platt, 11070 Oak Hill Road, Independence, Oregon, 97351.
3. The portion of the right to be transferred is as follows:

Certificate: 44996 in the name of PATRICK A. OGLE (perfected under Permit S-35334)
Use: SUPPLEMENTAL IRRIGATION of 97.6 ACRES

Priority Date: JUNE 11, 1971

Rate: 0.74 CUBIC FOOT PER SECOND

Limit/Duty: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre per year

Source: LUCKIAMUTE R, tributary to WILLAMETTE R

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
9 S	4 W	WM	20	NE SW	10 FEET NORTH AND 5680 FEET WEST FROM THE SE CORNER OF DLC 63

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

S-8805

6. Notice of the application for transfer was published 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 no evidence is available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
8. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing right are present.
9. The proposed change would not result in enlargement of the right.
10. The proposed change would not result in injury to other water rights.

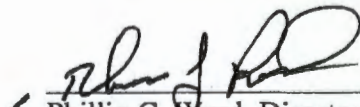
Conclusions of Law

The proposed change in use in application T-8256 is consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in character of use proposed in application T-8256 is approved.
2. Water right certificate 44996 is cancelled. A new certificate will be issued describing that portion of the right not involved in 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 Certificate 44996 and any related decree.
4. The proposed change shall be completed on or before October 1, 2006.
5. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department by October 1, 2007.
6. The water rights evidenced by Certificates 40596 and 40597 are cancelled.
7. When satisfactory proof of the completed change is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 26th day of May 2005.



Phillip C. Ward, Director

Mailing date: MAY 31 2005

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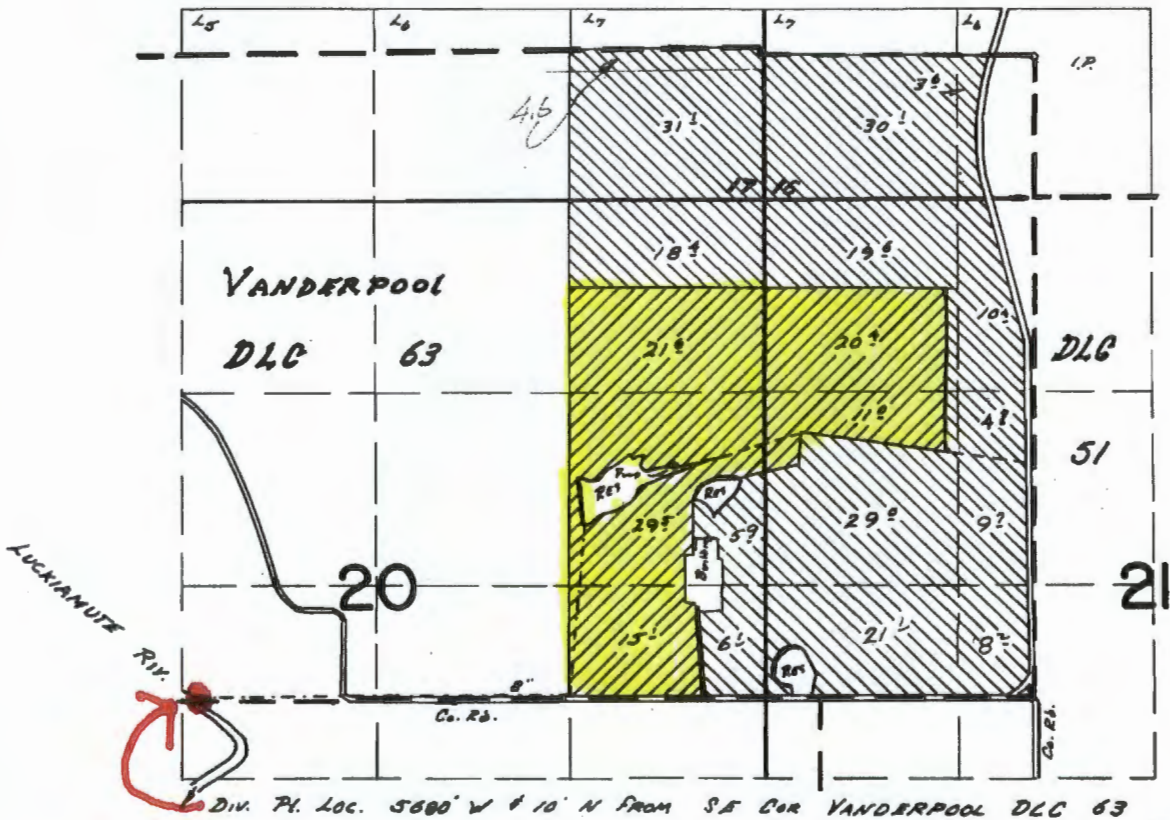
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T. 9 S. R. 4 W. W.M.

