

Application No. G17062
Permit No. G16483
Certificate No. 94462

FEES PAID		
Date	Amount	Receipt No.
5/29/08	2100.00	92666
4/7/09	300.00	96072
7/3/14	575.00	112650
2/11/19	200.00	129126
	Cert. Fee	

Name _____
 By S-17062
 Address VETTER ENTERPRISES, LLC
24105 SCOTTSDALE DR po b-x 755
BEND OR 97701
Phines or 97738-0755

C19

Priority May 29, 2008
 County HARNEY WM# 10

DENIED _____
 MISFILED _____
 WITHDRAWN _____
 CANCELLED _____

FEES REFUNDED		
Date	Amount	Receipt No.

RELATED FILES

ASSIGNMENTS

Date	To Whom	Address

DEVELOPMENT _____ Date _____
 Completion 4-30-2014
 Extended to 10-30-2019

Final Proof received _____
 Proposed Cert. Mailed 7-16-2019

PUMP TEST - for 1 well
 & multi well exemption
 request for 4 wells
APPROVED
 5-23-2019
 D. Bogchmann

REMARKS T-11118 v. 83p. 35

MAP LOCATION _____

SP 5-30-2008

RA Mailing List for Certificate

Scheduled Mailing Date:

Application: G-17062

Permit: G-16483

Certificate: 94462

Copies Mailed	
by: <u>TM</u>	(STAFF)
on: <u>7.16.2019</u>	(DATE)

Water Right Holder:

VETTER ENTERPRISES LLC
PO BOX 755
HINES OR 97738

Copies of Final Certificate to be sent to:

1. Watermaster District 10 (include copy of map)
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. Gary DeJarnatt, CWRE, DeJarnatt Land Surveys Inc., 20735 Double Peaks Dr, Bend, OR 97701
2. John Short, Water Right Services, LLC, PO Box 1830, Bend, OR 97709

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VETTER ENTERPRISES LLC
 PO BOX 755
 HINES OR 97738

confirms the right to the use of water perfected under the terms of Permit G-16483. 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-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, WELL 4, AND WELL 5 IN MALHEUR SLOUGH BASIN

PURPOSE OR USE: IRRIGATION OF 715.2 ACRES

MAXIMUM RATE: 8.94 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 5.99 CFS FROM WELL 1, 6.06 CFS FROM WELL 2, 8.94 CFS FROM WELL 3, 8.65 CFS FROM WELL 4, AND 6.20 CFS FROM WELL 5, NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 8.94 CFS IN ANY COMBINATION

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	33 E	WM	5	SE NE	8	WELL 1 (ORIGINAL) - 1880 FEET SOUTH AND 10 FEET EAST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SW NE	7	WELL 2 (ORIGINAL) - 2560 FEET SOUTH AND 2240 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SE NW	6	WELL 3 (ORIGINAL) - 2520 FEET SOUTH AND 2720 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	NW SW		WELL 4 (ORIGINAL) - 2980 FEET SOUTH AND 4020 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SW NW	5	WELL 5 (ADDITIONAL) - 2640 FEET SOUTH AND 5080 FEET WEST FROM THE NE CORNER, SECTION 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.

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 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	GLot	Acres
25 S	33 E	WM	5	NE NE	1	40.0
25 S	33 E	WM	5	NW NE	2	40.0
25 S	33 E	WM	5	SW NE	7	40.0
25 S	33 E	WM	5	SE NE	8	40.0
25 S	33 E	WM	5	NE NW	3	40.0
25 S	33 E	WM	5	NW NW	4	40.0
25 S	33 E	WM	5	SW NW	5	35.2
25 S	33 E	WM	5	SE NW	6	40.0
25 S	33 E	WM	5	NW SW		40.0
25 S	33 E	WM	5	SW SW		40.0
25 S	33 E	WM	6	NE NE	1	40.0
25 S	33 E	WM	6	NW NE	2	40.0
25 S	33 E	WM	6	SW NE	9	40.0
25 S	33 E	WM	6	SE NE	10	40.0
25 S	33 E	WM	6	NE SE		40.0
25 S	33 E	WM	6	NW SE		40.0
25 S	33 E	WM	6	SW SE		40.0
25 S	33 E	WM	6	SE SE		40.0

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device approved by the Director in good working order at each point of appropriation, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices is located within a private structure, the watermaster shall request access upon reasonable notice.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference levels against which future measurements will be compared are 16.0 feet below land surface (bls) for Well 1, 18.0 feet bls for Well 2, 21.0 feet bls for Well 3, 18.0 feet bls for Well 4, and 14.0 feet bls for Well 5. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The water user shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Water shall be acquired from the same aquifer as the original points of appropriation.

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.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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 use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

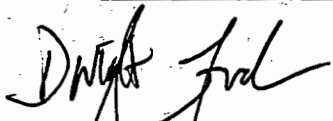
The Director may require water level or pump test results every ten years.

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

Issued JUL 15 2019

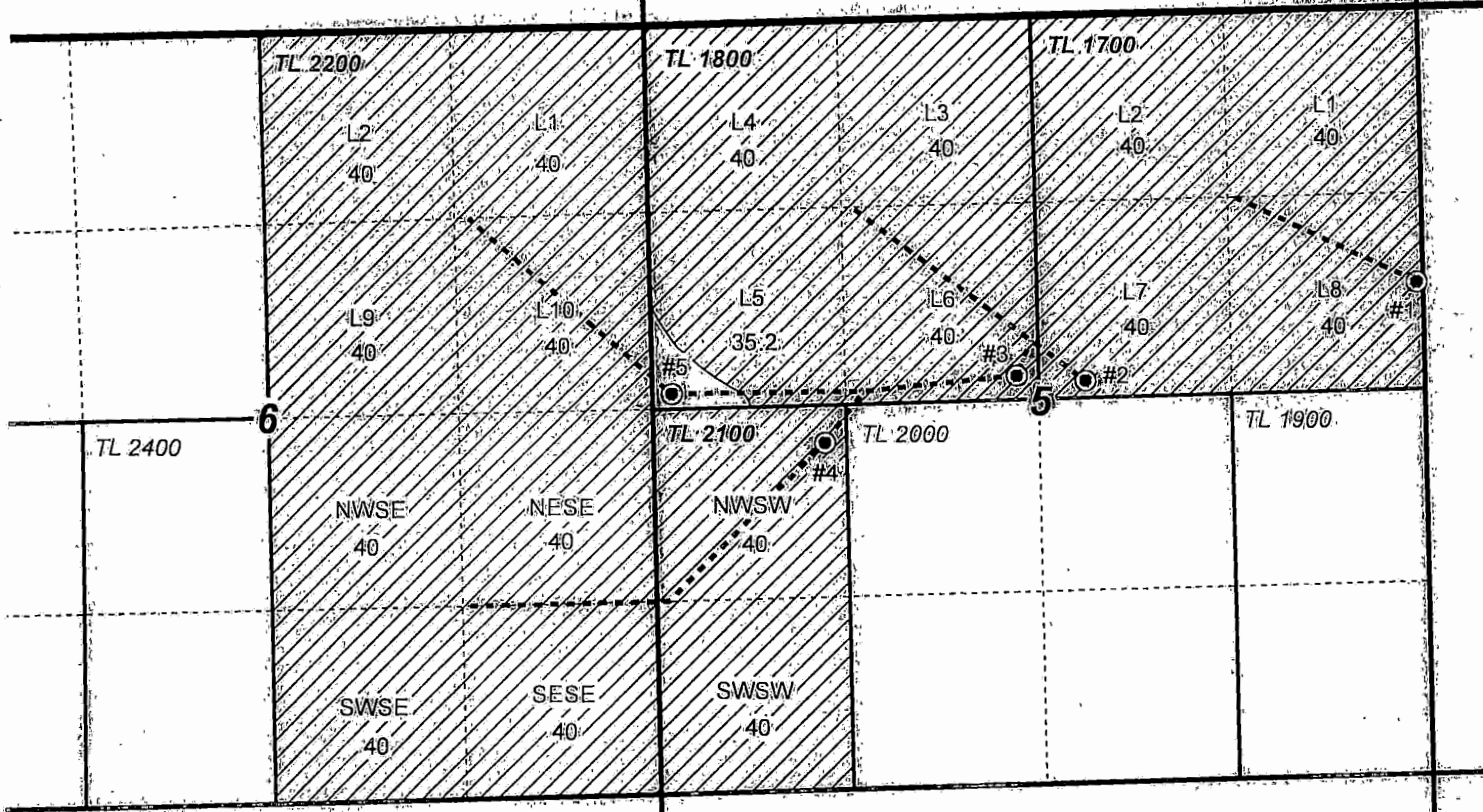
A handwritten signature in black ink, appearing to read "Dwight French", written over a horizontal line.

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

**T25S R33E, WM,
HARNEY COUNTY, OR**

Well Locations:

- Well #1 (L-99626): S 1,880', E 10' of NE Cor Sec 5
- Well #2 (L-96575): S 2,560', W 2,240' of NE Cor Sec 5
- Well #3 (L-102513): S 2,520', W 2,720' of NE Cor Sec 5
- Well #4 (L-99627): S 2,980', W 4,020' of NE Cor Sec 5
- Well #5: (L-96574): S 2,640', W 5,080' of NE Cor Sec 5



- Well & Meter
- Pipeline
- POU-IR
- Township
- Section
- Quarter Quarter
- Tax Lot



RENEWAL DATE 12/31/2019

RECEIVED

FEB 11 2019

OWRD



CLAIM OF BENEFICIAL USE MAP
Vetter Enterprises, LLC

Date: 2/4/2019

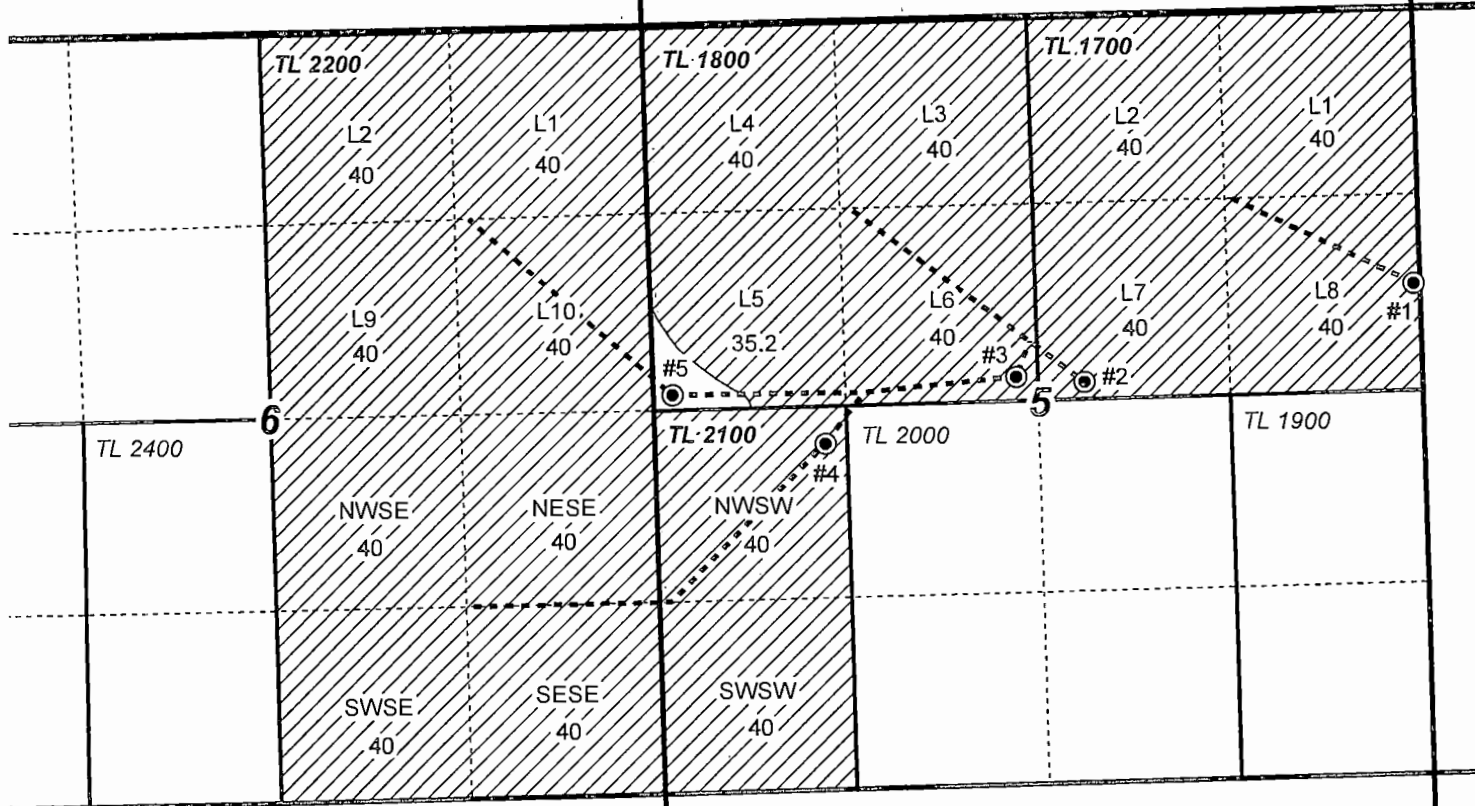
This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

T25S R33E, WM, HARNEY COUNTY, OR

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1" = 1,320'

- Well & Meter
- Pipeline
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RENEWAL DATE 12/31/2019

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Vetter Enterprises, LLC

Date: 2/4/2019

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PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

July 5, 2019

Vetter Enterprises LLC
P.O. Box 755
Hines, OR 97738

REFERENCE: Application G-17062 / Permit G-16483

Dear Permit Holder:

The Water Right Services Division received your written October 1, 2018, progress report for Permit G-16483 on February 11, 2019. Receipt of the progress report was published on the Department's weekly Public Notice, dated June 4, 2019. The Department did not receive any public comment on the progress report.

After reviewing your Progress Report, the Department determined that diligence toward completion of the project and compliance with the terms and conditions of the permit and extension has been demonstrated.

As per your most recent extension, the date by which water must be applied to full beneficial use within the terms and conditions of your permit is October 1, 2019.

If you have any questions, please feel free to contact me by telephone at (503) 986-0802.

Sincerely,

Jeffrey D. Pierceall
Extensions
Water Right Services Division

Enclosure

cc: Application G-17062
Watermaster District 10 – Danette Watson





Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

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P.O. Box 755

Hines, OR 97738

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Sincerely,



Jeffrey D. Pierceall

Extensions

Water Right Services Division

Enclosure

cc: Application G-17062
Watermaster District 10 – Danette Watson



Route Slip.....Extension of Time Progress Report

1. Extension Specialist: Progress Report Review

Date Report was Due: October 1, 2018 (= "Deadline Date" for the corresponding ECP work flow record in WRIS)

Date Report Received: February 11, 2019

Report Complete: YES

NO – Send letter requesting missing information.

letter mailed on: July 5, 2019

2. Support Staff: Publish on the Department's Public Notice

315 320 OAR Division under which Progress Report was required.

Publish on Public Notice Date: 6/4/2019

Update workflow in WRIS

(Fill in Extension Checkpoint 'Completed Date' in appropriate "ECP" work flow record and

add record for Checkpoint Public Notice ("EPR" or "EP2")

Return file to Jeffrey Pierceall

3. Extension Specialist: Prepare Progress Report Confirmation Letter

See progress report procedures.doc

(date / mail out after 30 day comment period)

Date Confirmation Letter Needed: July 5, 2019

Update Progress Report Worksheet.xls

Send to permit holder + anyone who made comments after 30 day public notice

CC: Watermaster _____

File _____

PUBLIC NOTICE INFORMATION

Permit Holder's Name: Vetter Enterprises LLC Attn:

Application: G-17062

Permit: G-16483

County: Harney

Source: well 1, well 2, well 3, and well 4 in Malheur Slough Basin

Use: irrigation use on 720.0 acres



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

**Extension of Time
 Progress Report Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Vetter Enterprises LLC Application G-17062 Permit G-16483

Report Due no later than October 1, 2013

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Progress Report Form for 2018

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-16483 (modified by Permit Amendment T-11118). **FAILURE TO SUBMIT THIS REPORT WILL MOST RESULT IN ANY FUTURE EXTENSION BEING DENIED**

DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between July 2, 2014 and October 1, 2018	FINANCIAL INVESTMENT
2014-2018	Pasture cleared and planted, and irrigated. Pivot connection, hoses, hand lines installed for remaining POU	\$150,000

2. Compliance with terms and conditions of the permit and/or previous extension.

Irrigation system has been developed and put to beneficial use.

3. Total number of acres irrigated to date= 715.2 ac (if applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, made to date.

Maximum rate used to date = 8.94 cfs (cubic feet per second),

Maximum rate used to date = _____ gpm (gallons per minute), or

Acre Feet stored to date = _____ AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

Signature

Date 2-6-19

For OWRD use only

Diligence Shown Yes No

Date Public Noticed: 6-4-2019

Reviewed by:

Date: 6-4-2019



Oregon

Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

May 23, 2019

TOM VETTER
VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

GW

The Department has reviewed the status of your pump test and any requests for extension(s) or exemption(s) for the following permitted well(s). The results are summarized in the following table:

Application	Water Right	Permitted Well	Pumped Well	Test Date	Request Status	Exemption	Well Name
G 17062	Permit: G 16483 *	HARN0051587	HARN0051585	10/31/2018	APPROVED	Multiple Well	WELL 1 (L-99626)
G 17062	Permit: G 16483 *	HARN0051585	HARN0051585	10/31/2018	APPROVED	None	WELL 2 (L-96575)
G 17062	Permit: G 16483 *	HARN0051701	HARN0051585	10/31/2018	APPROVED	Multiple Well	WELL 3 (L-102513)
G 17062	Permit: G 16483 *	HARN0051586	HARN0051585	10/31/2018	APPROVED	Multiple Well	WELL 4 (L-99627)
G 17062	Permit: G 16483 *	HARN0051584	HARN0051585	10/31/2018	APPROVED	Multiple Well	WELL 5 (L-96574)

Please contact me if you have any questions.

Sincerely,

Darrick Boschmann
503-986-0853
Groundwater Section

cc: GW Pump Test File
cc: Certificates Section/Application File



STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

Date: May 20, 2019

TO: Justin Iverson
FROM: Kerry Kavanagh
SUBJECT: 10/31/2018 Pump Test for HARN 51585 – App G-17062, Permit G-16483
RA Project R12612-19 – App G-17062, Permit G 16483 – Vetter Enterprises LLC

I have entered the 10/31/2018 Pump Test for HARN 51585 in GWIS pump test database:

Log ID: 51585
NLOG 99999
gw_pump_test_id: 101027
gw_pump_test_well_id: 4187

I have entered data for the multiple well exemption request received 2/11/2019 which requested that the tested well, HARN 51585, be considered for four wells. Here are the pod_loc_id for each well:

pod_loc_id	Well Log	Owners Well Name
274017	HARN 51585 – tested well	Well 2
274019	HARN 51587	Well 1
274016	HARN 51701	Well 3
274015	HARN 51586	Well 4
274018	HARN 51584	Well 5

TO DO: Please review the pump test data and prepare a letter of approval/denial for the 10/31/2018 Pump Test for Well 2 (HARN 51585).

If the pump test results are acceptable, please consider a multiple well exemption request submitted 2/11/2019 for the other wells Claimed, and as authorized by Permit G-16483, being Well 1 (HARN 51587), Well 3 (HARN 51701), Well 4 (HARN 51586), and Well 5 (HARN 51584).

If this file could be reviewed and returned to me by **ASAP**, I'd greatly appreciate it!

Please let me know if the **10/31/2018** pump test is satisfactory. Please let me know if the multiple well exemption request can be approved for the other 4 claimed wells.

Please ask your staff to document the amount of time they spent reviewing the pump test results. If you have any questions, please let me know. Thanks!

Log ID: HARN 57585
(Entered as NLOG 99999)
gw_pump_test_id: 101027
gw_pump_test_well_id: 4187

Oregon Water Resources Department
PUMP TEST FORM COVER SHEET

RECEIVED
FEB 11 2009
OWRD

Name: TOM VETTER
Address: P.O. Box 755
County: Harney
City: Hines State: OR Zip: 97738
Original owner (from well log): Tom Vetter
Well Location:
Township: 25 S (N/S) Range: 33 E (E/W)
Section: 5 1/4: NE 1/4: SW 1/4: SW
Well depth: 229 Date drilled: 5-17-2009
Owners well no. (if any): 21
POD ID: E 96575
HARN 57585

Water Right Information:
Application: E-17062 Permit: G-16483 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: Jay Nelson Well Owner? Yes
Company: Sure Top Springs
Address: 20324 Hatchkiss Date of Test: 10/31/2008
City: Burns State: OR Zip: 97720
Daytime phone: 541-589-3772

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

Pump type (pick one or enter other method used): turbine
Was the pump test conducted during normal use of the well? Yes Note: NO

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 of 1 inch port pipe, west side): 5' fill pipe, south side

Measuring point distance (to top of land surface): 13' 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
<u>9:30</u>	<u>172</u>	<u>185</u>
<u>9:55</u>	<u>172</u>	<u>185</u>
<u>10:25</u>	<u>172</u>	<u>185</u>

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)
<u>10:30</u>	<u>1200</u>	<u>gpm</u>
<u>11:30</u>	<u>1200</u>	<u>gpm</u>
<u>12:30</u>	<u>1200</u>	<u>gpm</u>
<u>1:30</u>	<u>1200</u>	<u>gpm</u>
<u>2:30</u>	<u>1200</u>	<u>gpm</u>

Time pump turned on: _____ Date: 10-31-08
Time pump turned off: _____ Date: 10-31-08
Total pumping time: _____ hours _____ minutes
Time: 10:30
Time: 2:30

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: Jay Nelson Page 1 of 2

Log ID: HARN 57585
 (Entered as NLOG 99999)
 gw_pump_test_id: 101027
 gw_pump_test_well_id: 4187

Oregon Water Resources Department

RECEIVED

FEB 11 2019

PUMP TEST DATA SHEET

OWRD

Page 2 of 2

Application: G-17062 Permit: G-16483 Certificate: _____ Pod Id: L-96575

All water-level measurements must either be in feet and inches, or feet and decimal fractions.

Drawdown Data

Recovery Data

Date	Time	Time Since Pump Started (minutes)	Depth to Water Below Land Surface	Depth to Water Below Land Surface	Comments	Date	Time	Time Since Pump Stopped (minutes)	Depth to Water Below Land Surface	Depth to Water Below Land Surface	Comments
10/31/18	9:30		72'	70.5'				231		72.53	
	9:55		72'	70.5'				235		71.72	
	10:25		72'	70.5'				237		71.53	
	10:30		72'	70.5'				238		71.53	
	10:32		75'	73.54				241		70.6	
	10:34		78'	76.56							
	10:36		78.4'	76.42							
	10:38		79.5'	77.52							
	10:40		79.5'	77.52							
	10:45		79.5'	77.52							
	10:50		79.5'	77.52							
	10:55		79.5'	77.52							
	11:00		79.5'	77.52							
	11:15		79.5'	77.52							
	11:30		79.5'	77.52							
	11:45		79.5'	77.52							
	12:00		79.5'	77.52							
	12:15		79.5'	77.52							
	12:30		79.5'	77.52							
	12:45		79.5'	77.52							
	1:00		79.5'	77.52							
	1:15		79.5'	77.52							
	1:30		79.5'	77.52							
	1:45		79.5'	77.52							
	2:00		79.5'	77.52							
	2:15		79.5'	77.52							
	2:30		79.5'	77.52							



**OREGON
WATER
RESOURCES
DEPARTMENT**

RECEIVED

FEB 11 2019

OWRD

**PUMP TEST MULTIPLE WELL
EXEMPTION REQUEST FORM**

OWNER NAME/BUSINESS NAME VETTER ENTERPRISES, LLC		PHONE NO.	ADDITIONAL CONTACT No. John Short 541-389-2837	
ADDRESS PO Box 755				
CITY Hines	STATE OR	ZIP 97738-0755	E-MAIL johnshort@usa.com	

NOTE: To qualify for an exemption from testing your well(s), you must meet all of the following criteria (OAR 690-217-0020(3)):

1. You own multiple wells producing water from the same aquifer (to be verified by OWRD);
2. One of the wells has been tested and the test has been approved by OWRD; and
3. The wells are within 5 miles of the tested well.

Pod 10c

1. List the tested well. If the well is listed on any water right, please provide the water right identification numbers as well as the surveyed location. Note that an exemption cannot be granted until the test has been approved.

WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	OWNER WELL NAME OR #	TEST DATE	APPLICATION	PERMIT	TRANSFER	CERTIFICATE
274017 HARN 51585	L-96575	Well 2	10-31-2018	G-17062	G-16483	T-11118	

(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)
					43.428233	-118.677933

2. List each well and associated water right(s) for which you are requesting a multiple well exemption. This does *not* include the tested well. If a well is listed on more than one water right, be sure to include them all here:

*274019
274016
274015
274018*

	WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	OWNER WELL NAME OR #	APPLICATION	PERMIT	TRANSFER
a	HARN 51587	L-99626	WELL 1	G-17062	G-16483	T-11118
b	HARN 51701	L-102513	WELL 3	G-17062	G-16483	T-11118
c	HARN 51586	L-99627	WELL 4	G-17062	G-16483	T-11118
d	HARN 51584	L-96574	WELL 5	G-17062	G-16483	T-11118
e		L-		G-	G-	T-

(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)
a						43.430067	-118.668867
b						43.428235	-118.679100
c						43.427333	-118.684550
d						43.428333	-118.688483
e							

3. For each well listed in #1 and #2 above, attach all water well reports (i.e. well logs) or, if unavailable, other documentation showing the water-producing zones. If available, please attach a copy of the test and/or approval letter as well as a map showing the locations of all wells listed on this form.

I hereby certify that the tested well and the well(s) requested for exemption(s) are under the ownership listed above and are located within 5 miles of each other.

SIGNATURE: Tom Vetter DATE: 2-6-19 LICENSE #: N/A

PRINTED NAME: Tom Vetter (CIRCLE ONE): OWNER, EMPLOYEE, CWRE, RG, PE, WWC, PUMP INSTALLER

PHONE: 541-389-2837 (JOHN SHORT / AGENT) EMAIL: JOHNSHORT@USA.COM

**REIMBURSEMENT AUTHORITY PERMIT
APPLICATION G-17062 PERMIT G-16483**

CERTIFICATE 94462 issued 7-¹⁵~~16~~-2019

R12612-19
Vetter Enterprises
App 9-17062

7-3-19

Gerry -

Please peer review
draft cert - fewer acres
el & Q based on 1/80 ccs/ac

Thanks!

Kerry

*Peer Review
 MJC
 7/3/2019
 0.75 hour*

STATE OF OREGON
 COUNTY OF HARNEY
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VETTER ENTERPRISES LLC
 PO BOX 755
 HINES OR 97738

confirms the right to the use of water perfected under the terms of Permit G-16483. 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-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, WELL 4, AND WELL 5 IN MALHEUR SLOUGH BASIN

PURPOSE OR USE: IRRIGATION OF 715.2 ACRES

MAXIMUM RATE: 8.94 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 5.99 CFS FROM WELL 1, 6.06 CFS FROM WELL 2, 8.94 CFS FROM WELL 3, 8.65 CFS FROM WELL 4, AND 6.20 CFS FROM WELL 5, NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 8.94 CFS IN ANY COMBINATION

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	33 E	WM	5	SE NE	8	WELL 1 (ORIGINAL) - 1880 FEET SOUTH AND 10 FEET EAST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SW NE	7	WELL 2 (ORIGINAL) - 2560 FEET SOUTH AND 2240 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SE NW	6	WELL 3 (ORIGINAL) - 2520 FEET SOUTH AND 2720 FEET WEST FROM THE NE CORNER, SECTION 6
25 S	33 E	WM	5	NW SW		WELL 4 (ORIGINAL) - 2980 FEET SOUTH AND 4020 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SW NW	5	WELL 5 (ADDITIONAL) - 2640 FEET SOUTH AND 5080 FEET WEST FROM THE NE CORNER, SECTION 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.

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 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	GLot	Acres
25 S	33 E	WM	5	NE NE	1	40.0
25 S	33 E	WM	5	NW NE	2	40.0
25 S	33 E	WM	5	SW NE	7	40.0
25 S	33 E	WM	5	SE NE	8	40.0
25 S	33 E	WM	5	NE NW	3	40.0
25 S	33 E	WM	5	NW NW	4	40.0
25 S	33 E	WM	5	SW NW	5	35.2
25 S	33 E	WM	5	SE NW	6	40.0
25 S	33 E	WM	5	NW SW		40.0
25 S	33 E	WM	5	SW SW		40.0
25 S	33 E	WM	6	NE NE	1	40.0
25 S	33 E	WM	6	NW NE	2	40.0
25 S	33 E	WM	6	SW NE	9	40.0
25 S	33 E	WM	6	SE NE	10	40.0
25 S	33 E	WM	6	NE SE		40.0
25 S	33 E	WM	6	NW SE		40.0
25 S	33 E	WM	6	SW SE		40.0
25 S	33 E	WM	6	SE SE		40.0

715.2

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device approved by the Director in good working order at each point of appropriation, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices is located within a private structure, the watermaster shall request access upon reasonable notice.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference levels against which future measurements will be compared are 16.0 feet below land surface (bls) for Well 1, 18.0 feet bls for Well 2, 21.0 feet bls for Well 3, 18.0 feet bls for Well 4, and 14.0 feet bls for Well 5. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The water user shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Water shall be acquired from the same aquifer as the original points of appropriation.

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.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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 use may be restricted if the quality of ~~the source water~~ downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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

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 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

RA Mailing List for Certificate

Scheduled Mailing Date:

Application: G-17062

Permit: G-16483

Certificate: PROPOSED

Copies Mailed	
by: _____	(STAFF)
on: _____	(DATE)

Water Right Holder:

VETTER ENTERPRISES LLC
PO BOX 755
HINES OR 97738

Copies of Final Certificate to be sent to:

1. Watermaster District 10 (include copy of map)
2. Water Availability
3. Vault
4. File

Other persons to receive copies: (include map):

1. Gary DeJarnatt, CWRE
2. John Short

Completion Checklist for Claims of Beneficial Use for POST JULY 1, 2004 Claims

Permit 7/12/2019

Application # <u>9-17062 / 9-16483</u>	WRD Reviewer <u>Kerry Kavanagh</u>
Transfer # <u>Permit Amendment - 1118 - Add POA</u>	Claim Logged <u>WR</u>
Date Received <u>2-11-2019</u>	Oversized Map # <u>MA</u>
CWRE Name <u>Gary DeJarratt</u>	

Map Review:

- Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- Application & permit #; or transfer # (OAR 690-014-0100(1))
- Disclaimer (OAR 690-014-0170(5))
- North arrow (OAR 690-310-0050(2)(c))
- CWRE stamp and signature (OAR 690-014 & 310-0050)
- Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- Township, range, section, and tax lot numbers (OAR 690-310-0050(4))
- Source illustrated if surface water (OAR 690-014-0170(3))
- Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- Point(s) of diversion or appropriation (coordinates) (OAR 690-014(4) & 690-310-0050)
- Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690-014-0170(4))
- Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

*John Short, Representative Permit 9-16483 issued 4-30-2009
9.0 cfs from 4 wells for IR of 720.0 ac
Permit Amendment T-1118 issued 11-5-2010
D POA of Add POA -> 5 wells total
date = 4-30-2014*

Report Review:

- On form or format provided by the Department (OAR 690-014-0100(1))
- Application & permit #; or transfer # (OAR 690-014)
- Ownership information (OAR 690-014)
- Date of survey (OAR 690-014)
- Person interviewed (OAR 690-014)
- County (OAR 690-014) HARNEY
- Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- Source(s) of water (OAR 690-014-0100)
- Place of use location (OAR 690-014-0100)
- Type of use (OAR 690-014-0100)
- Extent of use (OAR 690-014-0100)
- Rate and Duty (OAR 690-014-0100)
- Diversion rate for each use (OAR 690-014-0100) one use -> IR
- Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- System capacity (OAR 690-014-0100)
- Calculated capacity of system (required) Limited by pump capacity
- Measured amount of use (optional)
- Permit/Transfer Final Order Conditions (OAR 690-014-0100)
 - Time limits
 - Initial water level measurements
 - Annual static water level measurements
 - Measurement, recording, and reporting
 - Meter/measuring device
 - Water use reporting
 - Fish screening and/or by-pass
 - Pump test (ground water) 10-31-2018 Pump Test for well 2 (L-96575) & must well exemption request attached to 2-11-2019
 - Other request
- Conditions from Extension Final Order and/or Water Management Conservation Plan
 - Progress Report - attached to CORN - 7-5-19 Jeffrey Pierceall sent letter re: Progress Report.
- CWRE stamp and signature (OAR 690-014-0100)
- Signature(s) of permittee of transfer holder (OAR 690-014-0100)

*CORN - 9.0 cfs from 5 wells - limited to 0 pump: Well 1 - 5.99 cfs
Well 2 - 6.06 cfs
Well 3 - 9.0 cfs - 8.94 cfs
Well 4 - 8.65 cfs
Well 5 - 6.20 cfs*

Certificate Issuance Processing Checklist

Map and COBU reviewed
 Conflict check Any Conflicts? NCR
 Check for ownership

Check Area of Interest YES NO
Identified Party _____

Staff Recommendations:

_____ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

Proof to the Satisfaction has not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: fewer acres
system capacity limit Q for 4 of the 5 wells

_____ Proof to the Satisfaction has not been established for the following reasons: _____

Proposed Actions:

Send letter requesting the following items/information: _____
Send letter recommending extension to cure deficiencies: _____

Can certificate be processed further?

_____ Yes

If "Yes":

_____ Proposed
_____ Final Certificate # _____

Mailing list:

Proposed:

Final:

Sprinkler/Pivot:
sprinkler: 0.16 CFS
Pivots: TL1700 Reinke 2.23 CFS
TL1800 Reinke 2.23 CFS
TL2100/2200 2.23 CFS
TL2200 2.23 CFS
9.08 CFS

Pump Capacity Calculation Sheet

using Department designed formula:

App G-17062, Permit G-16483

five wells total - Wells 1-4 original

Well 5 additional from permit :

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

Well 1 (HARN 51587) - original

HP = 75
Efficiency = 7.04
Lift = 50
PSI = 15

Results Calculated

(hp)(efficiency) = 528

Head based on psi = 38.1

Total dynamic head = 88.1

(head + lift)

Pump Capacity = 5.99 feet per second

Pump Capacity Calculation Sheet

using Department designed formula:

App G-17062, Permit G-16483

five wells total - Wells 1-4 original

Well 5 additional from permit :

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

Well 2 (HARN 51585) - original

HP = 75
Efficiency = 7.04
Lift = 49
PSI = 15

Results Calculated

(hp)(efficiency) = 528
Head based on psi = 38.1
Total dynamic head = 87.1
(head + lift)

Pump Capacity = 6.06 feet per second

Pump Capacity Calculation Sheet

using Department designed formula:

App G-17062, Permit G-16483

five wells total - Wells 1-4 original

Well 5 additional from permit :

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

Well 3 (HARN 51701) - original

HP = 125
Efficiency = 7.04
Lift = 49
PSI = 15

Results Calculated

(hp)(efficiency) = 880
Head based on psi = 38.1
Total dynamic head = 87.1
(head + lift)

Pump Capacity = 10.10 feet per second

Pump Capacity Calculation Sheet

using Department designed formula:

App G-17062, Permit G-16483

five wells total - Wells 1-4 original

Well 5 additional from permit :

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

Well 4 (HARN 51586) - original

HP = 100

Efficiency = 7.04

Lift = 56

PSI = 10

Results Calculated

(hp)(efficiency) = 704

Head based on psi = 25.4

Total dynamic head = 81.4

(head + lift)

Pump Capacity = 8.65 feet per second

Pump Capacity Calculation Sheet

using Department designed formula:

App G-17062, Permit G-16483

five wells total - Wells 1-4 original

Well 5 additional from permit

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

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

Well 5 (HARN 51584) - additional

HP = 40
Efficiency = 7.04
Lift = 20
PSI = 10

Results Calculated

(hp)(efficiency) = 281.6
Head based on psi = 25.4
Total dynamic head = 45.4
(head + lift)

Pump Capacity = 6.20 feet per second

WORK COPY

T25S R33E, WM, HARNEY COUNTY, OR

Well Locations:

- Well #1 (L-99626): S 1,880', E 10' of NE Cor Sec 5
- Well #2 (L-96575): S 2,560', W 2,240' of NE Cor Sec 5
- Well #3 (L-102513): S 2,520', W 2,720' of NE Cor Sec 5
- Well #4 (L-99627): S 2,980', W 4,020' of NE Cor Sec 5
- Well #5: (L-96574): S 2,640', W 5,080' of NE Cor Sec 5



0 1,320 Feet

1" = 1,320'

- Well & Meter
- Pipeline
- POU IR
- Township
- Section
- Quarter Quarter
- Tax Lot



RENEWAL DATE 12/31/2019

RECEIVED
FEB 11 2019



OWRD

CLAIM OF BENEFICIAL USE MAP Vetter Enterprises, LLC

Date: 2/4/2019

This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, AND WELL 4 IN MALHEUR SLOUGH BASIN

PURPOSE OR USE: IRRIGATION USE ON 720.0 ACRES

MAXIMUM RATE: 9.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

WELL LOCATIONS:

- TFD - new locations
 - GENE Sec 5
 - SWNE Sec 5
 - GENW Sec 5
 - NWSW Sec 5
- ORIGINAL LOTS
- WELL 1: NW 1/4 NE 1/4 SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1450 FEET WEST FROM NE CORNER, SECTION 5
 - WELL 2: NW 1/4 NW 1/4 SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1215 FEET EAST FROM NW CORNER, SECTION 5
 - WELL 3: NE 1/4 NE 1/4 SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1215 FEET WEST FROM NE CORNER, SECTION 5
 - WELL 4: SE 1/4 SE 1/4 SECTION 5, T25S, R33E, W.M.; 1215 FEET NORTH AND 1190 FEET WEST FROM SE CORNER, SECTION 5
- Handwritten notes for well locations: 1880, 2560, 2520, 2980 SOUTH, 4020

AND WELL 5

715.2

715.2 ac X 1/80 cfs/ac = 8.94 cfs

8.94 (?)

per 2-11-2019
aerial map

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-EIGHTEETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Well 5: SWNW (Lot 5), SEC 5, T25S R33E, W.M.: 2640 feet South and 5080 feet W of NE corner, Sec 5

2-11-19
corn map

THE PLACE OF USE IS LOCATED AS FOLLOWS:

LOT 1	NE ¼ NE ¼	40.0 ACRES	40.0
LOT 2	NW ¼ NE ¼	40.0 ACRES	40.0
LOT 7	SW ¼ NE ¼	40.0 ACRES	40.0
LOT 8	SE ¼ NE ¼	40.0 ACRES	40.0
LOT 3	NE ¼ NW ¼	40.0 ACRES	40.0
LOT 4	NW ¼ NW ¼	40.0 ACRES	40.0
LOT 5	SW ¼ NW ¼	40.0 ACRES	35.2
LOT 6	SE ¼ NW ¼	40.0 ACRES	40.0
	NW ¼ SW ¼	40.0 ACRES	40.0
	SW ¼ SW ¼	40.0 ACRES	40.0

SECTION 5

715.2 ac

LOT 1	NE ¼ NE ¼	40.0 ACRES	40.0
LOT 2	NW ¼ NE ¼	40.0 ACRES	40.0
LOT 9	SW ¼ NE ¼	40.0 ACRES	40.0
LOT 10	SE ¼ NE ¼	40.0 ACRES	40.0
	NE ¼ SE ¼	40.0 ACRES	40.0
	NW ¼ SE ¼	40.0 ACRES	40.0
	SW ¼ SE ¼	40.0 ACRES	40.0
	SE ¼ SE ¼	40.0 ACRES	40.0

SECTION 6

TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently, as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- 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.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the

Reference Levels: Well 1 - 16.00 ft b/s
Well 2 - 18.00 ft b/s
Well 3 - 21.00 ft b/s

Well 4 - 18.00 ft b/s
Well 5 - 14.00 ft b/s

PAGE 3

month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. ~~The first annual measurement will establish a reference level against which future measurements will be compared.~~ However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the

resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may not be valid, unless the Department authorizes the change in writing.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) 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.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

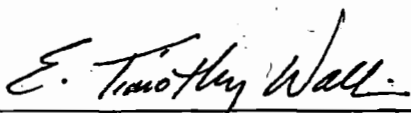
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

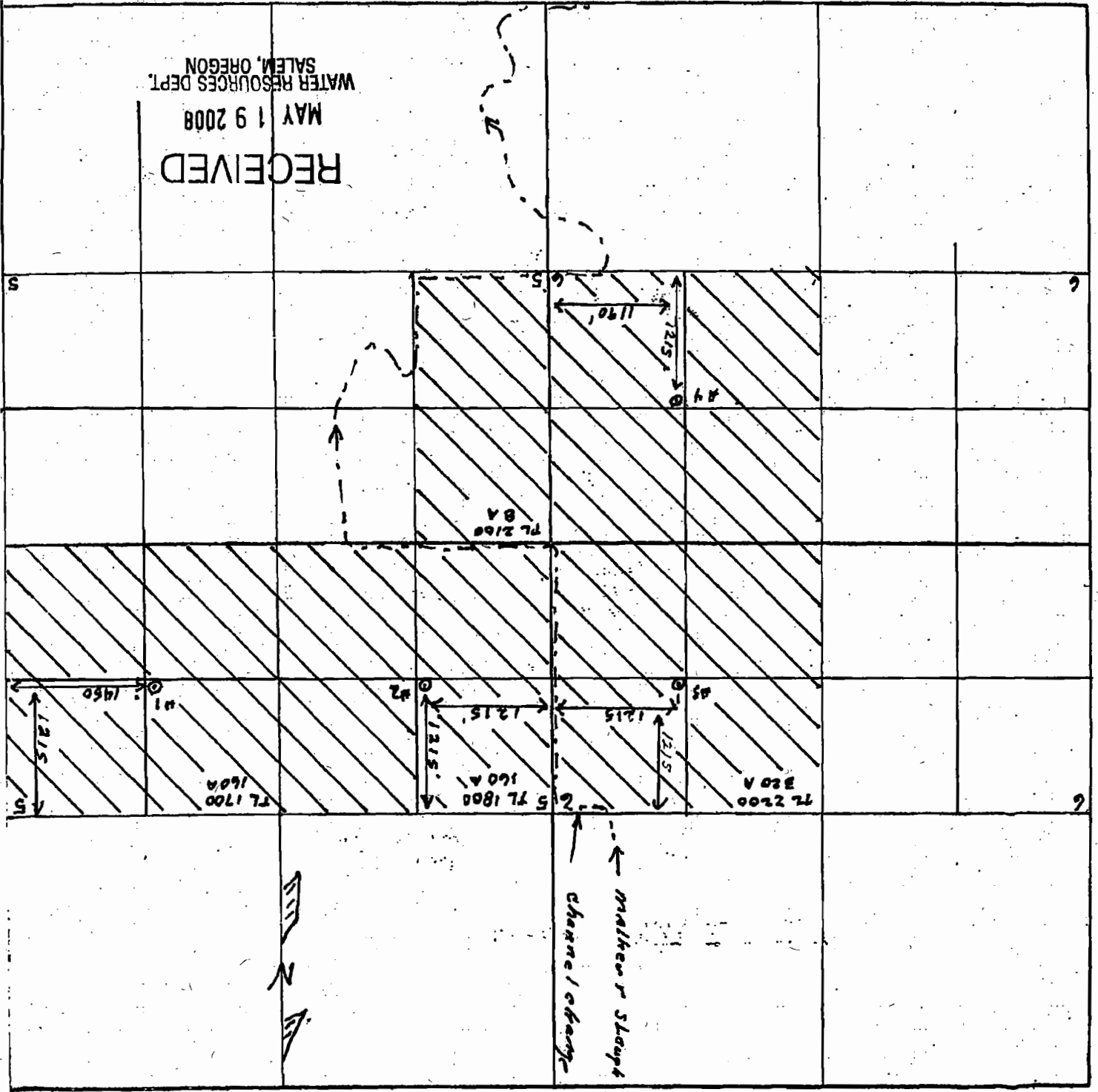
Issued April 30, 2009



for Phillip C. Ward, Director
Water Resources Department

RECEIVED
MAY 29 2008
WATER RESOURCES DEPT.
SALEM, OREGON

Remarks scale - 8" = 1 mile - 660'



Section 5 & 6 Township 25-S Range 33-E
County of Harney State of OR
720

SECTION PLAT

RECEIVED
MAY 19 2008
WATER RESOURCES DEPT.
SALEM, OREGON

Well 1 - original

Oregon Water Resources Department
Groundwater Information System

Groundwater Site: HARN 51587

- Main
- Help
- Return
- Contact Us

Site Identification (Click to Collapse...)

