



M. A. PALMER & SONS, INC
 ENGINEERING & SURVEYING
 711 Ponderosa Village
 P.O. Box 61
 Burns, Oregon 97720

Chris Palmer, P.E., P.L.S., C.W.R.E.
 Cork Palmer, P.E., P.L.S., C.W.R.E.

Phone 541-573-6451
 Fax 541-573-6431

SITE REPORT

for

CLAIM OF BENEFICIAL USE

UNDER:
 Application G-12182
 Permit G-13430

IN THE NAME OF:
 R. Scott & Ellen L.
 Franklin

I. GENERAL INFORMATION

On October 4, 2002 I conducted a site survey of the irrigation lands located in Section 33, T 22 S, R 31 E, WM, Harney County, Oregon. There is one well irrigating alfalfa and grass hay.

II. SURVEY METHODS

The field survey was done with the use of a "NIKON" DTM-430 total station with related field equipment. The control point was the northwest corner of Section 33.

III. SOURCE OF WATER

A well with 1/4" gage X 14" diameter steel casing to a depth of 53 feet. The well is capped with a 1/4" steel plate with a 1/2" diameter inspection port. Static water level is at 80 feet. Pumping level is at 120 feet.

Pump: 15 HP submersible turbine, 230 volt, single phase.
 Meter: none.

Piping: 147 feet of glav. pipe from pump to the ground surface. 825 feet of 4" pvc main line. 540 feet of 3" alum. hand line with 12 - 9/32" sprinkler heads.

FINAL PROOF CALCULATIONS

pumping level	120 feet
column loss	5 feet
4" pvc pipe loss	5 feet
3" alum. pipe loss	12 feet
elevation loss	0 feet
pressure (40 psi)	92 feet
misc losses	<u>7 feet</u>
Total losses	= 241 feet

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OCT 15 2002

WATER RESOURCES DEPT.
 SALEM, OREGON

Theoretical capacity from pump and piping system:

$$\begin{aligned} Q &= (\text{HP} \times \text{Eff} \times 3960) / H \\ &= (15 \times .70 \times 3960) / 241 \\ &= \underline{172.5 \text{ gpm.}} \end{aligned}$$

Theoretical capacity from sprinkler heads:

$$\begin{aligned} &12 - 9/32" \text{ sprinkler heads operating at } 40 \text{ psi.} \\ Q &= 12 \text{ heads} \times 14.3 \text{ gpm/head} = \underline{171.6 \text{ gmp.}} \end{aligned}$$

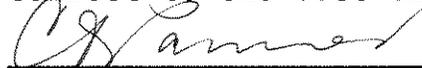
DUTY OF WATER

Maximum rate per Permit = 1/80 cfs/acre. 9.3 acres actually irrigated.

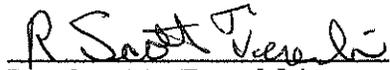
Maximum flow per Permit = 1/80 cfs/acre X 9.3 acres = 0.12 cfs = 52.2 gmp.

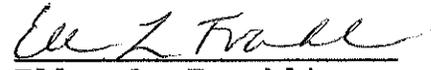
IV. CERTIFICATION

I, Chris T. Palmer, Certified Water Rights Examiner, registered in accordance with the laws of the State of Oregon, do hereby certify that the final survey and inspection of the use was found to be completed under the terms and conditions of Permit G-13430 and was completed by me on October 4, 2002 and the facts contained in this report and accompanying final proof map are correct to the best of my knowledge.


Chris T. Palmer, CWRE # 100

We, R. Scott & Ellen L. Franklin, hereby agree to the above findings of Chris T. Palmer, Certified Water Rights Examiner, and do hereby submit this site report and map as our Claim of Beneficial Use of the water as provided under the terms and conditions of Permit No. G-13430.


R. Scott Franklin


Ellen L. Franklin

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SALEM, OREGON

4-22-93

SCOTT FRANKLIN

Static	83'	His pump	126'	2 1/2" pipe
109'	246 gal.	Our pump	147'	
109'	277 g.			
109'	150 ⁺ gal			

LOAD UP 1-hr

4/23

Pulled 126' 1 1/2 hrs. 2 men

Tested for 6 hrs. pump 147'

Pulled pump. 1 1/2 hrs.

Rec'd from Harvey Co.
Farm Supply

Application # G-12182
Permit # G-13430

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WATER RESOURCES DEPT.
SALEM, OREGON

October 10, 2002

Mr. Steve Brown
Oregon Water Resources Dept.
158 12th St N.E.
Salem OR 97301-4172

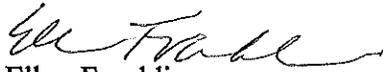
Dear Mr. Brown,

Enclosed is the final proof survey and site report for claim of beneficial use on our well, application #G-12182 and permit #G-13430.

We had a meeting with the Harney County Watermaster, Mitch Lewis last month to discuss the need for a meter on our irrigation system. Mr. Lewis determined since we have a small acreage we could measure the amount of water used by keeping track of the days and hours we irrigate.

We will be keeping a log of the days and hours that our irrigation system is running.

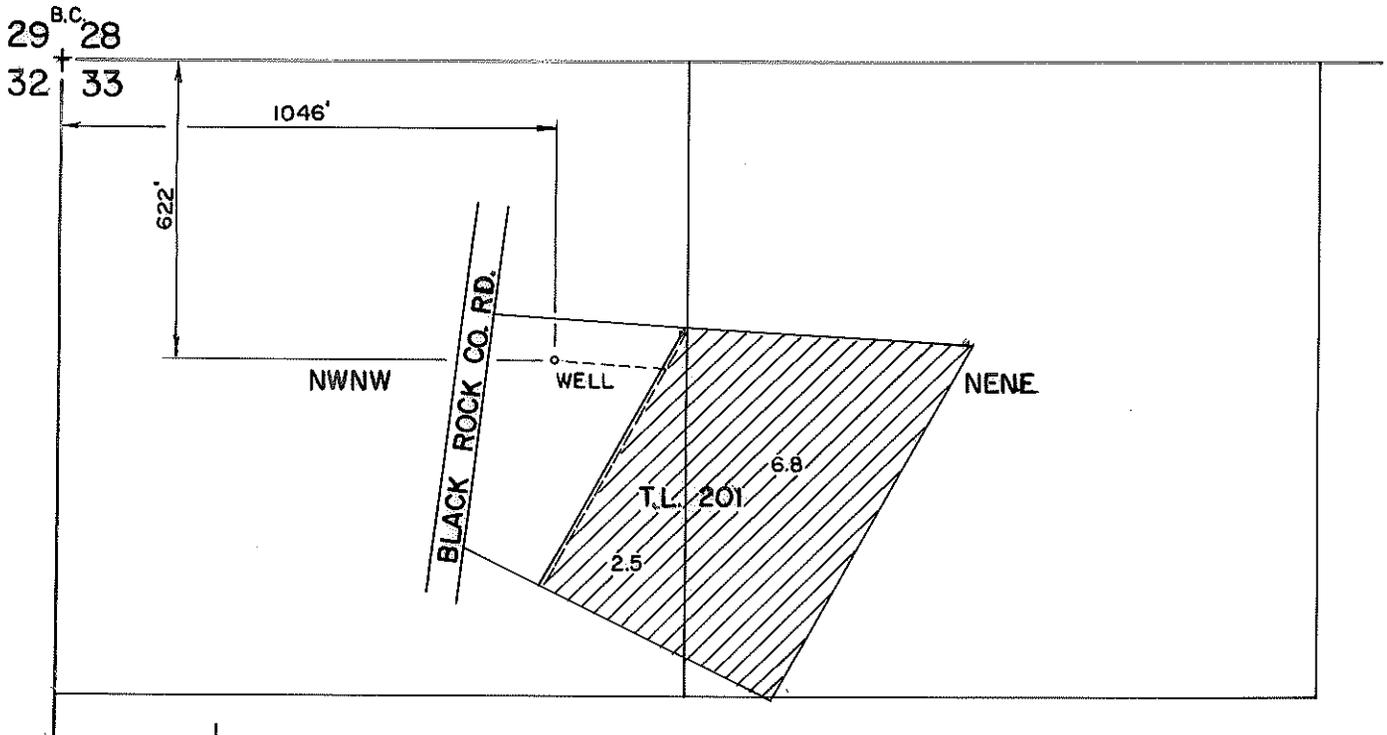
Sincerely,


Ellen Franklin

encl.

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WATER RESOURCES DEPT.
SALEM, OREGON

T 22 S, R 31 E, WM



RECEIVED
 OCT 1 2002
 NATURAL RESOURCES DEPT
 SALES PERMIT

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP.

	<h2>FINAL PROOF SURVEY</h2>		IN THE NAME OF R. SCOTT & ELLEN L. FRANKLIN
	UNDER APPLICATION G-12182 PERMIT G-13430		
	Scale: 1" = 400'	Date: OCT. 2002	Job: 1068-02
	Dsn: Drn: CHRIS Ckd:	M.A. PALMER & SONS, INC. ENGINEERING & SURVEYING 711 Ponderosa Village • Box 61 Burns, Oregon 97720	Sht. No. of 1

Water Resources Department

MEMO

January 4, 1996

TO Application G- 12182

FROM GW: Michael Zwart
(Reviewer's Name)

SUBJECT Scenic Waterway Interference Evaluation

Yes

No

The source of appropriation is within or above a Scenic Waterway.

Yes

No

Use the Scenic Waterway condition (Condition 7J).

PREPONDERANCE OF EVIDENCE FINDING: (Check box only if statement is true)

At this time the Department is unable to find that there is a preponderance of evidence that the proposed use of ground water will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

FLOW REDUCTION: (To be filled out only if Preponderance of Evidence box is not checked)

Exercise of this permit is calculated to reduce monthly flows in _____ Scenic Waterway by the following amounts expressed as a proportion of the consumptive use by which surface water flow is reduced.

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

G12182

Water Right Conditions
Tracking Slip

Groundwater/Hydrology Section

FILE ## G-12182

ROUTED TO: Water Rights

TOWNSHIP/

RANGE-SECTION: T22 S/R 31 E- 33

CONDITIONS ATTACHED? yes no

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Mike Zwart

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OCT 04 2002

WATER RESOURCES DEPT.
SALEM, OREGON

October 1, 2002

Water Resources Department
158 – 12th Street NE
Salem OR 97301-4172

RE: Application file number G-12182

Dear Water Resource Dept.,

I have completed everything on the well before October 1, 2002, except the final survey by a Certified Water Rights Examiner. He is scheduled to complete his final survey at the end of this week. I will submit another letter with the final survey.

One note, due to rural addressing, the address is now 71797 Turnout Rd, Burns, OR 97720.

Sincerely,



Ellen Franklin



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

January 4, 2000

R SCOTT & ELLEN FRANKLIN
HC 71 86 TURNOUT RD
BURNS OR 97720

REFERENCE: File G12182
Permit G13430

We have received your notice that complete application of water has been made under your permit .

In order to maintain your water right you are now required to submit a final proof survey of the completed use. Most permit holders must hire a Certified Water Right Examiner (CWRE) to conduct this survey. Reservoir permit holders who obtained their permits after 1995 under the Alternate Ponds Program, store less than 9.2 acre-feet and have no secondary water right that permits the diversion of water from the reservoir you can prepare your own final proof survey. Whether you hire a CWRE or perform your own, the survey must be received within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before **October 1, 2000**. A list of Certified Examiners is available upon request by calling the above number, extension 320.

The Department requires that the CWRE has a copy of the permit or transfer order to compile the claim of beneficial use. All permit conditions need to be addressed in the claim and map you submit.

In addition, if your water right is a groundwater permit applied for on or after December 20, 1988, you are required to submit a well pump test before the Water Right Certificate is issued. This test must be done according to the instructions in the brochure. Forms and brochures are available upon request.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

In the meantime, the permit you hold is valid evidence of your right to use the water.

If you have any questions, please contact the Water Rights Section at 378-3739, or toll-free within Oregon 1-800-624-3199.

Sincerely,

DALLAS MILLER
Natural Resource Specialist 2

DM:jh

cc: Watermaster
CWRE



Mailing List for Superseding FO Copies

Application #G-12182

FO Date June 30, 1998

Original mailed to:

Applicant: R. Scott & Ellen L Franklin, HC 71, 86 Turnout Rd., Burns, Oregon 97720

Copies sent to:

1. WRD - File # G-12182
- 2.

PFO, Map, and Fact Sheet Copies sent to:

3. WRD - Watermaster # District: 10
4. WRD - Regional Manager: ER
5. ODFW District Biologist: Southeast District

Copies Mailed
By: <u>JWC²</u>
(SUPPORT STAFF)
on: <u>7/16/98</u>
(DATE)

Copies sent to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

6. _____
7. _____
8. _____
9. _____
10. _____
11. _____
12. _____

"\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

1. _____
2. _____
3. _____

CASEWORKER : LKS

COPY CHECK-OFF SHEET FOR PROPOSED FINAL ORDERS

CC: FILE # G-12182

WATERMASTER # 10 - Bill Beal

REGIONAL MANAGER: Kent Searles

ODF&W - Harney County

CWRE (if agent): N/A

DEQ N/A

OTHER STATE AGENCY IF NECESSARY: N/A

DIVISION 33 LIST: N/A COLUMBIA RIVER INTERTRIBAL FISH COMMISSION; U.S. FISH & WILDLIFE;
(CHECK ONLY IF APPLICABLE) NORTHWEST POWER PLANNING COUNCIL & NATIONAL MARINE FISHERIES

POWER BUILDER UPDATER; FRONT COUNTER

OTHER ADDRESSES OF PEOPLE WHO PAID THE \$10 FEE:

PEOPLE WITH OBJECTIONS, COMMENTS OR REQUESTED COPY W/O \$10 (SEND THE \$10 LETTER):

CASEWORKER : Bernadette Williams

G 12182 and

G 2523

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AUG 28 1995

WATER RESOURCES DEPT.
SALEM, OREGON

August 21, 1995

Oregon Water Resources Dept
Cindy Smith
Commerce Bldg
158 12th Street NE
Salem, OR 97310-0210

Dear Cindy,

Enclosed is a signed and notarized affidavit of nonuse of water right, cancelling the original water right. Also enclosed are maps describing the land and water rights.

Please let me know if there is more I need to do to complete our application. My work phone is 573-6541 and my home phone is 573-6171.

Sincerely,



Ellen L Franklin

encls

AFFIDAVIT OF NONUSE OF WATER RIGHT

TO THE WATER RESOURCES DEPARTMENT OF OREGON: File G-12182

I, R. Scott Franklin & Ellen L Franklin
(name of affiant, proponent of cancellation)

of HC 71 86 Turnout Rd Burns
(mailing address) (City)

AUG 28 1995
WATER RESOURCES DEPARTMENT
SALEM, OREGON

State of Oregon, 97720, 503-573-6171, being first duly sworn, depose and say:
(zip) (phone)

1. That because I purchased this land that was already subdivided with its own well.
(why you are familiar with these lands and right)

I am personally familiar with the lands described by Certificate # 35223, which has a priority date of 1-11-1963, and was issued in the name of Harry Pon, and recorded in the State Record of Water Right Certificates;

2. That the entire water right in question is appurtenant to 178.6 acres located in the SE SW - SW SE 28 of Section 33, Township 22-S, Range 31-E; NW NE, NW 1/4, NW 2 SW SW NE

3. That the source from which water is to be diverted under the terms of this Certificate is a well;

4. That the water right was issued for the following use(s): IRRIGATION;

5. That I know from my own observations and can state with certainty that no water from the authorized source as described above has been used for IRRIGATION ON TAX LOT 201
(state which and if all or part of the beneficial purpose(s) allowed)

on all the lands or a portion of the lands to which the right is appurtenant, as illustrated on the
(circle applicable phrase)

copy of the tax plat map obtained from the Harney County Assessor's Office, attached and incorporated by reference in this affidavit, and further described as *; Tax Lots 600, 700, 800 and 900 in Sec 28-T-22-S, R-31-E Tax Lots 100, 201, 202, 300, 600, 700, 800, 900, 1000, 1100, 1200 and 1300 in Sec 33 T-22-S, R-31-E. Remaining Right Cert To Desert Construction, P.O. box 702 Hines Or 97738

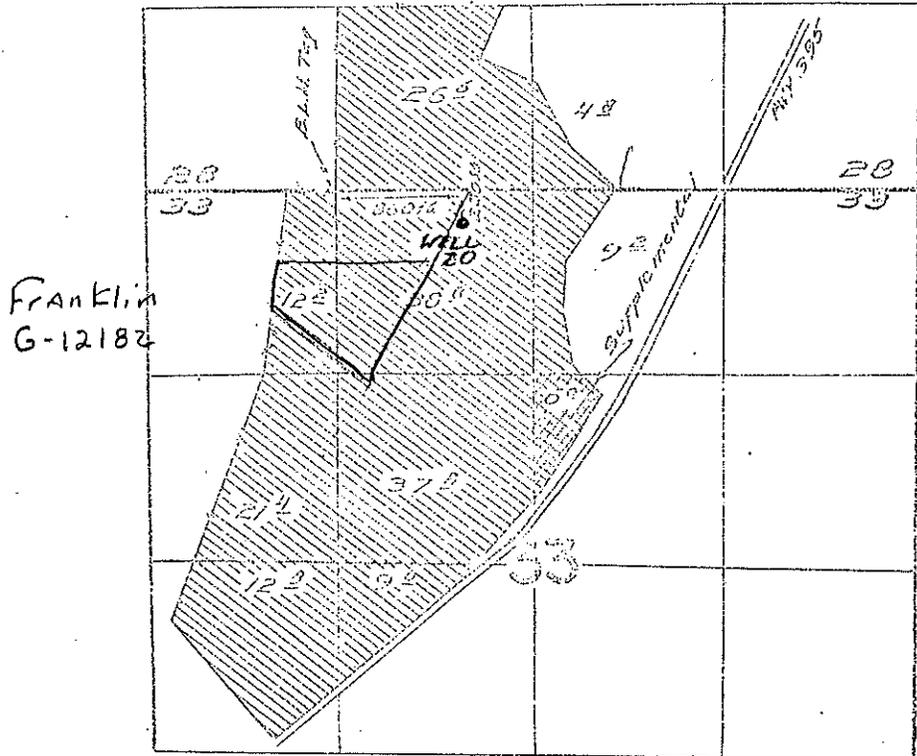
* Number of acres, exact location and boundaries. Use additional sheet if necessary.