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WATER RESOURCES DEPT
SALEM, OREGON



DIV. PL. LOC. 5600' W & 10' N FROM S/E COR VANDERPOOL DLC 63

	PRIMARY
	SUPPLEMENTAL

FINAL PROOF SURVEY
UNDER

Application No. 4031B Permit No. 35334
IN NAME OF

PATRICK A. OGLE

Surveyed MAY 13 1974, by T. J. PAUL

S-88055

STATE OF OREGON

COUNTY OF POLK

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MAR 6 2015

CERTIFICATE OF WATER RIGHT

WATER RESOURCES DEPT SALEM, OREGON

This is to certify, That RICHARD H. MILLER

of 8435 Parker Road, Independence, State of Oregon 97351, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of an unnamed draw

a tributary of Luckiamute River for the purpose of irrigation of 14.2 acres

under Permit No. 38243 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 5, 1973

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.18 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SE 1/4, as projected within Vanderpool DLC 63, Section 20, T9S, R4W, WM; 2860 feet South and 2260 feet West from NE Corner Section 20.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- 5.9 acres SW 1/4 NE 1/4 as projected within Vanderpool DLC 63
0.1 acre SE 1/4 NW 1/4 as projected within Vanderpool DLC 63
8.2 acres NW 1/4 SE 1/4 as projected within Vanderpool DLC 63
Section 20
Township 9 South, Range 4 West, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. September 27, 1984

./s./ William H. Young Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52401

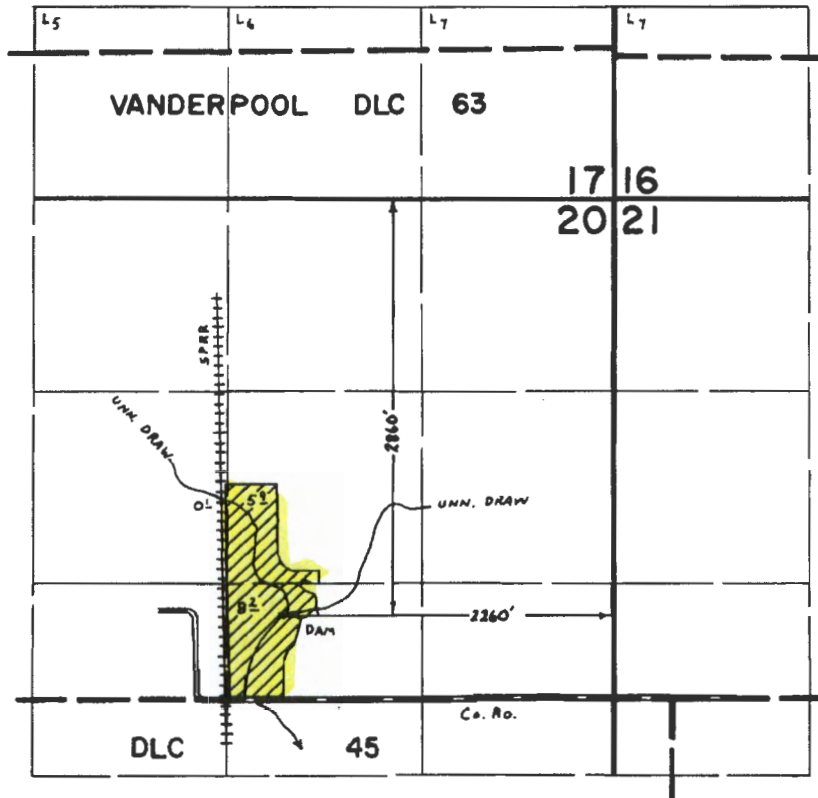
S-88055

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WATER RESOURCES DEPT
SALEM, OREGON



FINAL PROOF SURVEY
UNDER

Application No. 50606. Permit No. 38243.....
IN NAME OF

RICHARD H. MILLER

Surveyed July 19, 1979, by C. L. HUGHES.....