GW LogID: HARN 51587 [Well Log Database](#)
 GW Well Tag Number: 99626
 Tag Verified on Well: No
 Site Type: WELL
 Primary Use: IRRIGATION
 Unused Status:
 Site Source Organization:
 Site Source OWRD:
 Established By: Karl Wozniak
 Established Date: 12/01/2010
 Bonded Company: WESTERN DRILLING CO
 Stage: COMPLETE

Location (Click to Collapse...)

Latitude/Longitude
 Latitude: 43.43008000 Horiz. Error: 25.00 ft
 Longitude: -118.66891000 Datum: WGS1984
 Lat/Long Source: GPS IPAD
 Location
 TRSQQ: WM 25.00533.00E58ENE
 Tax Map: 25S-33W
 Taxlot: 1700
 24 Quad: WARM SPRINGS BUTTE
 Basin: 12 - Malheur Lake
 County: Harney
 WM District: 10
 WM Region: E
 LSD Elev: 4109.74 Acqy: 3.00 Datum: NAVD1988
 Elev Source: LIDAR
[Groundwater Mapping Tool](#)



USDA FSA, DigitalGlobe, GeoEye | Oregon Water Resources Department... Powered by Esri

Water Rights (Click to Expand...)

Well Construction History (Click to Collapse...)

Well Construction History

Well Log Id	Well Log	Work Type	Starcard	Well Tag	Owner Name	First Water	Max Case Diam.	Max Case Depth	Max Seal Depth	Max Depth	Completed Depth	Complete Date
HARN 51587	Log	NEW	1006716	99626	TOM VETTER; VETTER RANCH	45.00	14			247.00	247.00	5/19/2009

Well Log	Aquifer	As at Max Depth	System Aquifer	National USGS Aquifer	Local USGS Aquifer
HARN 51587	Quaternary-Late Tertiary Vol & Volcaniclastic Aq		Quaternary-Late Tertiary Volcanic and Volcaniclastic Rock Aquifers		

Well Test

No data matches search criteria.

Lithology (Click to Expand...)

Well Construction (Click to Expand...)

Measured Water Level (Click to Collapse...)

Records/Page: 20 Find

Measured Water Level

Date	Time	Water Level (BLSD)	WL Elev (ft AMSL)	Organization	OWRD	Method	Status	MP Height
3/20/2018		45.50	4064.24	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/14/2017		43.70	4066.04	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
4/26/2016	07:30:00	38.32	4071.42	OWRD	GWATER	ETAPE	STATIC	1.25
3/30/2016		39.00	4070.74	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/2/2016	09:23:00	40.62	4069.12	OWRD	GWATER	ETAPE	STATIC	1.25
10/15/2015	09:04:00	62.36	4047.38	OWRD	GWATER	ETAPE	STATIC	1.25
7/23/2015				OWRD	GWATER	NOT MEASURED	UNKNOWN	1.25
5/4/2015	14:30:00	36.23	4073.51	OWRD	GWATER	ETAPE	STATIC	1.25
3/4/2015		36.00	4073.74	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/18/2014		30.50	4079.24	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/27/2013		26.00	4083.74	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/31/2012		22.00	4087.74	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/29/2011		16.00	4093.74	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/15/2010		17.00	4092.74	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
5/19/2009		17.00	4092.74	DRILLER	WELL LOG	REPORTED	UNKNOWN	

well drilled 5-19-2009
 Permit G - 16483 issued 4-30-2009

initial

Available Data (Click to Expand...)

[View Hydrograph](#)

1st annual March meas → 16.00 ft bls
 3-28-2011

well 2

Site Identification (Click to Collapse...)

GW LogID: HARN 51585 [Well Log Database](#)
GW Well Tag Number: 96575
Tag Verified on Well: No
Site Type: WELL
Primary Use: IRRIGATION
Unused Status:
Site Source Organization:
Site Source OWRD:
Established By: Karl Wozniak
Established Date: 12/01/2010
Bonded Company: WESTERN DRILLING CO
Stage: COMPLETE

Location (Click to Collapse...)

Latitude/Longitude
Latitude: 43.42822000 Horiz. Error: 25.00 ft
Longitude: -118.67792000 Datum: WGS1984
Lat/Long Source: GPS IPAD
Location
TRSQQ: WM 25.00S33.00E5SWNE
Tax Map: 25S-33W
Taxlot: 1700
24 Quad: WARM SPRINGS BUTTE
Basin: 12 - Malheur Lake
County: Harney
WM District: 10
WM Region: E
LSD Elev: 4108.30 Acy: 3.00 Datum: NAVD1988
Elev Source: LIDAR
[Groundwater Mapping Tool](#)



USDA FSA, DigitalGlobe, GeoEye | Oregon Water Resources Departmen... Powered by Esri

Water Rights (Click to Expand...)

Well Construction History (Click to Collapse...)

Well Construction History

Well Log Id	Well Log	Work Type	Startcard	Well Tag	Owner Name	First Water	Max Case, Diam.	Max Case, Depth	Max Seal Depth	Max Depth	Completed Depth	Complete Date
HARN 51585	Log	NEW	1006691	96575	TOM VETTER	60.00	14			229.00	229.00	5/17/2009

Well Log	Aquifer	Aq at Max Depth	System Aquifer	Regional USGS Aquifer	Local USGS Aquifer
HARN 51585					

Well Test

No data matches search criteria.

Lithology (Click to Expand...)

Well Construction (Click to Expand...)

Measured Water Level (Click to Collapse...)

Records/Page: 20 [Find](#)

Measured Water Level

Date	Time	Water Level (BLS)	WL Elev (ft AMSL)	Organization	OWRD	Method	Status	MP Height
3/20/2018		45.00		4063.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/14/2017		52.75		4055.55 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/30/2016		47.00		4061.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/4/2015		38.00		4070.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/18/2014		29.00		4079.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/27/2013		32.00		4076.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/31/2012		22.00		4086.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/28/2011		18.00		4090.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	2.00
3/15/2010		16.00		4092.30 DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
5/17/2009		17.00		4091.30 DRILLER	WELL LOG	REPORTED	UNKNOWN	

well drilled 5-17-2009
Permit G-16483 issued 4-30-2009

Initial →

Available Data (Click to Expand...)

[Lid](#) View Hydrograph

Reference Level = 18.00 ft bls
3-28-2011

Well 3

Oregon Water Resources Department
Groundwater Information System

Groundwater Site: HARN 51701

- Main
- Help
- Return
- Contact Us

Site Identification (Click to Collapse...)

GW LogID: HARN 51701 [Well Log Database](#)
 GW Well Tag Number: 102513
 Tag Verified on Well: No
 Site Type: WELL
 Primary Use: IRRIGATION
 Unused Status:
 Site Source Organization:
 Site Source OWRD:
 Established By: Karl Wozniak
 Established Date: 12/01/2010
 Bonded Company: WESTERN DRILLING CO
 Stage: COMPLETE

Location (Click to Collapse...)

Latitude/Longitude
 Latitude: 43.42824000 Horiz. Error: 25.00 ft
 Longitude: -118.87813000 Datum: WGS1984
 Lat/Long Source: GPS IPAD
 Location
 TRSQQ: WM 25.00S33.00E5SENW
 Tax Map: 25S-33W
 Tactlot: 1800
 24 Quad: WARM SPRINGS BUTTE
 Basin: 12 - Malheur Lake
 County: Harney
 WM District: 10
 WM Region: E
 LSD Elev: 4108.40 Acqy: 3.00 Datum: NAVD1988
 Elev Source: LIDAR
[Groundwater Mapping Tool](#)



USDA FSA, DigitalGlobe, GeoEye | Oregon Water Resources Departmen... Powered by Esri

Water Rights (Click to Expand...)

Well Construction History (Click to Collapse...)

Well Construction History

Well Log Id	Well Log	Work Type	Startcard	Well Tag	Owner Name	First Water	Max Case, Diam.	Max Case, Depth	Max Seal, Depth	Max Depth	Completed Depth	Complete Date
HARN 51701	Log	NEW	1009988	102513	TOM VETTER; VETTER RANCH	16.00	12			249.00	249.00	5/5/2010

Well Log	Aquifer	Aq at Max Depth	System Aquifer	Regional USGS Aquifer	Local USGS Aquifer
HARN 51701					

Well Test

No data matches search criteria.

Lithology (Click to Expand...)

Well Construction (Click to Expand...)

Measured Water Level (Click to Collapse...)

Records/Page: 20 Find

Measured Water Level

Date	Time	Water Level (BLS)	Wl Elev (ft AMSL)	Organization	OWRD	Method	Status	MP Height
3/20/2018		44.50	4063.90	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.00
3/14/2017		45.70	4062.70	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.00
3/30/2016		39.50	4068.90	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.00
3/4/2015		35.00	4073.40	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.00
3/18/2014		29.00	4079.40	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.00
3/27/2013		31.00	4077.40	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/31/2012		21.00	4087.40	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/28/2011		18.00	4090.40	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
5/5/2010		16.00	4092.40	DRILLER	WELL LOG	REPORTED	UNKNOWN	

Install

Available Data (Click to Expand...)

[View Hydrograph](#)

Well 3 drilled 5-5-2010
 Permit G-16483 issued 4-30-2009

Reference Level = 21.00 ft bls
 3-31-2012

Well 4

Oregon Water Resources Department
Groundwater Information System

Groundwater Site: HARN 51586

- Main
- Help
- Return
- Contact Us

Site Identification (Click to Collapse...)

GW LogID: HARN 51586 [Well Log Database](#)
 GW Well Tag Number: 99627
 Tag Verified on Well: Yes
 Site Type: WELL
 Primary Use: UNUSED
 Unused Status:
 Site Source Organization:
 Site Source OWRD:
 Established By: KARL WOZNIAK
 Established Date: 12/01/2010
 Bonded Company: WESTERN DRILLING CO
 Stage: COMPLETE

Location (Click to Collapse...)

Latitude/Longitude
 Latitude: 43.42731065 Horiz. Error: 0.47
 Longitude: -118.68453220 Datum: WGS1984
 Lat/Long Source: GPS SURVEY GRADE
 Location
 TRSQQ: WM 25.00533.00E5NWSW
 Tax Map: 25S-33W
 Taxlot: 2100
 24 Quad: WARM SPRINGS BUTTE
 Basin: 12 - Malheur Lake
 County: Hamey
 WM District: 10
 WM Region: E
 LSD Elev: 4109.17 Accy: 0.33 Datum: NAVD1988
 Elev Source: SURVEY GPS
[Groundwater Mapping Tool](#)



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Water Rights (Click to Expand...)

Well Construction History (Click to Expand...)

Lithology (Click to Expand...)

Well Construction (Click to Expand...)

Measured Water Level (Click to Collapse...)

Records/Page: 40 [Find](#)

Measured Water Level

Date	Time	Water Level (BLS)	WL Elev (ft AMSL)	Organization	OWRD	Method	Status	MP Height
3/28/2019		40.20	4068.97	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
10/30/2018	08:42:00	51.60	4057.57	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
8/20/2018	13:51:00	65.20	4048.97	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
5/14/2018	15:01:00	46.96	4062.21	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
3/20/2018		39.10	4070.07	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
2/26/2018	13:47:00	39.83	4069.34	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
11/2/2017	14:40:00	51.66	4057.51	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
8/12/2017	15:17:00	53.25	4055.92	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
5/22/2017	15:46:00	35.14	4074.03	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
3/14/2017		37.00	4072.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
2/27/2017	15:26:00	37.71	4071.46	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
11/1/2016	08:58:00	49.74	4059.43	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
7/26/2016	09:29:00	60.06	4049.11	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
4/26/2016	07:46:00	32.85	4076.32	OWRD	GWATER	ETAPE	STATIC	1.33
3/30/2016		33.50	4075.67	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/2/2016	09:06:00	35.37	4073.80	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.33
10/15/2015	08:45:00	49.03	4060.14	OWRD	GWATER	ETAPE	STATIC	1.33
7/23/2015	10:10:00	52.23	4056.94	OWRD	GWATER	ETAPE	STATIC	1.33
5/4/2015	15:30:00	35.63	4073.54	OWRD	GWATER	ETAPE	STATIC	1.33
3/4/2015		30.00	4079.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/18/2014		26.00	4083.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/27/2013		23.00	4086.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/31/2012		18.00	4091.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/28/2011		18.00	4091.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/15/2010		14.00	4095.17	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
6/9/2009		16.00	4093.17	DRILLER	WELL LOG	REPORTED	UNKNOWN	

Well 4 drilled 6-9-2009
 Permit G-16483 issued 4-30-2009

Initial →

Available Data (Click to Expand...)

[View Hydrograph](#)

Reference Level = 18.00 ft bles
 3-28-2011

Well 5

Oregon Water Resources Department
Groundwater Information System

Groundwater Site: HARN 51584

- Main
- Help
- Return
- Contact Us

Site Identification (Click to Collapse...)

GW LogID: HARN 51584 [Well Log Database](#)
 GW Well Tag Number: 96574
 Tag Verified on Well: No
 Site Type: WELL
 Primary Use: UNUSED
 Unused Status:
 Site Source Organization:
 Site Source OWRD:
 Established By: KARL WOZNIAK
 Established Date: 12/01/2010
 Bonded Company: WESTERN DRILLING CO
 Stage: COMPLETE

Location (Click to Collapse...)

Latitude/Longitude
 Latitude: 43.42828646 Horiz. Error: 0.47
 Longitude: -118.68848860 Datum: WGS1984
 Lat/Long Source: GPS SURVEY GRADE
 Location
 TRSQQ: WM 25.00S33.00E6SENE
 Tax Map: 25S-33W
 Taxlot: 1800
 24 Quad: WARM SPRINGS BUTTE
 Basin: 12 - Malheur Lake
 County: Harney
 WM District: 10
 WM Region: E
 LSD Elev: 4108.39 Accy: 0.36 Datum: NAVD1988
 Elev Source: SURVEY GPS
[Groundwater Mapping Tool](#)



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Water Rights (Click to Expand...)

Well Construction History (Click to Expand...)

Lithology (Click to Expand...)

Well Construction (Click to Expand...)

Measured Water Level (Click to Collapse...)

Records/Page: 40 [Find](#)

*Well 5 drilled 5-15-2009
 Permit 9-16483 drilled 4-30-2009*

Measured Water Level

Date	Time	Water Level (BUSD)	WL Elev (ft AMSL)	Organization	OWRD	Method	Status	MP Height
3/28/2019		15.70	4092.69	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
10/30/2018	08:58:00	17.60	4090.79	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
8/20/2018	14:09:00	17.50	4090.89	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
5/14/2018	15:06:00	14.70	4093.69	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
3/20/2018		14.90	4093.49	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
2/26/2018	13:54:00	14.82	4093.57	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
11/2/2017	14:47:00	15.54	4092.85	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
8/12/2017	15:23:00	14.42	4093.97	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
5/22/2017	15:54:00	12.47	4095.92	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
3/14/2017		13.60	4094.79	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
2/27/2017	15:38:00	14.42	4093.97	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
11/1/2016	09:08:00	15.77	4092.62	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
7/26/2016	09:36:00	14.85	4093.54	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
4/26/2016	07:53:00	13.89	4094.50	OWRD	GWATER	ETAPE	STATIC	1.15
3/30/2016		14.00	4094.39	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/2/2016	09:12:00	14.51	4093.88	OWRD	GWATER	ETAPE CALIBRATED	STATIC	1.15
10/15/2015	08:52:00	15.87	4092.52	OWRD	GWATER	ETAPE	STATIC	1.15
7/23/2015	10:17:00	14.19	4094.20	OWRD	GWATER	ETAPE	STATIC	1.15
5/4/2015	15:43:00	13.52	4094.87	OWRD	GWATER	ETAPE	STATIC	1.15
3/4/2015		13.00	4095.39	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.50
3/18/2014		13.00	4095.39	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	0.50
3/27/2013		12.50	4095.89	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
4/4/2012		12.00	4096.39	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/28/2011		14.00	4094.39	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
3/15/2010		14.00	4094.39	DRILLER	PERMIT CONDITION PROGRAM	ETAPE	STATIC	1.00
5/15/2009		17.00	4091.39	DRILLER	WELL LOG	REPORTED	UNKNOWN	

Initial →

Available Data (Click to Expand...)

[View Hydrograph](#)

*Reference Level = 14.00 ft bsls
 3-28-2011*

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

In the Matter of Permit Amendment)
T-11118, Harney County)

FINAL ORDER
APPROVING A CHANGE IN POINTS
OF APPROPRIATION ~~AND AN~~
~~ADDITIONAL POINT OF~~
APPROPRIATION

*Δ POAs
of
Add'l POAs*

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

VETTER ENTERPRISES LLC
P.O. BOX 755
HINES, OR 97738

Findings of Fact

Background

1. On August 6, 2010, VETTER ENTERPRISES LLC filed an application to change the points of appropriation and an additional point of appropriation under Permit G-16483. The Department assigned the application number T-11118.

2. The permit to be amended is as follows:

Permit: G-16483 in the name of VETTER ENTERPRISES LLC
Use: IRRIGATION ON 720 ACRES
Priority Date: MAY 29, 2008
Quantity: 9.0 CUBIC FEET PER SECOND
Rate/Duty: 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: MARCH 1 THROUGH OCTOBER 31
Sources: WELLS 1, 2, 3, AND 4, within the MALHEUR SLOUGH BASIN

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

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	5	NW NE	WELL 1 - 1215 FEET SOUTH AND 1450 FEET WEST FROM THE NE CORNER OF SECTION 5
25 S	33 E	WM	5	NW NW	WELL 2 - 1215 FEET SOUTH AND 1215 FEET EAST FROM THE NW CORNER OF SECTION 5
25 S	33 E	WM	6	NE NE	WELL 3 - 1215 FEET SOUTH AND 1215 FEET WEST FROM THE NE CORNER OF SECTION 6.
25 S	33 E	WM	6	SE SE	WELL 4 - 1215 FEET NORTH AND 1190 FEET WEST FROM THE SE CORNER OF SECTION 6

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	5	NE NE	40.0
25 S	33 E	WM	5	NW NE	40.0
25 S	33 E	WM	5	SW NE	40.0
25 S	33 E	WM	5	SE NE	40.0
25 S	33 E	WM	5	NE NW	40.0
25 S	33 E	WM	5	NW NW	40.0
25 S	33 E	WM	5	SW NW	40.0
25 S	33 E	WM	5	SE NW	40.0
25 S	33 E	WM	5	NW SW	40.0
25 S	33 E	WM	5	SW SW	40.0
25 S	33 E	WM	6	NE NE	40.0
25 S	33 E	WM	6	NW NE	40.0
25 S	33 E	WM	6	SW NE	40.0
25 S	33 E	WM	6	SE NE	40.0
25 S	33 E	WM	6	NE SE	40.0
25 S	33 E	WM	6	NW SE	40.0
25 S	33 E	WM	6	SW SE	40.0
25 S	33 E	WM	6	SE SE	40.0

3. Permit Amendment Application T-11118 proposes to move the authorized points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	5	SE NE	WELL 1 (L-99626) - NORTH 43.430067°, WEST -118.668867°
25 S	33 E	WM	5	SW NE	WELL 2 (L-96575) - NORTH 43.428233°, WEST -118.677933°
25 S	33 E	WM	5	SE NW	WELL 3 (L-102513) - NORTH 43.428235°, WEST -118.679100°
25 S	33 E	WM	5	NW SW	WELL 4 (L-99627) - NORTH 43.427333°, WEST -118.684550°

new locations of original wells: Wells 1-4

4. Permit Amendment Application T-11118 proposes an additional point of appropriation located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	6	SE NE	WELL 5 (L-96574) - NORTH 43.428333°, WEST -118.688483°

5. Notice of the application for the permit amendment was published in the Department's weekly notice on August 17, 2010, and in the Burns Times-Herald newspaper on October 20, 27, November 3, 2010, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

Permit Amendment Review Criteria

- 6. The changes would not result in injury to other water rights.
- 7. The changes do not enlarge the permit.
- 8. The changes do not alter any other terms of the permit.

Conclusions of Law

The change in points of appropriation and additional point of appropriation proposed by Permit Amendment Application T-11118 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

~~1. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.~~

2. Prior to water use from the proposed points of appropriation, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.


3. 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.

~~4. Water shall be acquired from the same aquifer as the original points of appropriation.~~

similar to original permit condition

5. All other terms and conditions of Permit G-16483 remain the same.
6. Permit G-16483, in the name of VETTER ENTERPRISES LLC, is amended as described herein.

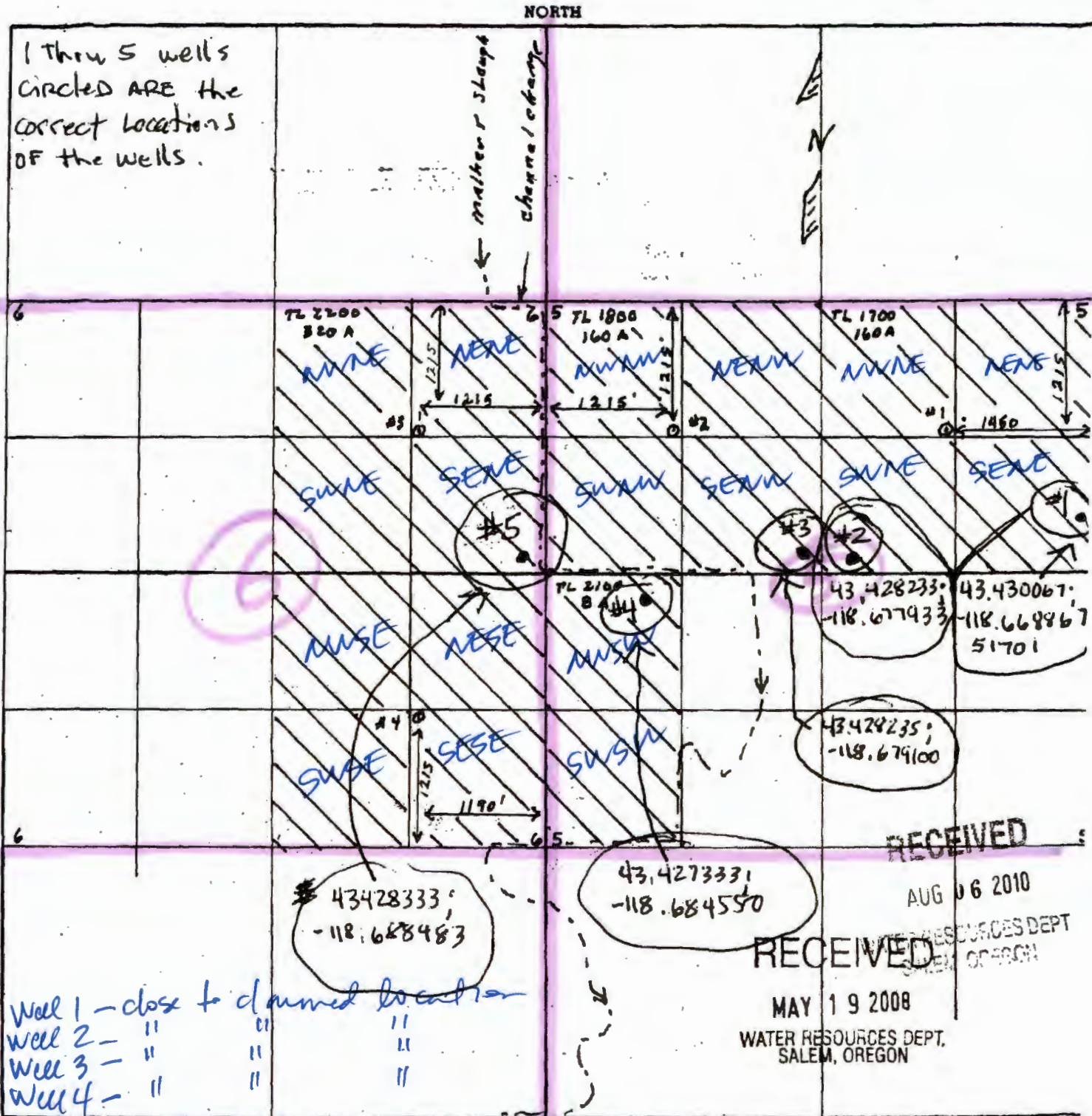
Dated at Salem, Oregon this 5 day of November, 2010.


Dwight French for
PHILIP C. WARD, DIRECTOR

Mailing Date: NOV 08 2010

transfer application map

Section 5 & 6 Township 25-S Range 33-E
 County of Harney State of OR 720



Well 5 - ~ 400 feet east of proposed location

Remarks scale - 8" = 1 mile - 660' -

RECEIVED
 AUG 06 2010
 WATER RESOURCES DEPT
 SALEM, OREGON

RECEIVED
 MAY 19 2008
 WATER RESOURCES DEPT.
 SALEM, OREGON

RECEIVED
 MAY 29 2008
 WATER RESOURCES DEPT
 SALEM, OREGON

T 11118
 G-17062 G-11-482

Facility Water Use Report



WELL 1 (HARN 51587/L-99626)
Report ID 63735

WELL 1 (L99626);
NONE GIVEN
(25S-33E-5-SE NE)
Permit: G 16483 *
VETTER ENTERPRISES LLC

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2017	FMT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	64.32	97.60	54.82	55.06	271.80	
2016	FMT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	57.81	39.10	81.23	74.88	9.53	262.55	121.00
2015	FMT				0.00	0.00	0.00	0.00	0.00	58.56	40.34	156.79	6.58	262.26	121.00
2014	FMT							764.70	794.09	861.73	961.22	49.64	67.72	3499.10	
2013		0.00	0.00	0.00	0.00	0.00	0.00	510.83	586.47	586.47	669.22	739.88	764.70	3857.57	
2012		192.85	0.00	0.00	0.00	0.00	0.00	0.00	0.00	224.24	289.74	354.34	441.89	1503.06	
2011		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	11.35	30.96	112.50	159.94	314.75	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

FMT Flowmeter (recording monthly readings and then reporting the difference between one month's reading and the next)

- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month, as represented by the volume of water impounded on approximately the same day each month.
- Water Use amounts have all been converted to "acre-feet" (AF), regardless of the original measurement unit reported. One AF is the volume of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

Facility Water Use Report



WELL 2 (HARN 51585/L-96575)
Report ID 63736

WELL 2 (L96575);
NONE GIVEN
(25S-33E-5-SW NE)
Permit: G 16483 *

VETTER ENTERPRISES LLC

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2017	FMT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	72.60	86.88	51.38	53.85	264.72	
2016	FMT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	63.29	65.37	84.08	90.36	59.87	362.98	123.60
2015	FMT				0.00	0.00	0.00	0.00	15.37	50.82	48.63	172.71	18.69	306.21	123.60
2014	FMT							619.31	751.11	791.50	901.33	989.87	5.14	4058.26	
2013		0.00	0.00	0.00	0.00	0.00	0.00	461.41	538.99	538.99	621.01	691.31	691.31	3543.02	
2012		235.57	0.00	0.00	0.00	0.00	0.00	0.00	0.00	307.41	373.46	418.15	438.58	1773.17	
2011		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5.00	25.19	113.67	179.95	323.81	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

FMT Flowmeter (recording monthly readings and then reporting the difference between one month's reading and the next)

- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month, as represented by the volume of water impounded on approximately the same day each month.
- Water Use amounts have all been converted to "acre-feet" (AF), regardless of the original measurement unit reported. One AF is the volume of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

Facility Water Use Report



WELL 3 (HARN 51701/L-102513)
Report ID 63737

WELL 3 (L102513);
 NONE GIVEN
 (25S-33E-5-SE NW)
 Permit: G 16483 *
VETTER ENTERPRISES LLC

Records per page: 10

Acre-feet (AF) of Water Used

<u>Water Year*</u>	<u>Method of Measurement</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2017	FMT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	108.94	228.49	111.81	112.04	561.28	
2016	FMT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	100.02	79.42	177.67	203.61	76.85	637.57	264.30
2015	FMT				0.00	0.00	0.00	0.00	22.83	94.53	80.94	302.00	50.19	550.49	264.00
2014	FMT							435.09	502.03	651.27	780.03	956.83	47.48	3372.73	
2013		0.00	0.00	0.00	0.00	0.00	0.00	928.92	995.97	137.38	282.96	408.51	435.09	3188.83	
2012		471.12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	577.20	693.32	772.26	910.09	3423.99	
2011		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	21.57	68.33	208.11	324.33	622.34	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

FMT Flowmeter (recording monthly readings and then reporting the difference between one month's reading and the next)

- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month, as represented by the volume of water impounded on approximately the same day each month.
- Water Use amounts have all been converted to "acre-feet" (AF), regardless of the original measurement unit reported. One AF is the volume of water that will cover an acre of ground one foot deep = 325,850 gallons.
- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

Water Use Report Based on Water Right



Permit: G 16483 *

VETTER ENTERPRISES LLC PO BOX 755 HINES, OR 97738

Records per page: 21

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Acre-feet (AF) of Water Used

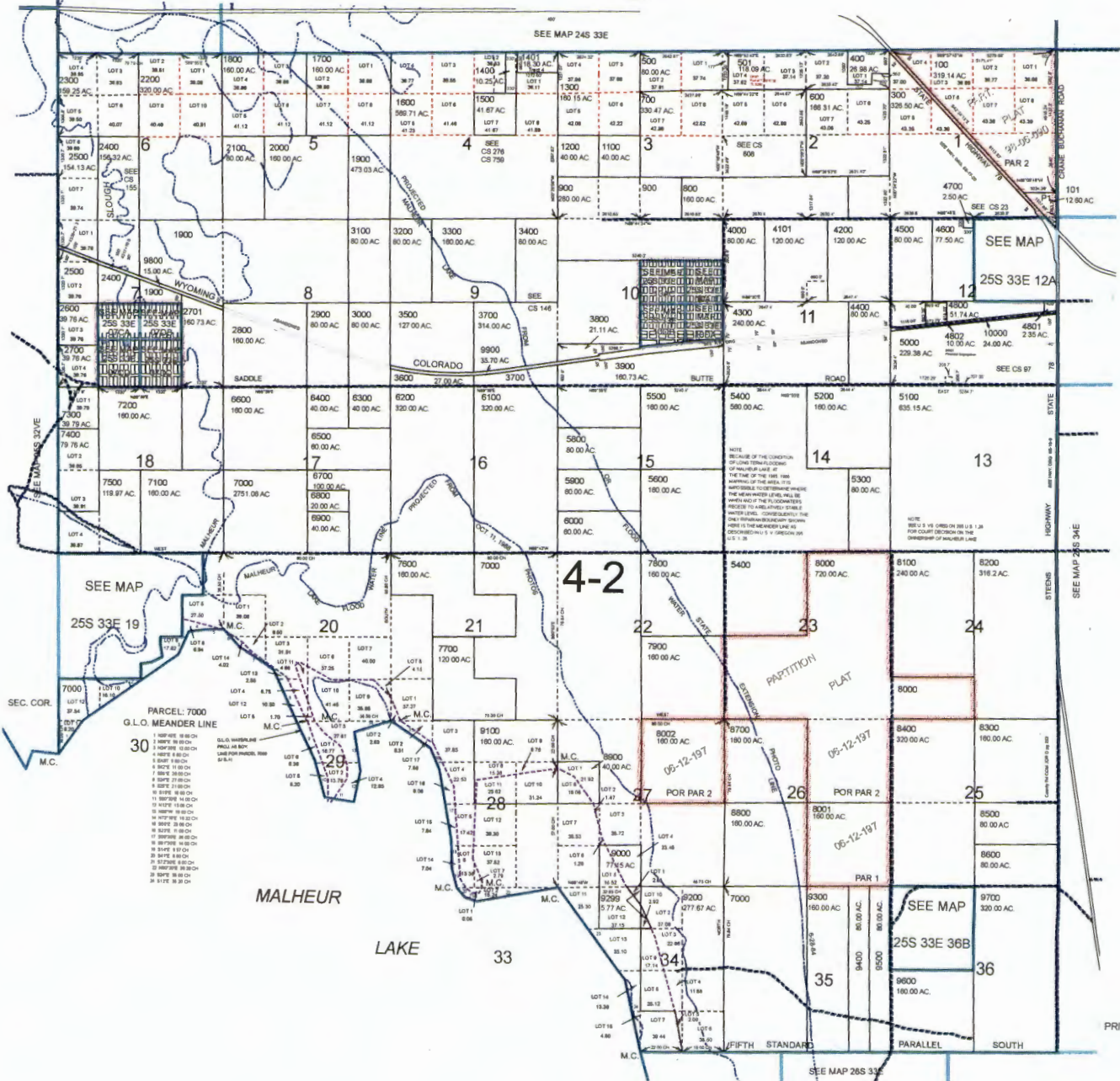
<u>Water Year*</u>	<u>Report ID</u>	<u>Facility</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Total Water Used</u>	<u>Irrigated Acres</u>
2017	63735	WELL 1 (HARN 51587/L-99626)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	64.32	97.60	54.82	55.06	271.80	
2017	63736	WELL 2 (HARN 51585/L-96575)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	72.60	86.88	51.38	53.85	264.72	
2017	63737	WELL 3 (HARN 51701/L-102513)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	108.94	228.49	111.81	112.04	561.28	
2016	63735	WELL 1 (HARN 51587/L-99626)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	57.81	39.10	81.23	74.88	9.53	262.55	121.00
2016	63736	WELL 2 (HARN 51585/L-96575)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	63.29	65.37	84.08	90.36	59.87	362.98	123.60
2016	63737	WELL 3 (HARN 51701/L-102513)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	100.02	79.42	177.67	203.61	76.85	637.57	264.30
2015	63735	WELL 1 (HARN 51587/L-99626)				0.00	0.00	0.00	0.00	0.00	58.56	40.34	156.79	6.58	262.26	121.00
2015	63736	WELL 2 (HARN 51585/L-96575)				0.00	0.00	0.00	0.00	15.37	50.82	48.63	172.71	18.69	306.21	123.60
2015	63737	WELL 3 (HARN 51701/L-102513)				0.00	0.00	0.00	0.00	22.83	94.53	80.94	302.00	50.19	550.49	264.00
2014	63735	WELL 1 (HARN 51587/L-99626)							764.70	794.09	861.73	961.22	49.64	67.72	3499.10	
2014	63736	WELL 2 (HARN 51585/L-96575)							619.31	751.11	791.50	901.33	989.87	5.14	4058.26	
2014	63737	WELL 3 (HARN 51701/L-)							435.09	502.03	651.27	780.03	956.83	47.48	3372.73	

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

T.25S. R.33E. W.M.
HARNEY COUNTY

25S33E

1" = 2000'



Cancelled Nos.
200
1000
4900
5700
4100 (2016)



PRINTED ON 10/13/2017

25S33E

Harney County

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D = Details S = Summary Report G = Legal Report L = Ledger Report T = Tax Summary Report
I = Inprocess U = Unworkable F = Foreclosure C = Code Areas

Previous Next Goto Page: Go Showing Page: 2 of 9 (174 records found)

D	S	L	I	G	Acct #	Roll	Map & Taxlot	Mailing Name	I	U	F	C
D	S	L	I	G	23534	R	25S33E000001700	VETTER ENTERPRISES, LLC				1
D	S	L	I	G	23535	R	25S33E000001800	VETTER ENTERPRISES, LLC				1
D	S	L	I	G	23538	R	25S33E000001900	ARNOLD, DAVID WAYNE - ET AL				1
D	S	L	I	G	23537	R	25S33E000002000	LUNDY, DARREN R - ET AL				1
D	S	L	I	G	25252	R	25S33E000002000 M1	J M & L INVESTMENTS				1
D	S	L	I	G	23536	R	25S33E000002100	VETTER ENTERPRISES, LLC				1
D	S	L	I	G	23541	R	25S33E000002200	VETTER ENTERPRISES, LLC				1
D	S	L	I	G	23542	R	25S33E000002300	SEELY, MELVETA L				1
D	S	L	I	G	23544	R	25S33E000002400	SEELY, MELVETA L				1
D	S	L	I	G	23543	R	25S33E000002500	SEELY, MELVETA L				1
D	S	L	I	G	23545	R	25S33E000002600	JENKINS RANCHES INC				1
D	S	L	I	G	23546	R	25S33E000002700	FARLEY, J RICHARD				1
D	S	L	I	G	23539	R	25S33E000002701	BELL A GRAZING COOPERATIVE				1
D	S	L	I	G	23607	R	25S33E000002800	BELL A GRAZING COOPERATIVE, INC				1
D	S	L	I	G	92171	R	25S33E000002800 M1	REBER, VIRGIL L - ET AL				1
D	S	L	I	G	23549	R	25S33E000002900	BELL A GRAZING COOPERATIVE, INC				1
D	S	L	I	G	23548	R	25S33E000003000	BELL A GRAZING COOPERATIVE, INC				1
D	S	L	I	G	26022	R	25S33E000003100	ARNOLD, DAVID - ET AL				1
D	S	L	I	G	12021	R	25S33E000003200	ARNOLD, DAVID - ET AL				1
D	S	L	I	G	10434	R	25S33E000003300	BELL A GRAZING COOPERATIVE				1

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Harney County

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Account #	23534	Tax Status	ASSESSABLE
Map #	25S33E000001700	Account Status	ACTIVE
Code - Tax #	0420-23534	Subtype	NORMAL
Owner	VETTER ENTERPRISES, LLC		
Agent			
Mailing Address	P O BOX 755 HINES, OR 97738-0755		

Reports

Images

[Summary Report](#)

[Documents/Images](#)

[Ledger Report](#)

[Tax Summary Report](#)

[Names](#)

[Legal Report](#)

Improvements

Link	Site	Bldg #	Stat Class	Code Area	Year Built	Eff Year Built	Description	Livable Size
1		1	309	0420	2010	2010	MAINLINE 10"	1770
1		2	308	0420		2011	MAINLINE 12"	267

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Account #	23535	Tax Status	ASSESSABLE
Map #	25S33E000001800	Account Status	ACTIVE
Code - Tax #	0420-23535	Subtype	NORMAL
Owner	VETTER ENTERPRISES, LLC		
Agent			
Mailing Address	P O BOX 755 HINES, OR 97738-0755		

Reports

Images

[Summary Report](#)

[Documents/Images](#)

[Ledger Report](#)

[Tax Summary Report](#)

[Names](#)

[Legal Report](#)

Improvements

Link	Site	Bldg #	Stat Class	Code Area	Year Built	Eff Year Built	Description	Livable Size
I		1	308	0420	2010	2010	MAINLINE 12"	2680
I		2	309	0420	2010	2010	MAINLINE 10"	1750
I		3	304	0420		2014	GP BUILDING	864
I		4	110	0420			Residential Other Improvements	0

DISCLAIMER AND LIMITATION OF LIABILITY

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Harney County

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Detail Help

Account #	23536	Tax Status	ASSESSABLE
Map #	25S33E000002100	Account Status	ACTIVE
Code - Tax #	0420-23536	Subtype	NORMAL
Owner	VETTER ENTERPRISES, LLC		
Agent			
Mailing Address	P O BOX 755 HINES, OR 97738-0755		

Reports

Images

[Summary Report](#)

[Documents/Images](#)

[Ledger Report](#)

[Tax Summary Report](#)

[Names](#)

[Legal Report](#)

Improvements

Link	Site	Bldg #	Stat Class	Code Area	Year Built	Eff Year Built	Description	Livable Size
1		1	309	0420	2010	2010	MAINLINE 10"	1820

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Account #	23541	Tax Status	ASSESSABLE
Map #	25S33E000002200	Account Status	ACTIVE
Code - Tax #	0420-23541	Subtype	NORMAL
Owner	VETTER ENTERPRISES, LLC		
Agent			
Mailing Address	P O BOX 755 HINES, OR 97738-0755		

Reports

Images

[Summary Report](#)

[Documents / Images](#)

[Ledger Report](#)

[Tax Summary Report](#)

[Names](#)

[Legal Report](#)

Improvements

Link	Site	Bldg #	Stat Class	Code Area	Year Built	Eff Year Built	Description	Livable Size
1		1	308	0420	2010	2010	MAINLINE 12"	1690

DISCLAIMER AND LIMITATION OF LIABILITY

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NCR

Search Criteria

Meridian: Willamette Township: 25 South Range: 33 East Section: 5 Records per Page: 100 [Platcards Maps!](#)
[Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	qq(40):	qq(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown
Select Permit: G 16620 CN	T12222	1/23/2009	IRRIGATION	CN													-35			-35			-35		
Additional Info: FIVE GUYS GOOSE CLUB App: G17168 Permit: G16620																									
Select Permit: G 16483 *		5/29/2008	IRRIGATION						40	40	40	40	40	40	40	40		40	40						
Additional Info: VETTER ENTERPRISES LLC App: G17082 Permit: G16483																									
Select Cert:93123 OR CN	T12812	1/23/2009	IRRIGATION	CN													-35			-35			-35		
Additional Info: FIVE GUYS GOOSE CLUB App: G17168 Permit: G17603 Cert: 93123																									
Select Cert:94131 (T 12812 RR) *		1/23/2009	IRRIGATION														31.4			31.4			31.4	31.4	
Additional Info: FIVE GUYS GOOSE CLUB App: G17168 Permit: G17603 Cert: 94131																									

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified



Oregon Water Resources Department
Water Rights Platcard Report

- [Main](#) [Help](#)
- [Return](#) [Contact Us](#)

Search Criteria

Meridian: Willamette Township: 25 South Range: 33 East Section: 6 Records per Page: 100

[Platcards Maps!](#)
[Learn about](#) [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	ac(40)	ac(160)	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ	
Select Permit: G 16483 *		5/29/2008	IRRIGATION						40	40	40	40														
Additional Info: VETTER ENTERPRISES LLC App: G17062 Permit: G16483																										
Select Cert:73756 CR *		1/1/1993	LIVESTOCK																							
Additional Info: MELVETA SEELY App: R76287 Cert: 73756																										
Select Cert:73756 CR *		1/1/1993	WILDLIFE																							
Additional Info: MELVETA SEELY App: R76287 Cert: 73756																										

Acreage Legend: 12.25 Regular acreage ~~42.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

**Oregon Water Resources Department
Water Right Services Division**

Water Rights Application
Number G-17062

FINAL ORDER

Extension of Time for Permit Number G-16483 (modified by Permit Amendment T-11118)
Permit Holder: Vetter Enterprises LLC

Permit Information

Application:	G-17062
Permit:	G-16483 (modified by Permit Amendment T-11118)
Basin:	12 – Malheur Lake / Watermaster District 10
Date of Priority:	May 29, 2008
Source of Water:	Well 1, well 2, well 3, well 4 (and well 5 added by Permit Amendment T-11118) in Malheur Slough
Purpose of Use:	Irrigation use on 720.0 Acres
Maximum Rate:	9.0 cubic feet per second (cfs)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

Appeal Rights

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

Application History

Permit G-16483 was issued by the Department on April 30, 2009, and modified by Permit Amendment T-11118 on November 5, 2010. The permit called for completion of construction by April 30, 2014 and complete application of water to beneficial use by April 30, 2014. On July 3, 2014, Vetter Enterprises LLC submitted to the Department an Application for Extension of Time for Permit G-16483. In accordance with OAR 690-315-0050(2), on October 28, 2014, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 30, 2019, and the time to fully apply water to beneficial use to October

30, 2019. The protest period closed December 12, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated October 28, 2014.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to the following conditions:

CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2018. A form is enclosed with this Final Order.**

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

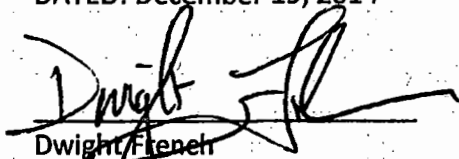
CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application G-17062, Permit G-16483, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from April 30, 2014 to October 30, 2019. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from April 30, 2014 to October 30, 2019.