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AUG 28 1995

WATER RESOURCES DEPT
SALEM, OREGON

T. 22 S. R. 31 E. W.M.



FINAL PROOF SURVEY
UNDER

Application No. ~~G-2525~~ Permit No. ~~6-2538~~
IN NAME OF

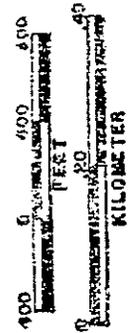
HARRY POIT

Surveyed July 31, 1967, by W.D. Pappas

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AUG 28 1995

SCALE 1:9600 WATER SALEM, OREGON



THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

SECTION 28 T.22S. R.31E. W.M. HARNEY COUNTY

22-31-33 201

31 28

22 46

SEE MAP 22 31 21

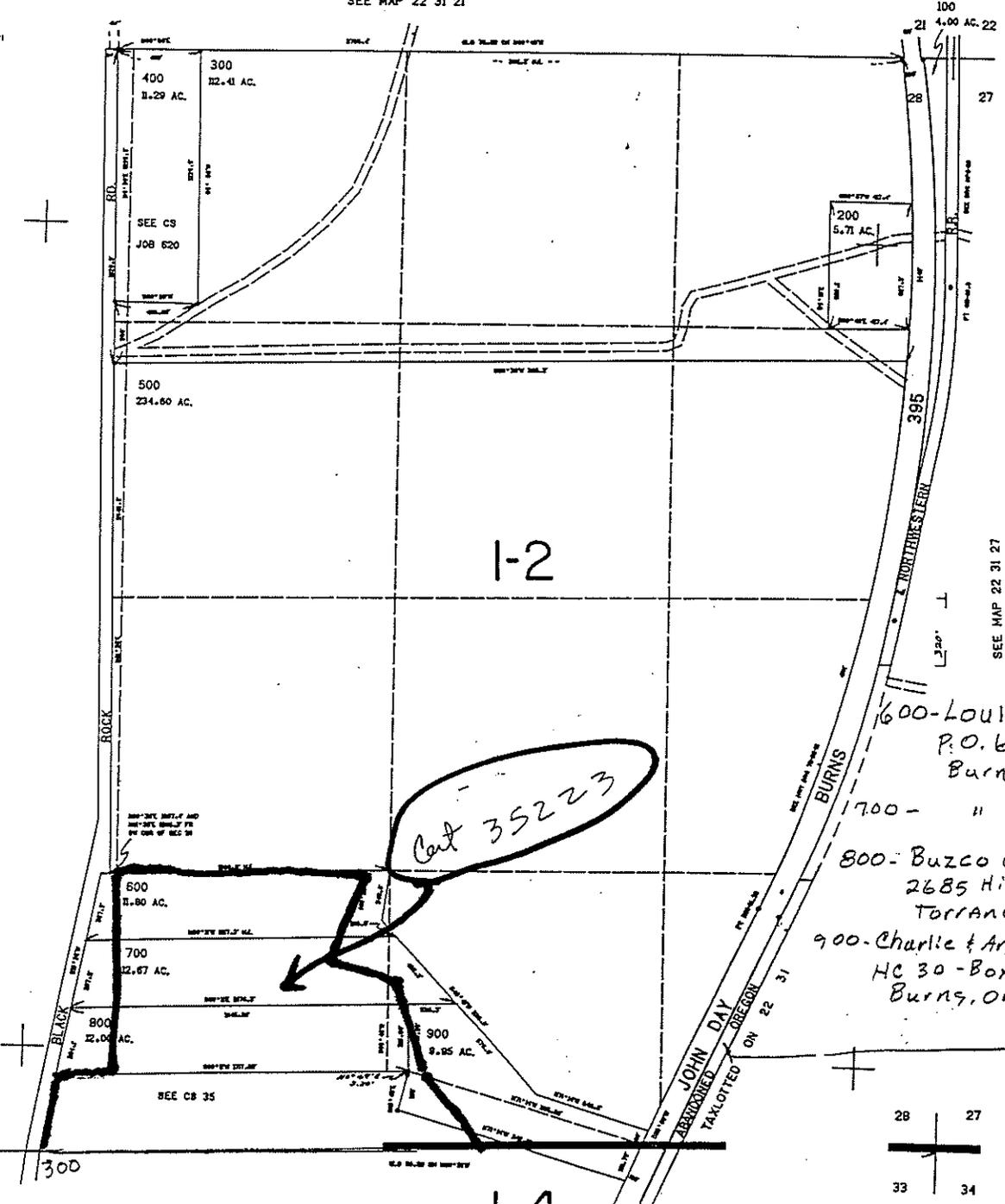
SEE MAP 22 31

SEE DEPENDENT REVENUE & BURD. OF SEC. 29 & 32 1984

SEE MAP 22 31 27

RECEIVED DEC 02 1994 DEPT. OF REVENUE STATE OF OREGON

(13.60)



Cart 35223

- 600-Louie Mold P.O. box 686 Burns, Or
1700- " "
800-Buzco Const Co, inc. 2685 Hillside Dr. Torrance Ca, 90505
900-Charlie & Arlene Prewitt HC 30 -Box 305 Burns, Or 97720

31 48

719,000

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER WELL REPORT **RECEIVED**

STATE OF OREGON
(Please type or print)

DEC - 4 1979

State Well No. 225/31E-30

WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date
of well completion.

Application No. 8-12182

(Do not write above this line) WATER RESOURCES DEPT

State Permit No. sent by GCS

SALEM, OREGON

(1) OWNER: Permit No.

Name Donald Mattson

Address P.O. Box 671
URNS, OREGON 97720

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Cable Dug
Driven Jetted Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal
Irrigation Test Well Other

(10) LOCATION OF WELL:

County Harney Driller's well number
1/4 1/4 Section 28, 33 T. 22S R. 31E W.M.

Bearing and distance from section or subdivision corner
100' South and 100' East of NW corner
of Lot #19

(11) WATER LEVEL: Completed well.

Depth at which water was first found 40 ft.
Static level 40' ft. below land surface. Date 11/6/79
Artesian pressure none lbs. per square inch. Date

(12) WELL LOG: Diameter of well below casing 18

Depth drilled 300 ft. Depth of completed well 300 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
sandy loam	0	2	
limestone	2	4	
course sand	4	15	
clay	15	30	
tan rock	30	34	
tan clay	34	40	
sandstone	40	49	
multicolored rock	49	110	
sandstone	110	130	
tan clay	130	188	
course sand and gravel	188	192	
tan claystone	192	195	
course sand and gravel	195	199	
tan sandy clay	199	202	
course sand and gravel	202	212	
tan claystone	212	280	
green course sand	280	300	

Work started 10/30 1979 Completed 11/5 1979

Date well drilling machine moved off of well 11/5 1979

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] [Signature] Date 11/5, 1979
(Drilling Machine Operator)

Drilling Machine Operator's License No. 1035

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name Western Water Wells Inc.
(Person, firm or corporation) (Type or print)

Address P.O. Box 294 Burns, OR

[Signed] [Signature]
(Water Well Contractor)

Contractor's License No. 659 Date 11/5, 1979

(5) CASING INSTALLED:

Threaded Welded
14" Diam. from +1 ft. to 53 ft. Gage 250
" Diam. from " ft. to " ft. Gage
" Diam. from " ft. to " ft. Gage

(6) PERFORATIONS:

Perforated? Yes No.
Type of perforator used
Size of perforations in. by in.
perforations from " ft. to " ft.
perforations from " ft. to " ft.
perforations from " ft. to " ft.

(7) SCREENS:

Well screen installed? Yes No
Manufacturer's Name
Type Model No.
1 Slot size Set from " ft. to " ft.
Diam. Slot size Set from " ft. to " ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No. If yes, by whom? W.W.W.
Yield: 600 gal./min. with 150 ft. drawdown after 8 hrs.
" " " " " "
" " " " " "
Bailer test gal./min. with ft. drawdown after hrs.
Artesian flow g.p.m.

perature of water 53 Depth artesian flow encountered " ft.

(9) CONSTRUCTION:

Well seal—Material used cement grout
Well sealed from land surface to " ft.
Diameter of well bore to bottom of seal 24 in.
Diameter of well bore below seal 18 in.
Number of sacks of cement used in well seal 30 sacks
How was cement grout placed? pressure pumped

Was a drive shoe used? Yes No Plugs Size: location " ft.

Do any strata contain unusable water? Yes No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? Yes No Size of gravel: "

Gravel placed from " ft. to " ft.

OREGON WATER RESOURCES DEPARTMENT
ADMINISTRATIVE RULES
CHAPTER 690
DIVISION 512
MALHEUR LAKE BASIN PROGRAM

Minimum Perennial Streamflows

690-512-001

The minimum perennial streamflows listed in Table 1 are hereby adopted or established.

Water Availability

690-512-040

(1) Except as provided in section (3) of this rule, the Department shall not accept an application for permit, or issue a permit, for any use of surface water, or of groundwater the use of which has the potential to substantially interfere with surface water, in the Malheur Lake Basin unless the applicant shows, by a preponderance of evidence, that unappropriated water is available to supply the proposed use at the times and in the amounts requested. The evidence provided shall be prepared by a qualified hydrologist or other water resources specialist and shall include:

(a) Streamflow measurements or gage records from the source or, for use of groundwater, the stream in hydraulic connection with the source; or

(b) An estimate of water availability from the source or, for use of groundwater, the stream in hydraulic connection with the source which includes correlations with streamflow measurements or gage records on other, similar streams and considers current demands for water affecting the streamflows.

(2) The criteria used in determining if the use of groundwater has the potential to substantially interfere with surface water shall be those established in OAR Chapter 690, Division 9.

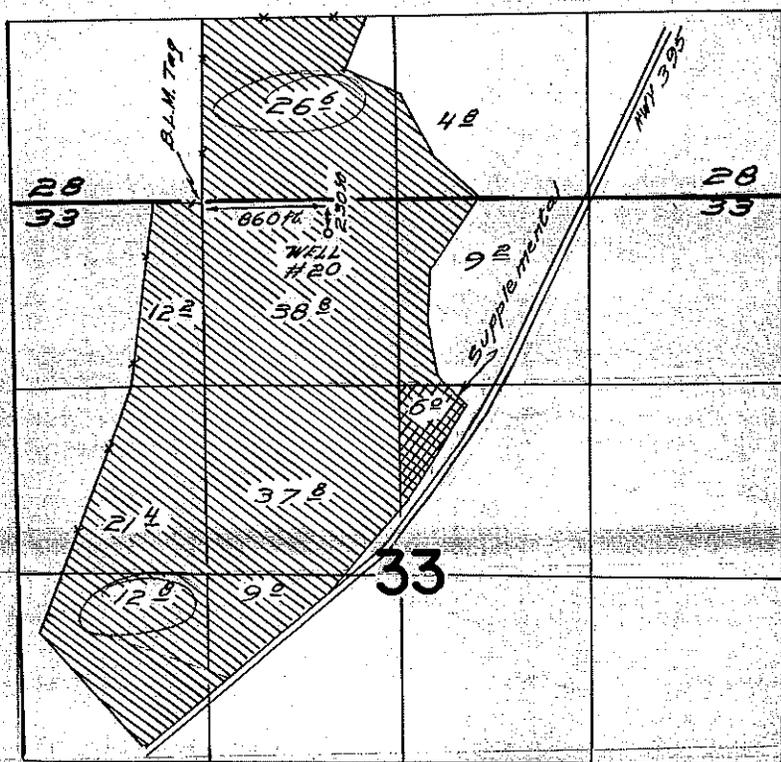
(3) This rule shall not apply to issuance of:

(a) Instream water rights,

(b) Permits for storage of water between March 1 and May 31 if the application is not required to be referred to the Commission under OAR 690-11-080 (2)(a)(C), or

(c) Permits for use of water legally stored.

T. 22 S. R. 31 E. W.M.



Conflict

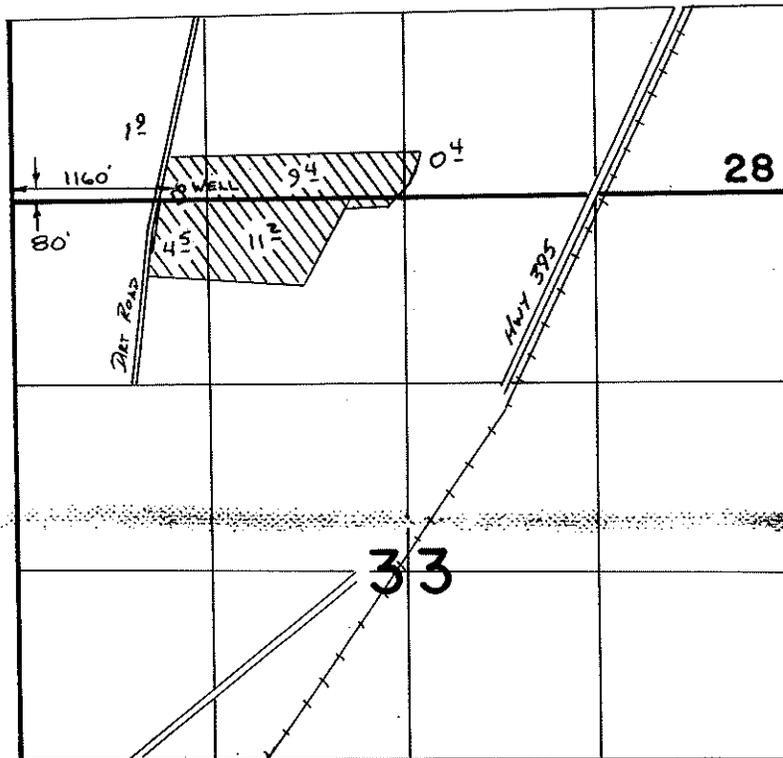
FINAL PROOF SURVEY
UNDER

Application No. G-2523 Permit No. 2338
IN NAME OF

HARRY POIT

Surveyed July 31, 1967, by W.D. Rupperts

T. 22S., R. 31E., W.M.



SCALE 1" = 1320'

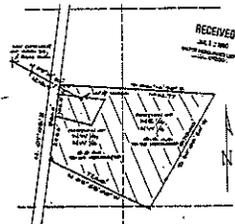
Slight overlay

FINAL PROOF SURVEY
UNDER

Application No. **G:9315**. Permit No. **G:8734**.
IN NAME OF

.....**ROY**.....**LEE**.....**REED**.....

Surveyed *5-10*..... 1988, by *M. Schmarde*.....



NW 1/4 of Sec. 55
 T 22 N, R 5 E
 Section No. 55-1472
 Permit No.
 HAINES CO. OK

Notes:
 1. DISTANCES BASED ON HAINES CO. SURVEY NO. 849, PLAT 12-13-14.
 2. SHALL BE 1/2" = 100' SCALE, AND SHALL BE MADE AND CORRECT BY THESE 1/2".

DATE	BY	REVISION
10/15/03	MAPS	1.0

Slight overlap depending
 on where section lines are
 located. (app G-9315)

Area conflicts entirely
 w/app G-2523

INITIAL REVIEW CHECKLIST

APPLICATION # G 12182
WAB # _____
POU-WAB _____

ITEMS HAVE BEEN VERIFIED ON COMPLETENESS CHECKLIST
 BASIN NAME/NUMBER IS CORRECT

DETERMINATION OF WHETHER USE IS OR IS NOT ALLOWED BY...

- BASIN PLAN
- LEGISLATIVE WITHDRAWAL (ORS 538)
- RULES
- SCENIC WATERWAY (OTHER THAN WA ORS 390.826)
- OTHER _____

WATER AVAILABILITY HAS BEEN CHECKED
50 % BEFORE JULY 17, 1992; 80 % LIVE FLOW 50 % STORAGE
AFTER JULY 17, 1992

INSTREAM WATER RIGHT EXEMPTIONS ARE DOCUMENTED ON WATER
AVAILABILITY SHEETS

USE IS NOT FROM A BOR PROJECT OR A SIGNED CONTRACT IS IN
THE FILE

DIVISION 33 HAS BEEN ADDRESSED...

- SEASON FOR DIRECT FLOW
- WATER QUALITY PARAGRAPH
- EFFICIENCY DESCRIPTION (BELOW BONN AND MORE THAN 1 CFS)

PLAT CARDS HAVE BEEN CHECKED AND A COPY OF THE MAP SHOWING
THE CONFLICT HAS BEEN ATTACHED

ALL DOCUMENTS USED IN EVALUATION ARE ATTACHED AND
HIGHLIGHTED AND PACKET IS STAPLED TOGETHER

SPELL CHECK HAS BEEN COMPLETED

WATERMASTER #10

REGIONAL MANAGER (NW, SW, NC, SC (E))

LETTER WAS SAVED FROM M:\T\IRWORK95 TO M:\T\IRSENT95

NAME Cindy Smith
DATE 12/11/95

TOWNSHIP 22S RANGE 31E W.M.