S-88055

Flag Remove in future

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **PATRICK A. OGLE**
of **Route 1, Box 150-A, Independence**, State of **Oregon**, **97351**, has made proof
to the satisfaction of the **STATE ENGINEER** of Oregon, of a right to store the waters of
an unnamed intermittent drainageway, tributary of Luckiamute River, appropriated
under Application number 46515, Permit number 34753, in Ogle Stockwater Reservoir

for the purposes of
stock
under Reservoir Permit No. **R-5546** of the State Engineer, and that said right to store said
waters has been perfected in accordance with the laws of Oregon; that the priority of the right
hereby confirmed dates from **October 30, 1969**

that the amount of water entitled to be stored each year under such right, for the purposes afore-
said, shall not exceed **1.0 acre foot**

The reservoir is located in

NW 1/4 SW 1/4
As projected within Vanderpool DLC 63
Section 21
T. 9 S., R. 4 W., W.M.

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**WATER RESOURCES DEPT
SALEM, OREGON**

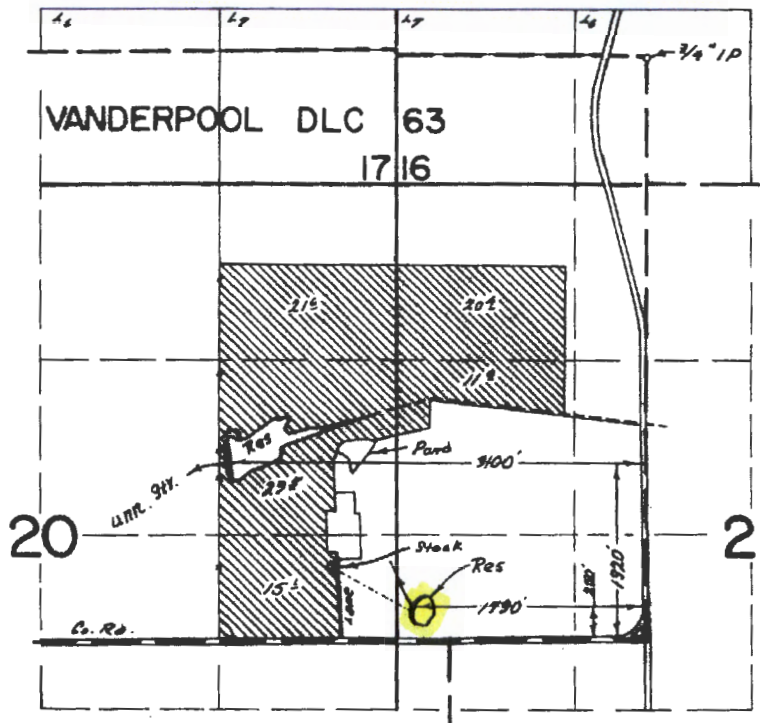
WITNESS the signature of the State Engineer, affixed
this date. **June 28, 1974**

Chris L. Wheeler
State Engineer

Recorded in State Record of Water Right Certificates, Volume **32**, page **40594**

88055

T.9S. R.4W. W.M.



FINAL PROOF SURVEY UNDER

46517 34802
R-46576 R-5580
46515 34753

Application No. R-46514 Permit No. R-5586
IN NAME OF

PATRICK A. OGLE

Surveyed March 21 1979, by R. B. Mucken

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MAR 6 2015

WATER RESOURCES DEPT
SALEM, OREGON

DAD-244-139 TD

S-88005
S-88055