DATED: December 19, 2014



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

-
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



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

**Extension of Time
 Progress Report Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Vetter Enterprises LLC

Application G-17062

Permit G-16483

Progress Report for 2018

Report Due no later than October 1, 2018

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit G-16483 (modified by Permit Amendment T-11118).

FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.

2. Describe actions to achieve compliance with conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date: _____ (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, to date.

Maximum rate used to date = _____ cfs (cubic feet per second)

or

Maximum rate used to date = _____ gpm (gallons per minute)

or

Acre Feet stored to date = _____ AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature _____ Date _____

Printed Name/Title _____

Diligence Shown	<input type="checkbox"/> Yes <input type="checkbox"/> No	Date Public Noticed: _____
		<i>For OWRD use only</i>
Reviewed by:		Date: _____



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

**Extension of Time
Progress Report Form
For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Vetter Enterprises LLC Application G-17062 Permit G-16483

Progress Report for 2018

Report Due no later than October 1, 2018

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit G-16483 (modified by Permit Amendment T-11118).

FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.

PERMIT G-16483 - VETTER ENTERPRISES LLC		

2. Describe actions to achieve compliance with conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date: _____ (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, to date.

Maximum rate used to date = _____ cfs (cubic feet per second)

or

Maximum rate used to date = _____ gpm (gallons per minute)

or

Acre Feet stored to date = _____ AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature _____ Date _____

Printed Name/Title _____

Diligence Shown Yes No

Date Public Noticed: _____
For OWRD use only

Reviewed by: _____

Date: _____



Contact Information (Click to Collapse...)

Current contact information

OWNER:
VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

Water Right Information (Click to Collapse...)

Status: Non-Cancelled
County: Harney
File Folder Location: Salem
Watermaster District: 10

Processing History (Click to Collapse...)

Application: G 17062

Staff Person Responsible: no caseworker currently assigned

Received: 5/29/2008

Process Step	Date Completed	Result
Application Filed	5/29/2008	
Groundwater Review	9/12/2008	
Initial Review	10/31/2008	Propose to Approve
IR Comment Period	12/4/2008	Propose to Approve
Proposed Final Order	1/20/2009	Propose to Approve
PFO Protest Period	3/6/2009	Propose to Approve
Final Order	4/16/2009	Propose to Approve
Permit Issued	4/30/2009	Issued

Permit: G 16483 document, paper map

Signature: 4/30/2009

Process Step	Date Completed	Result	Completed By
Completion Date [C Date]	4/30/2014		
Extension Application Received	7/3/2014		STEVE PARRETT
Extension Comment Period Ends	8/14/2014		STEVE PARRETT
Extension PFO 315 Issued	10/28/2014	Propose to Approve	MACHELLE BAMBERGER
Extension PFO Protest Period Ends	12/12/2014	Propose to Approve	MACHELLE BAMBERGER
Extension FO Issued	12/19/2014	Approved	MACHELLE BAMBERGER
CBU Received	2/11/2019		GARY LEE DEJARNATT
Extension Checkpoint 315 Received	2/11/2019		JEFFREY PIERCEALL
Extension Checkpoint 315 Public Notice	6/4/2019		JEFFREY PIERCEALL
Extended Completion Date [Extension C Date]	10/30/2019		MACHELLE BAMBERGER

Order(s)

Order Origin	Volume-Page	Signature	Description
Special	83-35	11/5/2010	APPROVING POA'S APOA T-11118

Transfer(s)

Transfer	Transfer type	Status
T11118 ()	Permit Amendment	Approved

- View right with Web Mapping
- View Places of Use from Water Rights in the Same Area
- View Reported Water Use

Scanned Documents (Click to Collapse...)

Records per page: 5

Document Type	Document Title	Date	Remarks
Permit	Permit G16483 Map Image	4/30/2009	
Permit	Permit G16483 Image	4/30/2009	
Order	Order Image - Volume: 83 Page: 35	11/5/2010	APPROVING POA'S APOA T-11118
Order - Extension of Time	Extension PFO	10/28/2014	
Order - Extension of Time	Extension FO	12/19/2014	

Point(s) of Diversion (Click to Collapse...)

POD 1 - A WELL > MALHEUR SLOUGH (View Groundwater Site HARN0051587)

Description

- Name: WELL 1 (L99626)
- T-R-S-QQ: 25.00S-33.00E-5-SE NE
- Location Description: NONE GIVEN

POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
9.0	1.8(est)		

IRRIGATION (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Elevation (ft)	Rate/Acre	Duty	Start Date	End Date	Remarks
5/29/2008	9.0	1.8(est)				1/80	3.00000	3/1	10/31	

POD 2 - A WELL > MALHEUR SLOUGH (View Groundwater Site HARN0051585)

Description

- Name: WELL 2 (L96575)
- T-R-S-QQ: 25.00S-33.00E-5-SW NE
- Location Description: NONE GIVEN

POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
9.0	1.8(est)		

IRRIGATION (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Elevation (ft)	Rate/Acre	Duty	Start Date	End Date	Remarks
5/29/2008	9.0	1.8(est)				1/80	3.00000	3/1	10/31	

POD 3 - A WELL > MALHEUR SLOUGH (View Groundwater Site HARN0051701)

▼ Description

- ▶ Name: WELL 3 (L102513)
- ▶ T-R-S-QQ: 25.00S-33.00E-5-SE NW
- ▶ Location Description: NONE GIVEN

▼ POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
9.0	1.8(est)		

▼ IRRIGATION (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Elevation (ft)	Rate/Acre	Duty	Start Date	End Date	Remarks
5/29/2008	9.0	1.8(est)				1/80	3.00000	3/1	10/31	

▼ **POD 4 - A WELL > MALHEUR SLOUGH (View Groundwater Site HARN0051586)**

▼ Description

- ▶ Name: WELL 4 (L99627)
- ▶ T-R-S-QQ: 25.00S-33.00E-5-NW SW
- ▶ Location Description: NONE GIVEN

▼ POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
9.0	1.8(est)		

▼ IRRIGATION (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Elevation (ft)	Rate/Acre	Duty	Start Date	End Date	Remarks
5/29/2008	9.0	1.8(est)				1/80	3.00000	3/1	10/31	

▼ **POD 5 - A WELL > MALHEUR SLOUGH (View Groundwater Site HARN0051584)**

▼ Description

- ▶ Name: WELL 5 (L96574)
- ▶ T-R-S-QQ: 25.00S-33.00E-6-SE NE
- ▶ Location Description: NONE GIVEN

▼ POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
9.0	1.8(est)		

▼ IRRIGATION (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Elevation (ft)	Rate/Acre	Duty	Start Date	End Date	Remarks
5/29/2008	9.0	1.8(est)				1/80	3.00000	3/1	10/31	

Place(s) of Use [\(Click to Collapse...\)](#)

[Add TRS grouping](#)



▼ Use - IRRIGATION

(Primary) - 720.0 acres; Priority Date: 5/29/2008

T-R-S	QQ	DLC	Gov't Lot	Taxlot	Acres	Status	Linked PODs	Inchoate Info	Remarks
25.00S-33.00E-5	NE NE				40.0	NC			
25.00S-33.00E-5	NW NE				40.0	NC			
25.00S-33.00E-5	SW NE				40.0	NC			
25.00S-33.00E-5	SE NE				40.0	NC			
25.00S-33.00E-5	NE NW				40.0	NC			
25.00S-33.00E-5	NW NW				40.0	NC			
25.00S-33.00E-5	SW NW				40.0	NC			
25.00S-33.00E-5	SE NW				40.0	NC			
25.00S-33.00E-5	NW SW				40.0	NC			
25.00S-33.00E-5	SW SW				40.0	NC			
25.00S-33.00E-6	NE NE				40.0	NC			
25.00S-33.00E-6	NW NE				40.0	NC			
25.00S-33.00E-6	SW NE				40.0	NC			
25.00S-33.00E-6	SE NE				40.0	NC			
25.00S-33.00E-6	NE SE				40.0	NC			
25.00S-33.00E-6	NW SE				40.0	NC			
25.00S-33.00E-6	SW SE				40.0	NC			
25.00S-33.00E-6	SE SE				40.0	NC			

Sum of Acres: 720.0

Water Right Genealogy [\(Click to Collapse...\)](#)



App: G 17082

Permit: G 16483

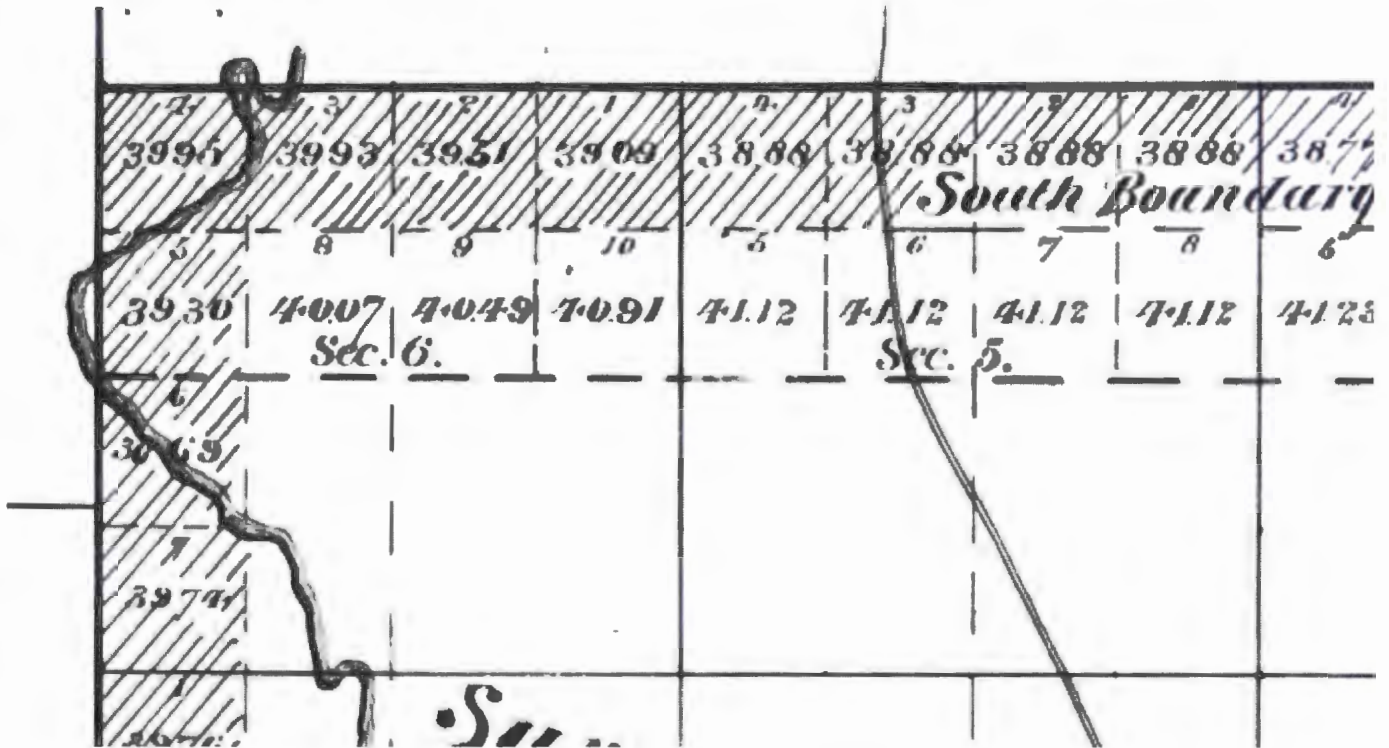
Inchoate: T 11118 CF (AMN)

Permit: G 16483 *

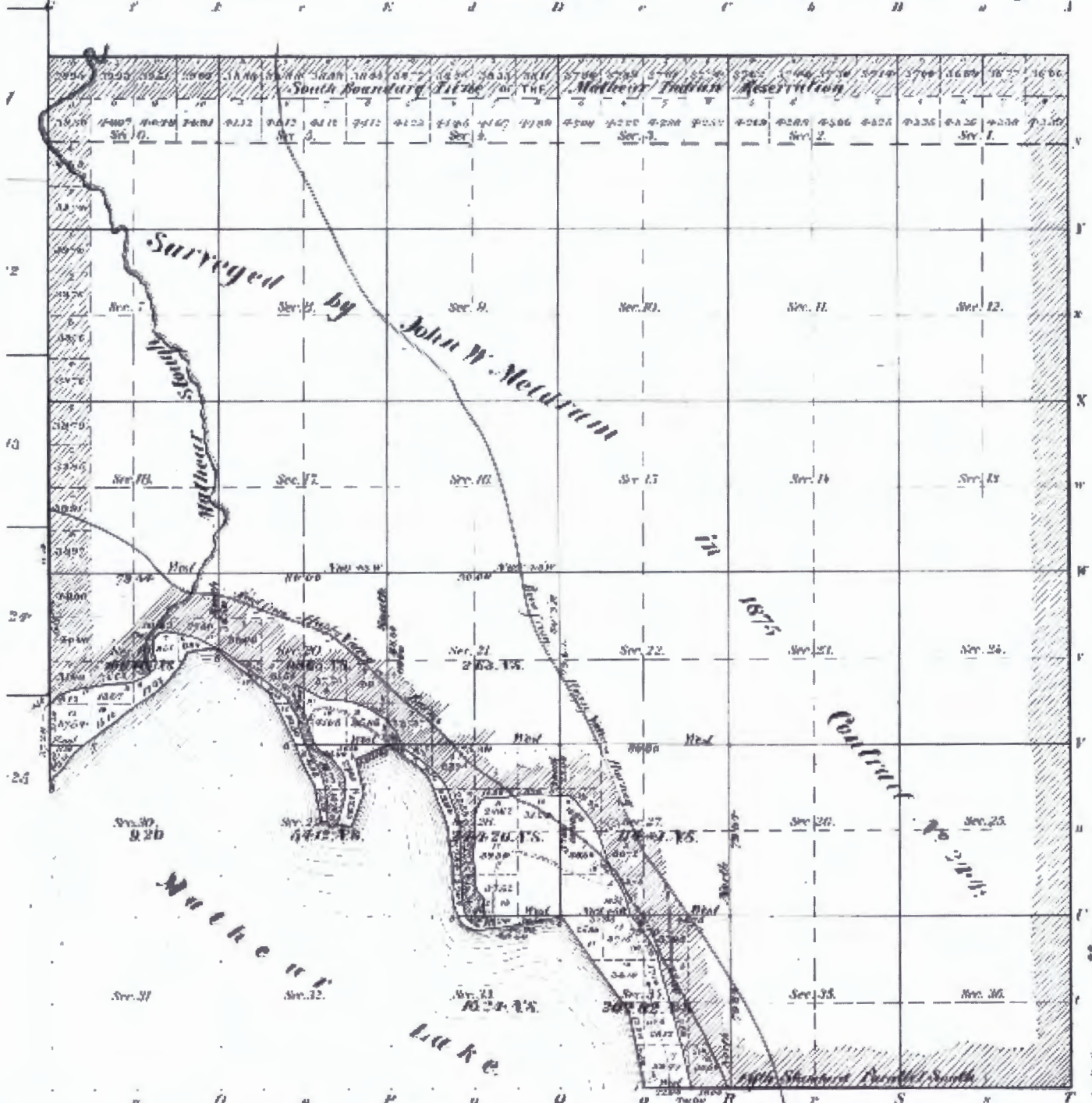
[View Water Rights in same Family](#)

[Report Errors with Water Right Data](#)

Portion Cadastral Survey T25S, R33E, W.M. - 1896-12-21:



6 Township No 25 South Range No 33 West of the Willamette Meridian Oregon



Survey 1894-52.37 Acres of 1897 Survey 64-987 Acres Total number of acres 19,302.04

Survey	Acres	Survey	Acres	Total number of acres
1894-52.37	64.987	1897-64-987	19,302.04	19,302.04

The above Map of Township No 25 South of Range No 33 West of the Willamette Meridian Oregon

APPROVED BY THE COM. COMMISSIONER G. I. D.



Search

Search:

Application:

Permit:

Certificate:

Claim:

Transfer:

Snap ID:

POD Source:

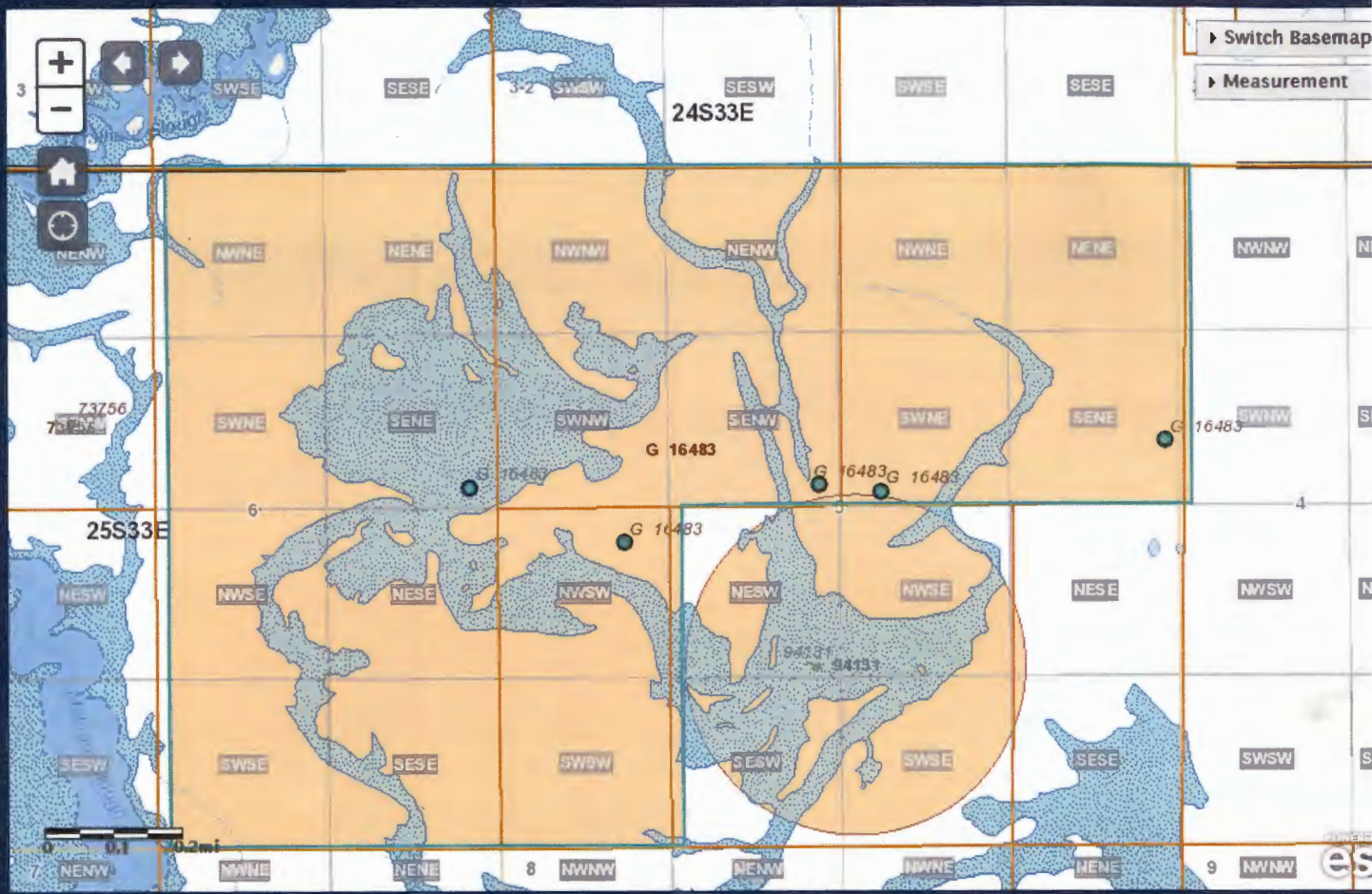
Irr. District:

(Draw box on map.)

Points of Diversion: (Count: 5)

Places of Use: (Count: 1)

- Identify Non-Water Right Features
- Tax Lots
- Layers
- Tools



POD POU Irrigation Districts AOI WR By Time

#	ID (select)	WRIS	Zoom	Water Right	Water Type	First Name	Last Name	Company	Use Desc.	Priority Date	Supp.	Duty	Rate cfs
1	90529	(Details)	Map WR	Permit: G 16483 * IR	GW			VETTER ENTERPRIS...	IRRIGATION	05/29/2008	-	3	1.8
2	90530	(Details)	Map WR	Permit: G 16483 * IR	GW			VETTER ENTERPRIS...	IRRIGATION	05/29/2008	-	3	1.8



Oregon Water Resources Department Water Rights Mapping Tool

Search

Search:

Application:

Permit:

Certificate:

Claim:

Transfer:

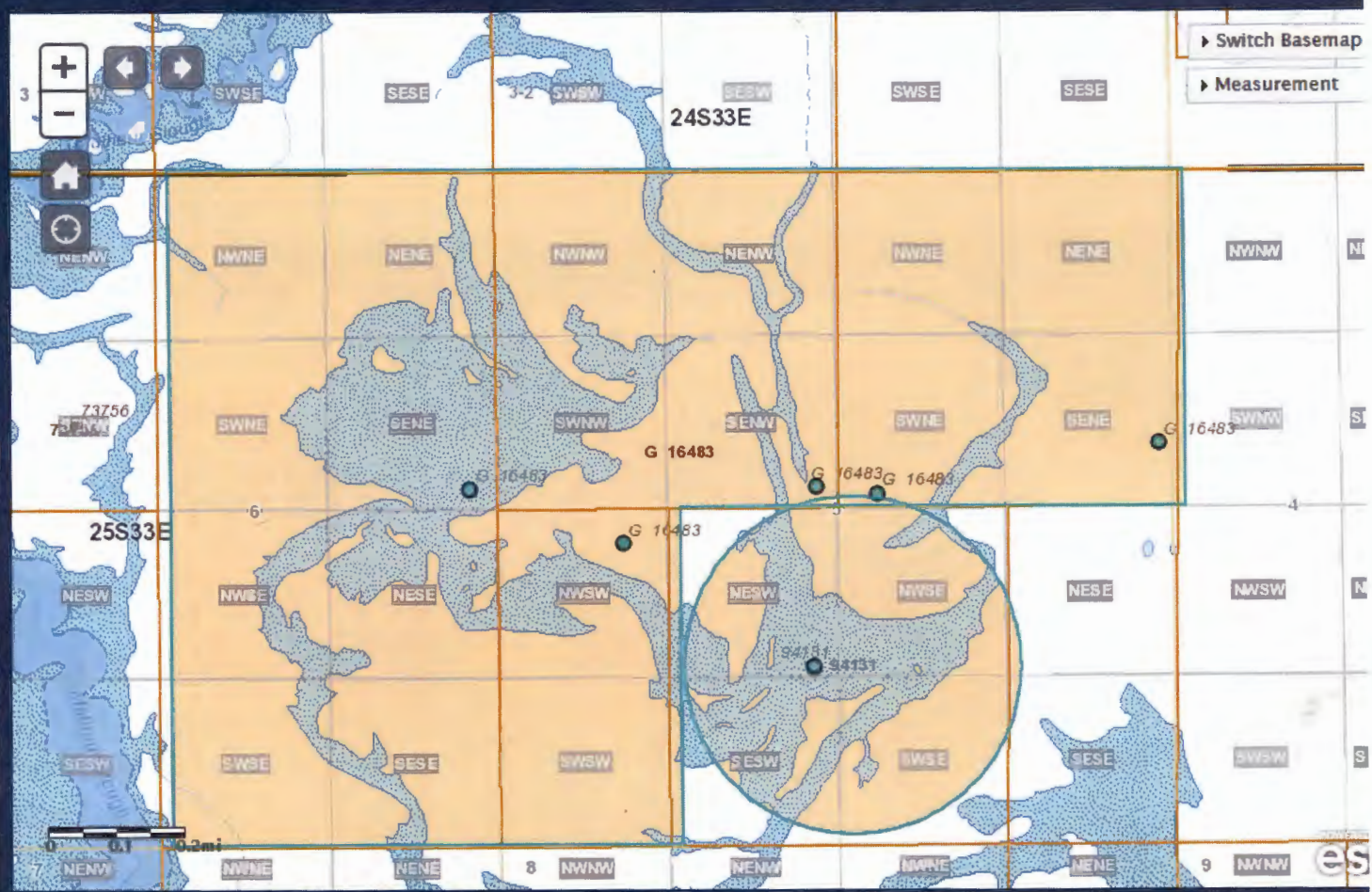
Snap ID:

POD Source:

Irr. District:

(Draw box on map.)
 Points of Diversion: (Count: 6)
 Places of Use: (Count: 2)

- Identify Non-Water Right Features
- Tax Lots
- Layers
- Tools



▶ Switch Basemap
 ▶ Measurement

Search...

#	ID (select)	Organization	Website	Data Source

copy



STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

Date: May 20, 2019

TO: Justin Iverson
FROM: Kerry Kavanagh
SUBJECT: 10/31/2018 Pump Test for HARN 51585 – App G-17062, Permit G-16483
RA Project R12612-19 – App G-17062, Permit G 16483 – Vetter Enterprises LLC

I have entered the 10/31/2018 Pump Test for HARN 51585 in GWIS pump test database:

Log ID: 51585
NLOG 99999
gw_pump_test_id: 101027
gw_pump_test_well_id: 4187

I have entered data for the multiple well exemption request received 2/11/2019 which requested that the tested well, HARN 51585, be considered for four wells. Here are the pod_loc_id for each well:

pod_loc_id	Well Log	Owners Well Name
274017	HARN 51585 – tested well	Well 2
274019	HARN 51587	Well 1
274016	HARN 51701	Well 3
274015	HARN 51586	Well 4
274018	HARN 51584	Well 5

TO DO: Please review the pump test data and prepare a letter of approval/denial for the 10/31/2018 Pump Test for Well 2 (HARN 51585).

If the pump test results are acceptable, please consider a multiple well exemption request submitted 2/11/2019 for the other wells Claimed, and as authorized by Permit G-16483, being Well 1 (HARN 51587), Well 3 (HARN 51701), Well 4 (HARN 51586), and Well 5 (HARN 51584).

If this file could be reviewed and returned to me by ASAP, I'd greatly appreciate it!

Please let me know if the 10/31/2018 pump test is satisfactory. Please let me know if the multiple well exemption request can be approved for the other 4 claimed wells.

Please ask your staff to document the amount of time they spent reviewing the pump test results. If you have any questions, please let me know. Thanks!

Log ID: **HARN 51585**
 (Entered as NLOG 99999)
 gw_pump_test_id: **101027**
 gw_pump_test_well_id: **4187**

Oregon Water Resources Department
PUMP TEST FORM COVER SHEET

RECEIVED
 FEB 11 2018
 OWRD

Name: Tom Vetter
 Address: O. a Box 755
 County: Harney
 City: Hines State: OR Zip: 97738
 Original owner (from well log): Tom Vetter

Well Location:
 Township: 25 S (N/S) Range: 33 E (E/W)
 Section: 5 1/4: NE 1/4: SW 1/4: SW
 Well depth: 229 Date drilled: 5-17-2009
 Owners well no. (if any): 21

Water Right Information:

Application: G-17062 Permit: G-16483 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: Jay Nelson Well Owner? Yes
 Company: Sure Tap Springs
 Address: 20324 Hatchkiss Date of Test: 10/31/2018
 City: Burns State: OR Zip: 97770
 Daytime phone: 541-589-3772

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

Pump type (pick one or enter other method used): Turbine

Was the pump test conducted during normal use of the well? Yes Note: NO

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): 1/4 mi. S South side

Measuring point distance 110 ft land surface 118 ft 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
9:30	72	70.5
9:55	72	70.5
10:25	72	70.5

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)
10:30	1200	gpm
11:30	1200	gpm
12:30	1200	gpm
1:30	1200	gpm
2:30	1200	gpm

Time pump turned on: Date 10-31-18 Time 10:30
 Time pump turned off: Date 10-31-18 Time 2:30
 Total pumping time: 4 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: Jay Nelson Page 1 of 2

Log ID: HARN 57589
 (Entered as NLOG 99999)
 gw_pump_test_id: 101027
 gw_pump_test_well_id: 4187

RECEIVED

Oregon Water Resources Department

FEB 11 2019

PUMP TEST DATA SHEET

OWRD

Page 2 of 2

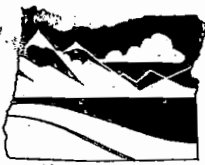
Application: G-17062 Permit: G-16483 Certificate: _____ Pod Id: L-96575

All water-level measurements must either be in feet and inches, or feet and decimal fractions.

Drawdown Data

Recovery Data

Date	Time	Time Since Pump Started (minutes)	Depth to Water Below Measuring Pt	Depth to Water Below Land Surface	Comments	Date	Time	Time Since Pump Stopped (minutes)	Depth to Water Below Land Surface	Comments
10/31/18	9:30		72'	70.5		10/31/18	9:31		75.50	
	9:55		72'	70.5			9:55	235	72.53	
	10:25		72'	70.5			10:25	235	71.72	
	10:30		72'	70.5			10:30	237	71.53	
	10:32		75	73.54			10:32	237	71.53	
	10:34		78	76.56			10:34	241	70.6	
	10:36		78.4	76.42						
	10:38		78.5	77.52						
	10:40		78.5	77.52						
	10:45		78.5	77.52						
	10:50		78.5	77.52						
	10:55		78.5	77.52						
	11:00		78.5	77.52						
	11:15		78.5	77.52						
	11:30		78.5	77.52						
	11:45		78.5	77.52						
	12:00		78.5	77.52						
	12:15		78.5	77.52						
	12:30		78.5	77.52						
	12:45		78.5	77.52						
	1:00		78.5	77.52						
	1:15		78.5	77.52						
	1:30		78.5	77.52						
	1:45		78.5	77.52						
	2:00		78.5	77.52						
	2:15		78.5	77.52						
	2:30		78.5	77.52						



**OREGON
WATER
RESOURCES
DEPARTMENT**

RECEIVED
FEB 11 2019
OWRD

**PUMP TEST MULTIPLE WELL
EXEMPTION REQUEST FORM**

OWNER NAME/BUSINESS NAME VETTER ENTERPRISES, LLC		PHONE No.	ADDITIONAL CONTACT No. John Short 541-389-2837	
ADDRESS PO Box 755				
CITY Hines	STATE OR	ZIP 97738-0755	E-MAIL johnshort@usa.com	

NOTE: To qualify for an exemption from testing your well(s), you must meet all of the following criteria (OAR 690-217-0020(3)):

1. You own multiple wells producing water from the same aquifer (to be verified by OWRD);
2. One of the wells has been tested and the test has been approved by OWRD; and
3. The wells are within 5 miles of the tested well.

add loc
to

1. List the *tested* well. If the well is listed on any water right, please provide the water right identification numbers as well as the surveyed location. Note that an exemption cannot be granted until the test has been approved.

14017

WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	OWNER WELL NAME OR #	TEST DATE	APPLICATION	PERMIT	TRANSFER	CERTIFICATE
HARN 51585	L-96575	Well 2	10-31-2018	G-17062	G-16483	T-11118	

(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)
					43.428233	-118.677933

2. List each well and associated water right(s) for which you are requesting a multiple well exemption. This does *not* include the tested well. If a well is listed on more than one water right, be sure to include them all here:

4019

14016

74015

74018

	WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	OWNER WELL NAME OR #	APPLICATION	PERMIT	TRANSFER
a	HARN 51587	L-99626	WELL 1	G-17062	G-16483	T-11118
b	HARN 51701	L-102513	WELL 3	G-17062	G-16483	T-11118
c	HARN 51586	L-99627	WELL 4	G-17062	G-16483	T-11118
d	HARN 51584	L-96574	WELL 5	G-17062	G-16483	T-11118
e		L-		G-	G-	T-

(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)
a						43.430067	-118.668867
b						43.428235	-118.679100
c						43.427333	-118.684550
d						43.428333	-118.688483
e							

3. For each well listed in #1 and #2 above, attach all water well reports (i.e. well logs) or, if unavailable, other documentation showing the water-producing zones. If available, please attach a copy of the test and/or approval letter as well as a map showing the locations of all wells listed on this form.

I hereby certify that the tested well and the well(s) requested for exemption(s) are under the ownership listed above and are located within 5 miles of each other.

SIGNATURE: Tom Vetter DATE: 2-6-19 LICENSE #: N/A
 PRINTED NAME: Tom Vetter (CIRCLE ONE): OWNER, EMPLOYEE, CWRE, RG, PE, WWC, PUMP INSTALLER
 PHONE: 541-389-2837 (JOHN SHORT / AGENT) EMAIL: JOHNSHORT@USA.COM

Application # G-17062

Permit # G-16483 Transfer #

Vetter Enterprises, LLC

RA# R12612-
19

**Reimbursement Authority Process
Itemized FINAL Sheet
for
Certificates**

	New Est. Time (hr)	Multiplic r	Total Est Hours	Individual	New Hourly Rate	New Est. Cost	Date/Act. Time
1. Review Claim of Beneficial Use report & map	3.00	31%	3.93	Kerry	\$62.53	\$ 245.74	
2. Conflict Check	0.25	31%	0.33	Kerry	\$62.53	\$ 20.48	
3. Prep of def. letter - contingency time	0.00	31%	0.00	Kerry	\$62.53	\$ -	
4. Enter pump test data - Kerry	1.50	31%	1.97	Kerry	\$62.53	\$ 122.87	
5. Prep of 1 cert	3.50	31%	4.59	Kerry	\$62.53	\$ 286.70	
6a. Peer review	0.00		0.00	Gerry	\$59.36	\$ -	
6b. Peer review	0.40		0.40	Dwight	\$86.61	\$ 34.64	
6c. Peer review	0.75	26%	0.95	Gerry	\$59.36	\$ 56.10	
7. Project Management -	4.50	31%	5.90	Kerry	\$62.53	\$ 368.61	
8a. Water right data record update	1.00	31%	1.31	Support-Tonya	\$29.28	\$ 38.36	
8b. Water right data record update	3.50		3.50	Data Tech	\$39.59	\$ 138.57	
9. Pump Test & mult well exemption request - attached to COBU	3.50		3.50	Boschman	\$49.81	\$ 174.34	
Total	21.90		26.36		Sub Total	\$1,486	

10% Overhead \$148.64
TOTAL **\$1,635**

\$6 over (\$1635 less \$1629) - no refund.

Application # G-17062

Permit # G-16483 Transfer #

Vetter Enterprises, LLC

RA# R12612-19

**Reimbursement Authority Process
Itemized Estimate Sheet**
for
Certificates

Jeffrey

	New Est. Time (hr)	Multiplier	Total Est Hours	Individual	New Hourly Rate	New Est. Cost	Date/Act. Time
1. Review Claim of Beneficial Use report & map	2.50	31%	3.28	Kerry	\$62.09	\$ 203.34	5-20-19 1.25 5-21-19 0.75
2. Conflict Check	1.00	31%	1.31	Kerry	\$62.09	\$ 81.34	5-31-19 0.25
3. Prep of def. letter - contingency time	0.50	31%	0.66	Kerry	\$62.09	\$ 40.67	6-17-20
4. Enter pump test data - Kerry	1.00	31%	1.31	Kerry	\$62.09	\$ 81.34	1 0.5
5. Prep of 1 cert	2.25	31%	2.95	Kerry	\$62.09	\$ 183.01	5-31-19 2.0 2 0.75 0.75
6a. Peer review	0.50		0.50	Gerry	\$59.03	\$ 29.52	7-15
6b. Peer review	0.40		0.40	Dwight	\$86.03	\$ 34.41	0.4 7-3
6c. Peer review	1.00	26%	1.26	Gerry	\$59.03	\$ 74.38	0.75
7. Project Management -	4.50	31%	5.90	Kerry	\$62.09	\$ 366.02	5-12-19 0.75 5-20-19 0.75 5-27-19 0.75 6-10-19 0.75 6-16-19 0.75 6-21-19 0.75
8a. Water right data record update	1.00	31%	1.31	Support-Kerry <i>pay</i>	\$62.09	\$ 81.34	7-15 0.5
8b. Water right data record update	3.50		3.50	Data Tech	\$37.71	\$ 131.99	7-11 1.75
9. Pump Test & mult well exemption request - attached to COBU	3.50		3.50	Boschman	\$49.65	\$ 173.78	6-23 2
Total	21.65		25.86		Sub Total	\$1,481	

10% Overhead \$148.11
TOTAL \$1,629

Permit G-16483 issued 4-30-2009 -- C Date = 4-30-2014

C Date = 10-1-2006

4 wells in Malheur Slough Basin -- 9.0 cfs for IR of 720.0 acres

--- install TFM or OSMD, record & report

--- initial & annual March SWL measurements - after first year of use -- establish reference level

-- riparian area

--- water quality

Certificate 94462 issued 7-15-19

KAVANAGH Kerry L * WRD

From: KAVANAGH Kerry L * WRD
Sent: Wednesday, July 10, 2019 12:51 PM
To: Johnshort@usa.com
Cc: KAVANAGH Kerry L * WRD
Subject: RE: Certificate RA Project R12612-19 for Vetter Enterprises LLC involving Application G-17062 -- please review draft certificate

Hi John,

Thanks for catching my mistake!

I fixed the well coordinates. I have assigned certificate number 94462 and routed to data techs, then to Dwight for signature.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301
Voice 503.986.0927 | Fax 503.986.0901
Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>

From: Johnshort@usa.com <johnshort@usa.com>
Sent: Wednesday, July 10, 2019 12:31 PM
To: KAVANAGH Kerry L * WRD <Kerry.L.Kavanagh@oregon.gov>
Subject: Re: Certificate RA Project R12612-19 for Vetter Enterprises LLC involving Application G-17062 -- please review draft certificate

Hi Kerry,

Only error I see is well 3 location shows referenced from NE Cor S 6 when it should be Section 5.

I'm thinking you just put that in to see if I really review these!! ;)

All else is good to go!

Thanks,
John

John A. Short
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com
www.oregonwater.com

On Jul 8, 2019, at 3:40 PM, KAVANAGH Kerry L * WRD <Kerry.L.Kavanagh@oregon.gov> wrote:

Hello John,

Please find attached to this email the draft certificate for Application G-17062.

Please review and compare the draft certificate to Permit G-16483 for accuracy and completeness. Please also ask a representative of Vetter Enterprises as the water user, to also review of the draft certificate.

For your convenience, here is a link to information regarding Application G-17062 in the Department's Water Rights Information System (WRIS) database:

https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=170530

Click on "document" to the right of "Permit G-16483" to view the permit.

Please provide me your comments or edits, should you have any. If you and the water user agree with the draft certificate and let me know this, then I can proceed to issue the certificate without waiting the standard 60-day notice period. However, if I don't hear from you by July 18, 2019, I will issue a proposed certificate in the US Mail, then we will need to wait the 60-day notice period before issuing a final certificate.

Let me know if you have any questions.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>

<G-17062-or-prop_DRAFT-2019-07-08.pdf>

KAVANAGH Kerry L * WRD

From: Johnshort@usa.com
Sent: Wednesday, July 10, 2019 12:31 PM
To: KAVANAGH Kerry L * WRD
Subject: Re: Certificate RA Project R12612-19 for Vetter Enterprises LLC involving Application G-17062 -- please review draft certificate

Hi Kerry,

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I'm thinking you just put that in to see if I really review these!! ;)

All else is good to go!

Thanks,
John

John A. Short
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PO Box 1830
Bend, OR 97709
541-389-2837
johnshort@usa.com
www.oregonwater.com

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https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=170530

Click on "document" to the right of "Permit G-16483" to view the permit.