SECTION 33

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
40	20	40	40									40	40			Decree, Vol. 9 Page 203		
								5	40	40				40	40	Decree, Vol. 9 Page 203		
																G-1954 G-1798		
																Supplemental G-1159 G-1798		
38 ⁶	6 ⁰	27 ⁰	40 ⁰					5 ⁰	31 ⁰	36 ⁰	40 ⁰	38 ³	37 ⁶	37 ⁶	37 ⁶	T-454 Supplemental G-1972 G-1808	49683 35222	
	9 ²			38 ⁶	12 ²	21 ⁴	37 ⁸	9 ⁰	12 ⁸							G-2523 G-2338	35223	
								1 ⁰	15 ⁶	29 ⁰		0 ⁵	32 ⁴	19 ⁴	19 ⁴	Suppl - G-3883 G-2889	35225	
								1 ⁰	31 ⁰	29 ⁰		0 ⁵	32 ⁴	19 ⁴	19 ⁴	Suppl - G-3083 G-2880	36880	
	6 ⁰															Supplemental G-2523 G-2338	35223	
				10 ⁹	5 ³											G-9315 (F-8734)	2	
								8 ²				10 ⁰	16 ⁰			Supplemental T-4549 (G-35222)		
				6 ⁸	6 ⁸											G-12182		

July 21, 1995

R SCOTT & ELLEN FRANKLIN
HC 71, 86 TURNOUT ROAD
BURNS OR 97720

RE: Application #G-12182

Dear Mr. & Mrs. Franklin,

The Water Resources Department is currently reviewing your application for water use. Preliminary review indicates the following items were not included with your application:

- ▶ The location and description of your water delivery system (type of pump, size and length of pipeline, etc.).
- ▶ A statement listing the proposed dates for beginning and completion of construction and complete application of water.
- ▶ An oath that the information in the application is true and accurate. Please sign and return the enclosed oath.
- ▶ A Land Use Information Form signed by your local planning official (a form is enclosed).

In order to expedite the processing of your application, we request that you submit these items by **August 7, 1995**. I have enclosed a stamped envelope for your use.

Should you have any questions regarding your application or the required materials listed above, please call me personally at 1-800-624-3199 extension 306.

Sincerely,



Mr. Cory C. Engel
Completeness Team

enclosures

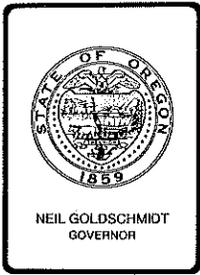


COMPLETENESS DETERMINATION CHECKLIST

Application #	Review Date	Reviewer
G - 12182	7/19/95	Cory

A checkmark (✓) indicates that the item is incomplete or defective.

- 1. Examination fees.
- 2. Name and address of the applicant, and title if applicable.
- 3. Source of water.
- 4. Use of water.
- 5. Amount of water.
- 6. Location & description of delivery system.
- 7. Name(s) and address(es) of the owners of any lands involved, but not owned by the applicant.
- 8. A statement declaring the existence of written authorization or easement permitting access to lands involved, but not owned by the applicant.
- 9. Proposed dates of beginning and completion of construction, and complete application of water.
- 10. If for **municipal use**, the present population to be served and expected future water requirements.
- 11. If for **mining use**, the type of mines and methods of supplying & utilizing the water.
- 12. If for a **reservoir**:
 - a. The height of the dam.
 - b. The storage capacity.
 - c. The area submerged.
 - d. The maximum depth.
 - e. The construction method (earthfill, concrete, flashboard, etc.).
 - f. A description of the outlet conduit.
 - g. A description of the spillway.
- 13. If for **groundwater**, the horizontal distance from the well to the nearest surface water source (if within one mile), and the difference in land surface elevation between them.
- 14. If the application was made under **HB 2107**:
 - a. Name and address of each adjacent property owner and verification that each owner has been mailed a copy of the completed notice.
 - b. A description of the proposed water used and related project, the condition it will address, and the benefits that are expected to result from the project.
 - c. The number of reservoirs per application is appropriate as per OAR 690-11-049 (3)(b)
- 15. An oath that the application information is true and correct.
- 16. The signature of the applicant(s).
- 17. A satisfactory map of the proposed POD & POU.
- 18. A Land Use Information Form or receipt signed by appropriate planning official.



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

July 30, 1990

R. Scott and Ellen L. Franklin
HC 71, 86 Turnout Road
Burns, OR 97720

REFERENCE: File G-12182

We received your application on July 18, 1990, describing the proposed use of 0.17 cubic foot per second of water from one well within Silvies River Basin for irrigation of 13.6 acres. Supporting data and fees in the amount of \$308 were also received. Our Receipt 65262 is enclosed. The application has been assigned file number G-12182 and will be reviewed in detail as time allows.

Applications which are received in proper form with required maps, supporting data and fees can be considered for approval by issuance of permits following a mandatory 30-day waiting period and after public interest matters are resolved.

Applications which require additional information will be returned for correction and/or completion. In those cases, the process will, of course, be further delayed. If you feel that a delay in the processing of your application will cause a hardship, please advise.

If the application is approved, the permit authorizing the described project will be subject to the Water Resources Commission's Basin Program statements, prior rights, and would require that the well be constructed and maintained in accordance with the General Standards for the Construction of Water Wells in Oregon. If you have any questions regarding these provisions or the Well Standards, please contact this office.

If you have any questions, please contact the Water Rights Section at the above telephone number.

Enclosure

SCB:tcb

cc: Chris T. Palmer, CWRE

Application No. B-12182

Permit No.

881074

RECEIVED

JUL 18 1990

WATER RESOURCES DEPT.
SALEM, OREGON

9/
124

WARRANTY DEED
H-9459

RAYMOND A. GIANOLI and ELLEN C. GIANOLI, husband and wife, called grantors herein, hereby convey to RODNEY SCOTT FRANKLIN and ELLEN L. FRANKLIN, husband and wife, whose address is HC 71 86 Turnout Road Burns, Oregon, the following described real property:

Land in Harney County, Oregon, as follows:

In Twp. 22 S., R. 31 E., W.M.:

Sec. 33: A parcel of land in the NW $\frac{1}{4}$, which is described as follows:

Beginning at a point on the Eastern boundary of the county road right of way, which is S. 59° 51' 50" E. 1047.17 feet from the Northwest corner of said Sec. 33;
thence S. 86° 14' 50" E. 2922.77 feet;
thence S. 30° 00' 20" W. 870.00 feet;
thence N. 63° 23' 00" W. 724.6 feet to the Eastern boundary of said county road right of way;
thence N. 07° 08' 00" E., along said right of way, 500 feet, more or less, to the point of beginning.

TOGETHER WITH 1978 Fleetwood mobile home, ID No. IDFL28833041336.

SUBJECT TO:

1. 1988-89 taxes in an undetermined amount are a lien not yet payable.
2. AS DISCLOSED by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest.
3. ACCESS RESTRICTIONS and burdens imposed, with certain limited access granted, including the terms and provisions thereof, in Deed to the State of Oregon, by and through its State Highway Commission, recorded May 31, 1956, in Book 62, Page 5, Deed Records.

Additional grant of access of record. From the State of Oregon, by and through its State Highway Commission, to F. W. Triska and Hazel Triska, husband and wife, recorded Nov. 20, 1957, in Book 64, Page 187, Deeds, which grants rights of access to said highway at additional points.

Indenture of access of record, from the State of Oregon, by and through its Department of Transportation, Highway Division, to L. W. Hebener and Betty Hebener, recorded Aug. 17, 1976, in Book 101, Page 586, Deed Records, which substitutes points of access.

4. RIGHT OF WAY EASEMENT in favor of California-Pacific Utilities Company, a corporation, dated April 10, 1963, recorded May 14, 1963, in Book 73, Page 200, Deeds, over, under and upon Sec. 33, Twp. 22 S., R. 31 E., W.M.

5. RIGHT OF WAY EASEMENT in favor of California-Pacific Utilities Company, a corporation, dated Aug. 23, 1963, recorded Aug. 29, 1963, in Book 73, Page 590, Deeds, over, under and upon Sec. 33, Twp. 22 S., R. 31 E., W.M.

6. MORTGAGE to State of Oregon, represented and acting by the Director of Veterans' Affairs, dated Jan. 11, 1980, recorded Jan. 11, 1980, in Book A-27, Page 67, Mortgage Records, securing a note having a present balance of \$ 31,639.49 with interest paid to August 11, 1988. By acceptance of this deed, the grantees do assume and agree to pay the said note and perform all the conditions and covenants of the mortgage and hold the Grantor harmless from any term thereof.

and covenant that grantors are the owners of the above described property free of all encumbrances except as shown herein; and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

THIS INSTRUMENT WILL 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 USES.

The consideration for this transfer is: \$70,000.00

Until a change is requested, send future tax statements to the following address: Department of Veterans' Affairs, 1225 Ferry Street SE, Salem, OR 97310

DATED: October 21, 1988

Raymond A. Gianoli
RAYMOND A. GIANOLI

Ellen C. Gianoli
ELLEN C. GIANOLI

STATE OF CALIFORNIA,)

County of)

ss.

10-01-88, 1988

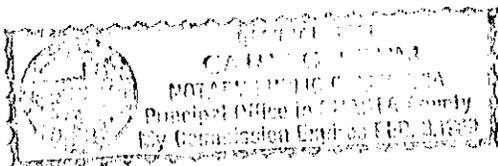
Personally appeared the above named RAYMOND A. GIANOLI and ELLEN C. GIANOLI and acknowledged the foregoing instrument to be their voluntary act.

Before me:

Conroy G. Cramer
Notary Public for Oregon
My Commission Expires: 2-3-89

Prepared by:
Cramer & Cramer
Attorneys at Law
P.O. Box 646
Burns, OR 97720

Return to:
Rodney Scott Franklin, et ux
HC 71 86 Turnout Road
Burns, Oregon 97720



STATE OF OREGON
County of Harney

I certify that the within instrument was received for record on the 2 day of November, 1988, at 2:15 o'clock P. in Book 316 ~~881674~~ 881674 of Need County.

By: Rodney Scott Franklin et ux

Basin: _____

Sub-basin: _____

Fees paid: Examination fee: _____

Recording fees: _____

Total: _____

Application No. G12182
Permit No. _____

RATE AND DUTY _____ for irrigation

1. Check for minimum information (OAR 690-11-020)

- | yes | no | |
|-----|-----|--|
| --- | --- | Name and mailing address of the applicant. |
| --- | --- | Source of the water. |
| --- | --- | Quantity of water to be appropriated. |
| --- | --- | Location of point of diversion to 1/4 1/4 Section. |
| --- | --- | Nature and place of use. |
| --- | --- | Name and mailing address of all legal owners of the properties involved. |
| --- | --- | Signature of the applicant |
| --- | --- | Examination fees. |

If minimum information not supplied, excepting legal owner information, then return to applicant with letter explaining deficiencies.

- | yes | no | |
|-----|-----|--|
| --- | --- | Water Resources Commission classification limits or restrictions -- If yes, note: _____ |
| --- | --- | State Engineer's withdrawals -- If yes, note: _____ |
| --- | --- | Legislative withdrawals -- If yes, note: _____ |
| --- | --- | If policy statement is unclear check with Resources Management Division. |
| --- | --- | Scenic Waterway: _____ |
| --- | --- | ___ on ___ up-stream ___ v/in 1/4 mile |
| --- | --- | ___ Notify Parks and Recreation Department |
| X | --- | Out-of-basin diversion |
| --- | --- | Need to route to Geology Section due to: |
| --- | X | ___ well within one mile of a stress |
| --- | --- | ___ well within restricted surface water area |
| --- | --- | ___ wells with request for greater than 5 cfs |
| --- | --- | ___ well is for heating &/or cooling |
| --- | --- | ___ well constructed by land owner |
| --- | --- | ___ well is artesian |
| --- | --- | ___ artificial ground water recharge project |
| --- | --- | ___ ground water area under study |
| --- | --- | Within Irrigation District: |
| --- | --- | ___ Notify ___ Need excerpt from District |
| --- | --- | Legal description of property |
| --- | --- | Ownership statement |
| --- | --- | Other parties to Notify: _____ |
| --- | --- | Water Resources Commission review if: |
| --- | --- | ___ Request for greater than 5 cfs |
| --- | --- | ___ Dam height greater than 10 feet |
| --- | --- | ___ Storage of more than 9.2 acre-feet |
| --- | --- | ___ Out-of-basin diversion |
| --- | --- | ___ within or above a scenic waterway |
| --- | --- | ___ conditional uses under basin programs |
| --- | --- | ___ requests for larger rate or duty than allowed |
| --- | --- | ___ ground water recharge project |
| --- | --- | ___ other substantial public interest issues |
| --- | X | ___ requests for review by an agency or person |
| --- | --- | Watermaster consent form sent with copy of <i>draft permit</i> |
| --- | --- | application and map |
| --- | --- | Watermaster comments received _____ |
| --- | --- | Hydrographic section comments requested _____ |
| --- | X | Hydrographic section comments received _____ |
| --- | --- | O.D.F.W. sent copy of application and map (except groundwater) requesting comment _____ |
| --- | --- | O.D.F.W. comments received _____ |
| X | --- | Report from D.E.G. received _____ |
| --- | --- | Publish application information in weekly public notice. |
| --- | --- | Notify other owners of development |
| --- | --- | PROTESTED |
| --- | --- | filed _____ |
| --- | --- | resolved _____ |

BEFORE THE OREGON WATER RESOURCES DEPARTMENT

IN THE MATTER OF THE PROPOSED PARTIAL)	
CANCELLATION OF THE WATER RIGHT)	PC 97-3
EVIDENCED BY CERTIFICATE 35223 IN THE)	FINAL ORDER
NAME OF HARRY PON, FOR THE USE OF WATER)	
FOR IRRIGATION FROM A WELL IN HARNEY)	
COUNTY)	

Notice was sent by certified mail on January 3, 1997, to the owners of record of the following real property located in Sections 28 and 33, Township 22 South, Range 31 East, Willamette Meridian, of proposed cancellation of the water right for irrigation use on this property:

1.6 acres NW1/4 NE1/4	9.0 acres NE1/4 SW1/4
22.2 acres NE1/4 NW1/4	12.8 acres NW1/4 SW1/4
12.2 acres NW1/4 NW1/4	Section 33
21.0 acres SW1/4 NW1/4	26.6 acres SE1/4 SW1/4
12.4 acres SE1/4 NW1/4	4.8 acres SW1/4 SE1/4
Section 33	Section 28

No legally sufficient protest was filed within the 60-day period following mailing, pursuant to ORS 540.641. Buzco Construction Co., Inc. submitted a letter stating it is an out-of-state property owner. However, out-of-state owners are subject to cancellation of their water rights, as is any water right holder, following nonuse of a water right for five consecutive years.

The Buzco letter also stated that its water rights had not been forfeited due to non-use and that it protested the proposed cancellation. However, OAR 690-17-600 requires a protestant to provide a statement citing the reasons they believe the water right has not been forfeited by nonuse. Buzco's letter did not give a reason why the right had not been forfeited.

Finally, Buzco referred to ORS 540.610(2)(b) and (c) and OAR 690-17-800(2)(a) and (b). However, these sections are grounds for rebuttal which apply to municipal water rights and property owned by the Department of Veterans' Affairs (DVA). Buzco is not a municipality nor a municipal right holder, and the DVA does not own a recorded interest in Buzco's property to which the water right is appurtenant.

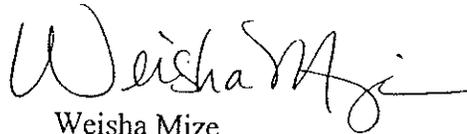
A letter was faxed to Buzco Construction on February 25, 1997, explaining that the letter described above was not a legally sufficient protest or rebuttal. Buzco was provided with the relevant laws and rules and given until March 6, 1997, to correct and complete their protest or rebuttal. Buzco did not respond within the the time allowed, or at any time since. Therefore, it is hereby ORDERED:

That the portion of Certificate 35223 for irrigation of 91.2 acres in Section 33 and 31.4 acres in Section 28, all in T 22 S, R 31 E, WM, and the water right evidenced by that portion of that certificate, is hereby CANCELED.

~~It is FURTHER ORDERED that a new certificate be issued for the use of water from a well in Harney County under a priority of January 11, 1963, for irrigation use on the following lands in Section 33, T. 22 S, R. 31 E, WM, not in question and not canceled in this proceeding:~~

7.6 acres NW1/4 NE1/4
6.0 acres SW1/4 NE1/4
16.6 acres NE1/4 NW1/4
0.4 acres SW1/4 NW1/4
25.4 acres SE1/4 NW1/4
Section 33

DATED and PLACED in the US Postal Service this 30th day of May, 1997.



Weisha Mize
Administrative Law Judge

NOTICE: You are entitled to judicial review of this Order. Judicial review may be obtained by filing a petition for review with the Oregon Court of Appeals within 60 days from the date of service (date of mailing) of this Order. Judicial review is pursuant to the provisions of ORS 536.075.

STATE OF OREGON
WATER RESOURCES DEPARTMENT
WATER RIGHTS DIVISION

Before the Director of the Water Resources Department

In the matter of) FINAL
Groundwater Application) ORDER
G-12182 submitted by)
R. SCOTT AND ELLEN L. FRANKLIN

FINDINGS OF FACT

Water Use Request

1. R. SCOTT AND ELLEN L. FRANKLIN requested use of 0.17 CUBIC FOOT PER SECOND (CFS), of water from ONE WELL IN SILVIES RIVER BASIN for IRRIGATION OF 13.6 ACRES within the MALHEUR LAKE BASIN.
2. The area of proposed use is in HARNEY COUNTY within SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.
3. The water delivery system is described by the applicant as a 15 horsepower submersible pump and 1,200 feet of three inch hand line.
4. The request was made in Application G-12182 which was received by the Water Resources Department on JULY 18, 1990.

Affected Waters

1. This proposed use of groundwater is not within or above a State Scenic Waterway.
2. There are no senior water rights from this point of appropriation.

Department Actions

1. The application was determined to be complete and not defective.
2. The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source, namely SILVIES RIVER.
3. An Initial Review of the application was completed and a report of the results of that review was mailed to the applicant on AUGUST 15, 1995.
4. The Initial Review determined:
 - a. IRRIGATION is allowed under the Malheur Lake Basin Program.
 - b. The use is not prohibited by Statute.
 - c. Water for the proposed use is not available in the amounts requested.
 - d. The use would not injure existing water rights.

5. The report of Initial Review listed these determinations and disclosed a number of conditions and restrictions that would likely be included in the permit if issued. These conditions and restrictions are listed in the attached draft permit.

6. The applicant did not notify the Department to stop processing this application within 14 days after the report was mailed as provided in ORS 537.150(5).

7. The Department proceeded with processing the application and on SEPTEMBER 5, 1995 published notice of the application in its weekly Public Notice of Water Rights.

8. At the close of the 30 day comment period provided in ORS 537.150(7), the Department had not received comments on the application.

9. A Proposed Final Order for this application was completed and a copy of that review was mailed to the applicant on November 7, 1995.

Assessment

1. In proceeding with evaluation of Application G-12182, the following criteria were found to be relevant by the Department.

- a. The Malheur Lake Basin Program (OAR Chapter 690, Division 512)
- b. The Harney County Comprehensive Plan and Zoning Ordinance
- c. Affidavit of non-use of water right dated August 21, 1995
- d. Groundwater availability as determined by the Groundwater/Hydrology staff (OAR Chapter 690, Division 9)
- e. The established rate and duty for the proposed use
- f. Pending, senior applications and existing water rights of record
- g. Affidavit dated August 21, 1995 requesting cancellation of existing underlying rights evidenced by Certificate 35223.
- h. All comments received

CONCLUSIONS OF LAW

1. Based upon continued evaluation, the Department finds the determinations of the Proposed Final Order require modification to recognize existing underlying rights.

2. The period of allowed use is MARCH 1 THROUGH OCTOBER 31.

3. The Department finds that no more than 0.17 CFS would be necessary for the proposed use. The amount of water requested, 0.17 CFS, is allowable for the proposed use.

4. At this time the Department is unable to find that there is a preponderance of evidence that the proposed use of ground water will measurably reduce the surface water flows necessary to

maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

5. The application was filed prior to the adoption of OAR 690-05, therefore the submission of land use information with the application is not required.

6. The proposed use would not conflict with existing water rights, and, if exercised in accordance with law, rule, and the proposed conditions would not result in injury to existing water users.

7. The proposed use complies with all other rules of the Commission.

8. Pursuant to Chapter 416, Oregon laws, 1995, enacted by the 68th Oregon Legislative Assembly, and given the findings listed above, a rebuttable presumption has been established that the use will not impair or be detrimental to the public interest if exercised in the manner described in the attached draft permit.

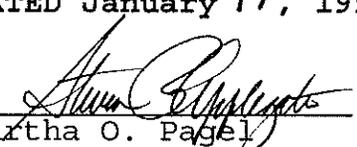
9. No protests were timely filed in response to the Proposed Final Order of November 7, 1995, and no significant issues or disputes are known to the Department at this time.

10. Therefore, the proposed use, as conditioned, and described in the attached draft permit, would not impair or be detrimental to the public interest.

ORDER

IT IS HEREBY ORDERED that upon cancellation of existing underlying rights, Application G-12182 in the name of R. SCOTT AND ELLEN L. FRANKLIN be approved for IRRIGATION OF 13.6 ACRES as provided in the attached draft permit.

DATED January 17, 1996

for 
Martha O. Pagel
Director
Water Resources Department

NOTICE:

This Final Order is issued by the Department pursuant to Chapter 416, Oregon laws, 1995, enacted by the 68th Oregon Legislative Assembly.

If this Final Order has modified the Department's prior findings or conditions, the applicant may request a contested case hearing within 14 days from the date of this order.

Issues on which a contested case hearing may be requested and conducted are limited to issues based on modifications to the Proposed Final Order.

Requests for a contested case hearing must be made in proper form, submitting the information required under Section 11(6), Chapter 416, Oregon Laws, 1995.

Requests for a contested case hearing must be received by the Water Resources Department in Salem, Oregon by 5:00 pm on January **31**, 1996.

Only the applicant and any persons who timely filed a protest may appeal the provisions of this final order.

STATE OF OREGON

COUNTY OF HARNEY

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

R. SCOTT AND ELLEN L. FRANKLIN
HC 71 BOX 89 TURNOUT ROAD
BURNS, OREGON 97720

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12182

SOURCE OF WATER: ONE WELL IN SILVIES RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 13.6 ACRES

MAXIMUM RATE ALLOWED: 0.17 CFS

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 18, 1990

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.; 622 FEET SOUTH AND 1046 FEET EAST FROM NORTHWEST CORNER, SECTION 33

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 6.8 ACRES
NW 1/4 NW 1/4 6.8 ACRES
SECTION 33
TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or

measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

SEE NEXT PAGE

Actual construction of the well shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued January , 1996

DRAFT

Water Resources Department
Martha O. Pagel
Director

June 3, 1996

R. Scott and Ellen L. Franklin
HC 71, Box 86 Turnout Road
Burns, OR 97720

Reference: Files G-2523 and G-12182

Dear Mr. and Mrs. Franklin:

We received an affidavit of nonuse of water right. The affidavit authorizes the Director to enter an order to cancel of an existing groundwater right appurtenant to your land. The water right is evidenced by Certificate of Water Right recorded in State Record of Water Right Certificates, Volume 27, Page 35223. I am enclosing a copy of the certificate along with the supporting map.

While you certainly can authorize the cancellation of the existing certificate to clear our records to allow for the issuance of a permit in approval of your Application G-12182, I feel I must advise you of an additional option.

Even though you may not be utilizing Pon Well 20 for your land, the right to use groundwater on your property under Certificate 35233 may still be valid. The right would be valid if the use of groundwater from either, your well or the Pon Well, for irrigation purposes continued without five successive years of nonuse. This of course is based upon the assumption that both wells develop water from the same water bearing source.

Assuming the right is valid, the reason why you should consider an application to request an additional point of appropriation under the existing right in lieu of the new application, is that you would retain the earlier date of priority of January 11, 1963.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

R. Scott and Ellen L. Franklin
Files G-2523 and G-12182
June 3, 1996
Page Two

This is important to you if there were a shortage of water and the watermaster would be required to regulate the water users allowing the water right holders with earlier priorities first rights to the use of water.

Please advise me if you still wish to authorize the Director to cancel the existing right for your property or if you wish to pursue a transfer request to allow an additional well under the existing right.

If you have any question, feel free to contact me at 1-800-624-3199, extension 245, and I will be happy to discuss the matter with you at any time.

Respectfully,

Steve Brown
Program Analyst

STATE OF OREGON
WATER RESOURCES DEPARTMENT
WATER RIGHTS DIVISION

Before the Director of the Water Resources Department

In the matter of) PROPOSED
Groundwater Application) FINAL
G-12182 submitted by) ORDER
R. SCOTT AND ELLEN L. FRANKLIN

FINDINGS OF FACT

Water Use Request

1. R. SCOTT AND ELLEN L. FRANKLIN requested use of 77.0 GALLONS PER MINUTE of water from ONE WELL IN SILVIES RIVER BASIN within the MALHEUR LAKE BASIN for IRRIGATION OF 13.6 ACRES.
2. The area of proposed use is in HARNEY COUNTY within SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M..
3. The water delivery system is described by the applicant as follows: The applicant proposes to use a 15 horsepower submersible pump and 1,200 feet of three inch hand line.
4. The request was made in Application G-12182 which was received by the Water Resources Department on JULY 18, 1990.

Affected Waters

1. This proposed use of groundwater is not within or above a State Scenic Waterway.
2. There are no senior water rights from this point of appropriation.

Department Actions

1. The application was determined to be complete and not defective.
2. The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source, namely SILVIES RIVER.
3. An Initial Review of the application was completed and a report of the results of that review was mailed to the applicant on AUGUST 15, 1995.
4. The Initial Review determined:
 - a. IRRIGATION OF 13.6 ACRES is allowed under the Malheur Lake Basin Program.

- b. The use is not prohibited by Statute.
- c. Water for the proposed use is not available in the amounts requested.
- d. The use would not injure existing water rights.

5. The report of Initial Review listed these determinations and disclosed a number of conditions and restrictions that would likely be included in the permit if issued. These conditions and restrictions are listed in the attached draft permit.

6. The applicant did not notify the Department to stop processing this application within 14 days after the report was mailed as provided in ORS 537.150(5).

7. The Department proceeded with processing the application and on SEPTEMBER 5, 1995 published notice of the application in its weekly Public Notice of Water Rights.

8. At the close of the 30 day comment period provided in ORS 537.150(7), the Department had not received comments on the application.

Assessment

1. In proceeding with evaluation of Application G-12182, the following criteria were found to be relevant by the Department.

- a. The Malheur Lake Basin Program (OAR Chapter 690, Division 512)
- b. The Harney County Comprehensive Plan and Zoning Ordinance
- c. Affidavit of non-use of water right dated August 21, 1995
- d. Groundwater availability as determined by the Groundwater/Hydrology staff (OAR Chapter 690, Division 9)
- e. The established rate and duty for the proposed use
- f. Pending, senior applications and existing water rights of record
- g. All comments received

CONCLUSIONS OF LAW

1. Based upon continued evaluation, the Department finds the determinations of the Initial Review require modification.

2. Based on comments and data received, the Department has determined that water is available for the proposed use for a full irrigation season, that being March 1 through October 31.

3. The period of allowed use is MARCH 1 THROUGH OCTOBER 31.

4. The Department finds that no more than 77.0 GALLONS PER MINUTE would be necessary for the proposed use. The amount of water requested, 77.0 GALLONS PER MINUTE, is allowed for the proposed use.

5. The application was filed prior to the adoption of OAR 690-05, therefore the submission of land use information with the application is not required.

6. The proposed use would not conflict with existing water rights, and, if exercised in accordance with law, rule, and the proposed conditions would not result in injury to existing water users.

7. The proposed use complies with all other rules of the Commission.

8. Pursuant to Chapter 416, Oregon laws, 1995, enacted by the 68th Oregon Legislative Assembly, and given the findings listed above, a rebuttable presumption has been established that the use will not impair or be detrimental to the public interest if exercised in the manner described in the attached draft permit.

9. Therefore, the proposed use, as conditioned, and described in the attached draft permit, would not impair or be detrimental to the public interest.

PROPOSED ORDER

IT IS PROPOSED that Application G-12182 in the name of R. SCOTT AND ELLEN L. FRANKLIN be approved for IRRIGATION OF 13.6 ACRES as provided in the attached draft permit.

DATED November 7, 1995


Steven P. Applegate
Administrator
Water Rights and Adjudications Division

NOTICE:

This Proposed Final Order is issued by the Department pursuant to Chapter 416, Oregon laws, 1995, enacted by the 68th Oregon Legislative Assembly.

To seek changes in this proposed final order, you must file a formal protest.

Formal protests to this proposed final order must be made in proper form and accompanied by the statutory fee in the amount of \$200. Note: The applicant is not subject to this fee.

For other than the applicant, if you agree with the findings in this proposed order, but wish to maintain your right to participate in any contested case proceeding or judicial

review, you must file a written request for standing. Requests for standing in proceedings relating to this application must be made in the proper form and accompanied by the statutory fee in the amount of \$50.

Protests or requests for standing, along with the appropriate fees must be received by the Water Resources Department in Salem, Oregon by 5:00 pm on December 22, 1995.

Only the applicant and any persons who timely file a protest or request for standing may participate in further proceedings before the Department or the Commission which deal with this Application.

DRAFT
STATE OF OREGON
COUNTY OF HARNEY

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

R. SCOTT AND ELLEN L. FRANKLIN
HC 71 BOX 89 TURNOUT ROAD
BURNS, OREGON 97720

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12182

SOURCE OF WATER: ONE WELL IN SILVIES RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 13.6 ACRES

MAXIMUM RATE ALLOWED: 77.0 GALLONS PER MINUTE

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 18, 1990

POINT OF DIVERSION LOCATION: NE 1/4 NW 1/4, SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.; 622 FEET SOUTH AND 1046 FEET EAST FROM NORTHWEST CORNER, SECTION 33

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 6.8 ACRES
NW 1/4 NW 1/4 6.8 ACRES
SECTION 33
TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

9/5/95

AUGUST 15, 1995

WATER
RESOURCES
DEPARTMENT

R SCOTT FRANKLIN
FRANKLIN, ELLEN L
HC 71 BOX 89 TURNOUT RD
BURNS, OREGON 97720

Reference: File G-12182

Dear Applicant:

This letter is to inform you of the unfavorable analysis of your proposed use of water and to describe some of your options. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. The use of water for IRRIGATION OF 13.6 ACRES is allowed under OAR 512, the Malheur Lake Basin Program.
4. The use of 0.17 CUBIC FOOT PER SECOND for IRRIGATION OF 13.6 ACRES is not available due to a conflict in acreage to be irrigated under Application G-2523 (enclosed map).

It is not likely that you will be issued a permit due to #5 above. At this time, you must decide whether to proceed or to withdraw your application as described below.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

R SCOTT FRANKLIN
FRANKLIN, ELLEN L
August 15, 1995
Page 2

G-12182

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **AUGUST 29, 1995**. For your convenience you may use the enclosed "STOP PROCESSING" form.

To Proceed With Your Application:

If you choose to proceed with you application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

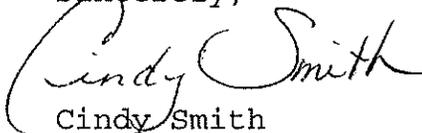
If A Permit Is Issued It Will Likely Include The Following Conditions:

1. You may be required to measure the amount of water used and report that use annually.

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 227 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

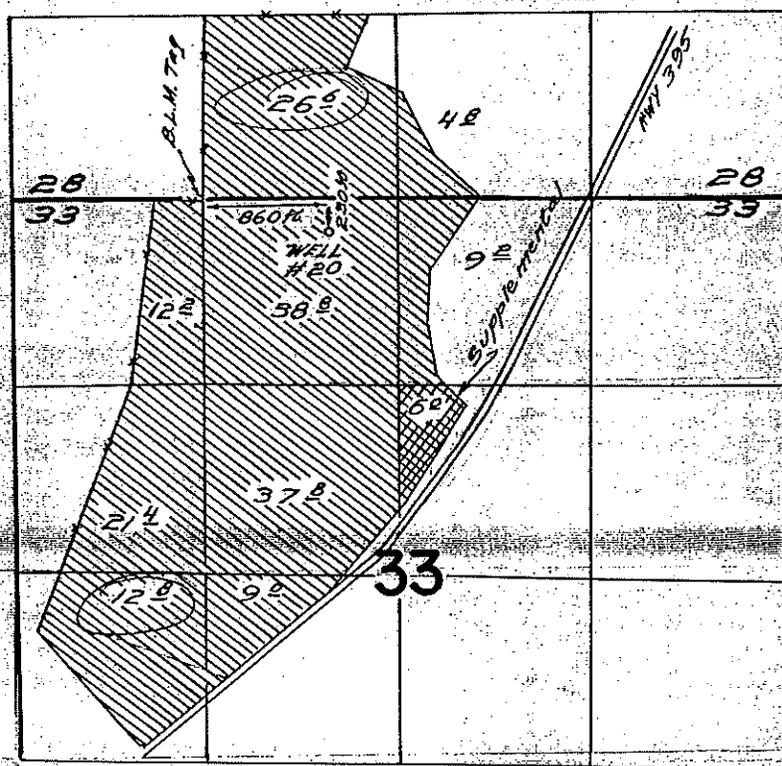
Sincerely,



Cindy Smith
Initial Reviewer

cc: Regional Manager, Watermaster, Water Availability
Section
enclosures: Flow Chart of Water Right Process
Stop Processing Form
Map

T. 22 S. R. 31 E. W.M.



Conflict

FINAL PROOF SURVEY
UNDER

Application No. G-2523 Permit No. 2338
IN NAME OF

Harry Pott

Surveyed July 31, 1967, by W.D. Ruppert

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-12182

Superseding Final Order

Application History

On July 18, 1990, R. Scott and Ellen L. Franklin submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on November 7, 1995. The protest period closed December 22, 1995, and no protest was filed.

On January 17, 1996, the Department issued a Final Order. The Final Order identified that upon cancellation of the underlying water right, a permit would be issued under this application.

On May 30, 1997, the Department canceled part of certificate 35223, Special Order Volume 51, Page 485.