Please provide me your comments or edits, should you have any. If you and the water user agree with the draft certificate and let me know this, then I can proceed to issue the certificate without waiting the standard 60-day notice period. However, if I don't hear from you by July 18, 2019, I will issue a proposed certificate in the US Mail, then we will need to wait the 60-day notice period before issuing a final certificate.

Let me know if you have any questions.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>

<G-17062-or-prop_DRAFT-2019-07-08.pdf>

KAVANAGH Kerry L * WRD

From: KAVANAGH Kerry L * WRD
Sent: Monday, July 08, 2019 3:40 PM
To: 'johnshort@usa.com'
Subject: Certificate RA Project R12612-19 for Vetter Enterprises LLC involving Application G-17062 -- please review draft certificate
Attachments: G-17062-or-prop_DRAFT-2019-07-08.pdf

Hello John,

Please find attached to this email the draft certificate for Application G-17062.

Please review and compare the draft certificate to Permit G-16483 for accuracy and completeness. Please also ask a representative of Vetter Enterprises as the water user, to also review of the draft certificate.

For your convenience, here is a link to information regarding Application G-17062 in the Department's Water Rights Information System (WRIS) database:

https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=170530

Click on "document" to the right of "Permit G-16483" to view the permit.

Please provide me your comments or edits, should you have any. If you and the water user agree with the draft certificate and let me know this, then I can proceed to issue the certificate without waiting the standard 60-day notice period. ~~However, if I don't hear from you by July 18, 2019, I will issue a proposed certificate in the US Mail, then we will need to wait the 60-day notice period before issuing a final certificate.~~

Let me know if you have any questions.

Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VETTER ENTERPRISES LLC
 PO BOX 755
 HINES OR 97738

confirms the right to the use of water perfected under the terms of Permit G-16483. 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-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, WELL 4, AND WELL 5 IN MALHEUR SLOUGH BASIN

PURPOSE OR USE: IRRIGATION OF 715.2 ACRES

MAXIMUM RATE: 8.94 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 5.99 CFS FROM WELL 1, 6.06 CFS FROM WELL 2, 8.94 CFS FROM WELL 3, 8.65 CFS FROM WELL 4, AND 6.20 CFS FROM WELL 5, NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 8.94 CFS IN ANY COMBINATION

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
25 S	33 E	WM	5	SE NE	8	WELL 1 (ORIGINAL) - 1880 FEET SOUTH AND 10 FEET EAST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SW NE	7	WELL 2 (ORIGINAL) - 2560 FEET SOUTH AND 2240 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SE NW	6	WELL 3 (ORIGINAL) - 2520 FEET SOUTH AND 2720 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	NW SW		WELL 4 (ORIGINAL) - 2980 FEET SOUTH AND 4020 FEET WEST FROM THE NE CORNER, SECTION 5
25 S	33 E	WM	5	SW NW	5	WELL 5 (ADDITIONAL) - 2640 FEET SOUTH AND 5080 FEET WEST FROM THE NE CORNER, SECTION 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.

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 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	GLot	Acres
25 S	33 E	WM	5	NE NE	1	40.0
25 S	33 E	WM	5	NW NE	2	40.0
25 S	33 E	WM	5	SW NE	7	40.0
25 S	33 E	WM	5	SE NE	8	40.0
25 S	33 E	WM	5	NE NW	3	40.0
25 S	33 E	WM	5	NW NW	4	40.0
25 S	33 E	WM	5	SW NW	5	35.2
25 S	33 E	WM	5	SE NW	6	40.0
25 S	33 E	WM	5	NW SW		40.0
25 S	33 E	WM	5	SW SW		40.0
25 S	33 E	WM	6	NE NE	1	40.0
25 S	33 E	WM	6	NW NE	2	40.0
25 S	33 E	WM	6	SW NE	9	40.0
25 S	33 E	WM	6	SE NE	10	40.0
25 S	33 E	WM	6	NE SE		40.0
25 S	33 E	WM	6	NW SE		40.0
25 S	33 E	WM	6	SW SE		40.0
25 S	33 E	WM	6	SE SE		40.0

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device approved by the Director in good working order at each point of appropriation, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices is located within a private structure, the watermaster shall request access upon reasonable notice.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The water user shall report annual March static water-level measurements whether or not the well is used. The reference levels against which future measurements will be compared are 16.0 feet below land surface (bls) for Well 1, 18.0 feet bls for Well 2, 21.0 feet bls for Well 3, 18.0 feet bls for Well 4, and 14.0 feet bls for Well 5. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this right. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

The water user shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Water shall be acquired from the same aquifer as the original points of appropriation.

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.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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 use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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

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 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

DRAFT

KAVANAGH Kerry L * WRD

From: johnshort@usa.com
Sent: Tuesday, March 12, 2019 3:09 PM
To: KAVANAGH Kerry L * WRD
Cc: Rene
Subject: Re: Certificate RA Agreement R12612-19 for Vetter Enterprises, LLC involving Application G-17062

Thank you, Kerry!

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

On Mar 12, 2019, at 3:06 PM, KAVANAGH Kerry L * WRD <Kerry.L.Kavanagh@oregon.gov> wrote:

Hello John,

Attached are copies of the fully executed Applicant's Agreement signed by the required parties and a receipt for the monies paid for these expedited services. The agreement details the terms and conditions that a work order was issued for the expedited services you requested.

If you have any questions, please call me.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>

<RA contract executed_G-16072.pdf><RA contract receipt_G-17062.pdf>

KAVANAGH Kerry L * WRD

From: KAVANAGH Kerry L * WRD
Sent: Tuesday, March 12, 2019 3:07 PM
To: 'johnshort@usa.com'
Subject: Certificate RA Agreement R12612-19 for Vetter Enterprises, LLC involving Application G-17062
Attachments: RA contract executed_G-16072.pdf; RA contract receipt_G-17062.pdf

Hello John,

Attached are copies of the fully executed Applicant's Agreement signed by the required parties and a receipt for the monies paid for these expedited services. The agreement details the terms and conditions that a work order was issued for the expedited services you requested.

If you have any questions, please call me.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT**



Contract Number: R12612-19

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Vetter Enterprises, LLC, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Project Contact: Kerry Kavanagh		Name: John Short
Reimbursement Authority		Title: Representative
Oregon Water Resources Department	Company: Vetter Enterprises, LLC	Company: Water Right Services, LLC
725 Summer Street NE	Address: PO Box 755	Address: PO Box 1830
Salem, OR 97301-1271	Hines, OR 97738	Bend, OR 97709
Phone: 503-986-0927		Phone: 541-389-2837
Email: Kerry.L.Kavanagh@state.or.us		Email: johnshort@usa.com

- Purpose.** The purpose of this Agreement is to expedite the processing of the Claim of Beneficial Use. (Application Number: G-17062)
- Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- Restrictions.** Vetter Enterprises, LLC and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
- Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
- Consideration.** Vetter Enterprises, LLC shall pay OWRD in advance for actual costs incurred by OWRD. Vetter Enterprises, LLC agrees to pay the full amount of **\$1629** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
- Confidentiality.** Vetter Enterprises, LLC agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
- Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

PCA 47126

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: Vetter Enterprises LLC

Name: Tom Vetter Tom Vetter

Company: Vetter Enterprises, LLC

Date: 3-1-2019

For OWRD: K Kavanagh

Name: Kerry Kavanagh

Water Right Services Division

Date: 3-12-19

Mail signed Agreement to:

Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

PCA 47126

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
 SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **129292**

INVOICE # _____

RECEIVED FROM: Vetter Enterprises LLC APPLICATION 6-17062
 BY: _____ PERMIT _____
 TRANSFER _____

CASH: CHECK # 1520 OTHER: (IDENTIFY) _____
 TOTAL REC'D \$ 1,629.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47126 \$ _____
0408 OTHER: (IDENTIFY) Reimbursement Authority R-12612-19 \$ 1,629.00
 0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	\$
0240	EXTENSION OF TIME	\$

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
	LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
 0210 MONITORING WELLS \$ _____ CARD # _____
 OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
 0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
 HYDRO APPLICATION \$ _____

TREASURY OTHER/RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$ _____

RECEIPT: **129292** DATED 3/11/19 BY: [Signature]
 Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT**



Contract Number: **R12612-19**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Vetter Enterprises, LLC**, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Project Contact: Kerry Kavanagh Reimbursement Authority Oregon Water Resources Department 725 Summer Street NE Salem, OR 97301-1271 Phone: 503-986-0927 Email: Kerry.L.Kavanagh@state.or.us	Company: Vetter Enterprises, LLC Address: PO Box 755 Hines, OR 97738	Name: John Short Title: Representative Company: Water Right Services, LLC Address: PO Box 1830 Bend, OR 97709 Phone: 541-389-2837 Email: johnshort@usa.com

- Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use**. (Application Number: **G-17062**)
- Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- Restrictions.** Vetter Enterprises, LLC and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
- Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
- Consideration.** Vetter Enterprises, LLC shall pay OWRD in advance for actual costs incurred by OWRD. Vetter Enterprises, LLC agrees to pay the full amount of **\$1629** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
- Confidentiality.** Vetter Enterprises, LLC agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
- Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

RECEIVED
MAR 11 2019
OWRD

PCA 47126

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
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12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
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14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: Vetter Enterprises LLC

Name: Tom Vetter Tom Vetter

Company: Vetter Enterprises, LLC

Date: 3-1-2019

For OWRD: K Kavanagh

Name: Kerry Kavanagh

Water Right Services Division

Date: 3-12-19

Mail signed Agreement to:

Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

PCA 47126

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **129292**

25 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Vetter Enterprises LLC
BY: _____

APPLICATION	<u>6-17062</u>
PERMIT	
TRANSFER	

CASH: CHECK:# 1520 OTHER: (IDENTIFY)

TOTAL REC'D \$ 1,629.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47126 \$
0408 OTHER: (IDENTIFY) Reimbursement Authority R-12612-19 \$ 1,629.00
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	\$
0240	EXTENSION OF TIME	\$

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
	LANDOWNER'S PERMIT	\$	0220	\$
	OTHER (IDENTIFY)			

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #	
0210	MONITORING WELLS	\$	CARD #	
	OTHER (IDENTIFY)			

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233	POWER LICENSE FEE (FW/WRD)		\$
0231	HYDRO LICENSE FEE (FW/WRD)		\$
	HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **129292**

DATE: 3/11/19 BY: [Signature]

KAVANAGH Kerry L * WRD

From: KAVANAGH Kerry L * WRD
Sent: Friday, February 22, 2019 11:39 AM
To: 'johnshort@usa.com'
Subject: RA Certificate Estimate R12612-19 for Vetter Enterprises, LLC involving Application G-17062
Attachments: RA contract_G-17062.pdf; RA estimate receipt_G-17062.pdf; RA estimate request_G-17062.pdf

Hello John,

Please find the attached estimate and agreement to review the claim of beneficial use. If the proposed agreement is acceptable to you and the water user, please ask a representative from Vetter Enterprises, LLC to return a signed copy to our office along with the payment of the estimated cost to review the claim of beneficial use

If you have any questions, please call me.

Thanks,
Kerry

Kerry Kavanagh | Reimbursement Authority, Certificates, Water Right Services Division

Oregon Water Resources Department | 725 Summer St. NE, Suite A, Salem, Oregon 97301

Voice 503.986.0927 | Fax 503.986.0901

Email: Kerry.L.Kavanagh@oregon.gov Web: <http://oregon.gov/ORWD>



**OREGON WATER RESOURCES DEPARTMENT
 CERTIFICATE REIMBURSEMENT AUTHORITY
 APPLICANT'S AGREEMENT**



Contract Number: **R12612-19**

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Vetter Enterprises, LLC**, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Project Contact: Kerry Kavanagh Reimbursement Authority Oregon Water Resources Department 725 Summer Street NE Salem, OR 97301-1271 Phone: 503-986-0927 Email: Kerry.L.Kavanagh@state.or.us	Company: Vetter Enterprises, LLC Address: PO Box 755 Hines, OR 97738	Name: John Short Title: Representative Company: Water Right Services, LLC Address: PO Box 1830 Bend, OR 97709 Phone: 541-389-2837 Email: johnshort@usa.com

- Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use (Application Number: G-17062)**
- Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- Restrictions.** Vetter Enterprises, LLC and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
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- Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

PCA 47126

8. **Termination.** Applicant may request to terminate this agreement only in writing at any time during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
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13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: _____

Name: _____

Company: Vetter Enterprises, LLC

Date: _____

For OWRD: _____

Name: Kerry Kavanagh
Water Right Services Division

Date: _____

Mail signed Agreement to:

Kerry Kavanagh
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

PCA 47126



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION**

RECEIVED
FEB 11 2019
OWRD

ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

The purpose of this application is to obtain estimates of the cost and time required to process a Certificate Request. A separate estimate application is required for each application and/or transfer number. There is a non-refundable application fee of \$125.00 per request.

<u>REQUEST</u>	<u>TYPE</u>	<u>FILE NUMBER</u>
<input checked="" type="checkbox"/>	Certificate Request	Application Number <u>G-17062</u> Permit Number <u>G-16483</u> Transfer Number/Permit Amendment (if applicable) <u>T-11118</u>

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:	Vetter Enterprises, LLC	Water Right Services, LLC / John A. Short
Address:	PO Box 755 Hines, OR 97738	PO Box 1830 Bend, OR 97709
Phone:	_____	541-389-2837
Fax:	_____	
E-Mail Address:	_____	johnshort@usa.com

I certify that I (check one):

- I have previously filed a Claim of Beneficial Use
 I am attaching the Claim of Beneficial Use with this request and have included the appropriate claim fee.

I understand the following:

- That upon receipt of my non-refundable application fee in the amount of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:
**Oregon Water Resources Department
 Certificate Reimbursement Authority Program
 725 Summer St. NE, Suite A
 Salem, OR 97301-1271**

I certify that I am the (check one):

- Applicant Applicant's Representative Other (Please specify) _____

Name: John A. Short, Water Right Services, LLC, Agent

Signature: 

OWRD USE ONLY: Reimbursement Authority Number: R12/12-19

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
 SALEM, OR 97301-4172
 (503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **129126**

INVOICE # _____

RECEIVED FROM: Vetter Enterprises LLC
 BY: _____

APPLICATION	G-17002
PERMIT	
TRANSFER	

CASH: CHECK: # 1514 OTHER: (IDENTIFY)

TOTAL REC'D: \$ 325.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47126 R12612-19 \$
0408 OTHER: (IDENTIFY) Reimbursement Authority \$ 125.00

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS 46111

0407	COPY & TAPE FEES		\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)		\$
TC162	DEPOSIT LIAB. (IDENTIFY)		\$
0240	EXTENSION OF TIME		\$

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		\$

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
	LANDOWNER'S PERMIT	\$	0220	\$

0200 OTHER (IDENTIFY) COBU \$ 200.00

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #
0210	MONITORING WELLS	\$	CARD #
	OTHER (IDENTIFY)		

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233	POWER LICENSE FEE (FW/WRD)		\$
0231	HYDRO LICENSE FEE (FW/WRD)		\$
	HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____	TITLE _____
OBJ. CODE _____	VENDOR # _____
DESCRIPTION _____	\$ _____

RECEIPT: **129126**

DATED: 2/11/19

BY: [Signature]

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **129126**

Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Vetter Enterprises LLC
BY: _____

APPLICATION	G-17002
PERMIT	
TRANSFER	

CASH: CHECK:# 1514 OTHER: (IDENTIFY)

TOTAL REC'D \$ **325.00**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47126 R12612-19 \$
0408 OTHER: (IDENTIFY) Reimbursement Authority \$ **125.00**

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS 46011

0407 COPY & TAPE FEES	\$	
0410 RESEARCH FEES	\$	
0408 MISC REVENUE: (IDENTIFY)	\$	
TC162 DEPOSIT LIAB. (IDENTIFY)	\$	
0240 EXTENSION OF TIME	\$	

WATER RIGHTS:	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$	0202	\$
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		
WELL CONSTRUCTION	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$	0219	\$
LANDOWNER'S PERMIT		0220	\$

0200 OTHER (IDENTIFY) COBU \$ **200.00**

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #
0210 MONITORING WELLS	\$	CARD #
OTHER (IDENTIFY)		

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$

RECEIPT: **129126**

DATED: 2/11/19 BY: [Signature]

KAVANAGH Kerry L * WRD

From: HALL Kimberly D * WRD
Sent: Thursday, February 21, 2019 2:26 PM
To: WUETHRICH Courtney A * WRD; ZIELINSKI Vicki J * WRD; SNYDER Lisa J * WRD; HAGE Trisha * WRD
Cc: KAVANAGH Kerry L * WRD
Subject: RE: Certificate Request

Hi Courtney,

PCA 47126
R12612-19

Kimberly Hall
Accounts Receivable / Facility Coordinator
Kimberly.d.hall@oregon.gov

Oregon Water Resources Department
725 Summer St. NE, Suite A Salem, Oregon 97301
Desk: 503.986.0923 | Fax: 503.986.0904
Without change...there would be no butterflies ☘

From: WUETHRICH Courtney A * WRD
Sent: Thursday, February 21, 2019 2:19 PM
To: ZIELINSKI Vicki J * WRD; SNYDER Lisa J * WRD; HAGE Trisha * WRD
Cc: HALL Kimberly D * WRD; KAVANAGH Kerry L * WRD
Subject: Certificate Request

Hello,

Applicant: Vetter Enterprises, LLC

Application: G-17062

Receipt: 129126

Thank you!

Courtney A Wuethrich
EXECUTIVE SUPPORT SPECIALIST, ADMINISTRATIVE SERVICES DIVISION
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-986-0865





**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION**

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ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

The purpose of this application is to obtain estimates of the cost and time required to process a Certificate Request. A separate estimate application is required for each application and/or transfer number. There is a non-refundable application fee of \$125.00 per request.

<u>REQUEST</u>	<u>TYPE</u>	<u>FILE NUMBER</u>
<input checked="" type="checkbox"/>	Certificate Request	Application Number <u>G-17062</u> Permit Number <u>G-16483</u> Transfer Number/Permit Amendment (if applicable) <u>T-11118</u>

	<u>Applicant Information</u>	<u>Applicant's Representative/Contact</u>
Name:	Vetter Enterprises, LLC	Water Right Services, LLC / John A. Short
Address:	PO Box 755 Hines, OR 97738	PO Box 1830 Bend, OR 97709
Phone:	_____	541-389-2837
Fax:	_____	
E-Mail Address:	_____	johnshort@usa.com

I certify that I (check one):

- have previously filed a Claim of Beneficial Use
 am attaching the Claim of Beneficial Use with this request and have included the appropriate claim fee.

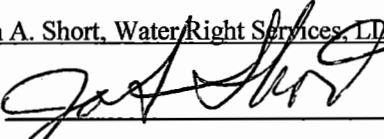
I understand the following:

- That upon receipt of my non-refundable application fee in the amount of **\$ 125.00**, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:
**Oregon Water Resources Department
 Certificate Reimbursement Authority Program
 725 Summer St. NE, Suite A
 Salem, OR 97301-1271**

I certify that I am the (check one):

- Applicant Applicant's Representative Other (Please specify) _____

Name: John A. Short, Water Right Services, LLC, Agent

Signature: 

OWRD USE ONLY: Reimbursement Authority Number: R12/012-19

**T25S R33E, WM,
HARNEY COUNTY, OR**

Well Locations:

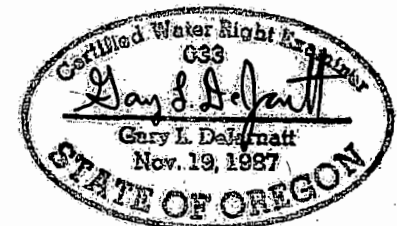
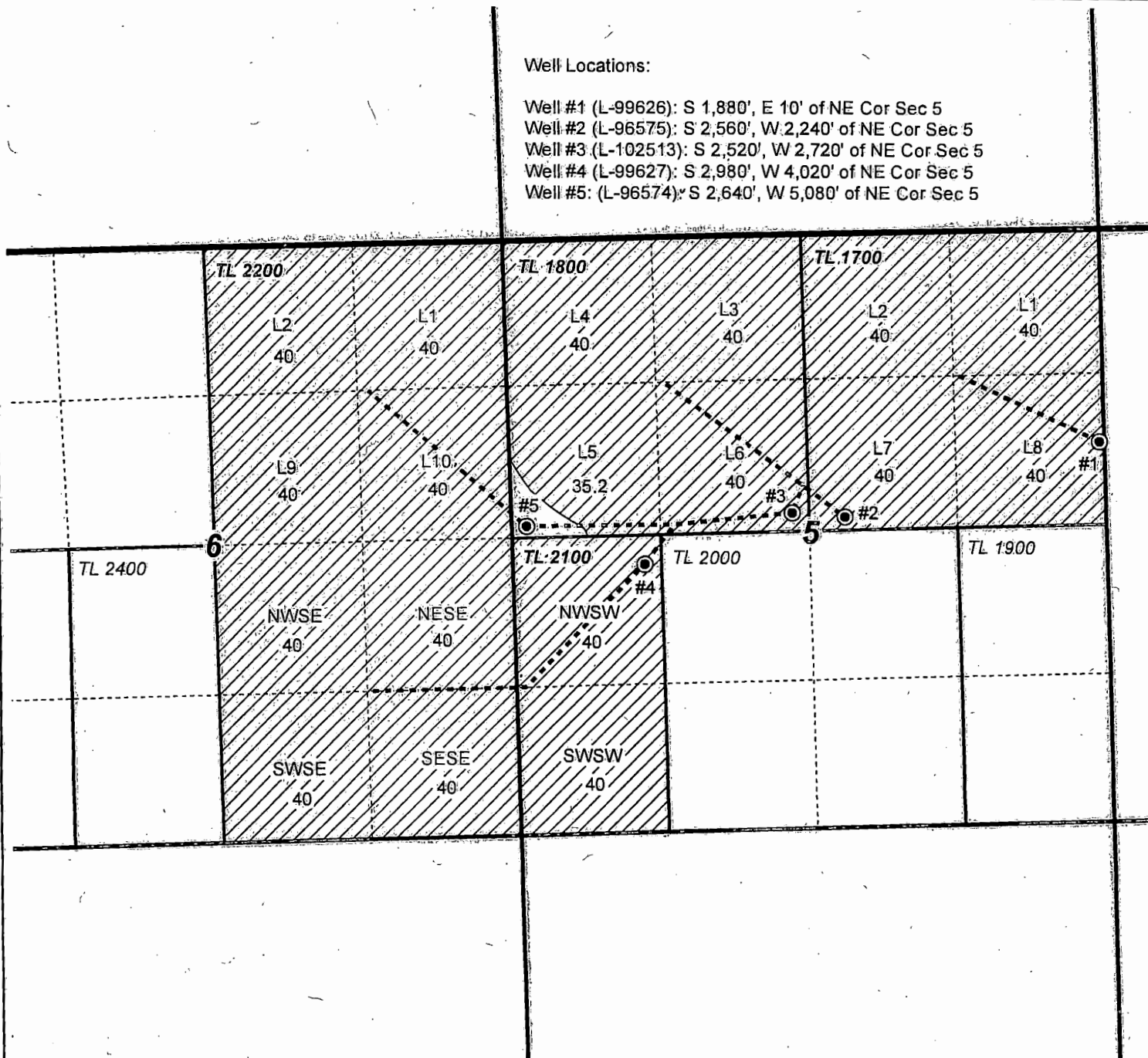
Well #1 (L-99626): S 1,880', E 10' of NE Cor Sec 5
 Well #2 (L-96575): S 2,560', W 2,240' of NE Cor Sec 5
 Well #3 (L-102513): S 2,520', W 2,720' of NE Cor Sec 5
 Well #4 (L-99627): S 2,980', W 4,020' of NE Cor Sec 5
 Well #5: (L-96574): S 2,640', W 5,080' of NE Cor Sec 5



0 1,320 Feet

1" = 1,320'

- Well & Meter
- Pipeline
- POU IR
- Township
- Section
- Quarter Quarter
- Tax Lot



RENEWAL DATE 12/31/2019

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OWRD

**CLAIM OF BENEFICIAL USE MAP
Vetter Enterprises, LLC**

Date: 2/4/2019

This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT SERVICES, LLC
 PO BOX 1830, BEND, OR 97709
 WWW.OREGONWATER.US CCB # 197121
 johnshort@usa.com 541-389-2837

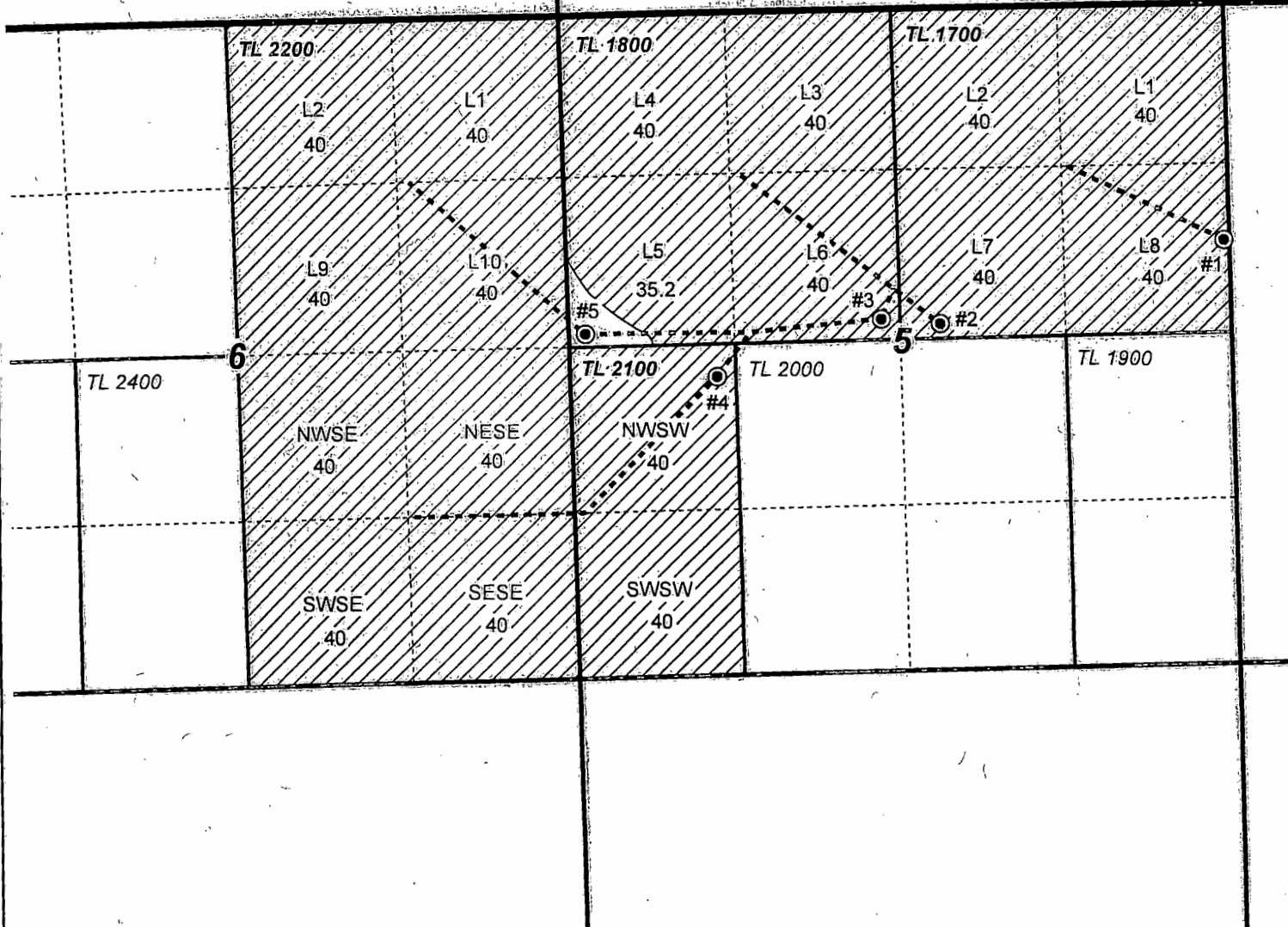
Ap G-17062 Permit G-16483 Permit Amendment T-11118


Project #18061








**T25S R33E, WM,
HARNEY COUNTY, OR**

Well Locations:

- Well #1 (L-99626): S 1,880', E 10' of NE Cor Sec 5
- Well #2 (L-96575): S 2,560', W 2,240' of NE Cor Sec 5
- Well #3 (L-102513): S 2,520', W 2,720' of NE Cor Sec 5
- Well #4 (L-99627): S 2,980', W 4,020' of NE Cor Sec 5
- Well #5: (L-96574): S 2,640', W 5,080' of NE Cor Sec 5




 0 1,320 Feet
 1" = 1,320'

-  Well & Meter
-  Pipeline
-  POU IR
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RENEWAL DATE 12/31/2019

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FEB 11 2019



OWRD

**CLAIM OF BENEFICIAL USE MAP
Vetter Enterprises, LLC**

Date: 2/4/2019

This map is not intended to provide legal dimensions or locations of property ownership lines.

WATER RIGHT SERVICES, LLC
 PO BOX 1830, BEND, OR 97709
 WWW.OREGONWATER.US CCB # 197121
 johnshort@usa.com 541-389-2837

Oregon Water Resources Department
PUMP TEST FORM COVER SHEET

OWRD

Well Owner:

Name: Tom Vetter
Address: P.O. Box 755
County: Harney
City: Hines State: OR Zip: 97738
Original owner (from well log): Tom Vetter

Well Location:

Township: 25 S (N/S) Range: 33 E (EW)
Section: 5 1/4 NE 1/4 SW 1/4 SW
Well depth: 229 Date drilled: 5-17-2009
Owners well no. (if any): 2
POD ID: E-96575

Water Right Information:

Application: G-17062 Permit: G-16483 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: Jay Nelson Well Owner? Yes
Company: Sure Top Springs
Address: 20324 Hetchkiss Date of Test: 10-31-2018
City: Burns State: OR Zip: 97720
Daytime phone: 541-589-3772

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

Pump type (pick one or enter other method used): Turbine

Was the pump test conducted during normal use of the well? Yes Note: No

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) 1 1/4 port south side

Measuring point distance None land surface 18' feet

Static water level measurements: (A minimum of three measurements are required in the 60 minutes before pumping begins at no less than 20 minutes apart)

Time	Depth to water below meas. point	Depth to water below land surface
<u>9:30</u>	<u>72</u>	<u>70.5</u>
<u>9:55</u>	<u>72</u>	<u>70.5</u>
<u>10:25</u>	<u>72</u>	<u>70.5</u>

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)
<u>10:30</u>	<u>1200</u>	<u>gpm</u>
<u>11:30</u>	<u>1200</u>	<u>gpm</u>
<u>12:30</u>	<u>1200</u>	<u>gpm</u>
<u>1:30</u>	<u>1200</u>	<u>gpm</u>
<u>2:30</u>	<u>1200</u>	<u>gpm</u>

Time pump turned on: _____ Date 10-31-18 Time 10:30
Time pump turned off: _____ Date 10-31-18 Time 2:30
Total pumping time: 4 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: Jay Nelson

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Oregon Water Resources Department

FEB 11 2019

PUMP TEST DATA SHEET

OWRD Page 2 of 2

Application: G-17062 Permit: G-16483 Certificate: _____ Pod Id: L-96575

All water-level measurements must either be in feet and inches, or feet and decimal fractions.

Drawdown Data

Recovery Data

Drawdown Data					Recovery Data						
Date	Time	Time Since Pump Started (minutes)	Depth to Water Below Measuring Pt	Depth to Water Below Land Surface	Comments	Date	Time	Time Since Pump Stopped (minutes)	Depth to Water Below Measuring Pt	Depth to Water Below Land Surface	Comments
10/31/18	930		72'	70.5		10/31/18		231	77	75.56	
	955		72'	70.5				233	74	72.53	
	1025		72'	70.5				235	73	71.72	
	1030		72'	70.5				237	73	71.53	
	1032		75	73.59				238	73	71.53	
	1034		78	76.56				241	72	70.6	
	1036		78.4	76.42							
	1038		79.5	77.52							
	1040		79.5	77.52							
	1045		79.5	77.52							
	1050		79.5	77.52							
	1055		79.5	77.52							
	1100		79.5	77.52							
	1115		79.5	77.52							
	1130		79.5	77.52							
	1145		79.5	77.52							
	1200		79.5	77.52							
	1215		79.5	77.52							
	1230		79.5	77.52							
	1245		79.5	77.52							
	100		79.5	77.52							
	115		79.5	77.52							
	130		79.5	77.52							
	145		79.5	77.52							
	200		79.5	77.52							
	215		79.5	77.52							
	230		79.5	77.52							

CLAIM OF BENEFICIAL USE for Groundwater Permits claiming more than 0.1 cfs



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

A fee of \$200 must accompany this form for permits with priority dates of July 9, 1987, or later.

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx

SECTION 1

GENERAL INFORMATION

1. File Information

APPLICATION #	PERMIT # (IF APPLICABLE)	PERMIT AMENDMENT # (IF APPLICABLE)
G-17062	G- 16483	T- 11118

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WR

2* Property Owner (current owner information)

APPLICANT/BUSINESS NAME Vetter Enterprises, LLC		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 755			
CITY Hines	STATE OR	ZIP 97738	E-MAIL

If the current property owner is not the permit holder of record, it is recommended that an assignment be filed with the Department. ***Each** permit holder of record must sign this form.*

3. Permit holder of record (this may, or may not, be the current property owner)

PERMIT HOLDER OF RECORD Same		
ADDRESS		
CITY	STATE	ZIP

ADDITIONAL PERMIT HOLDER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
Tom Vetter, Jr.	11-29-2018	Owner

6. County:

7. If any property described in the place of use of the permit is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

OWNER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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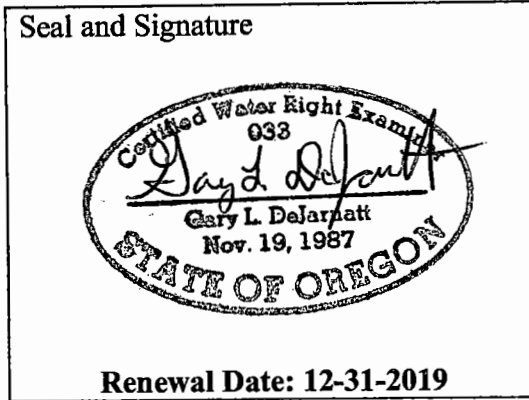
OWRD

**SECTION 2
SIGNATURES**

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OWRD

CWRE Statement, Seal and Signature

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



CWRE NAME Gary L. DeJarnatt		PHONE NO.	ADDITIONAL CONTACT NO. John Short 541-389-2837
ADDRESS 20735 Double Peaks Drive			
CITY Bend	STATE OR	ZIP 97701	E-MAIL

Permit Holder of Record Signature or Acknowledgement

Each permit holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Tom Vetter	Member	2/6/19

**SECTION 3
CLAIM DESCRIPTION**

OWRD

1. Point of appropriation name or number:

POINT OF APPROPRIATION (POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
Well 1	HARN 51587	L-99626
Well 2	HARN 51585	L-96575
Well 3	HARN 51701	L-102513
Well 4	HARN 51586	L-99627
Well 5	HARN 51584	L-96574

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of appropriation source, if indicated on permit:

POA NAME OR NUMBER	SOURCE BASIN LOCATED WITHIN	TRIBUTARY
Wells 1 to 5	Malheur Slough Basin	

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

POA NAME OR NUMBER	USES	IF IRRIGATION; LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
Well 1	IR	Hay	Mar 1 to Oct 31	9.0 cfs
Well 2	IR	Hay	Mar 1 to Oct 31	9.0 cfs
Well 3	IR	Hay	Mar 1 to Oct 31	9.0 cfs
Well 4	IR	Hay	Mar 1 to Oct 31	9.0 cfs
Well 5	IR	Hay	Mar 1 to Oct 31	9.0 cfs
Total Quantity of Water Used				9.0 cfs

4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of appropriation to the place of use:

Water is pumped from wells via pipelines to the pivots, the corners, and the NWSE of Section 6 and the SWSE of Section 6 and applied for crop irrigation.

The corners outside the pivot area, are irrigated via 2" dia (20 gpm) connections at the end of the pivot lines and connected to hoses, which connect to hand lines.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, permit amendment final order, or extension final order? If yes, describe below. YES NO

(e.g. "The permit allowed three points of appropriation. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

N/A

6. Claim Summary:

POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
Well 1	9.0 cfs	5.99 cfs	N/A	IR	720	715.2
Well 2	9.0 cfs	6.06 cfs	N/A	IR	720	715.2
Well 3	9.0 cfs	10.10 cfs	N/A	IR	720	715.2
Well 4	9.0 cfs	8.65 cfs	N/A	IR	720	715.2
Well 5	9.0 cfs	6.20 cfs	N/A	IR	720	715.2

SECTION 4

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SYSTEM DESCRIPTION

FEB 11 2019

Are there multiple POAs?

If "YES" you will need to copy and complete Sections 4B through 4F for each POA.

OWRD

YES NO

A. Place of Use

1. Is the right for municipal use?

YES NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLot	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
25 S	33 E	WM	5	NE NE	GL 1		IR	40.0	
25 S	33 E	WM	5	NW NE	GL 2		IR	40.0	
25 S	33 E	WM	5	SW NE	GL 7		IR	40.0	
25 S	33 E	WM	5	SE NE	GL 8		IR	40.0	
25 S	33 E	WM	5	NE NW	GL 3		IR	40.0	
25 S	33 E	WM	5	NW NW	GL 4		IR	40.0	
25 S	33 E	WM	5	SW NW	GL 5		IR	35.2	
25 S	33 E	WM	5	SE NW	GL 6		IR	40.0	
25 S	33 E	WM	5	NW SW			IR	40.0	
25 S	33 E	WM	5	SW SW			IR	40.0	
25 S	33 E	WM	6	NE NE	GL 1		IR	40.0	
25 S	33 E	WM	6	NW NE	GL 2		IR	40.0	
25 S	33 E	WM	6	SW NE	GL 9		IR	40.0	
25 S	33 E	WM	6	SE NE	GL 10		IR	40.0	
25 S	33 E	WM	6	NE SE			IR	40.0	
25 S	33 E	WM	6	NW SE			IR	40.0	
25 S	33 E	WM	6	SW SE			IR	40.0	
25 S	33 E	WM	6	SE SE			IR	40.0	
Total Acres Irrigated								715.2	N/A

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLot), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLot, and QQ.

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

Well 1 HARN 51587 L- 99626

B. Diversion and Delivery System Information

OWRD

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of appropriation to the place of use.

1. Is a pump used? YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Flowserve	12EMM	00906CGC 84613-2	Turbine		

3. Motor Information

MANUFACTURER	HORSEPOWER
US Motors	75

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
75	15	46 ft	4 ft	5.99

5. Provide pump calculations:

See attached OWRD pump calculations.

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
N/A			

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

7. Is the distribution system piped? YES NO

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
10"	5280 ft	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4" & 6"	1280 ft	Aluminum	Above

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
9/64"	20	73.6	32	43	0.16

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

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
TL 1700 Reinke	1300 ft	15	1000	2.23
TL 1800 Reinke	1300 ft	15	1000	2.23
TL 2100/2200 Reinke	1300 ft	10	1000	2.23
TL 2200 Reinke	1300 ft	10	1000	2.23

12. Additional notes or comments related to the system:

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? YES NO

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well: RECEIVED

1-1/2" dia threaded access pipe in casing.

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3. If well logs are not available, provide as much of the following information as possible:

OWRD

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
N/A						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

N/A

5. Is the appropriation from a dug well (sump)? YES NO

If "NO", items 6 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) YES NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? YES NO

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

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? YES NO

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

B. Diversion and Delivery System Information

OWRD

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of appropriation to the place of use.

1. Is a pump used? YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Flowserve	12EMM	0906 CGC 84613-1	Turbine		

3. Motor Information

MANUFACTURER	HORSEPOWER
US Electric	75

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN.CFS)
75	15	45 ft	4 ft	6.06

5. Provide pump calculations:

See attached OWRD pump calculations.

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN.CFS)
N/A			

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

7. Is the distribution system piped? YES NO

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
10"	5280 ft	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4" & 6"	1280 ft	Aluminum	Above

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
9/64"	20	73.6	32	43	0.16

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

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
TL 1700 Reinke	1300 ft	15	1000	2.23
TL 1800 Reinke	1300 ft	15	1000	2.23
TL 2100/2200 Reinke	1300 ft	10	1000	2.23
TL 2200 Reinke	1300 ft	10	1000	2.23

12. Additional notes or comments related to the system:

C. Groundwater Source Information (Well and Sump)

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1. Is the appropriation from ground water (well or sump)?

FEB 11 2019 YES NO

If "NO", items 2 through 8 relating to this section may be deleted.

OWRD

2. Describe the access port (type and location) or other means to measure the water level in the well:

3/4" dia threaded access pipe with cap in side of casing.

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
N/A						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

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

YES NO

If "NO", items 6 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir)

YES NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

YES NO

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

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

YES NO

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

B. Diversion and Delivery System Information

OWRD

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of appropriation to the place of use.

1. Is a pump used?

YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Flowserve	10QKH	1007CGC86095-1	Turbine		

3. Motor Information

MANUFACTURER	HORSEPOWER
US Motors	125

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
125	15	45 ft	4 ft	10.10

5. Provide pump calculations:

See attached OWRD pump calculations.

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
N/A			

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

7. Is the distribution system piped?

YES NO

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
10"	5280 ft	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4" & 6"	2640 ft	Aluminum	Above

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
9/64"	20	73.6	32	43	0.16

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

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
TL 1700 Reinke	1300 ft	15	1000	2.23
TL 1800 Reinke	1300 ft	15	1000	2.23
TL 2100/2200 Reinke	1300 ft	10	1000	2.23
TL 2200 Reinke	1300 ft	10	1000	2.23

12. Additional notes or comments related to the system:

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? YES NO

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

3/4" dia threaded access pipe with cap in side of casing.

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
N/A						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

5. Is the appropriation from a dug well (sump)? YES NO

If "NO", items 6 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) YES NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? YES NO

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

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? YES NO

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

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B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of appropriation to the place of use.

1. Is a pump used?

YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Flowserve			Turbine		

3. Motor Information

MANUFACTURER	HORSEPOWER
US Motors	100

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
100	10	52 ft	4 ft	8.65

5. Provide pump calculations:

See attached OWRD pump calculations.

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
N/A			

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

7. Is the distribution system piped?

YES NO

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
10"	5280 ft	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4" & 6"	2640 ft	Aluminum	Above

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
9/64"	20	73.6	32	43	0.16

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

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
TL 1700 Reinke	1300 ft	15	1000	2.23
TL 1800 Reinke	1300 ft	15	1000	2.23
TL 2100/2200 Reinke	1300 ft	10	1000	2.23
TL 2200 Reinke	1300 ft	10	1000	2.23

12. Additional notes or comments related to the system:

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? YES NO

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

3/4" dia threaded access pipe with cap in side of casing.

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
N/A						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

5. Is the appropriation from a dug well (sump)? YES NO

If "NO", items 6 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) YES NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? YES NO

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

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? YES NO

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

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B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of appropriation to the place of use.

1. Is a pump used? YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Flowserve			Turbine		

3. Motor Information

MANUFACTURER	HORSEPOWER
US Motors	40

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
40	10	18 ft	2 ft	6.20

5. Provide pump calculations:

See attached OWRD pump calculations.

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
N/A			

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

7. Is the distribution system piped? YES NO

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
10"	5280 ft	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4" & 6"	2640 ft	Aluminum	Above

10. Sprinkler Information

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
9/64"	20	73.6	32	43	0.16

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

11. Pivot Information

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
TL 1700 Reinke	1300 ft	15	1000	2.23
TL 1800 Reinke	1300 ft	15	1000	2.23
TL 2100/2200 Reinke	1300 ft	10	1000	2.23
TL 2200 Reinke	1300 ft	10	1000	2.23

12. Additional notes or comments related to the system:

C. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)? YES NO

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

3/4" dia threaded access pipe with cap in side of casing.

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
N/A						

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

5. Is the appropriation from a dug well (sump)? YES NO

If "NO", items 6 through 8 relating to this section may be deleted.

D. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir) YES NO

If "NO", item 2 and 3 relating to this section may be deleted.

E. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? YES NO

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

F. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? YES NO

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

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SECTION 5 CONDITIONS

All conditions contained in the permit, permit amendment, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

2018. Time Limits:

Permits and extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit or permit extension order:

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	11-05-2010		
BEGIN CONSTRUCTION (A)	5-04-2010	11-05-2010	Well 5 (HARN 51584 L-96574) added by Permit Amendment T-11118
COMPLETE CONSTRUCTION (B)	10-30-2019	11-29-2018	System complete
COMPLETE APPLICATION OF WATER ©	10-30-2019	11-29-2018	Complete application of water to Beneficial Use

* MUST BE WITHIN PERIOD BETWEEN PERMIT, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? YES NO

3. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? YES NO

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

b. What month was the initial measurement to be taken in?

March

c. Was the measurement submitted to the Department? YES NO

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

DATE OF MEASUREMENT	MEASUREMENT MADE BY	METHOD	MEASUREMENT

4. Annual Static Water Level Measurements:

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

If "NO", items 5b through 5e relating to this section may be deleted.

b. Provide the month, or months, the static water level measurement(s) were to be made:

March

c. Were the static water level measurements taken in the month(s) required? YES NO

d. If "YES", were those measurements submitted to the Department? YES NO

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e. If the annual measurements were not submitted, provide the measurements now:

DATE OF MEASUREMENT	MEASUREMENT MADE BY	METHOD	MEASUREMENT
N/A			

5. Pump Test (Required for most ground water permits prior to issuance of a certificate)

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

If "NO", items 6b through 6e relating to this section may be deleted.

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

c. Is the pump test attached to this claim? **FEB 11 2019** **YES** NO

d. Has the pump test been approved by the Department? YES **NO**

e. Has a pump test exemption been approved by the Department? **OWRD** YES **NO**

6. Measurement Conditions:

a. Does the permit, permit amendment, or any extension final order require the installation of a meter or approved measuring device? **YES** NO

If "NO", items 7b through 7f relating to this section may be deleted.

b. Has a meter been installed? **YES** NO

c. Meter Information

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
Well 1	McCrometer	1007866	Working	130353	2009
Well 2	McCrometer	1007867	Working	278167	2009
Well 3	McCrometer	1007865	Working	357496	2010
Well 4	Alcara	80043855	Working	28	2009
Well 5	Alcara	80043855	Working	28	2009

If a meter has been installed, items 7d through 7f relating to this section may be deleted.

7. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? **YES** NO

If "NO", item 7b relating to this section may be deleted.

b. Have the reports been submitted? **YES** NO

If the reports have not been submitted, attach a copy of the reports if available.

8. Other conditions required by permit, permit amendment final order, or extension final order:

a. Were there special well construction standards? YES **NO**

b. Was submittal of a ground water monitoring plan required? YES **NO**

c. Was submittal of a water management and conservation plan required? YES **NO**

d. Other conditions? **YES** NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

Progress Report Condition-attached; Well ID Tag Condition- ID tags found attached

**SECTION 6
ATTACHMENTS**

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

ATTACHMENT NAME	DESCRIPTION
Pump Calcs	OWRD Pumps Calculations for Wells 1 through 5 (L-99626, L-96575, L-102513, L-99627, L-96574)
CBU Map	Claim of Beneficial Use Map
Well Logs	HARN 51587/L-99626, HARN51585/L-96575, HARN51701/L-102513, 51586/L-99627, HARN51584/L-96574
Progress Report	2018 Checkpoint Progress Report
Pump Test	Pump Test
Multiple Well Exemption	Multiple Well Exemption Request

**SECTION 7
CLAIM OF BENEFICIAL USE MAP**

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

On site direct measurements and NAIP Imagery

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Map Checklist

Please be sure that the map you submit includes ALL the items listed below.
(Reminder: Incomplete maps and/or claims may be returned.)

- Map on polyester film
- Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- Township, Range, Section, Donation Land Claims, and Government Lots
- If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- N/A Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- Point(s) of diversion or appropriation (illustrated and coordinates)
- Tax lot boundaries and numbers
- N/A Source illustrated if surface water
- Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- Application and permit number or transfer number
- North arrow
- Legend
- CWRE stamp and signature

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Pump Capacity Calculation Sheet		<u>WELL 1 HARN 51587 L-99626</u>			
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 =	<u>75</u>				
Efficiency =	<u>7.04</u>				
Lift =	<u>50</u>				
PSI =	<u>15</u>				
Results Calculated					
$(hp)(\text{efficiency}) =$	<u>528</u>				
Head based on psi =	<u>38.1</u>				
Total dynamic head =	<u>88.1</u>				
(head + lift)					
Pump Capacity =	5.99	feet per second			

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Pump Capacity Calculation Sheet						
using Department designed formula:		WELL 2 HARN 51585 L-96575 VETTER				
$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$						
Efficiency:						
Centrifugal = 6.61						
Turbine = 7.04						
Data Entry (fill in underlined blanks)						
HP =	<u>75</u>					
Efficiency =	<u>7.04</u>					
Lift =	<u>49</u>					
PSI =	<u>15</u>					
Results Calculated						
$(hp)(\text{efficiency}) =$	<u>528</u>					
Head based on psi =	<u>38.1</u>					
Total dynamic head =	<u>87.1</u>					
(head + lift)						
Pump Capacity =	6.06	feet per second				

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Pump Capacity Calculation Sheet		WELL 3 HARN 51701 L-102513			
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 =	<u>125</u>				
Efficiency =	<u>7.04</u>				
Lift =	<u>49</u>				
PSI =	<u>15</u>				
Results Calculated					
$(hp)(\text{efficiency}) =$	880				
Head based on psi =	38.1				
Total dynamic head =	87.1				
(head + lift)					
Pump Capacity =	10.10	feet per second			

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Pump Capacity Calculation Sheet		WELL 4 HARN 51586 L-99627 VETTER			
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 =	100				
Efficiency =	7.04				
Lift =	56				
PSI =	10				
Results Calculated					
$(hp)(\text{efficiency}) =$	704				
Head based on psi =	25.4				
Total dynamic head =	81.4				
(head + lift)					
Pump Capacity = 8.65 feet per second					

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Pump Capacity Calculation Sheet		WELL 5 HARN 51584 L-96574 VETTER			
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 =	<u>40</u>				
Efficiency =	<u>7.04</u>				
Lift =	<u>20</u>				
PSI =	<u>10</u>				
Results Calculated					
$(hp)(\text{efficiency}) =$	<u>281.6</u>				
Head based on psi =	<u>25.4</u>				
Total dynamic head =	<u>45.4</u>				
(head + lift)					
Pump Capacity =	<u>6.20</u>	feet per second			

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STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-16-2009

WELL LABEL # L 99626

START CARD # 1006716

(1) LAND OWNER Owner Well I.D. # /

First Name Tom Last Name Vetter
Company Vetter Ranch
Address 21105 Scottsdale Dr.
City Bend State OR Zip 97701

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 247.00 ft.

Table with columns: Dia, From, To, Material, SEAL From, To, Amt, lbs. Row 1: 18, 0, 18, Bentonite, 0, 18, 40, S

How was seal placed: Method [] A [] B [] C [] D [] E
[X] Other poured dry and tam
Backfill placed from ft. to ft. Material
Filter pack from ft. to ft. Material Size
Explosives used: [] Yes Type Amount

(6) CASING/LINER
Table with columns: Casing, Liner, Dia, From, To, Gauge, Stil, Plstc, Wld, Thrd. Row 1: [X], [X], 14, 2, 75, 250, [X], [X], [X], [X]

Shoe [] Inside [] Outside [] Other Location of shoe(s)
Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS
Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrn/slot width, Slot length, # of slots, Tele/pipe size

(8) WELL TESTS: Minimum testing time is 1 hour
[] Pump [] Bailer [X] Air [] Flowing Artesian
Table with columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr)
Row 1: 1,000, , 247,

Temperature 60 °F Lab analysis [] Yes By
Water quality concerns? [] Yes (describe below)
Table with columns: From, To, Description, Amount, Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 SE 1/4 of the NE 1/4 Tax Lot 1700
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [X] Nearest address

50621 Hwy 78 Burns OR

(10) STATIC WATER LEVEL
Table with columns: Existing Well / Predeepening, Date, SWL(psi), SWL(ft)
Row 1: Completed Well, 05-19-2009, [X], 17

WATER BEARING ZONES Depth water was first found 45
Table with columns: SWL, Date, From, To, Est Flow, SWL(psi), SWL(ft)
Row 1: 05-19-2009, 45, 247, 1,000, [X], 17

(11) WELL LOG Ground Elevation

Table with columns: Material, From, To
Sady Loam Topsoil 0 2
Clay Brown 2 26
Clay Grey 26 45
Sand Coarse Blk 45 60
Clystone Grey 60 72
Rock Basalt Blk 72 125
Sandstone Grey 125 247

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Date Started 05-05-2009 Completed 05-19-2009

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number Date
Electronically Filed
Signed

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1424 Date 06-16-2009
Electronically Filed
Signed TIMOTHY K RILEY (E-filed)
Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-16-2009

WELL LABEL # L 96575

START CARD # 1006691

(1) LAND OWNER Owner Well I.D. 2

First Name Tom Last Name Vetter
Company
Address 21105 Scottsdale Dr.
City Bend State OR Zip 97701

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 229.00 ft.

Table with columns: Dia, From, To, Material, SEAL From, To, Amt, lbs. Row 1: 18, 0, 18, Bentonite, 0, 18, 34, S.

How was seal placed: Method [] A [] B [] C [] D [] E
[X] Other poured dry and tam
Backfill placed from ft. to ft. Material
Filter pack from ft. to ft. Material Size
Explosives used: [] Yes Type Amount

(6) CASING/LINER Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes a diagram of casing/liner connections.

Shoe [] Inside [] Outside [] Other Location of shoe(s)
Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrn/slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour
[] Pump [] Bailer [X] Air [] Flowing Artesian
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)
1,500 229 1

Temperature 64 °F Lab analysis [] Yes By
Water quality concerns? [] Yes (describe below)
Table with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)
County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 SW 1/4 of the NE 1/4 Tax Lot 1700
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [X] Nearest address

60621 Hwy 78 Burns OR

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft)
Existing Well / Predeepening
Completed Well 05-17-2009 [X] 17
Flowing Artesian? [] Dry Hole? []

WATER BEARING ZONES Depth water was first found 60
Table with columns: SWL Date, From, To, Est Flow, SWL(psi), + SWL(ft). Row 1: 05-17-2009, 60, 229, 1,500, [X] 17.

(11) WELL LOG Ground Elevation
Material From To
Sandy loam topsoil 0 1
Clay Brown 1 27
Clay Grey 27 50
Sand Fine/Clay Grey 50 105
Clay Grey 105 165
Sandstone Hard Grey 165 229
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Date Started 04-30-2009 Completed 05-17-2009

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number Date
Electronically Filed
Signed

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1424 Date 06-16-2009
Electronically Filed
Signed TIMOTHY K RILEY (E-filed)
Contact Info (optional)

STATE OF OREGON
 WATER SUPPLY WELL REPORT
 (as required by ORS 537.765 & OAR 690-205-0210)

HARN 51701
HARN 51701
 05-21-2010

WELL LABEL # L 102513

START CARD # 1009988

(1) LAND OWNER Owner Well I.D. 3
 First Name Tom Last Name Vetter
 Company Vetter Ranch
 Address PO Box 755
 City Hines State OR Zip 97738

(2) TYPE OF WORK New Well Deepening Conversion
 Alteration (repair/recondition) Abandonment

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Reverse Rotary Other

(4) PROPOSED USE Domestic Irrigation Community
 Industrial/ Commercial Livestock Dewatering
 Thermal Injection Other

(5) BORE HOLE CONSTRUCTION Special Standard (Attach copy)
 Depth of Completed Well 249.00 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
16	0	18	Bentonite	0	18	30	S
12	18	249					

How was seal placed: Method A B C D E
 Other poured dry and tam.
 Backfill placed from _____ ft. to _____ ft. Material _____
 Filter pack from _____ ft. to _____ ft. Material _____ Size _____
 Explosives used: Yes Type _____ Amount _____

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input type="checkbox"/>	12	<input checked="" type="checkbox"/>	2	120	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Shoe Inside Outside Other Location of shoe(s) _____
 Temp casing Yes Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perf/S	Casing/	Screen	Screen/slot	Slot	# of	Tele/
green	Liner	Dia	width	length	slots	pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

Pump Builer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
1,000		240	1

Temperature 60 °F Lab analysis Yes By _____
 Water quality concerns? Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)
 County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
 Sec 5 SE 1/4 of the NE 1/4 Tax Lot 1700
 Tax Map Number _____ Lot _____
 Lat _____ " or _____ DMS or DD
 Long _____ " or _____ DMS or DD
 Street address of well Nearest address
60621 Hwy 78, Burns, OR 97720

(10) STATIC WATER LEVEL

Existing Well / Predeepening	Date	SWL (psi)	+ SWL (ft)
Completed Well	05-05-2010		16

Flowing Artesian? Dry Hole?

WATER BEARING ZONES Depth water was first found 16

SWL Date	From	To	Est Flow	SWL (psi)	+ SWL (ft)
05-05-2010	16	249	1,000		16

(11) WELL LOG Ground Elevation _____

Material	From	To
topsoil	0	1
clay brown	1	26
clay green	26	37
clay grey	37	58
sad fine black	58	87
clay grey	87	185
sandstone	185	249

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Date Started 05-04-2010 Completed 05-05-2010

(unbonded) Water Well Constructor Certification
 I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number _____ Date _____
 Electronically Filed
 Signed _____

(bonded) Water Well Constructor Certification
 I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1424 Date 05-21-2010
 Electronically Filed
 Signed TIMOTHY K RILEY (E-filed)
 Contact Info (optional) _____

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-16-2009

WELL LABEL # L 99627

START CARD # 171221

(1) LAND OWNER Owner Well I.D. 4

First Name Tom Last Name Vetter
Company
Address 21105 Scottsdale Dr.
City Burns State OR Zip 97701

(2) TYPE OF WORK
New Well Deepening Conversion
Alteration (repair/recondition) Abandonment

(3) DRILL METHOD
Rotary Air Rotary Mud Cable Auger Cable Mud
Reverse Rotary Other

(4) PROPOSED USE
Domestic Irrigation Community
Industrial/ Commercial Livestock Dewatering
Thermal Injection Other

(5) BORE HOLE CONSTRUCTION Special Standard Attach copy
Depth of Completed Well 488.00 ft.

Table with columns: Dia, From, To, Material, SEAL From, To, Amt, lbs. Row 1: 18, 0, 18, Bentonite, 0, 18, 40, S. Row 2: 14, 18, 488.

How was seal placed: Method A B C D E
Other poured dry and tam
Backfill placed from ft. to ft. Material
Filter pack from ft. to ft. Material Size
Explosives used: Yes Type Amount

(6) CASING/LINER table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes diagrams of casing types.

Shoe Inside Outside Other Location of shoe(s)
Temp casing Yes Dia From To

(7) PERFORATIONS/SCREENS
Perforations Method
Screens Type Material

Table with columns: Perf/S, Casing/Screen, Liner, Dia, From, To, Scrm/slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour

Table with columns: Pump, Bailer, Air, Flowing Artesian, Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Row 1: 400, 488, 1.

Temperature 60 F Lab analysis Yes By
Water quality concerns? Yes (describe below)
Table with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 NW 1/4 of the SW 1/4 Tax Lot 2100
Tax Map Number Lot
Lat or DMS or DD
Long or DMS or DD
Street address of well Nearest address

60621 Hwy 78 Burns OR

(10) STATIC WATER LEVEL

Table with columns: Existing Well / Predeepening, Date, SWL(psi), SWL(ft). Row 1: Completed Well, 06-09-2009, 16.

WATER BEARING ZONES Depth water was first found 60
Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Row 1: 06-09-2009, 60, 120, 200, 16. Row 2: 06-09-2009, 290, 488, 800, 16.

(11) WELL LOG

Table with columns: Material, From, To. Includes layers like Topsoil Clay Brown, Cly Brown, Cly Grey, Sand Fine, etc. Includes 'RECEIVED FEB 11 2019 OWRD' stamp.

Date Started 05-11-2009 Completed 06-09-2009

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

License Number Date
Electronically Filed
Signed

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

License Number 1424 Date 06-16-2009
Electronically Filed
Signed TIMOTHY K RILEY (E-filed)
Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-12-2009

WELL LABEL # L 96574

START CARD # 1006671

(1) LAND OWNER Owner Well I.D. 5

First Name Tom Last Name Vetter
Company
Address 21105 Scottsdale Dr.
City Bend State OR Zip 97701

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 500.00 ft.

Table with columns: Dia, From, To, Material, SEAL, Amt, lbs. Row 1: 18, 0, 18, Bentonite, 0, 18, 40, S

How was seal placed: Method [] A [] B [] C [] D [] E
[X] Other poured dry and tam
Backfill placed from ft. to ft. Material
Filter pack from ft. to ft. Material Size
Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stil, Plstc, Wld, Thrd. Row 1: 14, 2, 140, .250, [X]

Shoe [] Inside [] Outside [] Other Location of shoe(s)
Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrm/slot width, Slot length, # of slots, Tele/pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

Table with columns: Pump, Bailer, Air, Flowing Artesian, Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr)

Table with columns: Temperature, Lab analysis, Water quality concerns, From, To, Description, Amount, Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 6 SE 1/4 of the NE 1/4 Tax Lot 2200
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [X] Nearest address
60621 Hwy 78, Burns OR

(10) STATIC WATER LEVEL

Table with columns: Existing Well / Predeepening, Date, SWL(psi), SWL(ft). Row 1: Completed Well, 05-15-2009, 17

WATER BEARING ZONES Depth water was first found 60

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Row 1: 05-15-2009, 60, 500, 400, 17

(11) WELL LOG

Table with columns: Material, From, To. Includes text: RECEIVED FEB 11 2019 OWRD

Date Started 04-27-2009 Completed 05-15-2009

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

License Number Date
Electronically Filed
Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

License Number 1424 Date 06-12-2009
Electronically Filed
Signed TIMOTHY K RILEY (E-filed)
Contact Info (optional)



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

Extension of Time Progress Report Form For Checkpoints

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Vetter Enterprises LLC Application G-17062 Permit G-16483

Report Due no later than October 1, 2013

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 OWRD

Progress Report Form for 2018

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-16483 (modified by Permit Amendment T-11118). **FAILURE TO SUBMIT THIS REPORT WILL MOST RESULT IN ANY FUTURE EXTENSION BEING DENIED**

DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between July 2, 2014 and October 1, 2018	FINANCIAL INVESTMENT
2014-2018	Pasture cleared and planted, and irrigated. Pivot connection, hoses, hand lines installed for remaining POU	\$150,000

2. **Compliance with terms and conditions of the permit and/or previous extension.**

Irrigation system has been developed and put to beneficial use.

3. **Total number of acres irrigated to date= 715.2 ac (if applicable)**

4. **Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, made to date.**

Maximum rate used to date = 8.94 cfs (cubic feet per second),

Maximum rate used to date = _____ gpm (gallons per minute), or

Acre Feet stored to date = _____ AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

Signature

Date 2-6-19

For OWRD use only

Diligence Shown Yes No

Date Public Noticed: _____

Reviewed by: _____

Date: _____

Oregon Water Resources Department
PUMP TEST FORM COVER SHEET

Well Owner:

Name: Tom Vetter
Address: P.O. Box 755
County: Harney
City: Hines State: OR Zip: 97738
Original owner (from well log): Tom Vetter

Well Location:

Township: 25 S (N/S) Range: 33 E (E/W)
Section: 5 1/4: NE 1/4: SW 1/4: SW
Well depth: 229 Date drilled: 5-17-2009
Owners well no. (if any): 2
POD ID: L-96575

Water Right Information:

Application: G-17062 Permit: G-16483 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: Jay Nelson Well Owner? Yes
Company: Sure Top Springs
Address: 30324 Hitchhiss Date of Test: 10-31-2018
City: Burns State: OR Zip: 97720
Daytime phone: 541-589-3772

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

Pump type (pick one or enter other method used): Turbine
Was the pump test conducted during normal use of the well? Yes Note: NO

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) 1 1/4 port south side

Measuring point distance Above land surface: 18" 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
<u>9 30</u>	<u>72</u>	<u>70.5</u>
<u>9 55</u>	<u>72</u>	<u>70.5</u>
<u>10 25</u>	<u>72</u>	<u>70.5</u>

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)
<u>10 30</u>	<u>1200</u>	<u>gpm</u>
<u>11 30</u>	<u>1200</u>	<u>gpm</u>
<u>12 30</u>	<u>1200</u>	<u>gpm</u>
<u>1 30</u>	<u>1200</u>	<u>gpm</u>
<u>2 30</u>	<u>1200</u>	<u>gpm</u>

Time pump turned on: _____ Date 10-31-18 Time 10 30
Time pump turned off: _____ Date 10-31-18 Time 2 30
Total pumping time: 4 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: Jay Nelson

PUMP TEST DATA SHEET

OWRD

Page 2 of 2

Application: G-17062 Permit: G-16483 Certificate: _____ Pod Id: L-96575

All water-level measurements must either be in feet and inches, or feet and decimal fractions.

Drawdown Data

Recovery Data

Date	Time	Time Since Pump Started (minutes)	Depth to Water Below Measuring Pt	Depth to Water Below Land Surface	Comments	Date	Time	Time Since Pump Stopped (minutes)	Depth to Water Below Measuring Pt	Depth to Water Below Land Surface	Comments
10/31/18	9:30		72'	70.5'		10/31/18		231	77'	75.56'	
	9:55		72'	70.5'				233	74'	72.53'	
	10:25		72'	70.5'				235	73'	71.72'	
	10:30		72'	70.5'				237	73'	71.53'	
	10:32		75'	73.59'				238	73'	71.53'	
	10:34		78'	76.56'				241	72'	70.6'	
	10:36		78.4'	76.42'							
	10:38		79.5'	77.52'							
	10:40		79.5'	77.52'							
	10:45		79.5'	77.52'							
	10:50		79.5'	77.52'							
	10:55		79.5'	77.52'							
	11:00		79.5'	77.52'							
	11:15		79.5'	77.52'							
	11:30		79.5'	77.52'							
	11:45		79.5'	77.52'							
	12:00		79.5'	77.52'							
	12:15		79.5'	77.52'							
	12:30		79.5'	77.52'							
	12:45		79.5'	77.52'							
	1:00		79.5'	77.52'							
	1:15		79.5'	77.52'							
	1:30		79.5'	77.52'							
	1:45		79.5'	77.52'							
	2:00		79.5'	77.52'							
	2:15		79.5'	77.52'							
	2:30		79.5'	77.52'							

Oregon Water Resources Department
PUMP TEST FORM COVER SHEET

OWRD

Well Owner:

Name: Tom Vetter
Address: P.O. Box 755
County: Harney
City: Hines State: OR Zip: 97738
Original owner (from well log): Tom Vetter

Well Location:

Township: 25 S (N/S) Range: 33 E (E/W)
Section: 5 1/4: NE 1/16: SW 1/64: SW
Well depth: 229 Date drilled: 5-17-2009
Owners well no. (if any): 2
POD ID: E 96575

Water Right Information:

Application: G-17062 Permit: G-16483 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: Jay Nelson Well Owner? Yes
Company: Sure Tap Springs
Address: 20324 Hatchkiss Date of Test: 10-31-2018
City: Burns State: OR Zip: 97720
Daytime phone: 541-589-3772

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

Pump type (pick one or enter other method used): Turbine
Was the pump test conducted during normal use of the well? Yes Note: NO

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) 1 1/4 port south side

Measuring point distance Above land surface 18" 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
<u>9:30</u>	<u>72</u>	<u>70.5</u>
<u>9:55</u>	<u>72</u>	<u>70.5</u>
<u>10:25</u>	<u>72</u>	<u>70.5</u>

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)
<u>10:30</u>	<u>1200</u>	<u>gpm</u>
<u>11:30</u>	<u>1200</u>	<u>gpm</u>
<u>12:30</u>	<u>1200</u>	<u>gpm</u>
<u>1:30</u>	<u>1200</u>	<u>gpm</u>
<u>2:30</u>	<u>1200</u>	<u>gpm</u>

Time pump turned on: Date 10-31-18 Time 10:30
Time pump turned off: Date 10-31-18 Time 2:30
Total pumping time: 4 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: Jay Nelson

RECEIVED

Oregon Water Resources Department

FEB 11 2019

PUMP TEST DATA SHEET

OWRD Page 2 of 2

Application: G-17062 Permit: G-16483 Certificate: Pod Id: L-96575

All water-level measurements must either be in feet and inches, or feet and decimal fractions.

Drawdown Data

Recovery Data

Table with columns for Date, Time, Time Since Pump Started (minutes), Depth to Water Below Measuring Pt, Depth to Water Below Land Surface, Comments, and Recovery Data columns.

RECEIVED

FEB 11 2019

OWRD

PUMP TEST MULTIPLE WELL EXEMPTION REQUEST FORM



OREGON WATER RESOURCES DEPARTMENT

OWNER NAME/BUSINESS NAME VETTER ENTERPRISES, LLC		PHONE NO.	ADDITIONAL CONTACT NO. John Short 541-389-2837	
ADDRESS PO Box 755				
CITY Hines	STATE OR	ZIP 97738-0755	E-MAIL johnshort@usa.com	

NOTE: To qualify for an exemption from testing your well(s), you must meet all of the following criteria (OAR 690-217-0020(3)):

- 1. You own multiple wells producing water from the same aquifer (to be verified by OWRD);**
- 2. One of the wells has been tested and the test has been approved by OWRD; and**
- 3. The wells are within 5 miles of the tested well.**

1. List the *tested* well. If the well is listed on any water right, please provide the water right identification numbers as well as the surveyed location. Note that an exemption cannot be granted until the test has been approved.

WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	OWNER WELL NAME OR #	TEST DATE	APPLICATION	PERMIT	TRANSFER	CERTIFICATE
HARN 51585	L-96575	Well 2	10-31-2018	G-17062	G-16483	T-11118	

(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)
					43.428233	-118.677933

2. List each well and associated water right(s) for which you are requesting a multiple well exemption. This does *not* include the tested well. If a well is listed on more than one water right, be sure to include them all here:

	WELL LOG # (EX: MARI 99999)	WELL TAG # (EX: L-999999)	OWNER WELL NAME OR #	APPLICATION	PERMIT	TRANSFER
a	HARN 51587	L-99626	WELL 1	G-17062	G-16483	T-11118
b	HARN 51701	L-102513	WELL 3	G-17062	G-16483	T-11118
c	HARN 51586	L-99627	WELL 4	G-17062	G-16483	T-11118
d	HARN 51584	L-96574	WELL 5	G-17062	G-16483	T-11118
e		L-		G-	G-	T-

(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)
a						43.430067	-118.668867
b						43.428235	-118.679100
c						43.427333	-118.684550
d						43.428333	-118.688483
e							

3. For each well listed in #1 and #2 above, attach all water well reports (i.e. well logs) or, if unavailable, other documentation showing the water-producing zones. If available, please attach a copy of the test and/or approval letter as well as a map showing the locations of all wells listed on this form.

I hereby certify that the tested well and the well(s) requested for exemption(s) are under the ownership listed above and are located within 5 miles of each other.

SIGNATURE: Tom Vetter **DATE:** 2-6-19 **LICENSE #:** N/A

PRINTED NAME: Tom Vetter (CIRCLE ONE): OWNER, EMPLOYEE, CWRE, RG, PE, WWC, PUMP INSTALLER

PHONE: 541-389-2837 (JOHN SHORT / AGENT) **EMAIL:** JOHNSHORT@USA.COM



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

July 10, 2014

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: G-17062 (Permit G-16483)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you are interested in having your application reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Steve Parrett at (503) 986-0825. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

Application # G-17062 Permit # G-16483

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

◆ **WRIG...**

Money Received on: 7-3-14

◆ **Extension Specialist...**

Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

◆ **Codi Holmes...**

Publish on Public Notice (initial 30-day comment): Date of notice 7/15/14

Update WRIS Database

In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No: Return file to Extension Specialist after PN [Signature]

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **112650**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Vetter Enterprises LLC
BY: _____

APPLICATION	<u>G-17062</u>
PERMIT	
TRANSFER	

CASH: CHECK.# 1190 OTHER: (IDENTIFY)

TOTAL REC'D \$ 575.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____ *4611*

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ 575.00

WATER RIGHTS:	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ _____		
WELL CONSTRUCTION	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$ _____	0219	\$ _____
LANDOWNER'S PERMIT		0220	\$ _____
OTHER (IDENTIFY)			

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____

0210 MONITORING WELLS \$ _____ CARD # _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **112650**

DATED: 7/13/14 BY: [Signature]

7. Are all questions on the application answered? _____

(NOTE: Supporting documentation such as: copies of the permit, well log(s), annual water use reports, static water level measurement reports, evidence demonstrating construction/work/water use accomplished, etc. may be included.)

The tables below are informational only. No need to check off.

■ NON-Municipal or NON-Quasi-Municipal Permit Extension Applications:

▪ Ques. #1 - Information provided on beginning of construction ("A" Date) under the permit.	▪ Ques. #5-C - Well location information provided <u>and</u> whether a permit amendment is necessary.
▪ Ques. #2 - Information provided on compliance with permit conditions.	▪ Ques. #6 - Information provided on number of acres irrigated, if applicable.
▪ Ques. #3 - Description provided of progress made in developing the permit.	▪ Ques. #7 - Description provided of remaining work left to be accomplished to perfect the permit.
▪ Ques. #4 - Monetary investment made in the project to date provided.	▪ Ques. #8 - Description provided of estimated cost to complete the project associated with the permit.
▪ Ques. #5-A - Max amount of water beneficially used to date for a SW permit indicated.	▪ Ques. #9 - Explanation provided of why the permit has not been fully developed/perfected.
▪ Ques. #5-B - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated.	▪ Ques. #10 - Justification provided of why the requested time is necessary to complete project.

■ Municipal/Quasi-Municipal Permit Extension Applications:

▪ Ques. #2 - For Quasi-Municipal permits only, information provided on beginning of construction ("A" Date) under the permit.	▪ Ques. #8 - Estimate provided of current peak water demand of the population served <u>and</u> the methodology used to make the estimate.
▪ Ques. #3 - For Municipal permits issued on or after June 29, 2005, information provided on beginning of construction ("A" Date).	▪ Ques. #9 - Explanation provided of why the permit has not been fully developed/perfected.
▪ Ques. #4 - Description provided of progress made in developing the permit <u>and</u> financial expenditures made in the project to date.	▪ Ques. #10-A - Estimate provided of demand projection for the permit, the methodology used to make the estimate <u>and</u> anticipated date for full beneficial use of the permit.
▪ Ques. #5-A & #5-B - Information provided on compliance (or non-compliance) with permit conditions.	▪ Ques. #10-B - For extension requests greater than 50 years, documentation provided that the demand projection is consistent with the lands and uses proposed to be served by the permit holder.
▪ Ques. #6-A - Max amount of water beneficially used to date for a SW permit indicated.	▪ Ques. #11 - Estimate of costs to complete the project and a summary of future schedule to complete construction / perfect the water right.
▪ Ques. #6-B - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated.	▪ Ques. #12 - Justification provided of why the requested time is necessary to complete project and/or apply water to full beneficial use.
▪ Ques. #6-C - Well location information provided <u>and</u> whether a permit amendment is necessary.	▪ Ques. #14 - A copy of any agreements regarding use of the undeveloped portion of the permit and maintaining the persistence of fish, if applicable.
▪ Ques. #7 - Estimate provided of current population served under the permit <u>and</u> the methodology used to make the estimate.	▪ Attachment A - A tabular inventory of the water supplier's water rights and any other water use authorizations.

8. Has the \$575 fee been paid? 112650

***If applicable, has the \$85 fee for the Assignment been paid?** _____

(As of July 1, 2013, the Extension of Time fee is \$575, and Request for Assignment fee is \$85)

If the fee has **NOT** been paid, the application cannot be accepted.

****NOTE:** If the fee is the only item missing, contact the applicant to see if they can submit the fee with the next few days. If the applicant commits to submitting the fee within one week, hold the Extension Application, and explain to them that if it is not received the application will be returned (as we are required to keep any application, regardless of how complete, if retained by the Department as long as two weeks).

9. If after completing this checklist, it is not clear whether the application can be accepted, please route both the money slip and Extension Application to **Extension Specialist**, or **Anne Reece** for municipal and quasi-municipal applications. One will either: 1) accept the application; 2) return the application; or 3) prepare a deficiency letter.

Reviewed by: Steven Parrott

Date: 7-3-14

Completeness Checklist for Permit Extension of Time Application

Minimum completeness criteria for Extension of Time Applications are set forth in OAR 690-086-0020(3) for NON-Municipal or NON-Quasi-Municipal permits and in OAR 690-086-0070(3) for Municipal or Quasi-Municipal permits.

- 1. Pull the permit file. If a copy of the permit is not in the file, pull up an image of the permit in WRIS.
- 2. Is the permit to be extended Non-Cancelled according to WRIS and the permit file? _____
If the permit has been cancelled, the Extension Application cannot be accepted.
- 3. Is the extension applicant's name and mailing address supplied? _____

If yes, is the applicant a permit holder of record (i.e., permit issued or assigned to them)? _____

If the extension applicant is **NOT** a permit holder of record, a "Request for Assignment" must be accepted and processed before the Extension Application can be processed.

If an Assignment has **not** yet occurred, and is **not** submitted with the Extension of Time Application, the application cannot be accepted.

* **NOTE:** The applicant **may** submit a complete "Request for Assignment," at the same time, which **must** include the statutory fee of \$85 for the assignment, required proof of ownership, or signature of previous permit holder, in addition to all necessary items required for the Extension of Time Application so that **both applications can be accepted.**

- 4. Is the appropriate Extension of Time Application used? _____
If the wrong application form is used, the Extension Application cannot be accepted.
 - If a Municipal or Quasi-Municipal permit, use: "Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits."
 - If a NON-Municipal or NON-Quasi-Municipal permit, use: "Application for Extension of Time for a Water Right Permit (Non-Municipal / Non-Quasi-municipal Water Use)."

- 5. Are the requested date(s) for extension identified (Page 1)? _____
 - Check the permit to see if it includes a "B-Date" and/or a "C-Date."
 - "B-Date" = date by which construction of the water delivery system for the permit is to be completed.
 - "C-Date" = date by which full beneficial use of water under the permit is to be accomplished.

NOTE: For permits with both a "B-Date and a "C-Date," the applicant will likely request an extension of both dates (i.e., to complete construction of the water delivery/distribution system and to apply water to full beneficial use). Unless, of course, construction of the water delivery system is complete. In which case, the applicant would likely only request an extension of the "C-Date" (i.e., to apply water to full beneficial use).

For permits with only a "C-Date," the applicant will only be requesting an extension of the date in which to apply water to full beneficial use.

- 6. Is the Extension Application signed (with an original signature) by permit holder(s) of record or an authorized agent? _____
(If signed by agent, documentation from the permit holder(s) granting authorization for the agent to sign on their behalf must be provided or be present and current in the permit file.)

If **not** signed by a permit holder of record or authorized agent, the Extension Application cannot be accepted.

NOTE: If the permit covers land that has been subdivided and assigned to different, individual parties... we only need signatures of the permit holder(s) of record for the portion of the permit involved in the Extension of Time Application.

Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits

(OAR 690-315-0010 through OAR 690-315-0060)

Application: G-17062 Permit: G-16483 Permit Amendment? No Yes T- 11118 pending approved

Dated 11/5/2010

Permit Holder's Name: Vetter Enterprises LLC

vol 83
page 38

Permit Holder's Mailing Address: PO Box 755 Hines, OR 97738 email tvetter25@gmail.com

Phone Number: 541-280-0491

POD Location: Township 25S Range 33E Section 5 AND 6 $\frac{1}{4}$ SENE, SWNE, SENW, NWSW(5) AND SENE IN 6

Drainage Basin: 12 County: Harney Watermaster District: 10 Watermaster: JR Johnson

Date Permit was issued: 4/30/2009 Priority Date: 5/29/2008 Date of PN: 7/15/2014

Source: 4 wells plus 1 added through PA T-11118 well 1, well 2 ... add well 4 in Malheur slough

Use: Irrigation Use on 720.0 acres

"Q": 9.0 cfs

Orig "A" Date: NONE

Orig "B" Date: 4/30/2014

Orig "C" Date: 4/30/2014

Extension request rec'd: 7/3/2014

Last Authorized "B" Date: 10/1/

Last Authorized "C" Date: 10/1/

Request Number (1, 2, 3...): 1

Proposed "B" Date: 10/30/2019

Proposed C Date: 10/30/2019

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TFM before water use <u>2009</u> well 1 (HARN 51587)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	keep record of monthly use and submit annually <u>2010</u> 5-5-09-5-19
<input checked="" type="checkbox"/>	<input type="checkbox"/>	annual static water levels for each well, initialm refernce and annual <u>2009</u> well 2 (HARN 51587)
<input type="checkbox"/>	<input type="checkbox"/>	water decline conditions #5 (HARN 51587) well 4 (51586) 5-11-09 6-09-09 4-30-09-5
<input type="checkbox"/>	<input type="checkbox"/>	Well ID 4-27-09 add well (HARN 51701) 5-4-10 5-5-10 well 3 (HARN 51701) 5-4-5-5

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

Yes No

- Work was accomplished within the time allowed in the permit or previous extension
- Water right permit holder conformed with the permit or previous extension conditions
- Financial investments were made toward developing the beneficial water use.

- Amount Invested to date: \$1,000,000 Estimated Remaining Cost: \$150,000

- Beneficial use made of the water during the permit or previous extension time limits

- Permit holder has beneficially used 9.5 cfs gpm af of the total permitted quantity of water on 640 acres

GW REVIEW: Y N

New + devel.

MITIGATION REVIEW: Y

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. Malheur Lake

Ground Water Permits: Is the POA located...

Surface Water Permits: Is the POD located...

Yes No

- above a state scenic waterway? Name _____ Source: OWRD "Areas Above State Scenic Waterways" Map
- within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
- within a sensitive, threatened or endangered species area Source: "/gisdata/dev/projects/salmon/div33map.aml"
- within a critical or limited Ground Water Area? Name of area _____
- within a Withdrawn Area? Name of area _____
- in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list _____
- within an area ranking low / moderate / high / highest for stream flow restoration needs Source: OWRD "Streamflow Restoration Needs" Maps (by region)

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request

No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

5-year Progress Report Checkpoints (Years: 2018)

Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

COBU Requirement - Surface Water - post July 9, 1987

"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

COBU Requirement - Ground Water - post July 9, 1987

"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES:

I have inquired with GW section Darrick Boschmann about decline condition trigger
Rate used to date is 9.5 cfs, permit allows 9
Application states 80 acres left to develop but also states the entire 720 has been irrigated

Agent: All points Eng + surveying

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline _____

Date: _____

Reviewer's Name: Steven Parrott

Date: 7-10-14



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

Application for Extension of Time for a Water Right Permit

(Non-Municipal / Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

I, Tom Vetter, Vetter Enterprises LLC

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

the holder of: Application Number G-17062 Permit Number G-16483/T-11118 [OAR 690-315-0020(3)(b)]

***A separate application must be submitted for each permit as per OAR 690-315-0020(2). ***

RECEIVED BY OWRD

PO Box 755
MAILING ADDRESS

Hines, OR 97738
CITY, STATE, ZIP

JUL 03 2014

541-280-0491
PHONE

tvetter25@gmail.com
E-MAIL ADDRESS

SALEM, OR

X do hereby request that the time to apply water to full beneficial use under the terms and conditions of the permit, which now expires on Month 4 Day 30 Year 2014, be extended to October 30, Year 2019.

Please Note. If the permit **does** specify a date when **construction** must be **completed**, you should request to extend both the time to apply water to full beneficial use **and** to complete construction. These dates are typically found on the permit above the signature of the Director.

and

do hereby request that the time to complete construction of the water system, which now expires on Month 4 Day 30 Year 2014, be extended to October 30, Year 2019

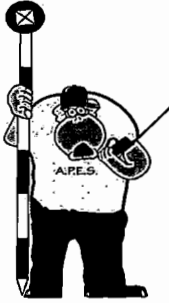
Sign after completing the entire application, questions 1-11.

I am the permit holder, or have attached to this application written authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension. I have completed the entire application.

Signature

6/18/2014
Date

Printed Name/Title Tom Vetter Jr - member



ALL POINTS
ENGINEERING & SURVEYING
P.O. Box 767 (CRR)
Terrebonne, Oregon 97760

TRANSMITTAL

To:
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301-1266

Date: 7/1/14 Job: 14-050

Attention: Extensions

Re: Extension App for Permit G-
16483/T-11118 for Tom Vetter

Prints Plans Map/Plat Specifications Change order Other

Copies	No.	Description
1	1	App for Ext of Time (8 pages letter bond)
1	2	Permit G-16483(4 pages letter bond)
1	3	Transfer T-11118 (2 pages letter bond)
1	4	Well logs (6 pages letter bond)
	5	Check for \$575.00

These are transmitted as checked below:

For OWRD approval Approved as submitted Approved as noted
 Copies for distribution Returned for corrections Returned corrected prints
 Review and comment For bids due Other

Remarks:

Attached is a Application for Extension on Permit G-16483 for Tom Vetter.