The proposed use would not impair or be detrimental to the public interest, but the Department's continuing evaluation reveals that the original Final Order requires modification to correctly describe the date by complete application of water must be made.

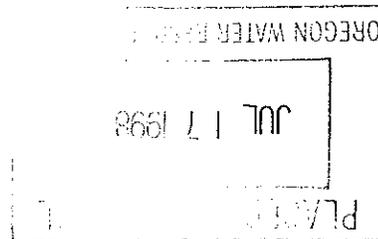
Order

Application G-12182 therefore is approved with the above modifications to the Proposed Final Order, and Permit Number G-13430 is issued as limited by the conditions set forth therein.

DATED July 16, 1998

Martha O. Pagel for

Martha O. Pagel, Director



Hearing and Appeal Rights

Under the provisions of ORS 537.170 and ORS 537.622, the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) or ORS 537.621(7) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the above modifications to the proposed final order may be addressed.

This document was prepared by Laura Snedaker. If you have any questions about any of the statements contained in this document she is most likely the best person to answer your questions. You can reach her toll free within Oregon at 1-800-624-3199 extension 331. Outside of Oregon you can dial 1-503-378-8455.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Adam Sussman. His extension number is 262.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 499.

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

R. SCOTT AND ELLEN L. FRANKLIN
HC 71 BOX 89 TURNOUT ROAD
BURNS, OREGON 97720

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12182

SOURCE OF WATER: ONE WELL IN SILVIES RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 13.6 ACRES

MAXIMUM RATE ALLOWED: 0.17 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 18, 1990

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.; 622 FEET SOUTH AND 1046 FEET EAST FROM NORTHWEST CORNER, SECTION 33

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 6.8 ACRES
NW 1/4 NW 1/4 6.8 ACRES
SECTION 33
TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

SEE NEXT PAGE

Actual construction of the well shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued July 16, 1998



Water Resources Department
Martha O. Pagel
Director

Application G-12182
Basin 12
LKS

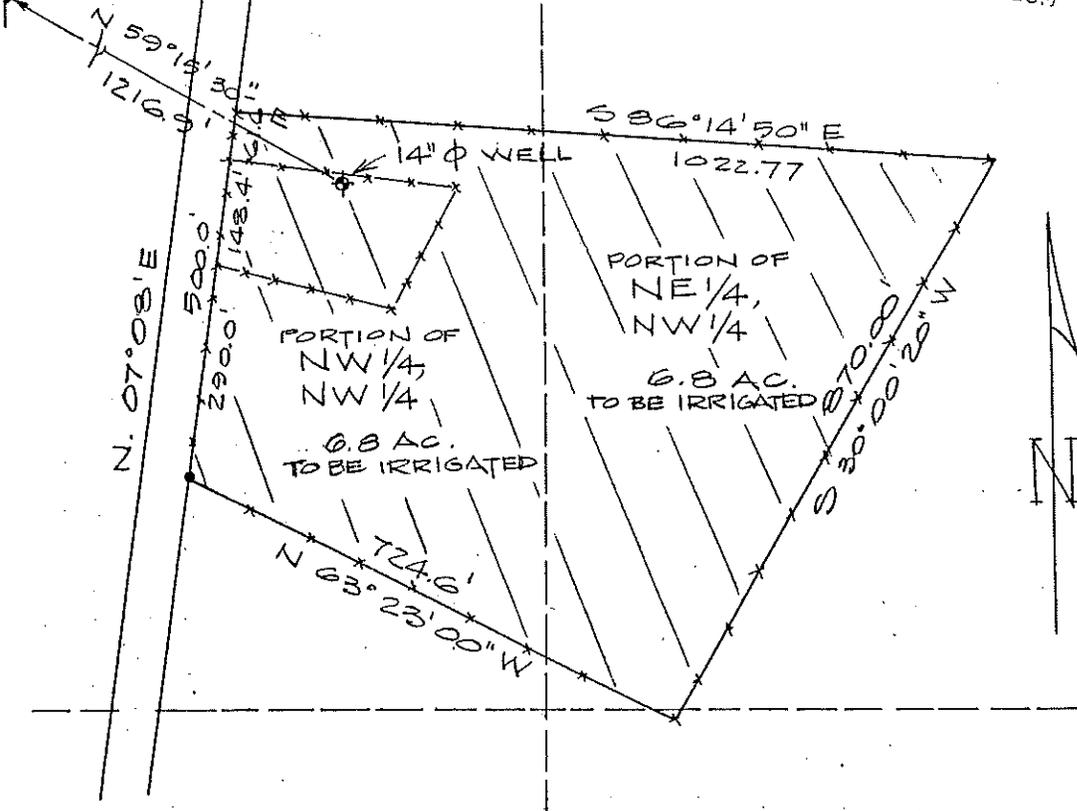
Water Resources Department
Volume 2 Silvies River & Wells
MGMT.CODE

PERMIT G-13430
District 10

RECEIVED

JUL 13 1990
WATER RESOURCES DEPT.
SALEM, OREGON

NW CORNER
OF SEC. 33,
BLM B.C.



NW 1/4 OF SEC. 33

T 22 S, R 3 | E

W.M.

HARNEY CO. ORE.

Application No. G-12182

Permit No. G13430

NOTES:

- 1- BEARINGS BASED ON HARNEY CO. SURVEY NO. 349, FILED 12/6/86.
- 2- WELL IS 622' SOUTH, AND 1046' EAST FROM NW CORNER OF SEC. 33.

	SCOTT AND NELLIE FRANKLIN BURNS, OR	
	WELL LOCATION & GROUND WATER APPLICATION	
	Scale: 1" = 200'	Date: 7-3-90
	Job: 1068	Sht. No. 1
	M. A. Palmer & Sons ENGINEERING & SURVEYING 254 N. Alder - Box 61 Burns, Oregon 97720	
Dsn: Dwn: C.T.P. Ckd:	of 1	

July 21, 1995

R SCOTT & ELLEN FRANKLIN
HC 71, 86 TURNOUT ROAD
BURNS OR 97720

RECEIVED

AUG - 8 1995

WATER RESOURCES DEPT.
SALEM, OREGON

RE: Application #G-12182

Dear Mr. & Mrs. Franklin,

The Water Resources Department is currently reviewing your application for water use. Preliminary review indicates the following items were not included with your application:

- ▶ The location and description of your water delivery system (type of pump, size and length of pipeline, etc.).
1 1/2" H.P. Submersible 1200' of 3" hard line
- ▶ A statement listing the proposed dates for beginning and completion of construction and complete application of water.
Completed in summer of '93 EF
- ▶ An oath that the information in the application is true and accurate. Please sign and return the enclosed oath.
- ▶ A Land Use Information Form signed by your local planning official (a form is enclosed).

In order to expedite the processing of your application, we request that you submit these items by **August 7, 1995**. I have enclosed a stamped envelope for your use.

Should you have any questions regarding your application or the required materials listed above, please call me personally at 1-800-624-3199 extension 306.

Sincerely,



Mr. Cory C. Engel
Completeness Team

enclosures



RECEIVED

Oregon

AUG - 8 1995

WATER RESOURCES DEPT. WATER
SALEM, OREGON

NOTE TO LOCAL GOVERNMENTS

RESOURCES
DEPARTMENT

The person presenting the attached request for land use information is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure water rights do not result in land uses that would violate your comprehensive plan.

WRD will not accept applications which are not accompanied by this completed land use form or the signed, dated receipt stub detached from the bottom of the land use information form.

You will receive notice once the applicant formally submits his or her request to WRD. The notice will give more detailed information about WRD's water rights process and comment opportunities. If you give the applicant the receipt stub in lieu of completing the form, you will have 30 days from the date of the notice mentioned above to complete the form and return it to WRD. If no land use information is received from you within that 30 day period, 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 both the applicant and WRD. If you have questions concerning the form, please contact WRD at 378-3739.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Description of Water Use

Note to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

Note to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: Scott + Ellen Franklin
 Address: HC 11 86 Turnout Rd.
Burns OR 97720
 Phone: 503-573-6171

RECEIVED

AUG - 8 1995

WATER RESOURCES DEPT.
 SALEM, OREGON

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

- Irrigation (crop type, golf course, nursery or greenhouse): Alfalfa hay
- Livestock (type of livestock, feedlot, slaughterhouse): _____
- Residential (# units, single or multi-family, # lots if partition or subdivision): Single family
- Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): _____
- Industrial (i.e., factory, pulp mill, research and development, processing, etc.): _____
- Institutional (i.e., school, library, etc.): _____
- Mining (aggregate, metal, open pit, placer, etc.): _____
- Recreation (park, campsite, pond, etc.): _____
- Fish and Wildlife (pond, hatchery, etc.): _____
- Hydropower (dam, reservoir, power generating or transmitting facilities): _____
- Other (Name and list key characteristics): _____

Indicate sources for the proposed water use below:	Indicate the estimated quantity of water the use will require.
<input type="checkbox"/> Surface Water Name sources: _____ _____	_____ Cubic feet per second. <u>135</u> Gallons per minute. <u>13</u> Acre-Feet
<input type="checkbox"/> Reservoir or pond	
<input checked="" type="checkbox"/> Ground Water	

RECEIVED

Land Use Information Form: Permits, Hydroelectric Licenses, Water Uses in Addition to Classified Uses

AUG - 8 1995

WATER RESOURCES DEPT. SALEM, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

Applicant's Name: Scott + Ellen Franklin
Address: HC 71 86 Turnout Rd
City: Burns State: OR Zip: 97720 Day Phone: 503-573-6547

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) 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.

(CHECK ALL THAT APPLY)

Table with 5 columns: TAX LOT LOCAL ID #, PLAN DESIGNATION/ZONING (e.g. Rural Residential/RR-5), WATER DIVERTED, WATER CONVEYED, WATER USE. Includes handwritten entries for tax lots 8067 and 22 31 33 201.

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.

Harney County

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed.

For Local Government Use Only

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide 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); ART. 3 SEC 3.090. Go to section b) on reverse side.
Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table on the reverse of this form. Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

Receipt for Request for Land Use Information

WRD Applicant Name:

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County:
Staff Contact:
Signature:
Date of Information Request:

RECEIVED

AUG - 8 1995

WATER RESOURCES DEPT.
SALEM, OREGON

Well 230'

(411) (595')
4" class 125 psi pvc
~~3" class 125 psi pvc~~
o Riser & valve



Sec. 33
T. 22 S.
R. 31 E.
1" = 100'

300'

220'

75'

3" alu. handline

3" alu. handline

25'

25'

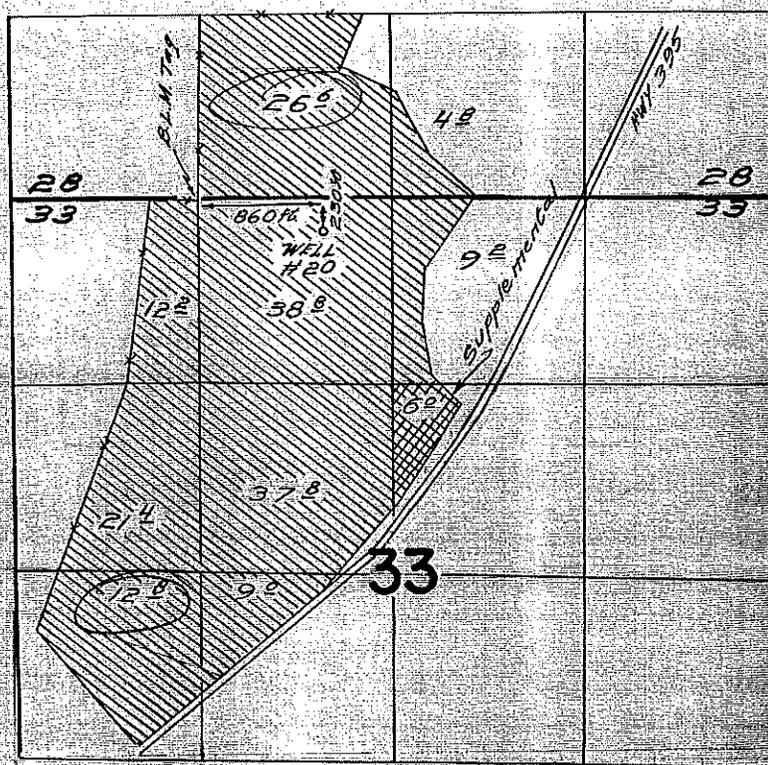
Field Dimensions

North line = 600ft.
South " = 490ft.
West " = 650ft.
East " = 870ft.

SOIL CONSERVATION SERVICE
HARNEY COUNTY
Don Stone April 1993

SCOTT FRANKLIN
MAINLINE PROJECT

T. 22 S. R. 31 E. W.M.



FINAL PROOF SURVEY
UNDER

Application No. G-2523 Permit No. 2998
IN NAME OF

HARRY POH

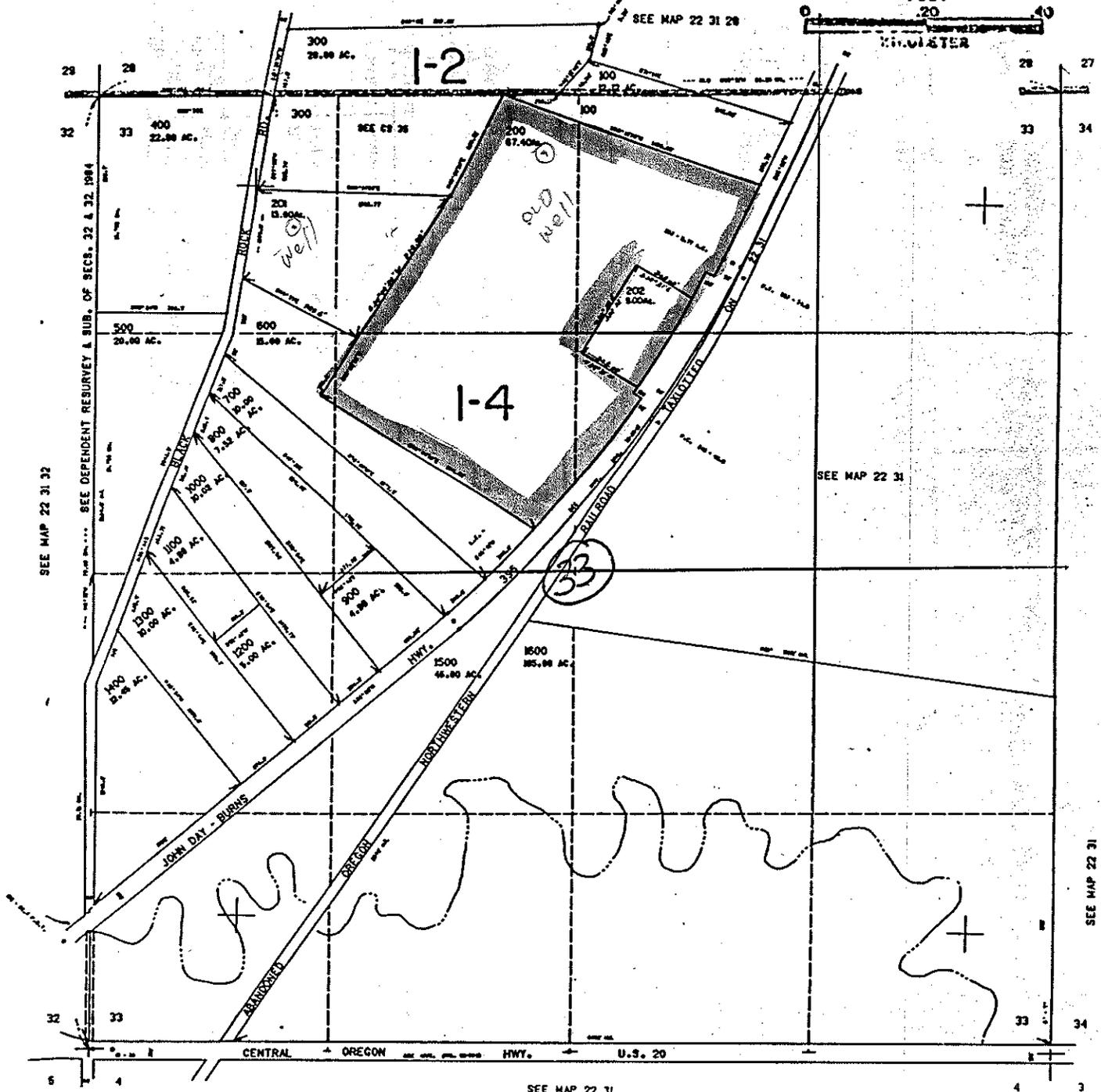
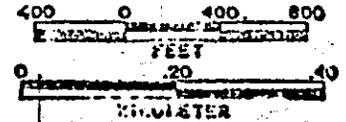
Surveyed July 31, 1967, by W. J. Rogers

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

SECTION 33 T.22S. R.31E. WM.
HARNEY COUNTY

SCALE 1" = 9600'

22 31 33



Nellie Franklin
573-6541

74.000

6/23/83

AFFIDAVIT OF NONUSE OF WATER RIGHT

TO THE WATER RESOURCES DEPARTMENT OF OREGON: File G-12182

I, R. Scott Franklin & Ellen L Franklin
(name of affiant, proponent of cancellation)

RECEIVED

of HC 71 86 Turnout Rd Burns
(mailing address) (City)

AUG 28 1995

WATER RESOURCES DEPARTMENT
SALEM, OREGON

State of Oregon, 97720, 503-573-6171, being first duly sworn, depose and say:
(zip) (phone)