Thanks and if you have questions please don't hesitate to call (541) 548-5833.

Signed: *Deise A. Montgomery*

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MAIL COMPLETED and SIGNED APPLICATION with the \$575 STATUTORY FEE TO:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301

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Submit the following items with your Application for Extension of Time:

- **The signed and completed Application for Extension of Time.**
- **\$575 check to OWRD or Oregon Water Resources Department**
- **All supporting documentation and/or evidence referenced in the application.**

Reference materials needed to complete this Application:

- **Water right permit.** A copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (using the link to the Water Rights Information System (WRIS)). A copy of the permit may be requested from the Water Rights Division at 503-986-0801 (copy fees will apply).
- **Documentation** which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Helpful information for completing this Application:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form.** The form *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits* is at the following link: <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#other>
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the permit terms & conditions.
- The attached *Instructions for Completing an Application for Extension of Time for a Water Right Permit* will help you answer each question on the application. If, after reading the instructions, you need assistance, please call the Extensions Specialist at 503-986-0900.
- Permit extensions are evaluated under OAR Chapter 690, Division 315, which may be viewed at: <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>. Please note that OWRD may require additional information, if necessary, to evaluate the application per OAR 315-0020(3)(n).
- OWRD will review applications received for completeness and will return incomplete or deficient applications per OAR 690-315-0040(1)(a) to the applicant.

Questions to Complete this Application for Extension of Time

Please see the instruction sheet to help you answers these questions.

[OAR 690-315-0020(3)(d)]

1. **Did the “actual construction” of the water system/well drilling begin within the time specified in the permit?** Yes No N/A, if not specified in this permit

Date “actual construction” began is: 6/2009

Describe details of construction: Drilled wells 1 & 2

[OAR 690-315-0020(3)(e)(A)]

- 2-A. **Please Describe how you have complied with each standard and special condition in the original permit [and, if applicable, conditions contained in any order approving a permit amendment and/or order approving a prior extension of time].**

TIP: The instruction sheet explains which typical conditions must be addressed here.

Condition Number: Hand-number each condition on a copy of your permit (and, if applicable, any permit amendment and/or prior extension). Include a copy of your hand-numbered permit.

CHART-A

Condition Number	Date Satisfied	Describe How Permit Condition Has Been Satisfied
1	2009	Meter was installed prior to C-Date
2	2010	Water Use Reports have been submitted
3	2009	Static Measurement have been done
4	2010	Wells & irrigation Systems have been mostly completed

- 2-B. **If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.**

CHART-B

Condition Number	Date Will Comply	Explain Why Each Permit Condition Has NOT Been Satisfied
6 & 4	2019	Irrigation of the total POU applied for hasn't been finished. More time is needed to cover the cost of completing the last portion of the permitted system.

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[OAR 690-315-0020(3)(e)]

3-A. Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the original permitted time period.

CHART-C (below) must be completed for all Application for Extension of Time requests. *Use chronological order.*

CHART-C

DATE	LIST & DESCRIBE WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED	COST*
DATE	LIST & DESCRIBE WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED <i>and</i> PRIOR TO DATE FOR COMPLETE APPLICATION OF WATER	COST*
4/30/09	Date the permit was signed - find date above signature on last page of permit.	
2009 - 2011	Wells were constructed & most of piping was plumbed to sprinklers & fields harvested.	1,000,000
	Date the permit specified "Actual Construction Work" shall begin ("A-Date") -not all permits contain this date.	
4/30/14	Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date.	
DATE	LIST & DESCRIBE WORK ACCOMPLISHED AFTER DATE FOR COMPLETE APPLICATION OF WATER UP TO NOW Complete if this is your first request for extension of time.	COST*
*Total Cost for Chart-C		1,000,000

*** If exact cost is not known, please provide your best estimate.**

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IF this is your first Application for an Extension of Time, write NA in Chart D below and proceed to question 4 at the bottom of this page.

3-B) Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the most recent extension period.

If this **is not** your 1st Application for Extension of Time request, fill out CHART-D below in addition to CHART-C above. *Use chronological order.*

CHART-D

DATE	LIST AND DESCRIBE WORK ACCOMPLISHED <u>DURING</u> THE LAST EXTENSION PERIOD	COST*
	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
	NA	
	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	
DATE	LIST AND DESCRIBE WORK ACCOMPLISHED <u>AFTER</u> THE LAST EXPIRED EXTENSION PERIOD UP TO NOW	COST*
Total Cost of Chart-D		

* If exact cost is not known, please provide your best estimate.

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- [OAR 690-315-0020(3)(f)]
4. Cost of project to date: 1,000,000
(The total combined cost from CHART-C and CHART-D)

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- [OAR 690-315-0020(3)(e)(B)]
5. Provide evidence of the maximum rate (or duty, if applicable) of water actually diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.

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TIP: Report the rate used to date in the same units of measurement as specified in the permit. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

5-A) For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

Maximum measured rate used to date = _____ cfs (cubic feet per second)
or
 Maximum measured rate used to date = _____ gpm (gallons per minute)
or
 Acre-feet stored to date = _____ AF

5-B) For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit including wells not currently being used.

CHART-E

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See 5-C below)	Maximum measured rate used from this well -- under this permit only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	If yes, provide the Permit, Certificate, or Transfer No.
Well 1	1	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	HARN 51587	99626	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	1,000 gpm	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	- -
Well 2	2	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	HARN 51585	96575	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	1,500 gpm	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	- -
Well 3	3	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	HARN 51701	102513	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	1,000 gpm	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	- -
Well 4	4	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	HARN 51586	99627	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	400 gpm	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	- -
Well 5	5	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	HARN 51584	96574	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	400 gpm	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	- -
Total measured rate from all wells utilized under this permit						4,300 gpm		

5-C) If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location. Has or will a Permit Amendment Application been/be filed? Yes No NA

If a Permit Amendment Application has been filed: Transfer No. T-11118

Well #5 (L96574): Actual location: North 43.428333°, West -118.688483°

Well # ____: Actual location: ____

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[OAR 690-315-0020(3)(e)(C)]

6. Provide the total number of acres actually irrigated to date under this permit (if any).

Surface Water Permits: I have applied water to _____ acres for irrigation to date.

Ground Water Permits: I have applied water to 640.0 acres for irrigation to date. RECEIVED BY OWRI

Please specify which wells are being utilized for this irrigation.

JUL 14 2014

Well #1 Acres 250

Well #3 Acres 90 Well #4 Acres 50

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Well #2 Acres 250

Well #5 Acres 0

[OAR 690-315-0020(3)(j)]

7. Provide a summary of future plans and a schedule to complete construction of the water system, and/or apply water to full beneficial use under the permit terms and conditions.

CHART-F

APPROXIMATE DATE RANGE (projected)	LIST & DESCRIBE WORK TO BE ACCOMPLISHED TO COMPLETE WATER DEVELOPMENT (projected)	ESTIMATED COST (projected)
2014 - 2019	Irrigation to all the POU applied for has been completed	\$150,000
Year: 2019	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
8.	Estimated remaining total cost to complete the water development: [OAR 690-315-0020(3)(g)]	\$150,000

[OAR 690-315-0020(3)(h)]

9. Describe the reasons why the water development was not constructed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).

9-A) Is the project of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit? If yes, describe.

Yes The remaining 80 acres to be irrigated needs special consideration before developing due to its shape.

[OAR 690-315-0020(3)(e)(C)]

6. Provide the total number of acres actually irrigated to date under this permit (if any).

Surface Water Permits: I have applied water to _____ acres for irrigation to date.

Ground Water Permits: I have applied water to 720.0 acres for irrigation to date.

Please specify which wells are being utilized for this irrigation.

Well #1 Acres 250 Well #3 Acres 90 Well #4 Acres 65

Well #2 Acres 250 Well #5 Acres 65

[OAR 690-315-0020(3)(j)]

7. Provide a summary of future plans and a schedule to complete construction of the water system, and/or apply water to full beneficial use under the permit terms and conditions.

APPROXIMATE DATE RANGE (projected)	LIST & DESCR COMI	ESTIMATED COST (projected)
2014 - 2019	Irrigation to all	\$150,000
Year: 2019	Date intend to the terms and	
8. Estimated remaining total c [OAR 690-315-0020(3)(g)]		\$150,000

Steve,
 Here is an updated page 7 for the ext on Tom Vetter, Permit # G-16483/ T-11118.
 Sorry for the mistake on the ext form.
 Denise Montgomery
 All POINTS Engr & Surveying

[OAR 690-315-0020(3)(h)]

9. Describe the reasons why the not beneficially used within p. _____ and/or water was reason(s) that best fits your circumstances (A, B, C or D). Provide supporting information for the

9-A) Is the project of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit? If yes, describe.

Yes The remaining 80 acres to be irrigated needs special consideration before developing due to its shape.

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9-B) Did the financial resources needed to develop the project preclude completion of the project within authorized time frames? If yes, describe.

No

9-C) Did good faith attempts to comply with other agency permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delay completion of the project? If yes, describe.

No

9-D) Have other unforeseen events delayed full development of the water system and use of water within the authorized time frames? If yes, describe.

Yes Forming an effective plan for the last 80 acres of development has required more consideration.

[OAR 690-315-0020(3)(k)]

10. Justify the time requested to complete the project and/or apply the water to full beneficial use. Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time. Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

The remaining portion to be developed will only need to be connected to the existing system to operate. Five years should be sufficient time to accomplish this.

11. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

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

In the Matter of Permit Amendment) **FINAL ORDER**
T-11118, Harney County) APPROVING A CHANGE IN POINTS
) OF APPROPRIATION AND AN
) ADDITIONAL POINT OF
) APPROPRIATION

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

VETTER ENTERPRISES LLC
P.O. BOX 755
HINES, OR 97738

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Findings of Fact

Background

1. On August 6, 2010, VETTER ENTERPRISES LLC filed an application to change the points of appropriation and an additional point of appropriation under Permit G-16483. The Department assigned the application number T-11118.

2. The permit to be amended is as follows:

Permit: G-16483 in the name of VETTER ENTERPRISES LLC
Use: IRRIGATION ON 720 ACRES
Priority Date: MAY 29, 2008
Quantity: 9.0 CUBIC FEET PER SECOND
Rate/Duty: 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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.
Period of Use: MARCH 1 THROUGH OCTOBER 31
Sources: WELLS 1, 2, 3, AND 4, within the MALHEUR SLOUGH BASIN

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

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	5	NW NE	WELL 1 - 1215 FEET SOUTH AND 1450 FEET WEST FROM THE NE CORNER OF SECTION 5
25 S	33 E	WM	5	NW NW	WELL 2 - 1215 FEET SOUTH AND 1215 FEET EAST FROM THE NW CORNER OF SECTION 5
25 S	33 E	WM	6	NE NE	WELL 3 - 1215 FEET SOUTH AND 1215 FEET WEST FROM THE NE CORNER OF SECTION 6.
25 S	33 E	WM	6	SE SE	WELL 4 - 1215 FEET NORTH AND 1190 FEET WEST FROM THE SE CORNER OF SECTION 6

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	5	NE NE	40.0
25 S	33 E	WM	5	NW NE	40.0
25 S	33 E	WM	5	SW NE	40.0
25 S	33 E	WM	5	SE NE	40.0
25 S	33 E	WM	5	NE NW	40.0
25 S	33 E	WM	5	NW NW	40.0
25 S	33 E	WM	5	SW NW	40.0
25 S	33 E	WM	5	SE NW	40.0
25 S	33 E	WM	5	NW SW	40.0
25 S	33 E	WM	5	SW SW	40.0
25 S	33 E	WM	6	NE NE	40.0
25 S	33 E	WM	6	NW NE	40.0
25 S	33 E	WM	6	SW NE	40.0
25 S	33 E	WM	6	SE NE	40.0
25 S	33 E	WM	6	NE SE	40.0
25 S	33 E	WM	6	NW SE	40.0
25 S	33 E	WM	6	SW SE	40.0
25 S	33 E	WM	6	SE SE	40.0

3. Permit Amendment Application T-11118 proposes to move the authorized points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	5	SE NE	WELL 1 (L-99626) - NORTH 43.430067°, WEST -118.668867°
25 S	33 E	WM	5	SW NE	WELL 2 (L-96575) - NORTH 43.428233°, WEST -118.677933°
25 S	33 E	WM	5	SE NW	WELL 3 (L-102513) - NORTH 43.428235°, WEST -118.679100°
25 S	33 E	WM	5	NW SW	WELL 4 (L-99627) - NORTH 43.427333°, WEST -118.684550°

4. Permit Amendment Application T-11118 proposes an additional point of appropriation located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	6	SE NE	WELL 5 (L-96574) - NORTH 43.428333°, WEST -118.688483°

5. Notice of the application for the permit amendment was published in the Department's weekly notice on August 17, 2010, and in the Burns Times-Herald newspaper on October 20, 27, November 3, 2010, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

Permit Amendment Review Criteria

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6. The changes would not result in injury to other water rights.
7. The changes do not enlarge the permit.
8. The changes do not alter any other terms of the permit.

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Conclusions of Law

The change in points of appropriation and additional point of appropriation proposed by Permit Amendment Application T-11118 is consistent with the requirements of ORS 537.211.


Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

1. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
2. Prior to water use from the proposed points of appropriation, the permittee shall install a totalizing flow-meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
3. 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.
4. Water shall be acquired from the same aquifer as the original points of appropriation.

5. All other terms and conditions of Permit G-16483 remain the same.
6. Permit G-16483, in the name of VETTER ENTERPRISES LLC, is amended as described herein.

Dated at Salem, Oregon this 5 day of November, 2010.


Dwight French for
PHILLIP C. WARD, DIRECTOR

PHILLIP C. WARD
Mailing Date: **NOV 08 2010**

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, AND WELL 4 IN MALHEUR SLOUGH BASIN

PURPOSE OR USE: IRRIGATION USE ON 720.0 ACRES

MAXIMUM RATE: 9.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

WELL LOCATIONS:

WELL 1: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1450 FEET WEST FROM NE CORNER, SECTION 5

WELL 2: NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1215 FEET EAST FROM NW CORNER, SECTION 5

WELL 3: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 6, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1215 FEET WEST FROM NE CORNER, SECTION 6

WELL 4: SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 6, T25S, R33E, W.M.; 1215 FEET NORTH AND 1190 FEET WEST FROM SE CORNER, SECTION 6

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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE ¼ NE ¼ 40.0 ACRES
 NW ¼ NE ¼ 40.0 ACRES
 SW ¼ NE ¼ 40.0 ACRES
 SE ¼ NE ¼ 40.0 ACRES
 NE ¼ NW ¼ 40.0 ACRES
 NW ¼ NW ¼ 40.0 ACRES
 SW ¼ NW ¼ 40.0 ACRES
 SE ¼ NW ¼ 40.0 ACRES
 NW ¼ SW ¼ 40.0 ACRES
 SW ¼ SW ¼ 40.0 ACRES
 SECTION 5

NE ¼ NE ¼ 40.0 ACRES
 NW ¼ NE ¼ 40.0 ACRES
 SW ¼ NE ¼ 40.0 ACRES
 SE ¼ NE ¼ 40.0 ACRES
 NE ¼ SE ¼ 40.0 ACRES
 NW ¼ SE ¼ 40.0 ACRES
 SW ¼ SE ¼ 40.0 ACRES
 SE ¼ SE ¼ 40.0 ACRES
 SECTION 6

TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- 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.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the

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month of March. Reports shall be submitted to the ~~Department~~ ^{SALEM, OR} within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the

resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an ~~OWRD Well Identification Number (Well ID tag)~~, which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may not be valid, unless the Department authorizes the change in writing.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) 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. 5

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued April 30, 2009

RECEIVED BY OWRD

E. Timothy Wall

JUL 03 2014

for Phillip C. Ward, Director
Water Resources Department

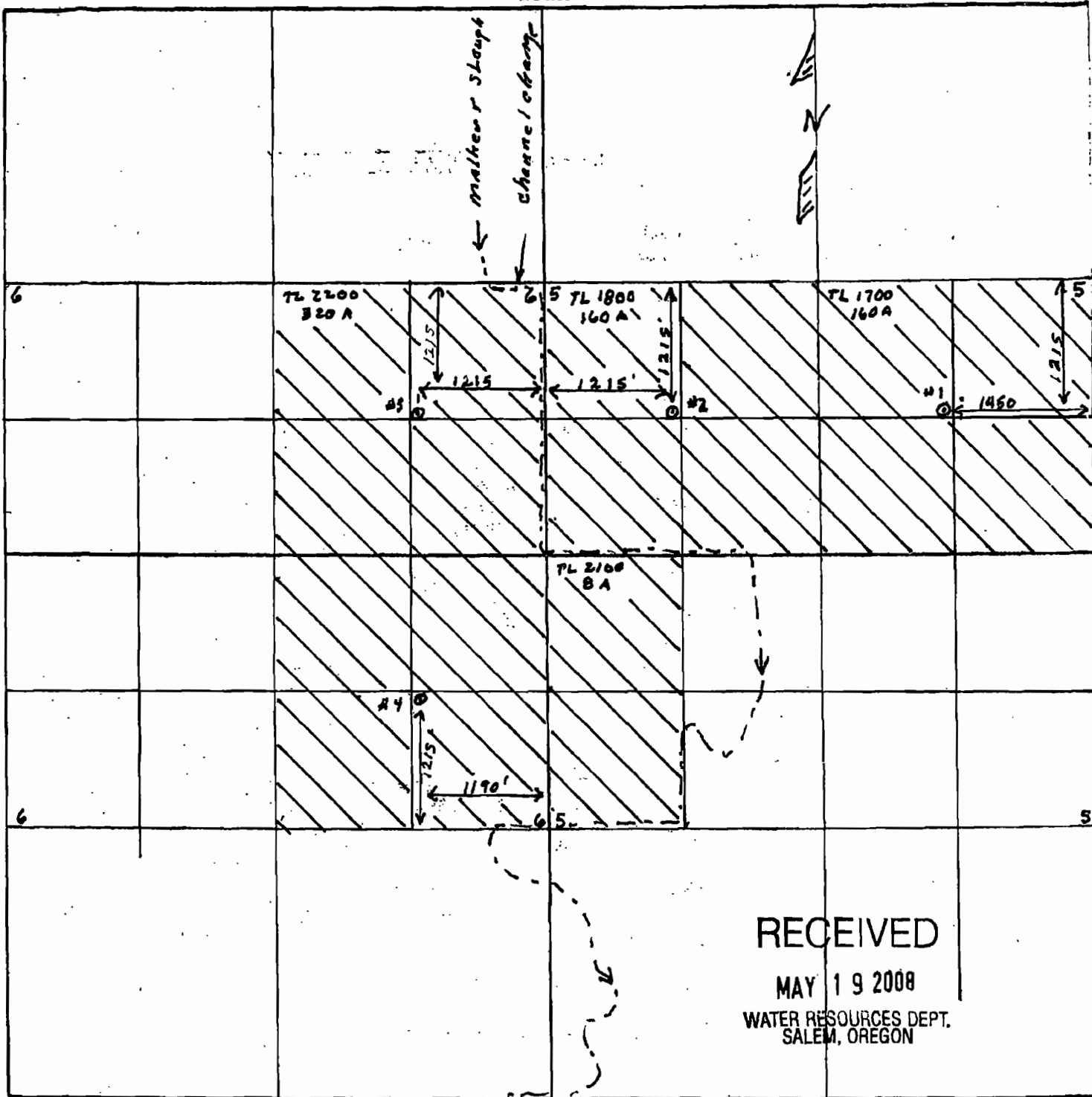
SALEM, OR

SECTION PLAT

Section 5 & 6 Township 25-5 Range 33-E

County of Harney State of OR 720

NORTH



RECEIVED

MAY 19 2008

WATER RESOURCES DEPT.
SALEM, OREGON

Remarks scale - 8" = 1 mile - 660' -

RECEIVED BY OWRD

JUL 03 2014

SALEM, OR

G-17062

RECEIVED
MAY 29 2008
WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-16-2009

WELL LABEL # L 99626

START CARD # 1006716

(1) LAND OWNER Owner Well I.D. 3

First Name Tom Last Name Vetter
Company Vetter Ranch
Address 21105 Scottsdale Dr.
City Bend State OR Zip 97701

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 247.00 ft.

Table with columns: Dia, From, To, Material, SEAL, To, Amt, sacks/lbs. Row 1: 18, 0, 18, Bentonite, 0, 18, 40, S

How was seal placed: Method [] A [] B [] C [] D [] E

[X] Other poured dry and tam

Backfill placed from ___ ft. to ___ ft. Material ___

Filter pack from ___ ft. to ___ ft. Material ___ Size ___

Explosives used: [] Yes Type ___ Amount ___

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Row 1: [X], [], 14, 2, 75, .250, [X], [], [], []

Shoe [] Inside [] Outside [] Other Location of shoe(s) ___

Temp casing [] Yes Dia ___ From ___ To ___

(7) PERFORATIONS/SCREENS

Perforations Method ___
Screens Type ___ Material ___

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrn/slot width, Slot length, # of slots, Tele/pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

Table with columns: Pump, Bailer, Air, Flowing Artesian, Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Row 1: [], [], [X], [], 1,000, [], 247, []

Temperature 60 °F Lab analysis [] Yes By ___

Water quality concerns? [] Yes (describe below)

Table with columns: From, To, Description, Amount, Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 SE 1/4 of the NE 1/4 Tax Lot 1700
Tax Map Number ___ Lot ___
Lat ___ " or ___ DMS or DD
Long ___ " or ___ DMS or DD
[] Street address of well [X] Nearest address

60621 Hwy 78 Burns OR

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Row 1: 05-19-2009, [], [X] 17

Flowing Artesian? [] Dry Hole? []

WATER BEARING ZONES Depth water was first found 45

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Row 1: 05-19-2009, 45, 247, 1,000, [X] 17

(11) WELL LOG

Table with columns: Material, From, To. Rows: Sady Loam Topsoil (0-2), Clay Brown (2-26), Clay Grey (26-45), Sand Coarse Blk (45-60), Clystone Grey (60-72), Rock Basalt Blk (72-125), Sandstone Grey (125-247)

Date Started 05-05-2009 Completed 05-19-2009

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number ___ Date ___
Electronically Filed
Signed ___

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1424 Date 06-16-2009
Electronically Filed
Signed TIMOTHY K RILEY (E-filed)
Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-16-2009

WELL LABEL # L 96575

START CARD # 1006691

(1) LAND OWNER Owner Well I.D.

First Name Tom Last Name Vetter
Company
Address 21105 Scottsdale Dr.
City Bend State OR Zip 97701

(2) TYPE OF WORK
[X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE
[] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 229.00 ft.

Table with columns: Dia, From, To, Material, SEAL, Amt, lbs. Row 1: 18, 0, 18, Bentonite, 0, 18, 34, S.

How was seal placed: Method [] A [] B [] C [] D [] E

[X] Other poured dry and tam

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Row 1: 14, 2, 120, .250, [X], [], [X].

Shoe [] Inside [] Outside [] Other Location of shoe(s)

Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Perforations Method

Screens Type Material

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrn/slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour

[] Pump [] Bailer [X] Air [] Flowing Artesian

Table with columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Row 1: 1,500, 229, 1.

Temperature 64 °F Lab analysis [] Yes By

Water quality concerns? [] Yes (describe below)

Table with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 SW 1/4 of the NE 1/4 Tax Lot 1700
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [X] Nearest address

60621 Hwy 78 Burns OR

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Row 1: 05-17-2009, 1,500, 17.

WATER BEARING ZONES

Depth water was first found 60

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Row 1: 05-17-2009, 60, 229, 1,500, 17.

(11) WELL LOG

Ground Elevation

Table with columns: Material, From, To. Includes text: RECEIVED BY OWRD, JUL 03 2014, SALEM, OR.

Date Started 04-30-2009 Completed 05-17-2009

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

License Number Date

Electronically Filed

Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

License Number 1424 Date 06-16-2009

Electronically Filed

Signed TIMOTHY K RILEY (E-filed)

Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

05-21-2010

WELL LABEL # L 102513

START CARD # 1009988

(1) LAND OWNER Owner Well I.D.

First Name Tom Last Name Vetter
Company Vetter Ranch
Address PO Box 755
City Hines State OR Zip 97738

(2) TYPE OF WORK
[X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE
[] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 249.00 ft.

Table with columns: Dia, From, To, Material, SEAL From, To, Amt, lbs. Includes data for Bentonite seal.

How was seal placed: Method [] A [] B [] C [] D [] E

[X] Other poured dry and tam

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes data for 12 inch casing.

Shoe [] Inside [] Outside [] Other Location of shoe(s)

Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Perforations Method

Screens Type Material

Table with columns: Perf/S green, Casing/ Liner Dia, Screen Dia, From, To, Scrn/slot width, Slot length, # of slots, Tele/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

[] Pump [] Bailer [X] Air [] Flowing Artesian

Table with columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Includes data for 1,000 yield.

Temperature 60 °F Lab analysis [] Yes By

Water quality concerns? [] Yes (describe below)

Table with columns: From, To, Description, Amount, Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 SE 1/4 of the NE 1/4 Tax Lot 1700
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [] Nearest address

60621 Hwy 78, Burns, OR 97720

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Includes data for Existing Well / Predeepening and Completed Well.

WATER BEARING ZONES

Depth water was first found 16

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Includes data for 05-05-2010.

(11) WELL LOG

Ground Elevation

Table with columns: Material, From, To. Includes entries for topsoil, clay brown, clay green, etc.

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JUL 03 2010

SALEM, OR

Date Started 05-04-2010 Completed 05-05-2010

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

License Number Date

Electronically Filed

Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

License Number 1424 Date 05-21-2010

Electronically Filed

Signed TIMOTHY K RILEY (E-filed)

Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
 (as required by ORS 537.765 & OAR 690-205-0210)

HARN 51704

05-21-2010

WELL LABEL # L 102513

START CARD # 1009988

(1) LAND OWNER Owner Well I.D. _____

First Name Tom Last Name Vetter
 Company Vetter Ranch
 Address PO Box 755
 City Hines State OR Zip 97738

(2) TYPE OF WORK New Well Deepening Conversion
 Alteration (repair/recondition) Abandonment

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Reverse Rotary Other _____

(4) PROPOSED USE Domestic Irrigation Community
 Industrial/ Commercial Livestock Dewatering
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION Special Standard (Attach copy)

Depth of Completed Well 249.00 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
16	0	18	Bentonite	0	18	30	S
12	18	249					

How was seal placed: Method A B C D E
 Other poured dry and tam
 Backfill placed from _____ ft. to _____ ft. Material _____
 Filter pack from _____ ft. to _____ ft. Material _____ Size _____
 Explosives used: Yes Type _____ Amount _____

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input type="checkbox"/>	12	<input checked="" type="checkbox"/>	2	120	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Shoe Inside Outside Other Location of shoe(s) _____
 Temp casing Yes Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method _____
 Screens Type _____ Material _____

Perf/S	Casing/	Screen	From	To	Scrn/slot	Slot	# of	Tele/
green	Liner	Dia	From	To	width	length	slots	pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

Pump Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
1,000		240	1

Temperature 60 °F Lab analysis Yes By _____
 Water quality concerns? Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
 Sec 5 SE 1/4 of the NE 1/4 Tax Lot 1700
 Tax Map Number _____ Lot _____
 Lat _____ " or _____ DMS or DD
 Long _____ " or _____ DMS or DD
 Street address of well Nearest address
60621 Hwy 78, Burns, OR 97720

(10) STATIC WATER LEVEL

Existing Well / Predeepening	Date	SWL(psi)	+ SWL(ft)
Completed Well	<u>05-05-2010</u>		<u>16</u>

Flowing Artesian? Dry Hole?
 WATER BEARING ZONES Depth water was first found 16

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
<u>05-05-2010</u>	<u>16</u>	<u>249</u>	<u>1,000</u>		<u>16</u>

(11) WELL LOG Ground Elevation _____

Material	From	To
topsoil	0	1
clay brown	1	26
clay green	26	37
clay grey	37	58
sad fine black	58	87
clay grey	87	185
sandstone	185	249

RECEIVED RECEIVED BY OWRD
 DEC 06 2011 JUL 03 2014
 WATER RESOURCES DEPT SALEM, OREGON SALEM, OR

Date Started 05-04-2010 Completed 05-05-2010

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number _____ Date _____
 Electronically Filed
 Signed _____

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1424 Date 05-21-2010
 Electronically Filed
 Signed TIMOTHY K RILEY (E-filed)
 Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-16-2009

WELL LABEL # L 99627

START CARD # 171221

(1) LAND OWNER Owner Well I.D. 4

First Name Tom Last Name Vetter
Company
Address 21105 Scottsdale Dr.
City Burns State OR Zip 97701

(2) TYPE OF WORK
[X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[] Rotary Air [] Rotary Mud [X] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE
[] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] Attach copy)
Depth of Completed Well 488.00 ft.

Table with columns: Dia, From, To, Material, SEAL, To, Amt, lbs. Includes data for Bentonite seal at 0-18 ft depth.

How was seal placed: Method [] A [] B [] C [] D [] E

[X] Other poured dry and tam

Backfill placed from ___ ft. to ___ ft. Material

Filter pack from ___ ft. to ___ ft. Material Size

Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes data for 14" and 12" casing.

Shoe [] Inside [] Outside [] Other Location of shoe(s)

Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Perforations Method

Screens Type Material

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrm/slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour

[] Pump [] Bailer [X] Air [] Flowing Artesian

Table with columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Includes data for 400 gal/min yield.

Temperature 60 °F Lab analysis [] Yes By

Water quality concerns? [] Yes (describe below)

Table with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 5 NW 1/4 of the SW 1/4 Tax Lot 2100
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [X] Nearest address

60621 Hwy 78 Burns OR

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Includes data for Existing Well / Predeepening and Completed Well (06-09-2009).

Flowing Artesian? [] Dry Hole? []

WATER BEARING ZONES

Depth water was first found 60

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Includes data for 06-09-2009 at 60-120 ft and 290-488 ft.

(11) WELL LOG

Ground Elevation

Table with columns: Material, From, To. Lists soil types like Topsoil Clay Brown, Cly Brown, Cly Grey, Sand Fine, etc.

Date Started 05-11-2009 Completed 06-09-2009

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

License Number Date

Electronically Filed

Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

License Number 1424 Date 06-16-2009

Electronically Filed

Signed TIMOTHY K RILEY (E-filed)

Contact Info (optional)

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

06-12-2009

WELL LABEL # L 96574

START CARD # 1006671

5

(1) LAND OWNER Owner Well I.D.

First Name Tom Last Name Vetter
Company
Address 21105 Scottsdale Dr.
City Bend State OR Zip 97701

(2) TYPE OF WORK
[X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE
[] Domestic [X] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] Attach copy)
Depth of Completed Well 500.00 ft.

Table with columns: Dia, From, To, Material, SEAL, From, To, Amt, sacks/lbs. Includes data for Bentonite seal.

How was seal placed: Method [] A [] B [] C [] D [] E

[X] Other poured dry and tam

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes data for 14 inch casing.

Shoe [] Inside [] Outside [] Other Location of shoe(s)

Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Perforations Method
Screens Type Material

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Scrn/slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour

Table with columns: Pump, Bailer, Air, Flowing Artesian, Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr).

Temperature 60 °F Lab analysis [] Yes By

Water quality concerns? [] Yes (describe below)

Table with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)

County Harney Twp 25.00 S N/S Range 33.00 E E/W WM
Sec 6 SE 1/4 of the NE 1/4 Tax Lot 2200
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[] Street address of well [X] Nearest address

60621 Hwy 78, Burns OR

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Includes data for Existing Well / Predeepening and Completed Well.

WATER BEARING ZONES

Depth water was first found 60

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Includes data for 05-15-2009.

(11) WELL LOG

Ground Elevation

Table with columns: Material, From, To. Includes materials like clay loam topsoil, clay brn, clay grey, sand fine, clay balls black, etc.

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JUL 03 2014

SALEM, OR

Date Started 04-27-2009 Completed 05-15-2009

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number Date

Electronically Filed

Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1424 Date 06-12-2009

Electronically Filed

Signed TIMOTHY K RILEY (E-filed)

Contact Info (optional)

PARRETT Steve W

From: BOSCHMANN Darrick E
Sent: Tuesday, July 29, 2014 8:51 AM
To: PARRETT Steve W
Subject: RE: Permit G-16483 Decline Trigger Condition

Good morning Steven,

I've taken a look at the water level data for the five wells associated with T-11118/Permit G-16483. The water level data is reported under the permit condition program, and for each well we have March measurements going back to 2010 or 2011. What the data show is that they are on a collision course with the decline condition. Well HARN 51585 actually triggered decline condition B from March 2011 to March 2013 with water levels declining 16 feet in three years. Since 2013 it has seen some recovery. Most of the other wells are seeing similar declines:

HARN 51701: 11 feet/3 years
HARN 51586: 12 feet/4 years
HARN 51587: 14.5 feet/3 years

Let me know if there is anything else I can do.

Regards,

Darrick Boschmann
Hydrogeologist
Oregon Water Resources Dept
725 Summer St NE Suite A
Salem, OR 97301
503-986-0853

From: PARRETT Steve W
Sent: Thursday, July 10, 2014 11:40 AM
To: BOSCHMANN Darrick E
Subject: Permit G-16483 Decline Trigger Condition

Hi Darrick,

We are just now public noticing an extension application for this permit which was modified by Permit Amendment T-11118.

Could you tell me whether the well data indicates the decline condition should be triggered, which might affect the extension and continued permit development?

No rush, a PFO will not be drafted for several months.

Sincerely,

Steven Parrett
Adjudication and Extension Specialist
Oregon Water Resources Department
503-986-0825
Steve.W.Parrett@wrd.state.or.us

Oregon Water Resources Department
Water Right Services Division

PROPOSED FINAL ORDER

In the Matter of the Application for an Extension of Time for Permit G-16483 (modified by Permit Amendment T-11118), Water Right Application G-17062, in the name of Vetter Enterprises LLC

Permit Information

Application:	G-17062
Permit:	G-16483 (modified by Permit Amendment T-11118)
Basin:	12 – Malheur Lake / Watermaster District 10
Date of Priority:	May 29, 2008
Source of Water:	Well 1, well 2, well 3, well 4 (and well 5 added by Permit Amendment T-11118) in Malheur Slough
Purpose of Use:	Irrigation use on 720.0 Acres
Maximum Rate:	9.0 cubic feet per second (cfs)

*****Please read this Proposed Final Order in its entirety as it may contain additional conditions not included in the original permit. *****

In Summary, the Department proposes to:

- Grant an extension of time to complete construction of the water system from April 30, 2014 to October 30, 2019.
- Grant an extension of time to apply water to full beneficial use from April 30, 2014 to October 30, 2019¹.
- Make the extension subject to certain conditions set forth below.

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

¹Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources

PFO – Proposed Final Order

cfs – cubic feet per second

gpm – gallons per minute

AUTHORITY

Generally, see ORS 537.630 and OAR Chapter 690 Division 315.

ORS 537.630(1) provides in pertinent part that the Oregon Water Resources Department may, for good cause shown, order an extension of time within which: irrigation or other works shall be completed; the well or other means of developing and securing ground water shall be completed; or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0050(6) requires the Department, for extensions exceeding five years, to establish checkpoints to determine if diligence is being exercised in the development and perfection of the water use permit. Intervals between checkpoints will not exceed five year periods.

FINDINGS OF FACT

Background

1. Permit G-16483 was granted by the Department on April 30, 2009. The permit authorizes the use of up to 9.0 cfs of water from well 1, well 2, well 3, and well 4 in Malheur Slough for irrigation use on 720.0 acres. The permit specified construction of the water system was to be completed by April 30, 2014, and complete application of water was to be made on or before April 30, 2014.

2. On November 5, 2010 the Department approved Permit Amendment T-11118 (Special Order Volume 83, Page 38) authorizing a change in the point of appropriation for all 4 wells and adding an additional well 5 under Permit G-16483 (modified by Permit Amendment T-11118) which hereafter referred to simply as Permit G-16483.
3. The permit holder, Vetter Enterprises LLC submitted an "Application for Extension of Time" to the Department on July 3, 2014, requesting both the time to complete construction of the water system and the time to apply water to full beneficial use under the terms and conditions of Permit G-16483 be extended from April 30, 2014 to October 30, 2019. This is the first permit extension requested for Permit G-16483
4. Notification of the Application for Extension of Time for Permit G-16483 was published in the Department's Public Notice dated July 15, 2014. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230², 537.248³, 537.630⁴ and/or 539.010(5)⁵.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

5. On July 3, 2014, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

6. Senate Bill 300 (1999 legislation) eliminated the requirement that holders of new surface water and ground water permits start construction on water projects within one year after the Department issues the permit. Senate Bill 300 applies to any application for a permit filed after October 23, 1999, including this application.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

7. As of July 3, 2014, the remaining work to be completed consists of completing their system on the remaining 80 acres and applying water to full beneficial use.

²ORS 537.230 applies to surface water permits only.

³ORS 537.248 applies to reservoir permits only.

⁴ORS 537.630 applies to ground water permits only.

⁵ORS 539.010(5) applies to surface water and ground water permits.

8. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 30, 2019, to complete construction of the water system and to accomplish the application of water to beneficial use under the terms and conditions of Permit G-16483 is both reasonable and necessary.

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

9. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the wells was completed prior to April 30, 2014. Construction of well 1 (HARN 51587) was completed May 19, 2009, well 2 (HARN 51585) was completed May 17, 2009, well 3 (HARN 51701) was completed May 5, 2010, well 4 was completed June 9, 2009, and well 5 (HARN 51584) was completed May 15, 2009.
 - b. Work was completed during the original development time frame under Permit G-16483. The permit holder plumbed piping to sprinklers.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

10. The following beneficial use of water was made during the permit or previous extension time limits:
 - a. Since the issuance of Permit G-16483 on April 30, 2009, a maximum rate of 9.5 cfs of water has been appropriated from the wells for irrigation of 640 acres. This exceeds the amount of water authorized under this permit. The authorized amount of water is 9.0 cfs.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

11. The Department has considered the permit holder's compliance with conditions, and did not identify any concerns.

Financial Investments to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]

12. As of July 3, 2014, the permit holder has invested approximately \$1,000,000, which is

approximately 98 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$15,000 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

13. The Department has found good faith of the appropriator under Permit G-16483.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

14. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].

The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit G-16483; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined when an application for a new water right is submitted. The points of appropriation for Permit G-16483, are located within the Malheur Lake Basin, and are not located within a limited or critical ground water area. The Malheur Lake Basin is not located within or above any state or federal scenic waterway, however, it is located within an area ranked "low" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. The points of appropriation are not in an area listed by the Department of Environmental Quality as a water quality limited stream.

Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].

15. None have been identified.

Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].

16. OAR 690-315-0050(6) requires the Department to place a checkpoint condition on this extension of time in order to ensure diligence is exercised in the development and perfection of the water use permit. A "Checkpoint Condition" is specified under Item 1

of the "Conditions" section of this PFO to meet this condition.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

17. Use and income from the permitted water development will likely result in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

18. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

19. Unforeseen events extended the length of time needed to fully develop and perfect Permit G-16483, in that the permit holders were faced with difficulty irrigating the remaining 80 acres due to its shape restricted their ability to complete development of the project in a timely manner.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.630(1).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.630 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Completion of construction and full application of water to beneficial use can be accomplished by October 30, 2019, as required by OAR 690-315-0040(1)(c).
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).
6. As required by OAR 690-315-0050(6) and as described in Finding 15 above, the Department has established, as specified in the "Conditions" section of this PFO (Item 1), progress checkpoints in order to ensure future diligence is exercised in the development and perfection of Permit G-16483.

PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time to complete construction of the water system under Permit G-16483 from April 30, 2014 to October 30, 2019.

Extend the time to apply water to beneficial use under Permit G-16483 from April 30, 2014 to October 30, 2019.

Subject to the following conditions:

CONDITIONS

1. **Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2018. A form will be enclosed with your Final Order.**

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

DATED: October 28, 2014


Dwight W. French, Administrator,
Water Right Services Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **December 12, 2014**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

-
- If you have questions about statements contained in this document, please contact Mabelle A Bamberger at (503)986-0802.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
Fax: 503-986-0901
-

Mailing List for Extension PFO Copies

PFO Date: October 28, 2014

Copies Mailed

Application: G-17062

By: BW

Permit: G-16483

On: 10/28/14

Original mailed to Applicant:

Vetter Enterprises LLC
P.O. Box 755
Hines, OR 97738

Copies sent to:

1. WRD - App. File G-17062/ Permit G-16483
2. All Points Engr & Surveying, Inc.
Attn: Densie Montgomery
P.O. Box 767
Terrebonne, OR 97760

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving via e-mail (10 AM Tuesday of signature date)
(DONE BY EXTENSION SPECIALIST)

4. WRD - Watermaster District 10, JR Johnson

CASEWORKER: MAB

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number G-17062

FINAL ORDER

Extension of Time for Permit Number G-16483 (modified by Permit Amendment T-11118)
Permit Holder: Vetter Enterprises LLC

Permit Information

Application:	G-17062
Permit:	G-16483 (modified by Permit Amendment T-11118)
Basin:	12 – Malheur Lake / Watermaster District 10
Date of Priority:	May 29, 2008
Source of Water:	Well 1, well 2, well 3, well 4 (and well 5 added by Permit Amendment T-11118) in Malheur Slough
Purpose of Use:	Irrigation use on 720.0 Acres
Maximum Rate:	9.0 cubic feet per second (cfs)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

Appeal Rights

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

Application History

Permit G-16483 was issued by the Department on April 30, 2009, and modified by Permit Amendment T-11118 on November 5, 2010. The permit called for completion of construction by April 30, 2014 and complete application of water to beneficial use by April 30, 2014. On July 3, 2014, Vetter Enterprises LLC submitted to the Department an Application for Extension of Time for Permit G-16483. In accordance with OAR 690-315-0050(2), on October 28, 2014, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 30, 2019, and the time to fully apply water to beneficial use to October

30, 2019. The protest period closed December 12, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated October 28, 2014.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to the following conditions:

CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2018**. *A form is enclosed with this Final Order.*

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

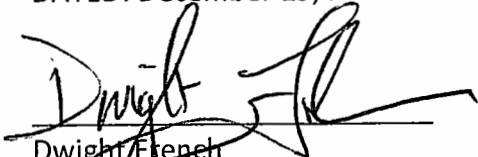
CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application G-17062, Permit G-16483, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from April 30, 2014 to October 30, 2019. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from April 30, 2014 to October 30, 2019.

DATED: December 19, 2014



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

-
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



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

**Extension of Time
 Progress Report Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Vetter Enterprises LLC Application G-17062 Permit G-16483

Progress Report for 2018

Report Due no later than October 1, 2018

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-16483 (modified by Permit Amendment T-11118).

FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.

DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between July 2, 2014 and October 1, 2018	FINANCIAL INVESTMENT

2. Describe actions to achieve compliance with conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date: _____ (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, to date.