1. That because I purchased this land that was already subdivided with its own well.
(why you are familiar with these lands and right)

I am personally familiar with the lands described by Certificate # 35223, which has a priority date of 1-11-1963, and was issued in the name of Harry Pon, and recorded in the State Record of Water Right Certificates;

2. That the entire water right in question is appurtenant to 178.6 acres located in the SE SW - SW SE 28 NW NE, NW 1/4, N 1/2 SW SW NE of Section 33, Township 22-S, Range 31-E;

3. That the source from which water is to be diverted under the terms of this Certificate is a well;

4. That the water right was issued for the following use(s): IRRIGATION;

5. That I know from my own observations and can state with certainty that no water from the authorized source as described above has been used for IRRIGATION ON TAX LOT 201
(state which and if all or part of the beneficial purpose(s) allowed)

on all the lands or a portion of the lands to which the right is appurtenant, as illustrated on the
(circle applicable phrase)

copy of the tax plat map obtained from the Harney County Assessor's Office, attached and incorporated by reference in this affidavit, and further described as *; Tax Lots 600, 700, 800 and 900 in Sec 28-T-22-S, R-31-E Tax Lots 100, 201, 202, 300, 600, 700, 800, 900, 1000, 1100, 1200 and 1300 in Sec 33 T-22-S, R-31-E. Remaining Right Cert To Desert Construction, P.O. box 702 Hines Or 97738

* Number of acres, exact location and boundaries. Use additional sheet if necessary.

under the provisions of the water right for 5 or more successive years, beginning in

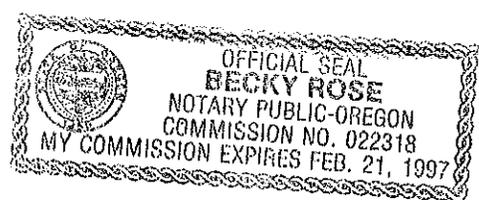
August 1, 1988 and extending through August 1, 1995 ;

6. That I believe that the presumption of forfeiture for five or more years of nonuse cannot and will not be rebutted by the holder(s) of the water right, because the holder(s) of the water right cannot show that any of the following items as listed in ORS 540.610 (2) apply:
- a) That the water right in question is for use of water, or rights of use, acquired by a city or town for municipal purposes;
 - b) That a finding of forfeiture would impair the rights of such a city or town to the use of water, however acquired, previously or in the future;
 - c) That the use of water or rights of use are appurtenant to property obtained by the Department of Veterans' Affairs for a period of 3 years after the expiration of redemptions while the land is held by the Department of Veterans' Affairs, during which 3 year period any nonuse is not included as part of the period of more than five successive years of nonuse;
 - d) That the owner of the property in question was unable to use the water because of economic hardship due to bankruptcy, foreclosure, redemption by the Department of Veterans' Affairs, for a period of 3 years following the expiration of redemptions or 3 years from recording of a deed in lieu of foreclosure, or limitation or prohibition of normal use of water as a result of judicial actions or natural disaster, as described in OAR 690-17-800;
 - e) That the alleged period of nonuse occurred during a period of time during which the land was withdrawn from use under the Federal Conservation Reserve Program or other federal reserve program described in ORS 540.610 (2);
 - f) That the end of the alleged period of nonuse occurred more than 15 years before the date of this affidavit;
 - g) That an order of the Water Resources Commission has discontinued the use of water under the certificate;

7. and that, as a proponent of the cancellation of this water right, I am willing and prepared to testify in a contested case hearing to all allegations contained in this affidavit, and will do so in the event a contested case hearing is scheduled by the Water Resources Department.

Ellen L Frank
R Scott Frank
Signature of Affiant

Subscribed and sworn to before me this 31st day of August, 1995.



Becky Rose
Signature of Notary Public

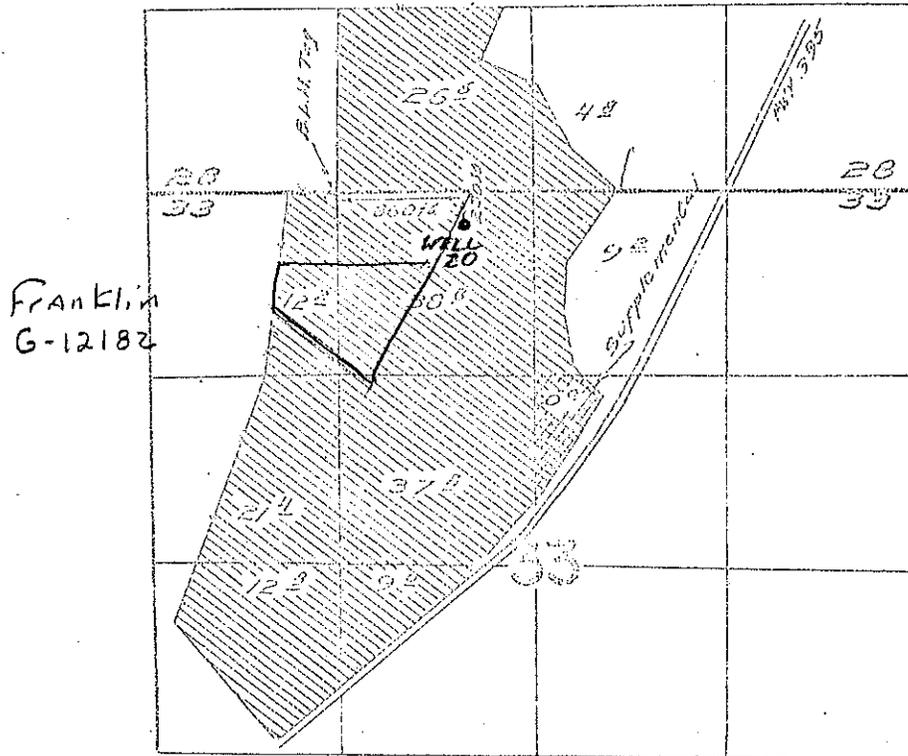
My Commission expires: _____

RECEIVED

AUG 28 1995

WATER RESOURCES DEPT
SALEM, OREGON

T. 22 S. R. 31 E. W.M.



FINAL PROOF SURVEY
UNDER

Application No. G-2338 Permit No. G-2338
IN NAME OF

HARRY POH

Surveyed July 31, 1967, by Wd. Pappas

RECEIVED

AUG 28 1995

SCALE 1:9600 WATER DIVISION DEPT. OF REVENUE SALEM, OREGON
100 FEET
100 METERS
1:9600

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

SECTION 28 T.22S. R.31E. W.M. HARNEY COUNTY

1"=400'

22-31-33
201

31 28

2256

SEE MAP 22 31 21

SEE MAP 22 31

SEE DEPENDENT RECONVEY & BURD. OF SEC. 28 & 32 1984

SEE MAP 22 31 27

RECEIVED

DEC 02 1994

DEPT. OF REVENUE STATE OF OREGON

(13.60)

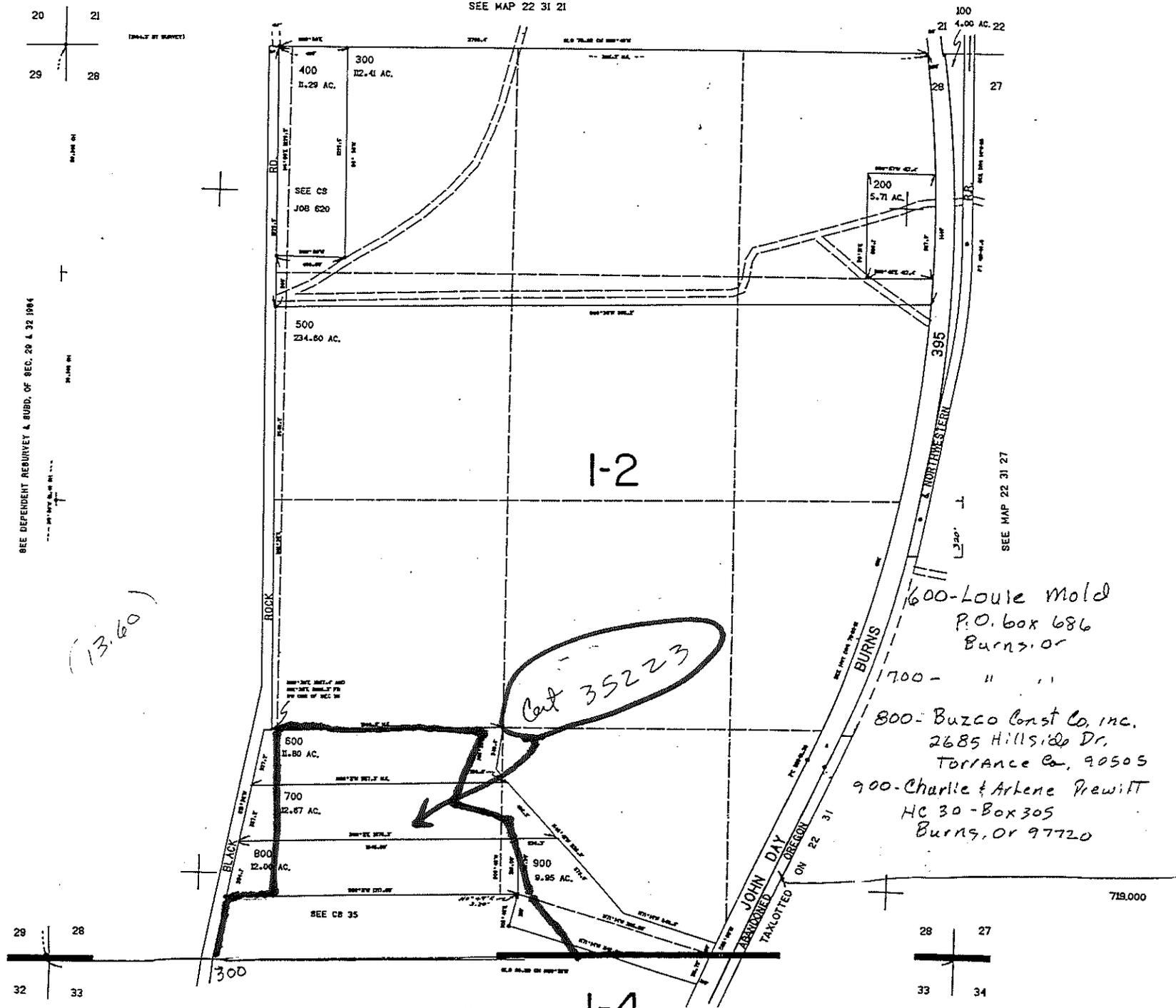
Cont 35223

600-Louie Mold
P.O. box 686
Burns, OR

800-Buzco Const Co, inc.
2685 Hillside Dr.
Torrance Ca, 90505

900-Charlie & Arlene Prewitt
HC 30-Box 305
Burns, OR 97720

21 48





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

November 1, 2008

R SCOTT FRANKLIN
HC 71 BOX 89 TURNOUT RD
BURNS, OR 97720

Subject: Water Right Permit Number G- 13430

Dear Permit holder,

Oregon Administrative Rule 690-217-0020(1) requires that ground water permit holders with a priority date after December 20, 1988, submit the results of a pump test before the Water Resources Department can issue a water right certificate. A copy of your permit is enclosed. The purpose of this letter is to remind you of the pump test requirement.

Pump tests are intended to provide aquifer and well information for ground water resource characterization and to help solve well problems. There is no penalty for not submitting a pump test.

If there is a reason why a pump test cannot be performed on a well, the owner may request from the Director an exemption from the pump test requirement. Requests shall be in writing and include the reason why a pump test cannot be performed. Exemptions, or conditioned exemptions, shall be granted if the reasons are found to be valid and eliminating the problem would place an unreasonable burden on the well owner. Exemptions shall be granted for public water supply wells if pump testing will cause interruption of service to customers.

Pump tests shall not be required of wells with diameters greater than 36 inches and depths less than 30 feet. Pump tests shall not be required of collector-type wells or infiltration galleries. If your well meets one of these two requirements please let us know.

If you are interested in conducting the pump test yourself, you should first review the requirements at http://arcweb.sos.state.or.us/rules/OARS_600/OAR_690/690_217.html or ask that a copy of the rules be sent to you.

A copy of the pump test form has been included. If you have questions, if you are not the owner of a ground water permit or if you have moved, please call the Department at 503-986-0900.

Sincerely,

Diana Durbin
Water Rights Certificate Staff

C: Permit File



690-217-0050

Qualifications for Conducting Pump Tests

Only pump tests conducted by the well owner, a full-time employee of the well owner who routinely works with and is familiar with wells and pumps, or a qualified individual authorized by the well owner shall be accepted by the Director. Individuals in the following groups will be considered qualified and authorized provided they have significant experience conducting pump tests:

- (1) Oregon licensed water well constructors.
- (2) Oregon registered professional geologists or certified engineering geologists.
- (3) Certified water rights examiners.
- (4) Oregon registered professional engineers.
- (5) Individuals whose primary occupation involves, wholly or in significant part, pump installation, service or testing.

STATE OF OREGON
COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

R. SCOTT AND ELLEN L. FRANKLIN
HC 71 BOX 89 TURNOUT ROAD
BURNS, OREGON 97720

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12182

SOURCE OF WATER: ONE WELL IN SILVIES RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 13.6 ACRES

MAXIMUM RATE ALLOWED: 0.17 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 18, 1990

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.; 622 FEET SOUTH AND 1046 FEET EAST FROM NORTHWEST CORNER, SECTION 33

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 6.8 ACRES
NW 1/4 NW 1/4 6.8 ACRES
SECTION 33
TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

Application G-12182 Water Resources Department

PERMIT G-13430

- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

SEE NEXT PAGE

Application G-12182 Water Resources Department

PERMIT G-13430

Actual construction of the well shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued July 16, 1998

Daigle Fred for
Water Resources Department
Martha O. Pagel
Director

Application G-12182 Water Resources Department
Basin 12 Volume 2 Silvie's River & Wells
LKS MGMT.CODE

PERMIT G-13430
District 10

Oregon Water Resources Department
PUMP TEST FORM COVER SHEET

Well Owner:

Name: _____
 Address: _____
 County: _____
 City: _____ State: _____ Zip: _____
 Original owner (from well log): _____

Well Location:

Township: _____ (N/S) Range: _____ (E/W)
 Section: _____ 1/4: _____ 1/16: _____ 1/64: _____
 Well depth: _____ Date drilled: _____
 Owners well no. (if any): _____
 POD ID: _____

Water Right Information:

Application: _____ Permit: _____ Certificate: _____
 Is this well listed on more than one water right? Yes If yes, list additional water rights below:
 Application: _____ Permit: _____ Certificate: _____
 Application: _____ Permit: _____ Certificate: _____

Pump Test:

Test Conducted by: _____ Well Owner? Yes
 Company: _____
 Address: _____ Date of Test: _____
 City: _____ State: _____ Zip: _____
 Daytime phone: _____

Method of discharge measurement (see our brochure for acceptable methods): _____
 Method of water-level measurement (pick one or enter other method used): _____
 Length of air line (if used): _____

Pump type (pick one or enter other method used): _____
 Was the pump test conducted during normal use of the well? Yes Note: _____

Are you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? Yes Note: _____
 If yes, give approximate distances to each and approximate pumping rate of each. If possible, indicate if they were turned on or off during the test: _____

Is there a lake, stream or other surface water body within 1/4 mile of the tested well? Yes If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approx. distance: _____ ft Approx. elevation difference: _____ ft

Well elevation is _____ surface water body.
 Description of measuring point (e.g. top port of 1 inch port pipe, west side) _____

Measuring point distance _____ land surface _____ feet.

Static water level measurements: (A minimum of three measurements are required in the hour before pumping begins at no less than 20 minutes apart):

Time	Depth to water below meas. point	Depth to water below land surface
_____	_____	_____
_____	_____	_____
_____	_____	_____

Discharge measurements: (A discharge measurement is required at the start of pumping and at least once an hour during the test; additional measurements should be noted on the Pump Test Data Sheet):

Time	Discharge Rate	Discharge Units (e.g. gpm, cfs, etc)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Time pump turned on: Date _____ Time _____
 Time pump turned off: Date _____ Time _____
 Total pumping time: _____ hours _____ minutes

Note: Well must be idle for at least 16 hours prior to the test.
 Additional forms can be obtained from our web site at: <http://www.wrd.state.or.us> OWRD 2/9/2000

Required Signature: _____

RECEIVED

JUL 18 1990

Application No. G-12182

Permit **G13430**

State of Oregon
WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON

Application for a Permit to Appropriate Ground Water

Applicant(s) R. Scott Franklin and Ellen L. Franklin
(Please print or type - use dark ink)
 Mailing Address: HC 71 86 Turnout Rd.
Burns OR 97720 573-2004
City State Zip Daytime Phone No.

I (We) make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. **THE DEVELOPMENT** (number of wells, tile lines, infiltration galleries, etc.): 1 well

If development is less than one mile from a natural stream, give the following:

Distance from development to stream: 3500 ft.
 Elevation difference between streambed and development: 70 ft.

NOTE: 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 driller's log with this application, and skip to Section 2 below.

Diameter of well: _____ Depth in feet: _____
 Type and size of well casing: _____ No. of feet: _____
 Estimated depth to water: _____
 Type of access port or measuring device: _____
 Wells to be drilled by: _____
 Address: _____

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

2. **TOTAL AMOUNT OF WATER** to be applied to beneficial use: .17 cubic feet per second, OR 77 gallons per minute. If water is to be used from more than one ground water source, give the quantity of water from each: _____

PC ✓
7/20/90

3. **INTENDED USE(s) OF WATER:** irrigation

If for more than one use, give the quantity of water from each source for each use; _____

If for **DOMESTIC** use, state the number of households to be supplied; _____

If for **MUNICIPAL OR QUASI-MUNICIPAL** use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for **MINING** use, state the nature (gold, silver, etc.) of the mines to be served; _____

If for **IRRIGATION**, or other land area use, state the **TOTAL** number of acres to be developed under each use;

Irrigation 13.6

Other (describe) _____

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).

5. **PROJECT SCHEDULE:** (List month and year)

Proposed date construction work will begin _____

Proposed date construction work will be completed _____

Proposed date water use will be completed _____

NOTE: A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.

RECEIVED

AUG - 8 1995

WATER RESOURCES DEPT.
SALEM, OREGON

I/We certify that the information I have provided in application # G-12182 is an accurate representation of the proposed water use and is true and correct to the best of my knowledge.

R Scott Trumble 8/3/95
Name Title Date

Ellen Frank Owner 8/3/95
Name Title Date

Name Title Date

Name Title Date

6. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

 Applicant x CWRE Other (Identify in REMARKS section)

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

 Applicant CWRE Other (Identify in REMARKS section)

7. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? Yes. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

NOTE: Prior to receiving a certificate of water right, the permit holder must submit to the Water Resources Department the results of a pump test meeting the department's standards. The Director will require water level or pump test results every ten years thereafter.

REMARKS: _____

NOTE: The permit, when issued, is for the beneficial use of water without waste. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

R Scott Franklin
Signature of Applicant

7-8-90
Date

Elle Franklin
Signature of Co-Applicant, if any

7-8-90
Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

WITNESS my hand this _____ day of _____, 19____.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 18 day of June, 19 90, at 8:00 o'clock, A M.

APPLICATION NO: 2-12182

Be sure
Cancellation
info gets
dealt with
AM

APPLICATION
CHECK-OFF LIST

~~RECEIPT POSTED~~
~~STREAM INDEXED & STREAM CODED~~
~~CONTENTS MARKED/STAMPED~~
~~FILE FOLDER TYPED~~
~~CALENDAR CARD TYPED~~
~~KARDEX TYPED~~
~~MAPS COPIED~~
~~APPLICATION COPIED~~
~~SCENIC WATERWAY NOTED~~
~~ACK LETTER TYPED~~

MEMORANDUM

TO: JUSTIN IVERSON, GROUND WATER SECTION
FROM: CERTIFICATE SECTION – TONYA MILLER *
SUBJECT: PUMP TEST FOR
APPLICATION G-12182, PERMIT G-13430
DATE: MARCH 24TH, 2020

The attached pump test was recently received. We have retained the original for the application file.



Owner Information:

OWNER NAME/BUSINESS NAME R. Scott Franklin and Ellen L. Franklin		PHONE NO. 541-589-0114	ADDITIONAL CONTACT NO. 541-573-6171 - Home
ADDRESS 71797 Turnout Rd			
CITY Burns	STATE OR	ZIP 97720	E-MAIL nellie.franklin18@gmail.com

Pump Test Conducted By (If Different From Owner):

TEST CONDUCTED BY NAME Dave Runnels	CIRCLE ONE: CWRE, CEG, RG, PE, WWO <u>PUMP INSTALLER</u> , OTHER	LICENSE # 449 CPI
COMPANY Harney Pump And Irrigation, Inc.	PHONE NO. 541-573-2400	ADDITIONAL CONTACT NO.
ADDRESS 13103 Hwy 20		
CITY Burns	STATE OR	ZIP 97720
E-MAIL		

Tested Well Information (please attach well log(s) if available):

WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	WELL NAME OR #	WELL DEPTH	ORIGINAL OWNER	DATE DRILLED	TEST DATE
	L-					

(CONTINUED)

TWP (EX: 25S)	RNG (EX: 31E)	SEC (EX: 12)	QQ (EX: SE/SW)	SURVEYED LOCATION (EX: 100 ft N & 735 ft E fr SE cor, sec 5)	LATITUDE (EX: 44.94473859)	LONGITUDE (EX: -123.02787000)

List all water rights for which you are submitting this test. Please indicate if the tested well is listed as an authorized source of water on each water right. If not, you may also need to fill out a multiple well exemption request form.

APPLICATION	PERMIT	TRANSFER	CERTIFICATE	TESTED WELL?	
				YES	NO
G- 12182 <i>OWRD</i>	G-13430 <i>OWRD</i>				
G- <i>3/18/20</i>	G- <i>3/18/20</i>				
G- <i>per 3rd</i>	G- <i>per 3rd</i>				

Nearby Wells and Streams: Please check yes or no. Do not leave blank.

[Y /] Are there any wells, other than domestic or stock wells, within 1000 feet of the tested well?
 If yes, identify the well by OWRD log number or attach a copy of the well log. Note the approximate distance to each well from the tested well and the approximate pumping rate of each.
 If possible, indicate if they were turned on or off during the test or within 24 hours prior to the test (Indicate Not Pumped, if applicable).

WELL LOG # (EX: MARI 99999)	BEARING & DISTANCE FROM PUMPED WELL (FT)	DATE & TIME PUMP ON	DATE & TIME PUMP OFF	PUMPING RATE (GPM)

[Y /] Is there a lake, stream or other surface water body within 1/4 mile of the tested well?
 If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approx. distance: _____ ft.
 Approx. elevation difference: _____ ft.
 Well elevation is **at / above / below** (circle one) the surface water body.

[Y /] Was the test conducted during normal use of the well?
 Please indicate where pumped water was discharged: _____
 How far from the pumped well was water discharged? : _____ ft.



Water-Level Measurement Method: _____
 Length of air line (if used): _____ { Airline: _____ psi _____ feet.
 E-Tape: 500 feet.

*Airline measurements must be verified by an E-Tape measurement

Pressure transducer (if used): _____ Pump Type: _____
 Manufacturer: _____ Serial #: _____ HP: _____ Pump set at: _____ feet.
 Date Last Calibrated: _____ Units: _____ Pump idle time: _____

Discharge Measurement Method: Volume / time calculation

Flowmeter (if used): _____
 Manufacturer: _____ Serial #: _____
 Date Last Calibrated: _____ Units: _____

Note: Well must be idle for at least 16 hours prior to the test. Additional forms can be obtained from our web site at: <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Measuring Point (MP): Measuring point distance above / below (circle one) land surface _____ / _____ feet.
 Description (e.g. top port of 1 inch port pipe, west side) 1" port top of well plate

Time pump turned on: Date Feb. 25, 2020 Time 8:35 am
 Time pump turned off: Date Feb. 25, 2020 Time 12:35 pm
 Total pumping time: 4 hours 0 minutes.

Remember, your pump test may not be approved unless it meets the following criteria*:

-] The discharge rate was held constant for the entire pumping phase.
-] The pump was on during the entire pumping phase (≥ 4 hours).
-] The discharge was measured at the start of pumping and at least once every hour during the test.
-] Water levels were measured to an accuracy of 0.1 feet or 0.5 percent.
-] Pre-test static water levels were measured at least three times in the hour before pumping began at no less than 20 minutes apart.
-] Water levels were measured at the specified intervals during the pumping phase of the test for at least four hours (≤2 min for the first 10 minutes, ≤5 min for 10 – 30 minutes, and ≤15 min for the remainder of the test)
-] Water levels were measured at the specified intervals (see above) during the recovery phase of the test for four hours or until 90 percent of the maximum drawdown has recovered.
-] If using an airline, measurements were calibrated with an E-Tape and the depth to water was ≥ 300 feet.
-] The pump test cover sheet was not completely filled out and signed.
-] The pumping rate was as close as reasonably possible to the (anticipated) pumping rate during normal use of the well.
-] The well was idle for at least 16 hours prior to the test.
-] The pump test was completed by an acceptably qualified person (Oregon licensed water well constructors; Oregon registered professional geologists or certified engineering geologists; certified water rights examiners; Oregon registered professional engineers; and individuals whose primary occupation involves, wholly or in significant part, pump installation, service, or testing).

*This checklist is intended for information purposes only and does not guarantee a pump test approval. The Department reserves all authority pertaining to the implementation of the rules under OAR 690-217.

Pump tests are intended to provide aquifer and well information for ground water resource characterization and to help solve well problems (OAR 690-217-0015(9)).

Pump test requirements for OAR 690-217 can be found online at:

https://secure.sos.state.or.us/oard/displayDivisionRules.action;JSESSIONID_OARD=1BdwLynsYAPNSQtW330ZjSFZuMscp4Hfil-1ftsDAAEsMC2_ROSsl-277278532?selectedDivision=3186

Submit forms to: Attn: Certificates Section, Oregon Water Resources Department
 725 Summer St NE Suite A, Salem, OR 97301

Forms may additionally be sent to WRD_DL_pumptestsupport@oregon.gov

I hereby certify that this test has been conducted in accordance with OAR 690-217:

OPERATOR SIGNATURE: [Signature] DATE: Feb 25, 2020
 OWNER SIGNATURE: [Signature] DATE: 3/10/2020
[Signature] 3/10/2020

MAR 13 2020

OWRD



OREGON
WATER
RESOURCES
DEPARTMENT

PUMP TEST FORM
DATA SHEET
Page 1 of 2

WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	WELL NAME OR #	WELL DEPTH	ORIGINAL OWNER	DATE DRILLED	TEST DATE
	L-					

Date	Time	Time Since Pumping Started (min)	Depth to Water Below MP	Discharge Rate (gpm, cfs)	Phase (Pre-Test, Pumping, Recovery)	Airline or Shut-in Pressure (psi)	Flowmeter Reading (if available)	Comments
2/25/2020	7:30 am		84.85	0	Pre-test			
	8:00		84.84	0	Pre-test			
	8:30		84.84	0	Pre-test			
	8:35	0	84.84					
	8:37	2	90.53					
	8:39	4	90.68					
	8:41	6	90.94					
	8:43	8	90.99					
	8:45	10	91.00	135 gpm				
	8:50	15	91.04					
	8:55	20	91.10					
	9:00	25	91.17					
	9:05	30	91.26					
	9:20	45	91.45					
	9:35	60	91.56	133 gpm				
	9:50	75	91.46					
	10:05	90	91.44					
	10:20	105	91.41					
	10:35	120	91.41	132 gpm				
	10:50	135	91.46					
	11:05	150	91.44					
	11:20	165	91.44					
	11:35	180	91.43	132 gpm				
	11:50	195	91.44					
	12:05 PM	210	91.43					
	12:20	225	91.43					
	12:35	240	91.44	132 gpm				
								Pumped stopped
	12:37	24	86.73					
	12:39	4	86.29					
	12:41	6	86.17					
	12:43	8	86.04					
	12:45	10	85.94					
	1:00	15	85.79					

DRAFT Mailing List for Proposed Certificate

Application: G-12182

Permit: G-13430

Certificate:

Permit/Certificate Holder:

R SCOTT FRANKLIN
ELLEN L FRANKLIN
71797 TURNOUT RD
BURNS OR 97720

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

Copies of Proposed Certificate to be sent to:

1. Watermaster District #: 10
2. File

Other persons to receive copies: (include map):

1. CHRIS T. PALMER, CWRE

Copies Mailed	
by:	<u>TM</u> (STAFF)
on:	<u>12/20/2019</u> (DATE)



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

December 20, 2019

R. Scott Franklin
Ellen L. Franklin
71797 Turnout Rd
Burns OR 97720

Reference: Application G-12182 Permit G-13430

The Department has been reviewing the Claim of Beneficial Use (claim) report and map, received on October 15, 2002. The Department is prepared to issue a proposed certificate for this permit; however the Department has identified an issue that must be resolved before the issuance of a certificate.

The Pump Test requirement for the permit has not yet been satisfied. Oregon Administrative Rule 690-217-0020(1) requires that ground water permit holders with a priority date on or after December 20, 1988 submit the results of a pump test for each well listed in your claim of beneficial use before a water right certificate can be issued. These rules also allow the well owner to request one of two types of exemptions related to the testing of the well(s). The first type of exemption request is for an "Unreasonable Burden." This exemption can be requested if testing the well(s) would place an unreasonable burden on the well owner (OAR 690-217-0015(3) and (4)). Examples could include a) an economic hardship or b) the test would cause an interruption of services to customers or possible other necessary uses from the well (domestic, livestock, ect.). The second exemption request allows an owner with multiple wells to request that a qualifying, previously approved pump test on one of their wells be used to satisfy the requirement for additional wells under their ownership (OAR 690-217-0020(3)). No fee is required to request either type of exemption. Exemptions must be requested in writing using one of the two exemption forms before being considered. A one page description of the Pump Test Program along with the necessary forms to request either type of exemption or perform the test is attached. Should you have any additional questions concerning the Pump Test requirements, please contact Halley Barnett at 503-986-0879 or send an email to: wr_d_l_pumptestsupport@oregon.gov

Please see enclosures which include 1) a Pump Test Packet and 2) draft certificate for Application G-12182. Please contact the Department and let us know how you wish to proceed. If you have any questions please contact me at 503-986-0887.

Sincerely,

Codi Holmes
Certificate Section

enclosures

Cc: File G-12182
WM # 10
Chris Palmer, CWRE

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R SCOTT FRANKLIN
ELLEN L. FRANKLIN
71797 TURNOUT RD
BURNS OR 97720

confirms the right to the use of water perfected under the terms of Permit G-13430. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-12182

SOURCE OF WATER: ONE WELL IN SILVIES RIVER BASIN

PURPOSE or USE: IRRIGATION OF 9.3 ACRES

MAXIMUM RATE: 0.116 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 18, 1990

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
22 S	31 E	WM	33	NW NW	622 FEET SOUTH AND 1046 FEET EAST FROM NW CORNER, SECTION 33

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	31 E	WM	33	NE NW	6.8
22 S	31 E	WM	33	NW NW	2.5

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as approved by the Director in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The well(s) shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

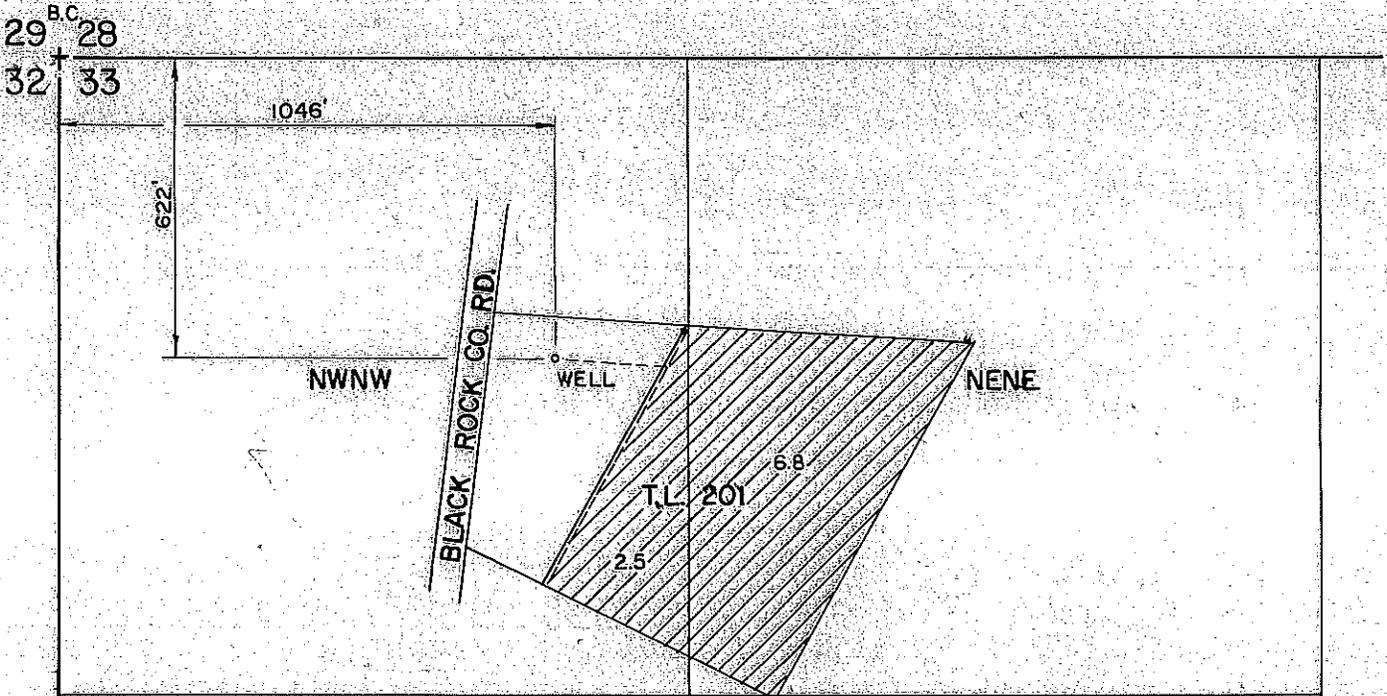
The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Issued _____

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

T 22 S, R 31 E, WM

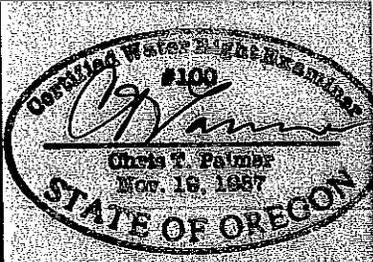


RECEIVED

OCT 15 2002

**WATER RESOURCES DEPT.
SALEM, OREGON**

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP.



RENEW 1-1-2003

FINAL PROOF SURVEY

UNDER
APPLICATION G-12182
PERMIT G-13430

IN THE NAME OF
R. SCOTT & ELLEN L.
FRANKLIN

Scale: 1" = 400'	Date: OCT 2002	Job: 1068-02
Dsn:	 M.A. PALMER & SONS, INC. ENGINEERING & SURVEYING 711 Ponderosa Village • Box 61 Burns, Oregon 97720	Sht. No.
Dm: CHRIS		of 1
Ckd:		

MEMO -Proof to Satisfaction (March 17, 2014)

Application # <u>G 12182</u>	Permit # <u>G 13430</u>	Transfer #
WRD Reviewer <u>C. Holmes</u>	Date <u>12.3.19</u>	
WRD Peer Reviewer <u>[Signature]</u>	Date <u>12/4/19</u>	

1 WELL
1 RP 13.6 AC
0.17 CFS
1/80 3.0

Research

- Organize file in chronological order
- Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
- Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
- Water Organization identified using AOI? No Yes
 If "Yes" cc: _____ & Add to Mailing List
- Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor
 If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
- Print Plateard & check for Place of Use Conflict? No Yes
 If "Yes", provide copy of certificate & relevant map
- Print BLM Cadastral Survey
- Does Claim Map identify correct DLC, Gov't Lots, QQ's? No Yes
 If "No", either _____ WRD amend map OR _____ prepare Order of Certification

Reviewing Claim

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

- N/A Fish Conditions
- OK Meter/measuring device - SHAW
- N/A Water Use Reporting - MAY
- NO Pump Test (post December 19, 1988) - SHAW
- N/A Other Conditions _____
- ✓ SWL
- OK C-Date OCT 1 2002

PUMP CAP: 172.5 gpm (v D. 384)
SPRINKLER: 171.6 gpm (v D. 382)
9.3 AC (v D. 116)

YES Run Capacity Calculator and Print Findings (for pump, sprinklers, pipes, ditches, as appropriate)

NOTES:

Determination

I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

DRAFT
NO PUMP TEST
REDUCED ACRES & RATE

I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

Processing

Stamp PROPOSED or Assign CERT# _____ or ORDER OF CERTIFICATION (circle one)

Draft Certificates or Proposed Order of Certifications are available in the Application directory

Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

Record marking: App _____ Permit _____ Cert _____
App _____ Permit _____ Cert _____
App _____ Permit _____ Cert _____
App _____ Permit _____ Cert _____

NOTES:

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

R. SCOTT AND ELLEN L. FRANKLIN
HC 71 BOX 89 TURNOUT ROAD
BURNS, OREGON 97720

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12182

SOURCE OF WATER: ONE WELL IN SILVIES RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 13.6 ACRES

MAXIMUM RATE ALLOWED: 0.17 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 18, 1990

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 33, TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.; 622 FEET SOUTH AND 1046 FEET EAST FROM NORTHWEST CORNER, SECTION 33

The amount of water used for irrigation under this right, 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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 6.8 ACRES
NW 1/4 NW 1/4 6.8 ACRES
SECTION 33
TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

Application G-12182 Water Resources Department

PERMIT G-13430

- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

SEE NEXT PAGE

Application G-12182 Water Resources Department

PERMIT G-13430

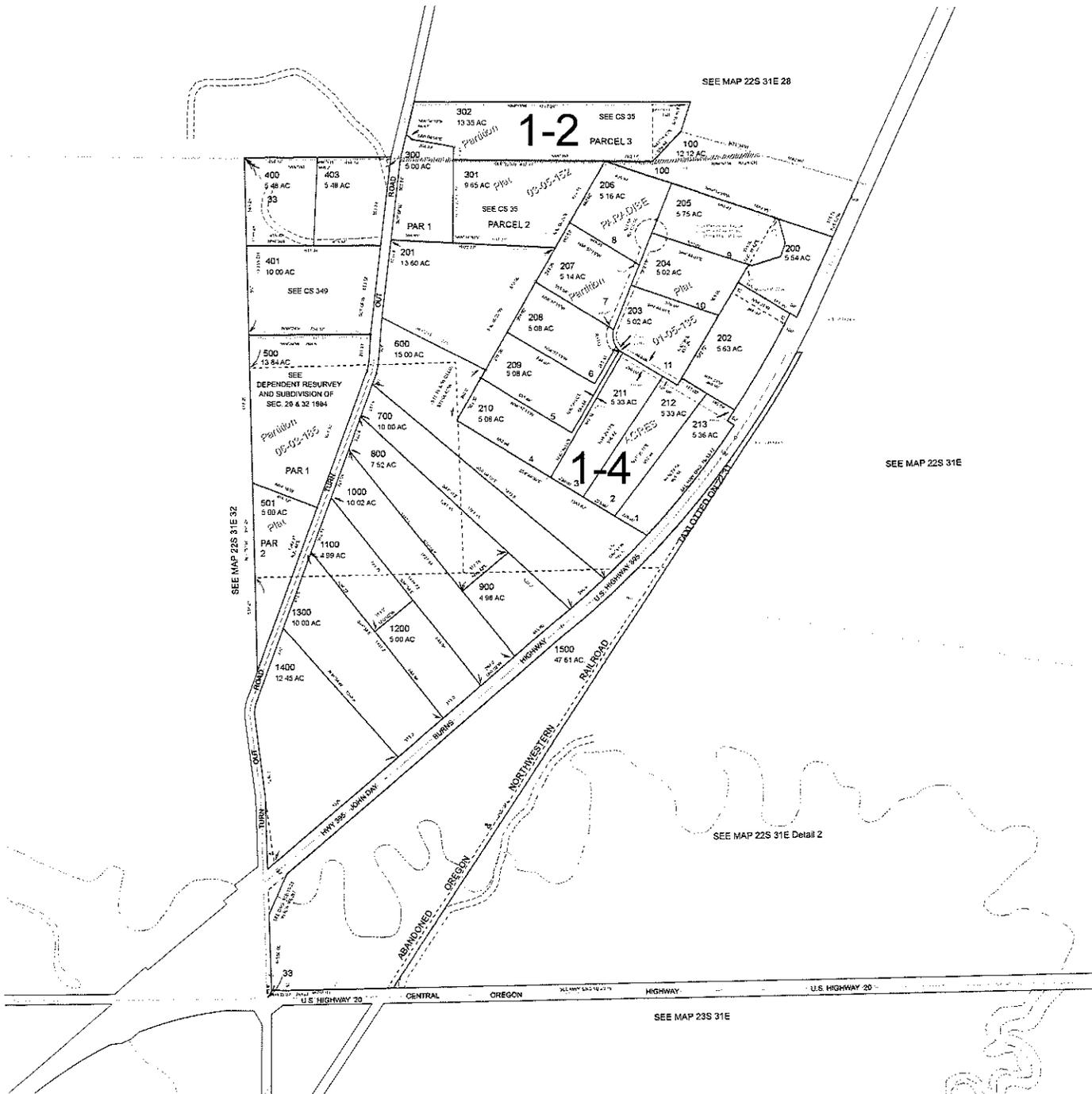
THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SECTION 33 T.22S. R.31E. W.M.
HARNEY COUNTY

22S31E33

1" = 400'

Cancelled Nos.
402
1700
1800
1600 (2016)



PRINTED ON 4/7/2017
22S31E33

HARNEY County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2020

NOT OFFICIAL VALUE

December 3, 2019 9:27:21 am

Account # 8067
 Map # 22S31E330000201
 Code - Tax # 0140-8067

Tax Status ASSESSABLE
 Acct Status ACTIVE
 Subtype NORMAL

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name FRANKLIN, RODNEY & ELLEN

Deed Reference # See Record

Agent

Sales Date/Price See Record

In Care Of

Appraiser TAMMY ATTLEBERGER

Mailing Address 71797 TURNOUT RD
 BURNS, OR 97720-9342

Prop Class 559 MA SA NH Unit
 RMV Class 559 02 00 014 2890-1

Situs Address(s)	Situs City
ID# 71797 TURNOUT RD	BURNS

Code Area	RMV	MAV	Value Summary AV	RMV Exception	CPR %
0140 Land	64,447			Land	0
Impr.	57,370			Impr.	0
Code Area Total	121,817	105,860	69,467		0
Grand Total	121,817	105,860	69,467		0

Code Area	ID#	RFPD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC	Trended RMV
0140	2	<input type="checkbox"/>		R-1	Farm Use Zoned	100	A	10.60	2	006*	40,880
0140	3	<input type="checkbox"/>		R-1	Farm Use Zoned	100	A	2.00	6	006*	7,710
0140	4	<input type="checkbox"/>		R-1	Farm Use Zoned	100	A	1.00	HS	006*	3,857
0140					SITE AMENTIES	100					12,000
Grand Total								13.60			64,447

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown TD%	Total Sq. Ft.	Ex% MS Acct #	Trended RMV
0140	3		361	LIVESTOCK SHED	100	288		1,270
0140	5		302	CORRAL	100	0		2,000
0140	7		110	Residential Other Improvements	100	0		2,540
0140	4		361	LIVESTOCK SHED	100	720		3,290
0140	2		304	GP BUILDING	100	1,152		17,820
0140	1	1978	452	MS Double wide	100	1,870	E - 75229	30,450
Grand Total						4,030		57,370



Oregon Water Resources Department
Water Rights in the Same Area

- Main
- Help
- Return
- Contact Us

Places of Use from Water Rights in the Same Area

The following rights have acreage in the same quarter-quarter as Permit: G 13430 *

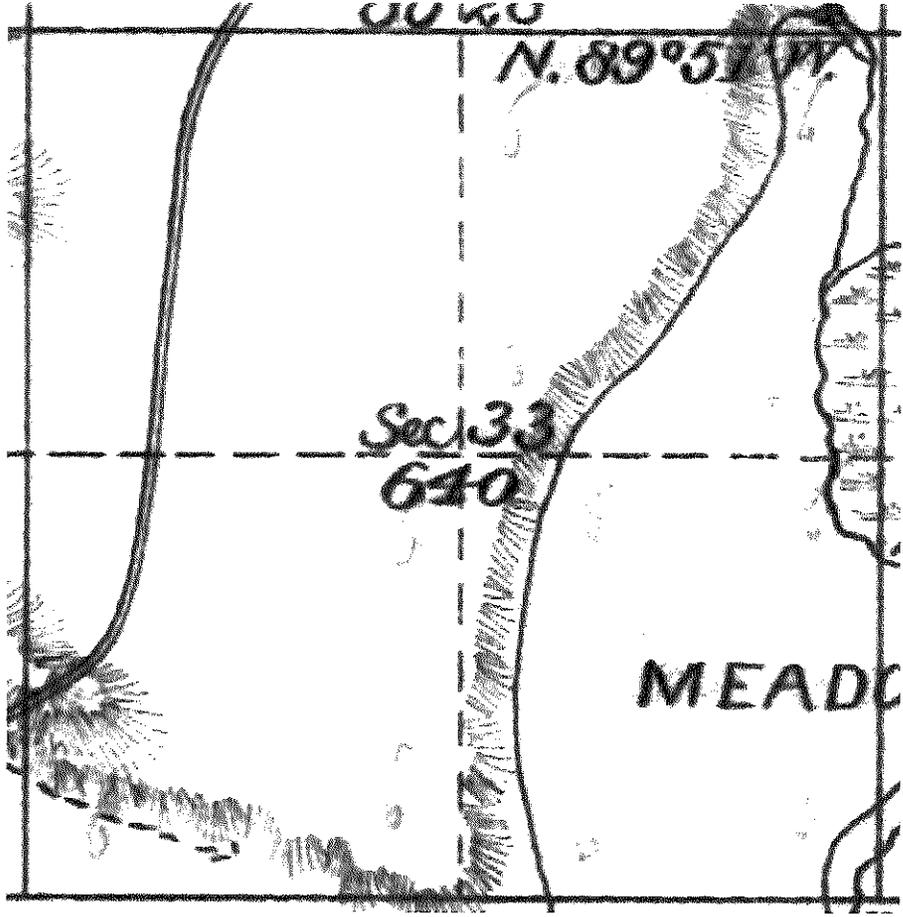
Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot	Acre
CERT:83601 (RR) *	HARRY PON		G-2523	G-2338	83601	1/11/1963	NC	IR	22.00S-31.00E-33-NENW			16.6000
CERT:83713 OR *	ROY LEE REED		G-9315	G-8734	83713	7/17/1979	NC	IR	22.00S-31.00E-33-NWNW			4.5000
								IR	22.00S-31.00E-33-NENW			11.2000
PERMIT: G 13566 *	PHILIP H TURRELL		G-14079	G-13566		6/1/1995	NC	IR	22.00S-31.00E-33-NENW			0.7000
CERT:94262 OR *	AUTUMN TOELLE		G-16128	G-15713	94262	11/6/2003	NC	IR	22.00S-31.00E-33-NENW			0.1000
								IR	22.00S-31.00E-33-NWNW			0.9000

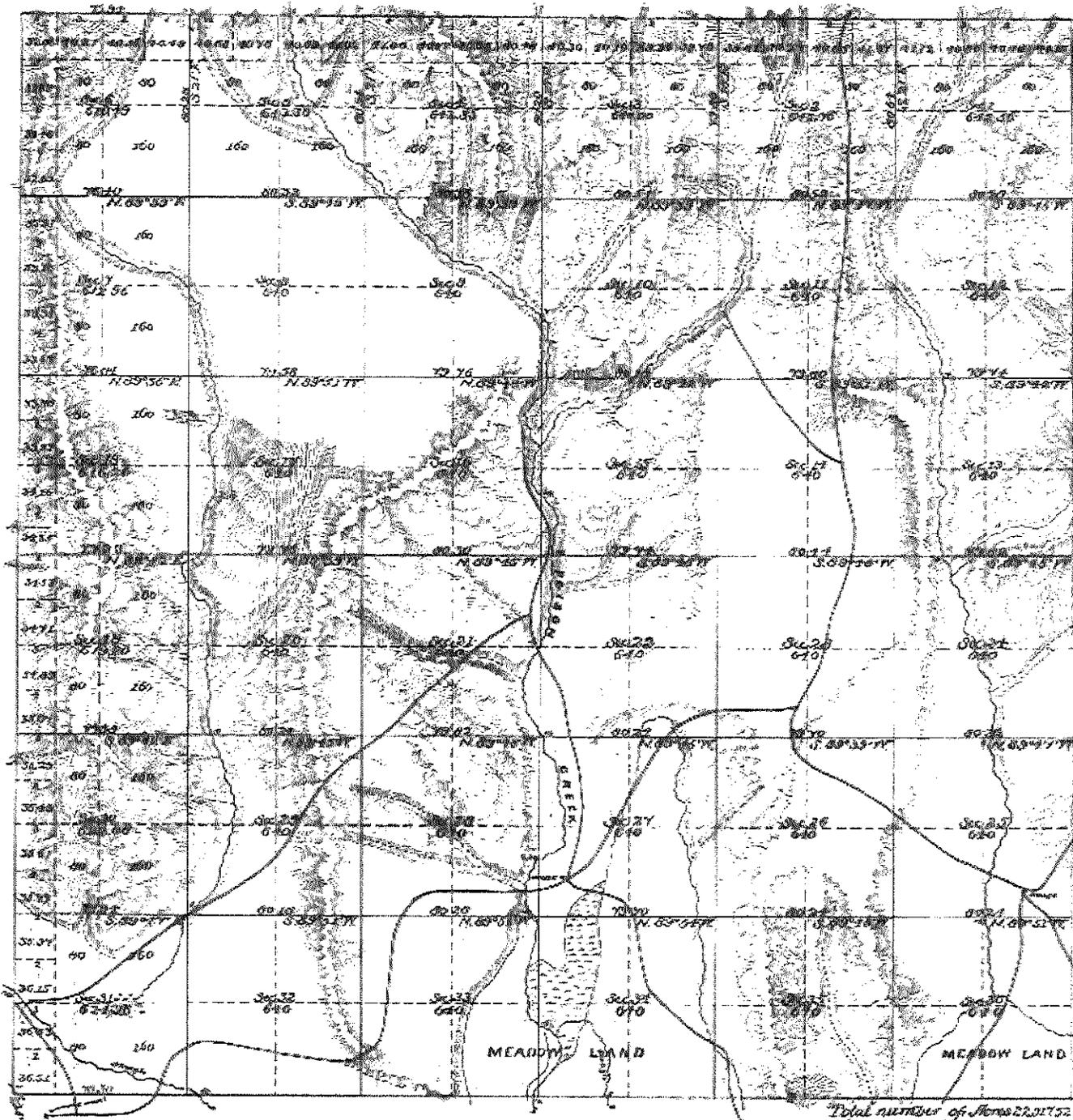
UU 60

N. 89° 51' W.

Sec 33
640

MEAD





ACCEPTED BY THE HON. COMMISSIONER IN A.C. 111111

Total number of Acres 22,017.52

SURVEY DESIGNER.	BY WHOM SURVEYED.	NO.	DATE OF CONTRACT.	AMOUNT OF SURVEYS.	WHEN SURVEYED.	BEAN DECLARATION.
------------------	-------------------	-----	-------------------	--------------------	----------------	-------------------

Pump Capacity Calculator

using Department designed formula:

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 15
Efficiency = 7.04
Lift = 241
PSI = 10

Results Calculated

$(hp)(\text{efficiency}) = 105.6$
Head based on psi = 25.4
Total dynamic head = 266.4
(head + lift)

Pump Capacity = 0.396 cubic feet per second