Maximum rate used to date = _____ cfs (cubic feet per second)

or

Maximum rate used to date = _____ gpm (gallons per minute)

or

Acre Feet stored to date = _____ AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature _____ Date _____

Printed Name/Title _____

Diligence Shown <input type="checkbox"/> Yes <input type="checkbox"/> No	Date Public Noticed: _____
	<i>For OWRD use only</i>
Reviewed by: _____	Date: _____

Mailing List for Extension FO Copies

FO Date: December 19, 2014

Copies Mailed

Application: G-17062

Permit: G-16483

By: BJO
On: 12/19/14

Original mailed to permit holder

Vetter Enterprises LLC

P.O. Box 755

Hines, OR 97738

Copies sent to:

1. WRD - App. File G-17062/ Permit G-16483
2. All Points Engr & Surveying, Inc.
P.O. Box 767
Terrebonne, OR 97760

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving notification via e-mail - FO available in WRIS for review

(DONE BY EXTENSION SPECIALIST)

2. WRD - Watermaster District 10, JR Johnson

If Progress Reports are included:

(DONE BY EXTENSION SPECIALIST)

Add record to Progress Report tracking sheet.xls Done: by MAB Date 12-18-14

CASEWORKER: MAB

Final Order: Permit G-16483 (modified by Permit Amendment T-11118)

Page 1 of 1

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	5	NW NE	WELL 1 - 1215 FEET SOUTH AND 1450 FEET WEST FROM THE NE CORNER OF SECTION 5
25 S	33 E	WM	5	NW NW	WELL 2 - 1215 FEET SOUTH AND 1215 FEET EAST FROM THE NW CORNER OF SECTION 5
25 S	33 E	WM	6	NE NE	WELL 3 - 1215 FEET SOUTH AND 1215 FEET WEST FROM THE NE CORNER OF SECTION 6.
25 S	33 E	WM	6	SE SE	WELL 4 - 1215 FEET NORTH AND 1190 FEET WEST FROM THE SE CORNER OF SECTION 6

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	33 E	WM	5	NE NE	40.0
25 S	33 E	WM	5	NW NE	40.0
25 S	33 E	WM	5	SW NE	40.0
25 S	33 E	WM	5	SE NE	40.0
25 S	33 E	WM	5	NE NW	40.0
25 S	33 E	WM	5	NW NW	40.0
25 S	33 E	WM	5	SW NW	40.0
25 S	33 E	WM	5	SE NW	40.0
25 S	33 E	WM	5	NW SW	40.0
25 S	33 E	WM	5	SW SW	40.0
25 S	33 E	WM	6	NE NE	40.0
25 S	33 E	WM	6	NW NE	40.0
25 S	33 E	WM	6	SW NE	40.0
25 S	33 E	WM	6	SE NE	40.0
25 S	33 E	WM	6	NE SE	40.0
25 S	33 E	WM	6	NW SE	40.0
25 S	33 E	WM	6	SW SE	40.0
25 S	33 E	WM	6	SE SE	40.0

3. Permit Amendment Application T-11118 proposes to move the authorized points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	5	SE NE	WELL 1 (L-99626) - NORTH 43.430067°, WEST -118.668867°
25 S	33 E	WM	5	SW NE	WELL 2 (L-96575) - NORTH 43.428233°, WEST -118.677933°
25 S	33 E	WM	5	SE NW	WELL 3 (L-102513) - NORTH 43.428235°, WEST -118.679100°
25 S	33 E	WM	5	NW SW	WELL 4 (L-99627) - NORTH 43.427333°, WEST -118.684550°

- Permit Amendment Application T-11118 proposes an additional point of appropriation located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	33 E	WM	6	SE NE	WELL 5 (L-96574) - NORTH 43.428333°, WEST -118.688483°

- Notice of the application for the permit amendment was published in the Department's weekly notice on August 17, 2010, and in the Burns Times-Herald newspaper on October 20, 27, November 3, 2010, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

Permit Amendment Review Criteria

- The changes would not result in injury to other water rights.
- The changes do not enlarge the permit.
- The changes do not alter any other terms of the permit.

Conclusions of Law

The change in points of appropriation and additional point of appropriation proposed by Permit Amendment Application T-11118 is consistent with the requirements of ORS 537.211.

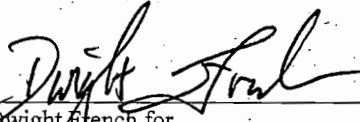
Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

- The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
- Prior to water use from the proposed points of appropriation, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- 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.
- Water shall be acquired from the same aquifer as the original points of appropriation.

5. All other terms and conditions of Permit G-16483 remain the same.
6. Permit G-16483, in the name of VETTER ENTERPRISES LLC, is amended as described herein.

Dated at Salem, Oregon this 5 day of November, 2010.


Dwight French for
PHILLIP C. WARD, DIRECTOR

Mailing Date: NOV 08 2010

RECEIVED

JAN 09 2012

WATER RESOURCES DEPT SALEM, OREGON

2010

Oregon Water Resources Department October through September Water Use Recording and Reporting Form

2011

Consult the water right (permit, certificate, order) to determine applicable reporting conditions; the measurement, recording, and reporting conditions identified in a permitted or certified water right typically follow the place of use description. Use the columns below to document measurements for each authorized point of diversion/appropriation or reservoir. We ask that zeros be reported for any given month when water is not being used. Keep a copy of all measurement reports for your records. We encourage you to submit your water use data via our online utility when available, and to use the Monthly Water Use Forms for record keeping purposes. To lookup water rights, access the water use reporting webpage/online utility, or to obtain additional forms visit our web site: <http://www.wrd.state.or.us>

Tom Vetter Jr.
Water Right Holder's Name
rvetter64@hotmail.com
Water Right Holder's Email

Vetter Enterprises LLC
Water Right Holder's Business Name or Entity Name
P.O. Box 755 Hines, OR 97738
Water Right Holder's Complete Mailing Address

93-0698568 **30352**
USER ID#
541-280-0491
Phone Number

Facility Report ID	Well One (1) 63735 Application: G - 17062 Permit: G - 16483 Other:	Well Two (2) 63736 Application: G - 17062 Permit: G - 16483 Other:	Well Three (3) 63737 Application: G - 17062 Permit: G - 16483 Other:	Application: Permit: Other:
Describe the units of measurement as AF (acre-feet), G (gallons), KG (thousand gallons), MG (million gallons), CF (cubic feet), or MCF (million cubic feet)				
October - 2010	0	0	0	
November - 2010	0	0	0	
December - 2010	0	0	0	
January - 2011	0	0	0	
February - 2011	0	0	0	
March - 2011	0	0	0	
April - 2011	0	0	0	
May - 2011	0	0	0	
June - 2011	11.352	5.004	21.573	
July - 2011	30.957	25.187	68.327	
August - 2011	112.503	113.668	208.106	
September - 2011	159.941	179.954	324.334	
TOTAL *	159.94	179.95	324.33	
Unit of Measurement	<input type="checkbox"/> G <input type="checkbox"/> KG <input type="checkbox"/> MG <input checked="" type="checkbox"/> AF <input type="checkbox"/> CF <input type="checkbox"/> MCF	<input type="checkbox"/> G <input type="checkbox"/> KG <input type="checkbox"/> MG <input checked="" type="checkbox"/> AF <input type="checkbox"/> CF <input type="checkbox"/> MCF	<input type="checkbox"/> G <input type="checkbox"/> KG <input type="checkbox"/> MG <input checked="" type="checkbox"/> AF <input type="checkbox"/> CF <input type="checkbox"/> MCF	<input type="checkbox"/> G <input type="checkbox"/> KG <input type="checkbox"/> MG <input type="checkbox"/> AF <input type="checkbox"/> CF <input type="checkbox"/> MCF

Describe the method of measurement used: Flowmeter If used for irrigation, total number of acres irrigated: 532

I certify this information is true and accurate to the best of my knowledge.

1/4/2012 x Vern I. Brown Jr. manager Vern I. Brown Jr. (Manager) Vetter Enterprises LLC 541-280-0491
Date Signature Name and Title (print) Company Phone Number

Please complete and mail to: Oregon Water Resources Department; Water Use Reporting Program; 725 Summer Street NE, Suite A: Salem, OR 97301

2011

Oregon Water Resources Department
October through September
Water Use Recording and Reporting Form

2012

eco

Consult the water right (permit, certificate, order) to determine applicable reporting conditions; the measurement, recording, and reporting conditions identified in a permitted or certified water right typically follow the place of use description. Use the columns below to document measurements for each authorized point of diversion/appropriation or reservoir. We ask that zeros be reported for any given month when water is not being used. Keep a copy of all measurement reports for your records. We encourage you to submit your water use data via our online utility when available, and to use the Monthly Water Use Forms for record keeping purposes. To lookup water rights, access the water use reporting webpage/online utility, or to obtain additional forms visit our web site: http://www.wrd.state.or.us

Tom Vetter Jr.

Vetter Enterprises LLC

93-0698568

30352

Water Right Holder's Name

Water Right Holder's Business Name or Entity Name

USER ID#

rvetter64@hotmail.com

P.O. Box 755 Hines, OR 97738

541-280-0491

Water Right Holder's Email

Water Right Holder's Complete Mailing Address

Phone Number

Table with columns for Facility Report ID, Well One (1), Well Two (2), Well Three (3), and Application. Rows include months from October to September and a TOTAL row. Includes checkboxes for units of measurement (G, KG, MG, AF, CF, MCF).

RECEIVED BY OWRD
JAN 02 2013
SALEM, OR

Describe the method of measurement used: Flowmeter. If used for irrigation, total number of acres irrigated: 532

I certify this information is true and accurate to the best of my knowledge.

12/20/2011

Signature: Vern I. Brown Jr.

Vern I. Brown Jr. (Manager)

Vetter Enterprises LLC

541-280-0491

Date

Signature

Name and Title (print)

Company

Phone Number

Please complete and mail to: Oregon Water Resources Department; Water Use Reporting Program; 725 Summer Street NE, Suite A: Salem, OR 97301.

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, AND WELL 4 IN MALHEUR SLOUGH BASIN

PURPOSE OR USE: IRRIGATION USE ON 720.0 ACRES

MAXIMUM RATE: 9.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

WELL LOCATIONS:

WELL 1: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1450 FEET WEST FROM NE CORNER, SECTION 5

WELL 2: NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1215 FEET EAST FROM NW CORNER, SECTION 5

WELL 3: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 6, T25S, R33E, W.M.; 1215 FEET SOUTH AND 1215 FEET WEST FROM NE CORNER, SECTION 6

WELL 4: SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 6, T25S, R33E, W.M.; 1215 FEET NORTH AND 1190 FEET WEST FROM SE CORNER, SECTION 6

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 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 $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES

SECTION 5

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES

SECTION 6

TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- 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.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the

month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the

resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may not be valid, unless the Department authorizes the change in writing.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) 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.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

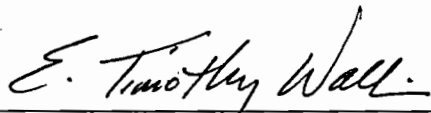
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued April 30, 2009



for Phillip C. Ward, Director
Water Resources Department

Mailing List for Permit Copies

Application #G-17062

Original mailed to applicant with claim of beneficial use form:

VETTER ENTERPRISES LLC
21105 SCOTTSDALE DR
BEND OR 97701

Copies sent to:

1. WRD - File # G-17062
2. WRD - Ken Stahr

<p>Copies Mailed</p> <p>By: <u>CS</u> (SUPPORT STAFF)</p> <p>on: <u>4-30-09</u> (DATE)</p>

FO and Map Copies sent to (remember to reduce copy margins):

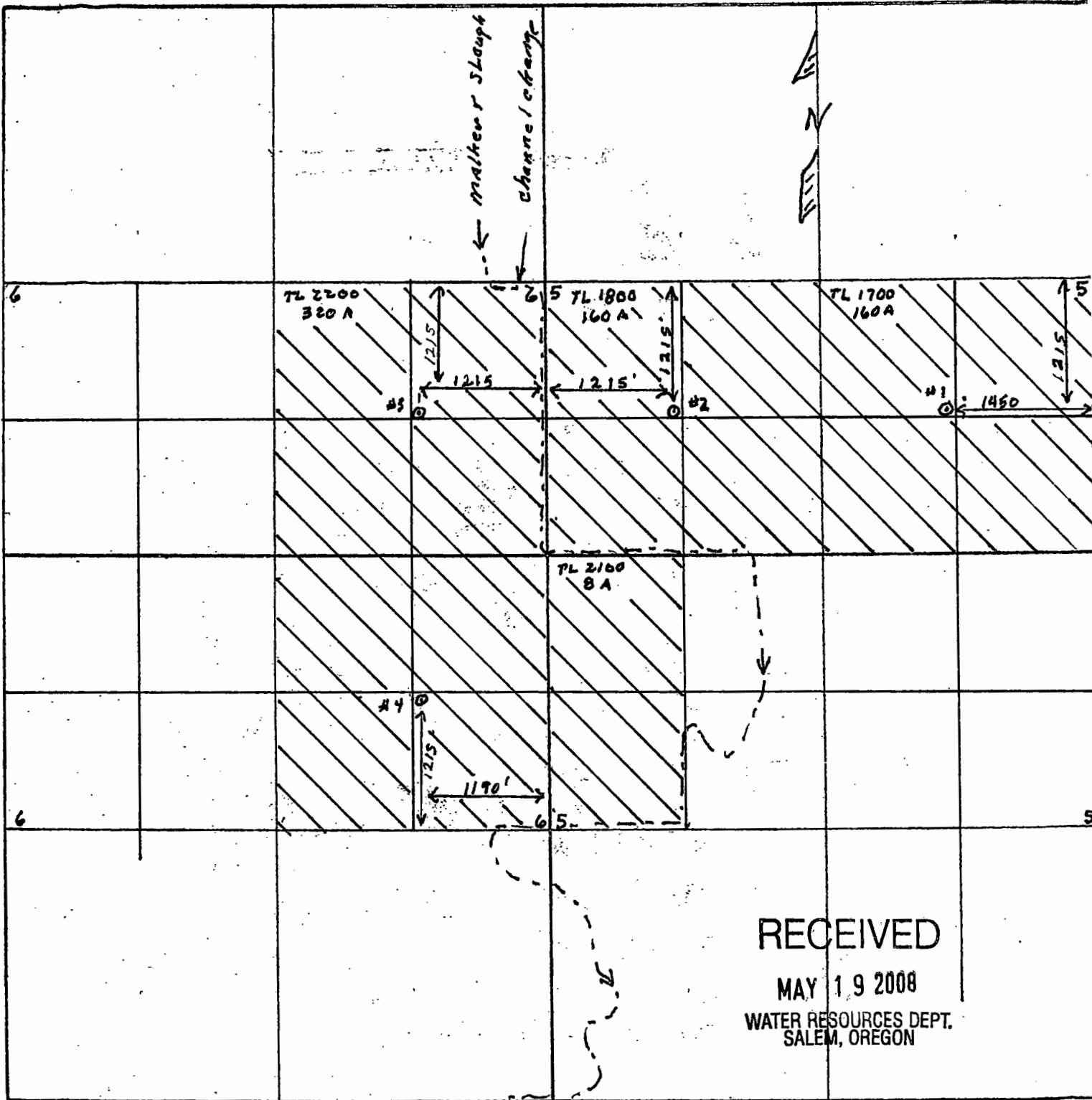
3. WRD - Watermaster District #: 10
4. WRD - Regional Manager (not to SCR): E

CASEWORKER : Jeana Eastman

Section 5 & 6 Township 25-5 Range 33-E

County of Harney State of OR 720

NORTH



RECEIVED

MAY 19 2008

WATER RESOURCES DEPT.
SALEM, OREGON

Remarks scale - 8" = 1 mile - 660) -

RECEIVED

MAY 29 2008

WATER RESOURCES DEPT.
SALEM, OREGON

G-17062 G-16483

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-17062

Final Order

Appeal Rights

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

This statement of judicial review rights does not create a right to judicial review of this order, if judicial review is otherwise precluded by law. Where no changes have been made to a Proposed Final Order on a water right application and no protests have been filed during the protest period, the Final Order is not subject to judicial review.

Application History

On May 29, 2008, Vetter Enterprises LLC submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on January 20, 2009. The protest period closed March 6, 2009, and no protest was filed.

The proposed use would not impair or be detrimental to the public interest.

Order

Application G-17062 is therefore approved as proposed by the Proposed Final Order. Upon payment of outstanding fees in the amount of \$300.00, a permit shall be issued authorizing the proposed water use.

Failure to meet this requirement within 60 days from the date of this Final Order may result in the proposed rejection of the application.

If you need to request additional time, your written request should be received in the Salem office of the Department within 60 days of this Final Order. The Department will evaluate the request and determine whether or not the request may be approved.

DATED April 16, 2009

E. Timothy Wall

for Phillip C. Ward, Director
Water Resources Department

This document was prepared by Jeana Eastman. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 503-986-0859.

If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801.

Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

DRAFT

This is not a permit.
STATE OF OREGON

DRAFT

COUNTY OF HARNEY

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, AND WELL 4 IN MALHEUR SLOUGH
BASIN

PURPOSE OR USE: IRRIGATION USE ON 720.0 ACRES

MAXIMUM RATE: 9.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

WELL LOCATIONS:

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1450 FEET WEST FROM NE CORNER, SECTION 5

WELL 2: NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND
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WELL 3: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 6, T25S, R33E, W.M.; 1215 FEET SOUTH AND
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WELL 4: SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 6, T25S, R33E, W.M.; 1215 FEET NORTH AND
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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 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 ¼ NE ¼ 40.0 ACRES
 NW ¼ NE ¼ 40.0 ACRES
 SW ¼ NE ¼ 40.0 ACRES
 SE ¼ NE ¼ 40.0 ACRES
 NE ¼ NW ¼ 40.0 ACRES
 NW ¼ NW ¼ 40.0 ACRES
 SW ¼ NW ¼ 40.0 ACRES
 SE ¼ NW ¼ 40.0 ACRES
 NW ¼ SW ¼ 40.0 ACRES
 SW ¼ SW ¼ 40.0 ACRES

SECTION 5

NE ¼ NE ¼ 40.0 ACRES
 NW ¼ NE ¼ 40.0 ACRES
 SW ¼ NE ¼ 40.0 ACRES
 SE ¼ NE ¼ 40.0 ACRES
 NE ¼ SE ¼ 40.0 ACRES
 NW ¼ SE ¼ 40.0 ACRES
 SW ¼ SE ¼ 40.0 ACRES
 SE ¼ SE ¼ 40.0 ACRES

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TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

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- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
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The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the

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The well(s) 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.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued _____, 2009

DRAFT - THIS IS NOT A PERMIT

for Phillip C. Ward, Director
Water Resources Department

Mailing List for FO Copies

Application #G-17062

Original mailed to applicant with claim of beneficial use form:

VETTER ENTERPRISES LLC
21105 SCOTTSDALE DR
BEND OR 97701

Copies sent to:

1. WRD - File # G-17062
2. WRD - Ken Stahr

Copies Mailed	
By:	<u>AS</u> (SUPPORT STAFF)
on:	<u>4-16-07</u> (DATE)

FO and Map Copies sent to (remember to reduce copy margins):

3. WRD - Watermaster District #: 10
4. WRD - Regional Manager (not to SCR): E

CASEWORKER : Jeana Eastman

FO CHECKLIST

Application g-17062

- Name and/or address has **changed or been assigned** Yes No
- Respond to **significant comments, issues, or disputes** related to the proposed use of water. N/A
- Affected landowner(s)** have been notified N/A Yes No, send a letter to landowners before FO issuance.
- Verify names/addresses** of affected landowners, and those who commented and/or paid \$10 fee. N/A
- Include fish screen form if ODFW requested **screening condition and rate** ≤ 0.5 CFS N/A Yes No
- PFO conclusions **require modification** due to typos, errors or omission of conditions Yes No
If so: _____
- Within North Umpqua settlement reach and issuing permit, **spreadsheet has been updated** N/A Yes
- SWW** If GW and interference, copy form for Stahr. N/A

<u>Fees</u>	<u>Base Fee</u>	<u>Water Amount (Q)</u>
	\$150 / \$250	1 st CFS/AF _____
	\$300 / \$500	_____ Addl @ _____
		_____ Addl @ _____
		Add'l <input type="checkbox"/> POD/POA <input type="checkbox"/> use + _____

_____ + _____ = _____
 (base) (Q) (total exam fee)

EXAM FEE REQUIRED	<u>2100</u>	RECORDING FEE REQUIRED	\$175 / \$250 / \$300
EXAM FEE PAID	<u>2100</u>	RECORDING FEE PAID	<u>0</u>
STILL OWED	<u>0</u>	STILL OWED	<u>300</u>

paid \$300 4/7/09

- FO w/ draft permit; still needed:
 - fees
 - easement
 - st water contract
 - approved dam plans & specs
 - land use approval
- FO w/ permit # g-116483
- FO to deny refund \$ _____

Name: Jeana Eastman Date: 4/2/09 4/20/09 Peer Reviewer: brook

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PFO CHECKLIST

App g-17062

- Application was filed *prior to 10/23/99* No Yes (If Yes, add A date requirement)
- IR requested additional information No Yes
- Storage contract NA BOR Doug Co Corp of Eng needed obtained _____
- Have conflicts been addressed? NA No Yes _____
- IR Date 10/31/08 Public Notice Date 11/4/08 Comments received? No Yes _____
- SWW NA above within _____ If GW and interference, copy form for Stahr.
- DIV 9 NA will likely be available... will not likely be available... will, if properly conditioned...
 well _____ has PSI with _____
 GW conditions no
- Conditions _____
 Small ≤ 0.1 CFS, ≤ 9.2 AF Medium > 0.1 CFS but < 0.5 CFS, > 9.2 AF but < 100 AF Large ≥ 0.5 CFS, ≥ 100 AF
- SW availability NA 80% 50% _____
- Allowed Use/Rate/Season ir - 720 ac, 9 ch, 3/1-10/31 Rate 1/80 Duty 3.0
- DIV 33 NA No above Bonneville, and not allowed 4/15 - 9/30 below Bonneville statewide
- Prior to permit, applicant must submit NA fees storage contract easement plans/specs evidence of well repair
- Changes from IR determinations ~~addressed~~

Copy to NWR ER WM # 10 CWRE _____
 NCR SWR agent affected landowner(s)

Fees	Base Fee	Water Amount (Q)
	\$150 / \$250	1 st CFS/AF
	\$300 / \$500	
		_____ Addl @ _____ + _____
	_____ + _____	_____ = _____
	(base)	(Q) (total exam fee)

EXAM FEE REQUIRED	<u>2100</u>	RECORDING FEE REQUIRED	<u>\$175 / \$250 / \$300</u>
EXAM FEE PAID	<u>-2100</u>	RECORDING FEE PAID	<u>0</u>
STILL OWED	<u>0</u>	STILL OWED	<u>300</u>

Name: Jeana Eastman Date: 12/12/08 Peer Reviewer: jea

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IR CHECKLIST

App g-17062

MU or QM NA will complete construction within 20 years
 Fujii reviewed recommendations _____

Land use approved not approved being pursued county notified NA

Storage contract NA BOR Doug Co Corp of Eng needed obtained _____

Authorized agent specified NA needed Yes _____

Requested Use/Rate/Season ir - 720 ac, 9 cfs, 3/1 - 10/31

Allowed Use/Rate/Season ir 9 cfs, 3/1 - 10/31 Limit 1/50 Duty 3.0

DIV 9 NA will likely be available... will not likely be available... will, if properly conditioned...

classify as surface water well _____ has PSI with _____

(include basin map if true) well _____ is within 1N 3E 20, 21, 28, 29 GWLA CGWA _____

GW conditions in _____

Conditions _____

Small ≤ 0.1 CFS, ≤ 9.2 AF Medium > 0.1 CFS but < 0.5 CFS, > 9.2 AF but < 100 AF Large ≥ 0.5 CFS, ≥ 100 AF

use at least Medium for: Siltcoos Lake, stored water contract, and Sandy Basin ground water

use Large for: Tenmile Lake, NU or other temp control, gov. entities, and HC exceptions; Large-7g, Large-7i for 7g/7i

use Large-TFM if GW in: South Salem Hills, or 10+ acres in Stage Gulch CGWA

ORS 538 prohibits use No Yes (stop processing and return app and fees)

Use is allowed not allowed limited OAR Compact _____

Stream is withdrawn NA No Yes, allows use/season _____

SW availability NA 80% 50% _____ WID: _____

Use DWF's 6/21/05 non-standard W/A memo if the source is: trib to Drews Res, Snake R, Columbia R, North Umpqua R below Rock Cr, or within drainages of Lost R, Chehalem Cr, or Champoeg Cr (including Mission Cr and Case Cr)

DIV 33 NA No above Bonneville, and not allowed 4/15 - 9/30
 below Bonneville
 statewide

SWW NA above within _____ (If GW and interference, copy form for Stahr.)

Use is within a high priority area for streamflow restoration NA No Yes

Basin Maps have been checked NA Yes limits _____

POU conflict NA No No, different sources No, make up a deficiency in rate No, existing not at max. rate

Yes none in g/c - didn't print

Use is supplemental, checked for primary rights NA Yes limits _____

Prior to permit, applicant must submit NA storage contract easement plans/specs evidence of well repair

POD is within North Umpqua settlement reach and the spreadsheet was updated: NA Yes

Forms NA DIV 33 basin map HC except spring description other _____

Copy to NWR WM # 10 ODFW CRIFC
 NCR agent DEQ US Fish & Wildlife
 ER CWRE DOA NW Planning Council
 SWR State Parks CTUIR

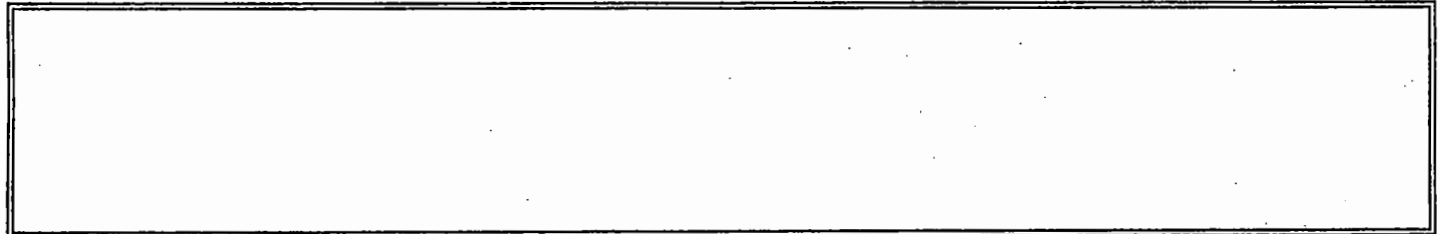
DOA Food Safety Division (bottled water) city _____ (w/in 5-mile muni wells)

∠ Fees	<u>9</u> CFS	Base	<u>500</u>
	_____ AF	Up to 1 CFS	<u>200</u>
		<u>8</u> Add'l CFS @ <u>100</u>	<u>800</u>
		Up to 20 AF	_____
		_____ Add'l AF @ _____	_____
		<u>3</u> Add'l <input checked="" type="checkbox"/> POD/POA <input type="checkbox"/> use	+ <u>600</u>
		Exam Fee Required =	<u>2100</u>
		Exam Fee Paid	<u>2100</u>
		Still Owed	_____

App and map meet min. requirements Yes No _____
(If not, send IR certified)

Letter format good limited bad bad w/ rate reduction opportunity bad w/ HC opportunity

Scanned images exist for application form and map



Name: Jeana Eastman Date: 10/23/08 Peer Reviewer: KRK

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Point of Diversion Characteristics

Right:	App:G 17062 *
Name:	VETTER ENTERPRISES LLCTOM VETTER

TRSQQ: 25.00S-33.00E-05-NWNE [Digital Map of TRSQQ](#)

County: Harney
Basin: Malheur Lake
WM District: 10
WM Region: E
Withdrawn Area:
WAB: MALHEUR SL > MALHEUR L - AT MOUTH (31200101)
Priority WAB:
Rule 4D:
Groundwater Restricted Area:
Scenic Water Way:
Division 33:
Water Quality Limited:

TRSQQ: 25.00S-33.00E-05-NWNW [Digital Map of TRSQQ](#)

County: Harney
Basin: Malheur Lake
WM District: 10
WM Region: E
Withdrawn Area:
WAB: MALHEUR SL > MALHEUR L - AT MOUTH (31200101)
Priority WAB:
Rule 4D:
Groundwater Restricted Area:
Scenic Water Way:
Division 33:
Water Quality Limited:

TRSQQ: 25.00S-33.00E-06-NENE [Digital Map of TRSQQ](#)

County: Harney
Basin: Malheur Lake
WM District: 10
WM Region: E
Withdrawn Area:
WAB: MALHEUR SL > MALHEUR L - AT MOUTH (31200101)
Priority WAB:
Rule 4D:
Groundwater Restricted Area:
Scenic Water Way:
Division 33:
Water Quality Limited:

TRSQQ: 25.00S-33.00E-06-SESE [Digital Map of TRSQQ](#)

County: Harney
Basin: Malheur Lake
WM District: 10
WM Region: E
Withdrawn Area:
WAB: MALHEUR SL > MALHEUR L - AT MOUTH (31200101)
Priority WAB:
Rule 4D:
Groundwater Restricted Area:
Scenic Water Way:
Division 33:
Water Quality Limited:

WATER RESOURCES DEPARTMENT

DIVISION 512

MALHEUR LAKE BASIN PROGRAM PROVISION

690-512-0040 Water Availability

(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 of 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 690-011-0080(2)(a)(C); or

(c) Permits for use of water legally stored.

PUBLIC INTEREST REVIEW FOR GROUND WATER APPLICATIONS

TO: Water Rights Section Date September 12, 2008

FROM: Ground Water/Hydrology Section Mike Zwart
Reviewer's Name

SUBJECT: Application G- 17062 Supersedes review of _____
Date of Review(s)

PUBLIC INTEREST PRESUMPTION; GROUNDWATER

OAR 690-310-130 (1) *The Department shall presume that a proposed groundwater use will ensure the preservation of the public welfare, safety and health as described in ORS 537.525. Department staff review ground water applications under OAR 690-310-140 to determine whether the presumption is established. OAR 690-310-140 allows the proposed use be modified or conditioned to meet the presumption criteria. This review is based upon available information and agency policies in place at the time of evaluation.*

A. GENERAL INFORMATION: Applicant's Name: Vetter Enterprises, LLC County: Harney

A1. Applicant(s) seek(s) 9.0 cfs from 4 well(s) in the Malheur Lake Basin,
Malheur Slough subbasin Quad Map: Warm Springs Butte

A2. Proposed use: Irrigation Seasonality: March 1 – October 31

A3. Well and aquifer data (attach and number logs for existing wells; mark proposed wells as such under logid):

Well	Logid	Applicant's Well #	Proposed Aquifer*	Proposed Rate(cfs)	Location (T/R-S QQ-Q)	Location, metes and bounds, e.g. 2250' N, 1200' E fr NW cor S 36
1	Proposed	1	Basin Fill	9.0	25S/33E-5 NW-NE	1215' S, 1450' W fr NE cor S 5
2	Proposed	2	Basin Fill	9.0	25S/33E-5 NW-NW	1215' S, 1215' E fr NW cor S 5
3	Proposed	3	Basin Fill	9.0	25S/33E-6 NE-NE	1215' S, 1215' W fr NW cor S 5
4	Proposed	4	Basin Fill	9.0	25S/33E-6 SE-SE	1215' N, 1190' W fr SW cor S 5
5						

* Alluvium, CRB, Bedrock

Well	Well Elev ft msl	First Water ft bls	SWL ft bls	SWL Date	Well Depth (ft)	Seal Interval (ft)	Casing Intervals (ft)	Liner Intervals (ft)	Perforations Or Screens (ft)	Well Yield (gpm)	Draw Down (ft)	Test Type
1	4105	40			Est. 250	0-20	Est 0-100					
2	4105	40			Est. 250	0-20	Est 0-100					
3	4102	40			Est. 250	0-20	Est 0-100					
4	4102	40			Est. 300	0-20	Est 0-100					

Use data from application for proposed wells.

A4. Comments: All construction information is proposed.

A5. Provisions of the Malheur Lake Basin rules relative to the development, classification and/or management of ground water hydraulically connected to surface water are, or are not, activated by this application. (Not all basin rules contain such provisions.)
 Comments: _____

A6. Well(s) # _____, _____, _____, _____, _____, tap(s) an aquifer limited by an administrative restriction.
 Name of administrative area: _____
 Comments: _____

B. GROUND WATER AVAILABILITY CONSIDERATIONS, OAR 690-310-130, 400-010, 410-0070

B1. Based upon available data, I have determined that ground water* for the proposed use:

- a. is over appropriated, is not over appropriated, or cannot be determined to be over appropriated during any period of the proposed use. * This finding is limited to the ground water portion of the over-appropriation determination as prescribed in OAR 690-310-130;
- b. will not or will likely be available in the amounts requested without injury to prior water rights. * This finding is limited to the ground water portion of the injury determination as prescribed in OAR 690-310-130;
- c. will not or will likely to be available within the capacity of the ground water resource; or
- d. will, if properly conditioned, avoid injury to existing ground water rights or to the ground water resource:
 - i. The permit should contain condition #(s) 7N;
 - ii. The permit should be conditioned as indicated in item 2 below.
 - iii. The permit should contain special condition(s) as indicated in item 3 below;

- B2. a. Condition to allow ground water production from no deeper than _____ ft. below land surface;
- b. Condition to allow ground water production from no shallower than _____ ft. below land surface;
- c. Condition to allow ground water production only from the _____ ground water reservoir between approximately _____ ft. and _____ ft. below land surface;
- d. Well reconstruction is necessary to accomplish one or more of the above conditions. The problems that are likely to occur with this use and without reconstructing are cited below. Without reconstruction, I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Ground Water Section.

Describe injury –as related to water availability– that is likely to occur without well reconstruction (interference w/ senior water rights, not within the capacity of the resource, etc): _____

B3. Ground water availability remarks: Region Manager Ivan Gall recommends use of condition 7N in the Malheur Lake basin. No suitable wells with long-term water-level records were located near the proposed wells here.

C. GROUND WATER/SURFACE WATER CONSIDERATIONS, OAR 690-09-040

C1. 690-09-040 (1): Evaluation of aquifer confinement:

Well	Aquifer or Proposed Aquifer	Confined	Unconfined
All	Basin-fill sediments (Qal and Tvs of GW Report #16)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>

Basis for aquifer confinement evaluation: Ground water in the basin fill is regionally unconfined and hydraulically connected to surface water sources, including Malheur and Harney Lakes.

C2. 690-09-040 (2) (3): Evaluation of distance to, and hydraulic connection with, surface water sources. All wells located a horizontal distance less than ¼ mile from a surface water source that produce water from an unconfined aquifer shall be assumed to be hydraulically connected to the surface water source. Include in this table any streams located beyond one mile that are evaluated for PSI.

Well	SW #	Surface Water Name	GW Elev ft msl	SW Elev ft msl	Distance (ft)	Hydraulically Connected?			Potential for Subst. Interfer. Assumed?	
						YES	NO	ASSUMED	YES	NO
1	1	Unnamed trib. to Malheur Slough	4090±	4105	90	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2	1	Unnamed trib. to Malheur Slough	4090±	4105	170	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3	1	Unnamed trib. to Malheur Slough	4090±	4105	900	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4	1	Unnamed trib. to Malheur Slough	4090±	4105	400	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
1	2	Malheur Slough	4090±	4100	5840	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2	2	Malheur Slough	4090±	4100	3550	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3	2	Malheur Slough	4090±	4100	1980	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4	2	Malheur Slough	4090±	4100	1920	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Basis for aquifer hydraulic connection evaluation: Ground water likely is discharging to lower reaches of Malheur Slough and/or Malheur Lake. Malheur Slough is dry in most years and therefore is not considered for Division 9 reviews, per memo by Ivan Gall, January 15, 2008.

Water Availability Basin the well(s) are located within: 31200101 MALHEUR SL> MALHEUR L- AT MOUTH

C3a. 690-09-040 (4): Evaluation of stream impacts for each well that has been determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Limit evaluation to instream rights and minimum stream flows that are pertinent to that surface water source, and not lower SW sources to which the stream under evaluation is tributary. Compare the requested rate against the 1% of 80% natural flow for the pertinent Water Availability Basin (WAB). If Q is not distributed by well, use full rate for each well. Any checked box indicates the well is assumed to have the potential to cause PSI.

Well	SW #	Well < ¼ mile?	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>

C3b. 690-09-040 (4): Evaluation of stream impacts by total appropriation for all wells determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Complete only if Q is distributed among wells. Otherwise same evaluation and limitations apply as in C3a above.

SW #	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>

Comments: This section does not apply.

C4a. 690-09-040 (5): Estimated impacts on hydraulically connected surface water sources greater than one mile as a percentage of the proposed pumping rate. Limit evaluation to the effects that will occur up to one year after pumping begins. This table encompasses the considerations required by 09-040 (5)(a), (b), (c) and (d), which are not included on this form. Use additional sheets if calculated flows from more than one WAB are required.

Non-Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
(A) = Total Interf.													
(B) = 80 % Nat. Q													
(C) = 1 % Nat. Q													
(D) = (A) > (C)		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
(E) = (A / B) x 100		%	%	%	%	%	%	%	%	%	%	%	%

(A) = total interference as CFS; (B) = WAB calculated natural flow at 80% exceed. as CFS; (C) = 1% of calculated natural flow at 80% exceed. as CFS; (D) = highlight the checkmark for each month where (A) is greater than (C); (E) = total interference divided by 80% flow as percentage.

Basis for impact evaluation:

D. WELL CONSTRUCTION, OAR 690-200

D1. Well #: _____ Logid: _____

D2. **THE WELL does not meet current well construction standards based upon:**

- a. review of the well log;
- b. field inspection by _____;
- c. report of CWRE _____;
- d. other: (specify) _____

D3. **THE WELL construction deficiency:**

- a. constitutes a health threat under Division 200 rules;
- b. commingles water from more than one ground water reservoir;
- c. permits the loss of artesian head;
- d. permits the de-watering of one or more ground water reservoirs;
- e. other: (specify) _____

D4. **THE WELL construction deficiency is described as follows:** _____

- D5. **THE WELL** a. was, or was not constructed according to the standards in effect at the time of original construction or most recent modification.
- b. I don't know if it met standards at the time of construction.

D6. **Route to the Enforcement Section.** I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Enforcement Section and the Ground Water Section.

THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

D7. Well construction deficiency has been corrected by the following actions: _____

_____, 200_____
(Enforcement Section Signature)

D8. **Route to Water Rights Section (attach well reconstruction logs to this page).**

Detailed Reports

MALHEUR SL> MALHEUR L- AT MOUTH MALHEUR LAKE BASIN

Water Availability as of 9/3/2008

Watershed ID #: 31200101

Exceedance Level: 80%

Date: 9/3/2008

Time: 8:37 PM

Water Availability Calculation

Consumptive Uses and Storages

Instream Requirements

Reservations

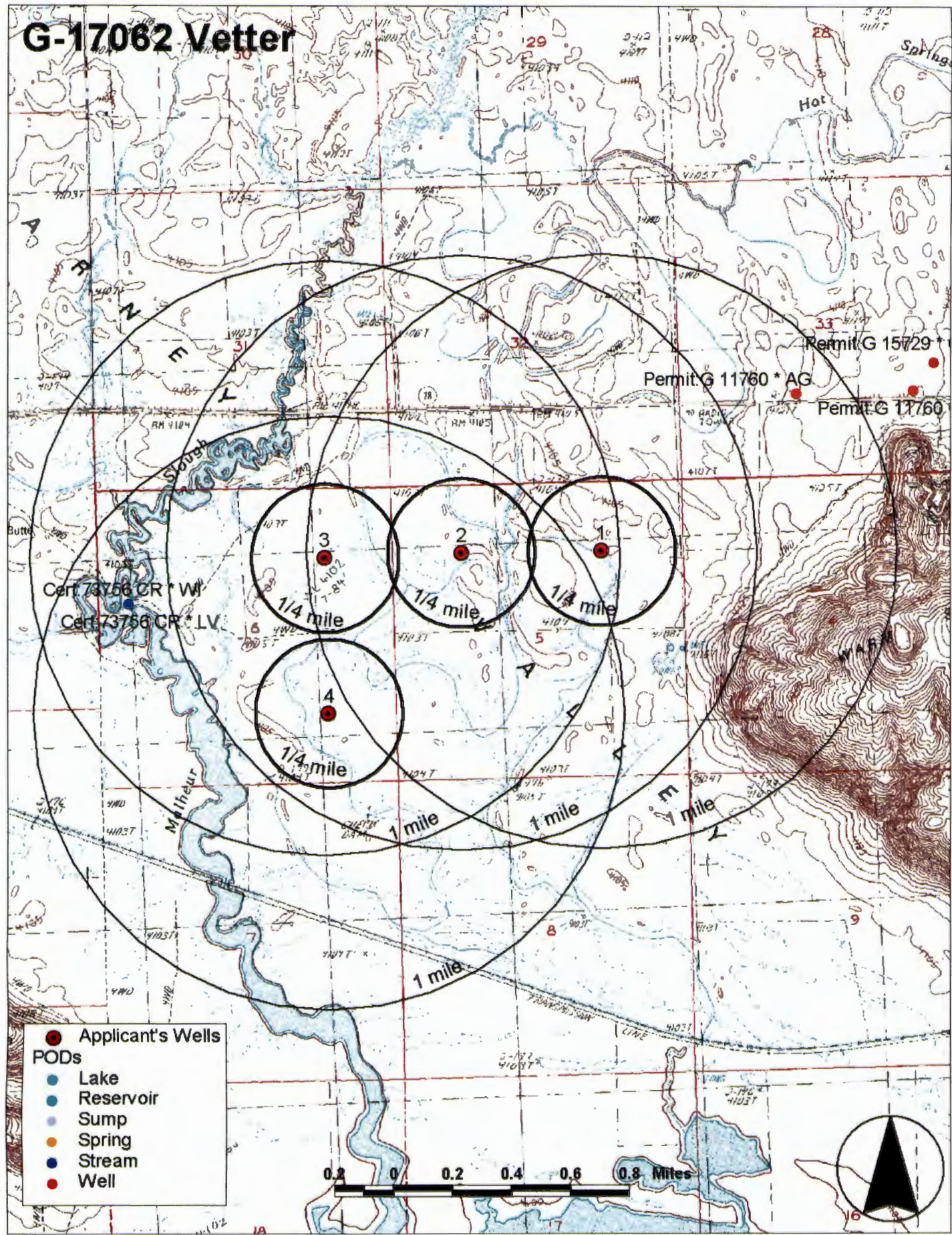
Water Rights

Watershed Characteristics

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second
Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	5.47	0.73	4.74	0.00	0.00	4.74
Feb	17.90	2.06	15.80	0.00	0.00	15.80
Mar	45.20	11.20	34.00	0.00	0.00	34.00
Apr	84.80	36.40	48.40	0.00	0.00	48.40
May	40.20	80.00	-39.80	0.00	0.00	-39.80
Jun	21.80	65.70	-43.90	0.00	0.00	-43.90
Jul	4.82	25.30	-20.40	0.00	0.00	-20.40
Aug	1.83	12.20	-10.40	0.00	0.00	-10.40
Sep	1.31	7.02	-5.71	0.00	0.00	-5.71
Oct	1.08	3.03	-1.95	0.00	0.00	-1.95
Nov	2.01	0.36	1.65	0.00	0.00	1.65
Dec	3.61	0.51	3.10	0.00	0.00	3.10
Storage Acre-Feet at 50%	32,800.00	14,800.00	23,800.00	0.00	0.00	23,800.00



**Water Right Conditions
Tracking Slip**

Groundwater/Hydrology Section

FILE ## G-17062

ROUTED TO: Water Rights/Jeana

TOWNSHIP/

RANGE-SECTION: 23 S/33 E - 5+6

CONDITIONS ATTACHED? Yes No

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Mike Zwart

G-17062

NEW APPLICATIONS (GROUND WATER, RESERVOIR, & SURFACE) ROUTE SLIP

RECEIPTING AP 5/30/08
POST CARD SENT
DATA CENTER

GEOLOGY REVIEW YES NO
ENFORCEMENT YES NO

WATER RIGHTS SUPPORT MS

<u>Caseworker:</u>		
Brook Geffen	986-0808	<input type="checkbox"/>
Jeana Eastman	986-0859	<input checked="" type="checkbox"/>
Joel Plahn	986-0815	<input type="checkbox"/>
Kerry Kavanagh	986-0816	<input type="checkbox"/>

A "Standard Reservoir" storing 9.2 acre-feet or more of Water & has a dam height of 10.0 feet or greater needs to have a copy of the application & supplemental forms routed to "DAM SAFETY"



ATTN: WATER RIGHTS SUPPORT...>>>>> Mark contents of file with application number; Update the WRIS Database with caseworkers name. Route file to Caseworker.



Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

Application 6-17062 Township 25S
Priority Date 5-29-2008 Range 33E
Use(s) IRR Section 5,6
Rate 9.0 cfr POD Loc _____
County HARNEY POU Loc _____
W.M. 10 Caseworker JANA

- Applicant/Organization Name, Mailing Address and Telephone Number.
- Source of water. If stored water, is the stored water component filed out, including a non-expired agreement for stored water must be included. (ORS 537.400) **NOTE: A surface water application cannot be filled at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application (E2).**
- The proposed source **is** or **is not** (circle one) withdrawn from further appropriation, or Division 538. If it is, return application and fees.
- Property ownership indicated.
 - If applicant does not own all the land, the affected landowner's name and mailing address must be listed.
 - If applicant does not own all the land, a statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted.
- Groundwater development section (Page 3 and 4, Section B) or a well log report.
- Proposed use of water. If supplemental, list primary water right acreage if applicable.
- Enclosed Supplemental Form for each proposed use.
 - Form I (Irrigation) Form M (Municipal or Quasi-Municipal)
 - Form R (Mining) Form Q (Commercial or Industrial)
 - Spring Description Sheet
- Amount of water from *each* source in gallons per minute (GPM), cubic feet per second (CFS), or acre feet (AF)
- Period of use
- Water management section (Please estimate if the water system has not been designed).

Resource Protection Section (Page 6, Section 5).

Project schedule (If system is already completed, indicate "existing").

~~N/A~~ For reservoir applications storing more than 9.2 acre feet, and a dam height of more than 10 feet, preliminary plans and specifications for dam and impoundment are required.

If the above is statement is checked, the map must be prepared by a CWRE.

All applicants (or the authorized agent with title or authority if for an organization or corporation), must sign the application in ink. *Signature must be an original "wet" signature.*

You must include a Legal description of the property involved that includes a metes and bounds, or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or you may submit a lot book report prepared by a title company. The Department will not accept a copy of the tax bill.

A completed Land-Use Form or receipt signed and dated by the appropriate planning department officials. *Date of signature must be within the past 12 months. Signature must be an original "wet" signature.*

The map must meet all the minimum requirements of OAR 690-310-0050.

- Township, Range, Section
- Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)
- Place of use, 1/4, 1/4's and tax lot clearly identified
- Even map scale not less than 4" = 1 mile (example: 1" = 100 ft, 1" = 200 ft, etc.)
- Location of each diversion point well or dam by reference to a recognized public land survey corner
- North Directional Symbol
- Number of acres per 1/4, 1/4, if irrigation, nursery, or agriculture
- Other _____
- Reference corner on map
- Each point of diversion coordinate

Fees: Amount of water requested 7 cfs

Base Fee \$ <u>500</u>	Additional Use @ _____ = _____
1st CFS/AF <u>200</u>	Total Exam Fees \$ <u>2100</u>
<u>8</u> Addtn'l CFS/ AF @ <u>100</u> = <u>800</u>	Total Paid \$ <u>2100</u>
<u>3</u> Addtn' POD @ <u>200</u> = <u>600</u>	Amount Due \$ <u>0</u>

Reviewed by: JS Date: 5.30.2008

**Oregon Water Resources Department
Water Rights Division**

Water Rights Application
Number G-17062

Prior to the issuance of a permit, the Department must receive permit recording fees in the amount of \$300.00. Please include your application number on your check made out to the Oregon Water Resources Department.

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On May 29, 2008, Vetter Enterprises LLC submitted an application to the Department for the following water use permit:

- Amount of Water: 9.0 cubic feet per second (CFS)
- Use of Water: irrigation use on 720.0 acres
- Source of Water: Well 1, Well 2, Well 3, and Well 4 in Malheur Slough Basin
- Area of Proposed Use: Harney County within Section 5 and Section 6, Township 25 South, Range 33 East, W.M.

On October 31, 2008, the Department mailed the applicant notice of its Initial Review, determining that "The use of 9.0 CFS from Well 1, Well 2, Well 3, and Well 4 in Malheur Slough Basin for irrigation use on 720.0 acres is allowable during the full period requested, March 1 through October 31 of each year." The applicant did not notify the Department to stop processing the application within 14 days of that date.

On November 4, 2008, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the Proposed Final Order. No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- recommendations by other state agencies
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record

- designations of any critical ground water areas
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

Findings of Fact

The Malheur Lake Basin Program allows irrigation.

Well 1, Well 2, Well 3, and Well 4 in Malheur Slough Basin are not within or above a State Scenic Waterway.

Ground Water Findings Under OAR 690-009

The Department determined, consistent with OAR 690-009-0040(4), that the proposed ground water use will not have the potential for substantial interference with surface water.

In making this determination, the Department considered whether:

- (a) There is a hydraulic connection from the proposed well(s) to any surface water sources.
- (b) The point of appropriation is a horizontal distance less than one-fourth mile from the surface water source;
- (c) The rate of appropriation is greater than five cubic feet per second, if the point of appropriation is a horizontal distance less than one mile from the surface water source;
- (d) The rate of appropriation is greater than one percent of the pertinent adopted minimum perennial streamflow or instream water right with a senior priority date, if one is applicable, or of the discharge that is equaled or exceeded 80 percent of time, as determined or estimated by the Department, and if the point of appropriation is a horizontal distance less than one mile from the surface water source;
- (e) The ground water appropriation, if continued for a period of 30 days, would result in stream depletion greater than 25 percent of the rate of appropriation, if the point of appropriation is a horizontal distance less than one mile from the surface water source.

According to the Department's rules, the potential for substantial interference is assumed if (a) and either (b) or (c) or (d) or (e) are met. For this application, the Department determined that there is no potential for substantial interference, because either (a) is not met, or (b), (c), (d) or (e) are not met, or both.

An assessment of ground water availability has been completed by the Department's Ground Water/Hydrology section. A copy of this assessment is in the file. The proposed water use will, if properly conditioned, avoid injury to existing rights and the resource.

The Department finds that the amount of water requested, 9.0 CFS, is an acceptable amount.

The proposed ground water use is not within a designated critical ground water area.

Conclusions of Law

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Malheur Lake Basin Program, or a preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with other rules of the Water Resources Commission not otherwise described above.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments,

in a protest . . . or in a finding of the department that shows:

- (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
- (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

When issuing permits, ORS 537.628(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public welfare, safety, and health. The attached draft permit is conditioned accordingly.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED January 20, 2009

E. Timothy Wall

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

for Phillip C. Ward, Director
Water Resources Department

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for ground water), you can protest this Proposed Final Order. Protests must be received in the Water Resources Department no later than

March 6, 2009. Protests must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the Proposed Final Order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this Proposed Final Order would impair or be detrimental to your interest;
- A detailed description of how the Proposed Final Order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the protest fee of \$350 required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the Proposed Final Order.
- *If you do not protest this Proposed Final Order and if no substantive changes are made in the Final Order, you will not have an opportunity for judicial review, protest or appeal of the Final Order when it is issued.*

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for ground water), persons other than the applicant who support a Proposed Final Order can request standing for purposes of participating in any contested case proceeding on the Proposed Final Order or for judicial review of a Final Order.

Requests for standing must be received in the Water Resources Department no later than **March 6, 2009**. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;

- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the Proposed Final Order as issued;
- A detailed statement of how the requester would be harmed if the Proposed Final Order is modified; and
- A standing fee of \$100.00. If a hearing is scheduled, an additional fee of \$250.00 must be submitted along with a request for intervention.

After the protest period has ended, the Director will either issue a Final Order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and either:

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

If you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear or fail to appear at a scheduled hearing, the Director may issue a Final Order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a prima facie case upon default.

This document was prepared by Jeana Eastman. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 503-986-0859.

If you have questions about how to file a protest or a request for standing, please refer to the respective sections in this Proposed Final Order entitled "Protests" and "Requests for Standing". If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to:

Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

DRAFT

This is not a permit.
STATE OF OREGON

DRAFT

COUNTY OF HARNEY

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

VETTER ENTERPRISES LLC
PO BOX 755
HINES, OR 97738

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17062

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, AND WELL 4 IN MALHEUR SLOUGH
BASIN

PURPOSE OR USE: IRRIGATION USE ON 720.0 ACRES

MAXIMUM RATE: 9.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 29, 2008

WELL LOCATIONS:

WELL 1: NW ¼ NE ¼, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND
1450 FEET WEST FROM NE CORNER, SECTION 5

WELL 2: NW ¼ NW ¼, SECTION 5, T25S, R33E, W.M.; 1215 FEET SOUTH AND
1215 FEET EAST FROM NW CORNER, SECTION 5

WELL 3: NE ¼ NE ¼, SECTION 6, T25S, R33E, W.M.; 1215 FEET SOUTH AND
1215 FEET WEST FROM NE CORNER, SECTION 6

WELL 4: SE ¼ SE ¼, SECTION 6, T25S, R33E, W.M.; 1215 FEET NORTH AND
1190 FEET WEST FROM SE CORNER, SECTION 6

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 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 ¼ NE ¼ 40.0 ACRES
 NW ¼ NE ¼ 40.0 ACRES
 SW ¼ NE ¼ 40.0 ACRES
 SE ¼ NE ¼ 40.0 ACRES
 NE ¼ NW ¼ 40.0 ACRES
 NW ¼ NW ¼ 40.0 ACRES
 SW ¼ NW ¼ 40.0 ACRES
 SE ¼ NW ¼ 40.0 ACRES
 NW ¼ SW ¼ 40.0 ACRES
 SW ¼ SW ¼ 40.0 ACRES

SECTION 5

NE ¼ NE ¼ 40.0 ACRES
 NW ¼ NE ¼ 40.0 ACRES
 SW ¼ NE ¼ 40.0 ACRES
 SE ¼ NE ¼ 40.0 ACRES
 NE ¼ SE ¼ 40.0 ACRES
 NW ¼ SE ¼ 40.0 ACRES
 SW ¼ SE ¼ 40.0 ACRES
 SE ¼ SE ¼ 40.0 ACRES

SECTION 6

TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- 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.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the

month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the

resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may not be valid, unless the Department authorizes the change in writing.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) 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.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued _____, 2009

DRAFT - THIS IS NOT A PERMIT

for Phillip C. Ward, Director
Water Resources Department

Section 5 & 6

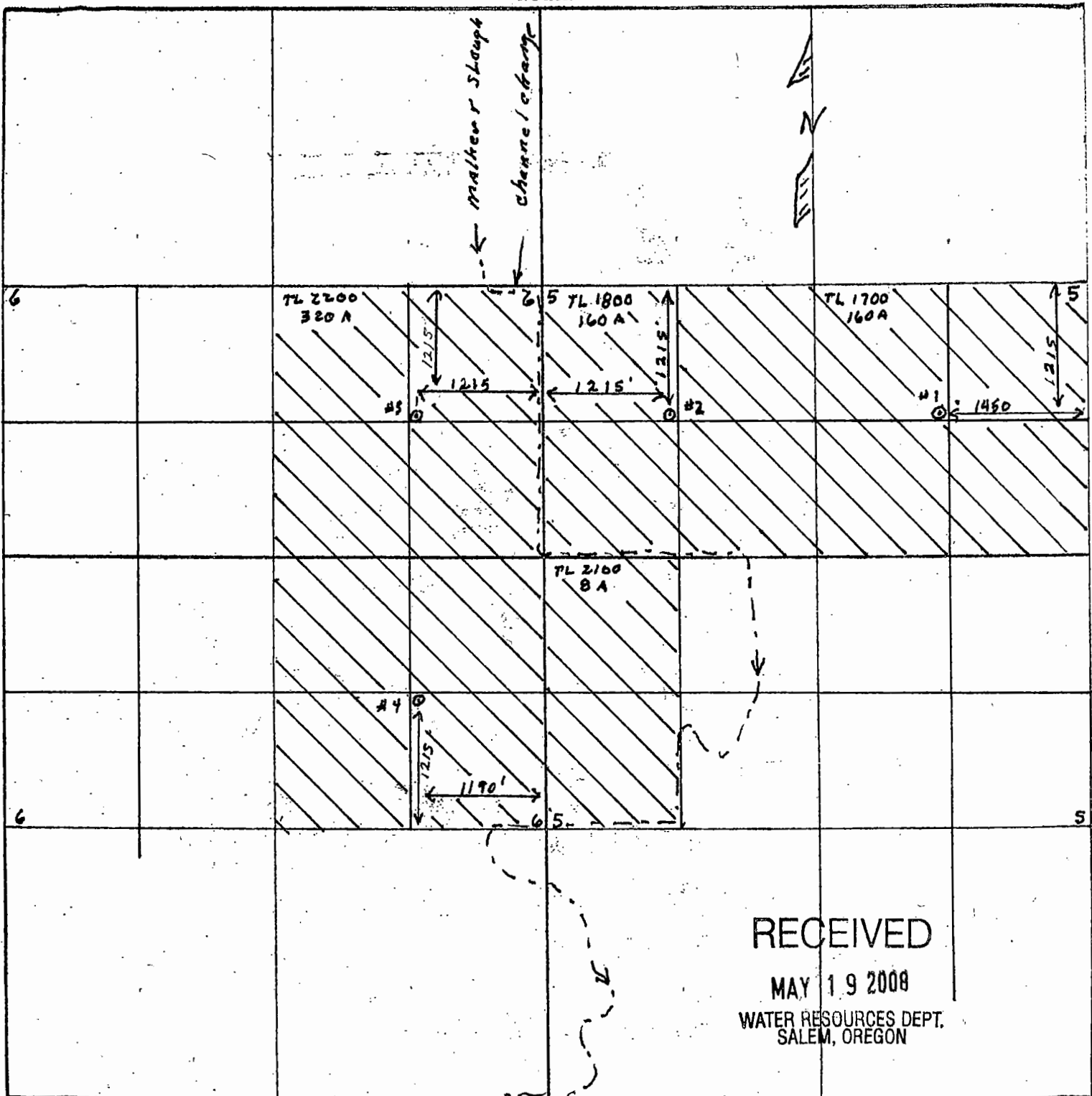
Township 25-5

Range 33-E

County of Harney State of OR

720

NORTH



Remarks scale - 8" = 1 mile - 660' -

RECEIVED
 MAY 29 2008
 WATER RESOURCES DEPT
 SALEM, OREGON

3-17062



Oregon

Theodore R. Kulongoski, 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

VETTER ENTERPRISES LLC
ATTN: TOM VETTER
21105 SCOTTSDALE DR
BEND, OR 97701

October 31, 2008

Reference: File G-17062

Dear Mr. Vetter:

THIS IS NOT A PERMIT AND IS SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.

This letter is to inform you of the preliminary analysis of your water use permit application and to describe your options. In determining whether a water use permit application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

Initial Review Determinations:

1. The application proposed the use of 9.0 cubic feet per second (CFS) of water from Well 1, Well 2, Well 3, and Well 4 in Malheur Slough Basin for irrigation use on 720.0 acres from March 1 through October 31 of each year.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from Well 1, Well 2, Well 3, and Well 4 in Malheur Slough Basin for irrigation use is allowable under the Malheur Lake Basin Program.
4. If properly conditioned, the proposed use of ground water will avoid injury to existing ground water rights and the resource.

The Department has determined, based upon OAR 690-009, that the proposed ground water use will not have the potential for substantial interference with any surface water source.

Summary of Initial Determinations

The use of 9.0 CFS from Well 1, Well 2, Well 3, and Well 4 in Malheur Slough Basin for irrigation use on 720.0 acres is allowable during the full period requested, March 1 through October 31 of each year.

Because of these favorable determinations, the Department can now move your application to the next phase of the water rights application review process where public interest factors will be evaluated.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

To Proceed With Your Application:

If you choose to proceed with your 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.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$150 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, November 14, 2008**. For your convenience you may use the enclosed "STOP PROCESSING" form.

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

1. Measurement, recording and reporting conditions:
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - 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.
2. The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

3. Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID). A tag showing the Well ID shall be permanently attached to the well. If a well does not have a Well ID, the permittee shall apply for one from the Department and attach it to the well within 60 days of the date the permit is issued. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The water source identified in your application may be affected by an Agricultural Water Quality Management Area Plan. These plans are developed by the Oregon Department of Agriculture (ODA) with the cooperation of local landowners and other interested stakeholders, and help to ensure that current and new appropriations of water are done in a way that does not adversely harm the environment. You are encouraged to explore ODA's Water Quality Program web site at http://www.oregon.gov/ODA/NRD/water_agplans.shtml to learn more about the plans and how they may affect your proposed water use.

If you have any questions:

Feel free to call me at 503-986-0859 if you have any questions regarding the contents of this letter or your application. Please have your application number available if you call. General questions about water rights and water use permits should be directed to our customer service staff at 503-986-0801. When corresponding by mail, please use this address: Jeana Eastman, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Jeana Eastman
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

G-17062
WAB 12-
POU 12-
GW

APPLICATION FACT SHEET

Application File Number: G-17062

Applicant: VETTER ENTERPRISES LLC

County: Harney

Watermaster: 10

Priority Date: May 29, 2008

Source: WELL 1, WELL 2, WELL 3, AND WELL 4 IN MALHEUR SLOUGH BASIN

Use: IRRIGATION USE ON 720.0 ACRES

Quantity: 9.0 CUBIC FEET PER SECOND

Basin Name & Number: Malheur Lake, #12

Stream Index Reference: Volume 2 MALHEUR L & MISC

Point of Diversion or Well Location(s):

WELL 1: NWNE, SECTION 5, T25S, R33E, W.M.;1215 FEET SOUTH AND 1450 FEET WEST FROM NE CORNER, SECTION 5

WELL 2: NWNW, SECTION 5, T25S, R33E, W.M.;1215 FEET SOUTH AND 1215 FEET EAST FROM NW CORNER, SECTION 5

WELL 3: NENE, SECTION 6, T25S, R33E, W.M.;1215 FEET SOUTH AND 1215 FEET WEST FROM NE CORNER, SECTION 6

WELL 4: SESE, SECTION 6, T25S, R33E, W.M.;1215 FEET NORTH AND 1190 FEET WEST FROM SE CORNER, SECTION 6

Place of Use:

NE ¼ NE ¼ 40.0 ACRES

NW ¼ NE ¼ 40.0 ACRES

SW ¼ NE ¼ 40.0 ACRES

SE ¼ NE ¼ 40.0 ACRES

NE ¼ NW ¼ 40.0 ACRES

NW ¼ NW ¼ 40.0 ACRES

SW ¼ NW ¼ 40.0 ACRES

SE ¼ NW ¼ 40.0 ACRES
NW ¼ SW ¼ 40.0 ACRES
SW ¼ SW ¼ 40.0 ACRES
SECTION 5

NE ¼ NE ¼ 40.0 ACRES
NW ¼ NE ¼ 40.0 ACRES
SW ¼ NE ¼ 40.0 ACRES
SE ¼ NE ¼ 40.0 ACRES
NE ¼ SE ¼ 40.0 ACRES
NW ¼ SE ¼ 40.0 ACRES
SW ¼ SE ¼ 40.0 ACRES
SE ¼ SE ¼ 40.0 ACRES
SECTION 6

TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, November 14, 2008

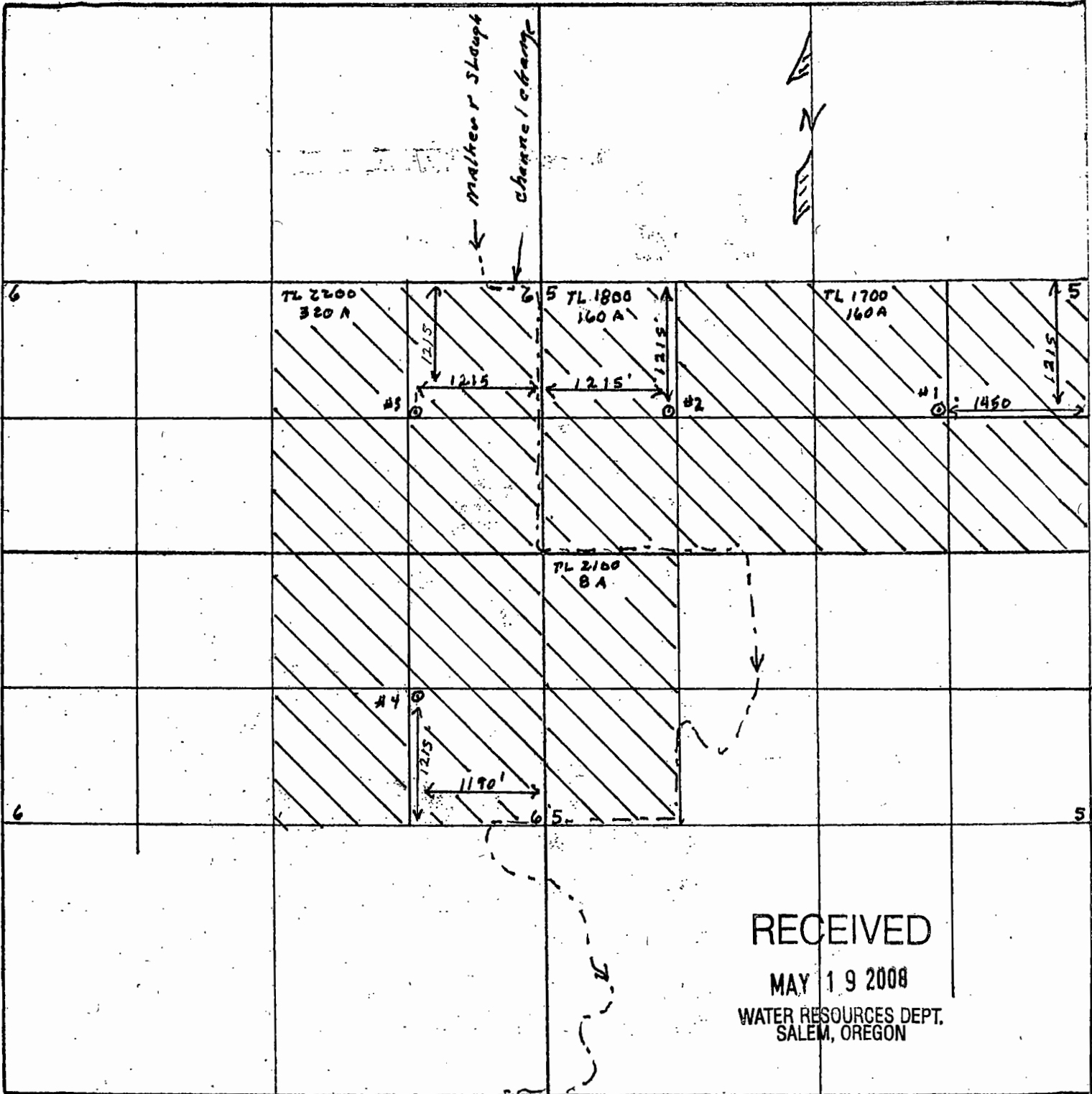
PUBLIC NOTICE DATE: Tuesday, November 4, 2008

30 DAY COMMENT DEADLINE DATE: Thursday, December 4, 2008

Section 5 & 6 Township 25-5 Range 33-E

County of Harney State of OR 720

NORTH



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Remarks scale - 8" = 1 mile - 660' -

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3-17062

Mailing List for IR Copies

Application #G-17062

IR Date: October 31, 2008

Original mailed to applicant:

~~VETTER ENTERPRISES LLC, 21105 SCOTTSDALE DR, BEND, OR 97701~~

Copies sent to:

- ~~1.~~ WRD - File # G-17062
- ~~2.~~ WRD - Water Availability: Ken Stahr

Copies Mailed
By: <u>TCB</u>
(SUPPORT STAFF)
on: <u>10/31/08</u>
(DATE)

IR, Map, and Fact Sheet Copies sent to:

- ~~3.~~ WRD - Regional Manager (not SCR): E
- ~~4.~~ WRD - Watermaster # 10

Caseworker: Jeana Eastman

COPYSH.T.IR



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

Application for a Permit to Use Ground Water

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

1. APPLICANT INFORMATION

A. Individuals

Applicant: Vetter Enterprises, LLC
First Last

Mailing address: 21105 Scottsdale Dr.
Bend OR 97701
City State Zip

Phone: 541-382-1876
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

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

Name of organization: Vetter Enterprises, LLC

Name and title of person applying: Tom Vetter - member

Mailing address of organization: 21105 Scottsdale Dr
Bend OR 97701
City State Zip

Phone: 541-382-1876
Day Evening

*Fax: 541-382-1643 *E-Mail address: _____

* Optional information

For Department Use		
App No. <u>6-17062</u>	Permit No. _____	Date _____

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2. PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

Yes (Skip to section 3 "Ground water Development.")

No (Please check the appropriate box below.)

I have a recorded easement or written authorization permitting access.

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

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

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

List the names and mailing addresses of all affected landowners.

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): 4

Name of nearest surface water body: Malheur Lake

Distance from well(s) to nearest stream or lake: 1) 3 miles

2) _____ 3) _____ 4) _____

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head. 1) _____

2) _____ 3) _____ 4) _____

B. Well Characteristics

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

Well(s) will be constructed by: Tim Riley

Address: Hines OR 97738

Completion date: Fall 2008

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

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	12"	12" steel	100'		20'	15'	40'	1 1/2" P.P.C.	250'
2	12"	12" steel	100'		20'	15'	40'	1 1/2" P.P.C.	250'
3	12"	12" steel	100'		20'	15'	40'	1 1/2" P.P.C.	250'
4	14"	14" steel	100'		20'	15'	40'	1 1/2" P.P.C.	300'

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

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

C. Artesian Flows

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

4. WATER USE

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

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

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

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0-170(02)

B. Amount of Water

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

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	GRAVEL-SAND	IRR			1000
2	GRAVEL-SAND	IRR			1000
3	GRAVEL-SAND	IRR			1000
4	GRAVEL-SAND	IRR			1500

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 9.0
(The fees for your application will be based on this amount.)

D. Period of Use

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

E. Acreage

If you will be applying water to land, please give the total number of acres where water will be applied or used: 720 acres
(This number should be consistent with your application map.)

5. WATER MANAGEMENT

A. Diversion

What equipment will you use to pump water from your well(s)?

- Pump (give horsepower and pump type): 60 HP Turbin
- Other means (describe): _____

B. Transport

How will you transport water to your place of use?

- Ditch or canal (give average width and depth):
Width _____ Depth _____
Is the ditch or canal to be lined? Yes No
- Pipe (give diameter and total length):
Diameter 6" Length 6600
- Other (describe) _____

C. Application/Distribution Method

What equipment will you use to apply water to your place of use? Turbin Pumps 60HP
Wheel Lines possibly changing to Center Pivots

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

- Flood
- High-pressure sprinkler
- Low pressure sprinkler
- Drip
- Water cannons
- Center pivot system
- Hand lines
- Wheel lines
- Siphon tubes or gated pipe with furrows
- Other, describe _____

Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open canal

D. Conservation

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

Low pressure systems with drop sprinklers will be used to lessen evaporation

6. PROJECT SCHEDULE

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

Proposed date construction will begin: Summer 2008

Proposed date construction will be completed: Spring of 2009

Proposed date beneficial water use will begin: Summer 2009

7. REMARKS

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

4-B Wells are not drilled yet - Productions are estimates.

MAP - Channel change of Malheur Slough - The slough only has water on good run off years and usually dry before summer as per water master Bill Beal

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8. MAP REQUIREMENTS

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

9. SIGNATURE

By my signature below I confirm that I understand:

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

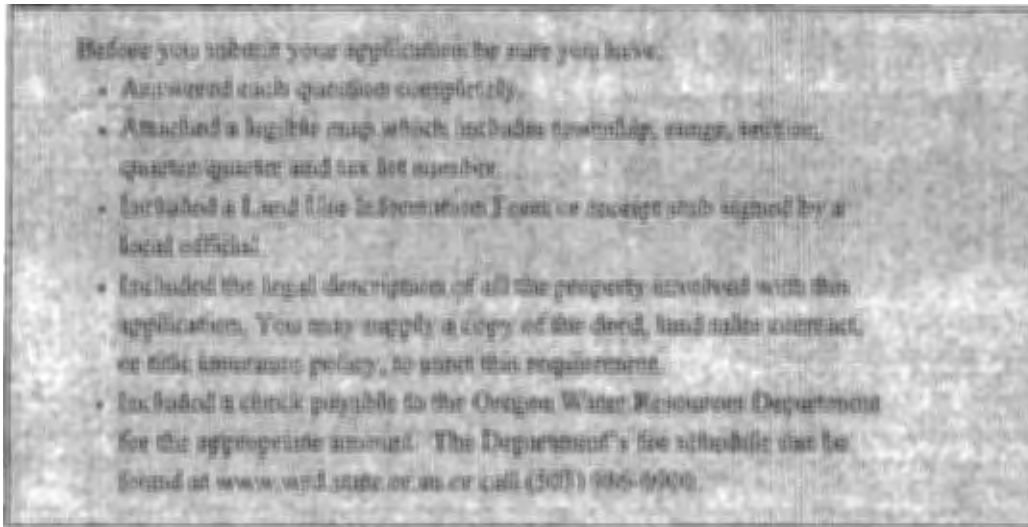
I swear that all information provided in this application is true and correct to the best of my knowledge:



Signature of Applicant (If more than one applicant, all must sign.)

5-14-08

Date





Oregon Water Resources Department

FORM I

FOR IRRIGATION WATER USE

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

Primary Supplemental

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

Primary: 720 Acres

Secondary: _____ Acres

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

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

- | | | |
|-----------------------------|---|---|
| 1. <u>ALFAISA - Pasture</u> | <input checked="" type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: <u>3-1</u> to <u>10-31</u>) |
| 2. _____ | <input type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 3. _____ | <input type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 4. _____ | <input type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |

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

2160 acre-feet

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

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

- | | |
|---|---|
| <input type="checkbox"/> Daily during daytime hours | <input type="checkbox"/> Daily during nighttime hours |
| <input type="checkbox"/> Two or three times weekly during daytime | <input type="checkbox"/> Two or three times weekly during nighttime |
| <input type="checkbox"/> Weekly, during daytime hours | <input type="checkbox"/> Weekly, during nighttime hours |

Other, explain: When crop requires water

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Oregon Water Resources Department
Land Use Information Form

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

Applicant Name: Uetter Enterprises, LLC
Mailing Address: 21105 Scottsdale Dr.
City: Bend State: OR Zip: 97701 Day Phone: 541-302-1874

This application is related to a Measure 37 claim. [] Yes [] No

A. Land and Location

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

Table with 8 columns: Township, Range, Section, 1/4, Tax Lot #, Plan Designation, Water to be: (Diverted, Conveyed, Used), Proposed Land Use. Rows include tax lots 1700, 1800, 2200, and 2100.

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

B. Description of Proposed Use

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

- Permit to Use or Store Water [x]
Water-Right Transfer []
Exchange of Water []
Allocation of Conserved Water []
Limited Water Use License []
Permit Amendment or Ground Water Registration Modification []

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

Estimated quantity of water needed: 9.0 [x] cubic feet per second [] gallons per minute [] acre-feet

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

Briefly describe: Turbin Pumps - Wheel Lines and or Center Pivots

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

Receipt for Request for Land Use Information

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

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For Local Government Use Only

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

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

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

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

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

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

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Name: Brandon McMullen Title: Planning Director
 Signature: [Signature] Phone: 541-573-6655 Date: 4/30/08
 Government Entity: Harney County Planning

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

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

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G-17062

Tom

① Sign Page 6 of the App.

② ~~Two government pages need~~
Date signed by Hurney Co planning dept

③ attach copy of the deed.

Fees		
500.00	basic	9.00 CFS
200.00	1st CFS	
800.00	additional depart CFS x 100	
	8 x 100	
<u>\$ 1500.00</u>		

To Salem with app.

B:SI Bea

EA

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

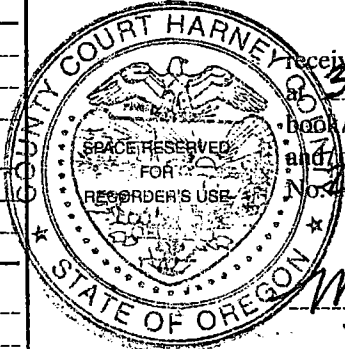


20061020

TRUST DEED

STATE OF OREGON, Harney ss.
County of _____

VETTER ENTERPRISES LLC
21105 Scottsdale Dr
Bend, OR. 97701-9820
Grantor's Name and Address
Ronald L. & Jennifer C. Schirm
PO Box 1004
Burns OR. 97720
Beneficiary's Name and Address



I certify that the within instrument was received for recording on May 19, 2006, 3:41 o'clock P.M., and recorded in book/reel/volume No. _____ on page _____ and/or as fee/file/instrument/microfilm/reception No. 20061020, Records of this County.

After recording, return to (Name, Address, Zip):
Harney County Title Co.
190 W. "A" Street
Burns, Or. 97720

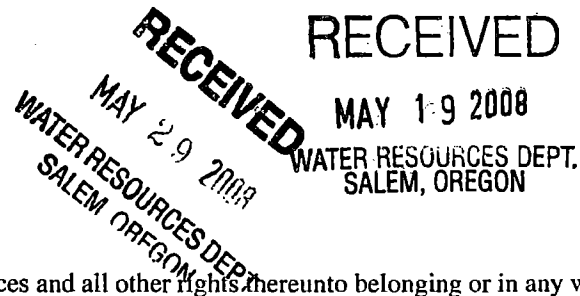
Witness my hand and seal of County affixed.
Marilyn Harney, Co. Clerk
NAME TITLE
By _____, Deputy.

THIS TRUST DEED, made on May 19, 2006, between

VETTER ENTERPRISES, LLC, as Grantor,
HARNEY COUNTY TITLE COMPANY, as Trustee, and
RONALD L. SCHIRM AND JENNIFER C. SCHIRM, husband and wife, as Beneficiary,

Grantor irrevocably grants, bargains, sells and conveys to trustee, in trust, with power of sale, the property in Harney County, Oregon, described as:

FOR LEGAL DESCRIPTION SEE ATTACHED EXHIBIT "A"



together with all and singular the tenements, hereditaments and appurtenances and all other rights thereunto belonging or in any way now or hereafter appertaining, and the rents, issues and profits thereof, and all fixtures now or hereafter attached to or used in connection with the property.

FOR THE PURPOSE OF SECURING PERFORMANCE of each agreement of grantor herein contained and payment of the sum of EIGHT THOUSAND AND NO/10 Dollars, with interest thereon according to the terms of a promissory note of even date herewith, payable to beneficiary or order and made by grantor, the final payment of principal and interest, if not sooner paid, to be due and payable on MAY 19, 2007.

The date of maturity of the debt secured by this instrument is the date, stated above, on which the final installment of the note becomes due and payable. Should the grantor either agree to, attempt to, or actually sell, convey, or assign all (or any part) of the property, or all (or any part) of grantor's interest in it without first obtaining the written consent or approval of the beneficiary, then, at the beneficiary's option*, all obligations secured by this instrument, irrespective of the maturity dates expressed therein, or herein, shall become immediately due and payable. The execution by grantor of an earnest money agreement** does not constitute a sale, conveyance or assignment.

- To protect the security of this trust deed, grantor agrees:
1. To protect, preserve and maintain the property in good condition and repair; not to remove or demolish any building or improvement thereon; and not to commit or permit any waste of the property.
2. To complete or restore promptly and in good and habitable condition any building or improvement which may be constructed, damaged or destroyed thereon, and pay when due all costs incurred therefor.
3. To comply with all laws, ordinances, regulations, covenants, conditions and restrictions affecting the property; if the beneficiary so requests, to join in executing such financing statements pursuant to the Uniform Commercial Code as the beneficiary may require, and to pay for filing the same in the proper public office or offices, as well as the cost of all lien searches made by filing officers or searching agencies as may be deemed desirable by the beneficiary.
4. To provide and continuously maintain insurance on the buildings now or hereafter erected on the property against loss or damage by fire and other hazards, as the beneficiary may from time to time require, in an amount not less than \$_____, written by one or more companies acceptable to the beneficiary, with loss payable to the latter. All policies of insurance shall be delivered to the beneficiary as soon as issued. If the grantor shall fail for any reason to procure any such insurance and to deliver the policies to the beneficiary at least fifteen days prior to the expiration of any policy of insurance now or hereafter placed on the buildings, the beneficiary may procure the same at grantor's expense. The amount collected under any fire or other insurance policy may be applied by beneficiary upon any indebtedness secured hereby and in such order as beneficiary may determine, or at option of beneficiary the entire amount so collected, or any part thereof, may be released to grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.
5. To keep the property free from construction liens and to pay all taxes, assessments and other charges that may be levied or assessed upon or against the property before any part of such taxes, assessments and other charges becomes past due or delinquent and promptly deliver receipts therefor to beneficiary. Should the grantor fail to make payment of any taxes, assessments, insurance premiums, liens or other charges payable by grantor, either by direct payment or by providing beneficiary with funds with which to make such payment, beneficiary may, at its option, make payment thereof, and the amount so paid, with interest at the rate set forth in the note secured hereby, together with the obligations described in paragraphs 6 and 7 of this trust deed, shall be added to and become a part of the debt

Burns. Or. 97720

By [Signature], Deputy.

THIS TRUST DEED, made on May 19, 2006, between

VETTER ENTERPRISES, LLC, as Grantor,

HARNEY COUNTY TITLE COMPANY, as Trustee, and

RONALD L. SCHIRM AND JENNIFER C. SCHIRM, husband and wife, as Beneficiary,

WITNESSETH:

Grantor irrevocably grants, bargains, sells and conveys to trustee, in trust, with power of sale, the property in Harney County, Oregon, described as:

FOR LEGAL DESCRIPTION SEE ATTACHED EXHIBIT "A"

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together with all and singular the tenements, hereditaments and appurtenances and all other rights thereunto belonging or in any way now or hereafter appertaining, and the rents, issues and profits thereof, and all fixtures now or hereafter attached to or used in connection with the property.

FOR THE PURPOSE OF SECURING PERFORMANCE of each agreement of grantor herein contained and payment of the sum of EIGHT THOUSAND AND NO/100

Dollars, with interest thereon according to the terms of a promissory note of even date herewith, payable to beneficiary or order and made by grantor, the final payment of principal and interest, if not sooner paid, to be due and payable on MAY 19, 2007

The date of maturity of the debt secured by this instrument is the date, stated above, on which the final installment of the note becomes due and payable. Should the grantor either agree to, attempt to, or actually sell, convey, or assign all (or any part) of the property, or all (or any part) of grantor's interest in it without first obtaining the written consent or approval of the beneficiary, then, at the beneficiary's option*, all obligations secured by this instrument, irrespective of the maturity dates expressed therein, or herein, shall become immediately due and payable. The execution by grantor of an earnest money agreement** does not constitute a sale, conveyance or assignment.

To protect the security of this trust deed, grantor agrees:

1. To protect, preserve and maintain the property in good condition and repair; not to remove or demolish any building or improvement thereon; and not to commit or permit any waste of the property.

2. To complete or restore promptly and in good and habitable condition any building or improvement which may be constructed, damaged or destroyed thereon, and pay when due all costs incurred therefor.

3. To comply with all laws, ordinances, regulations, covenants, conditions and restrictions affecting the property; if the beneficiary so requests, to join in executing such financing statements pursuant to the Uniform Commercial Code as the beneficiary may require, and to pay for filing the same in the proper public office or offices, as well as the cost of all lien searches made by filing officers or searching agencies as may be deemed desirable by the beneficiary.

4. To provide and continuously maintain insurance on the buildings now or hereafter erected on the property against loss or damage by fire and other hazards, as the beneficiary may from time to time require, in an amount not less than \$ _____, written by one or more companies acceptable to the beneficiary, with loss payable to the latter. All policies of insurance shall be delivered to the beneficiary as soon as issued. If the grantor shall fail for any reason to procure any such insurance and to deliver the policies to the beneficiary at least fifteen days prior to the expiration of any policy of insurance now or hereafter placed on the buildings, the beneficiary may procure the same at grantor's expense. The amount collected under any fire or other insurance policy may be applied by beneficiary upon any indebtedness secured hereby and in such order as beneficiary may determine, or at option of beneficiary the entire amount so collected, or any part thereof, may be released to grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

5. To keep the property free from construction liens and to pay all taxes, assessments and other charges that may be levied or assessed upon or against the property before any part of such taxes, assessments and other charges becomes past due or delinquent and promptly deliver receipts therefor to beneficiary. Should the grantor fail to make payment of any taxes, assessments, insurance premiums, liens or other charges payable by grantor, either by direct payment or by providing beneficiary with funds with which to make such payment, beneficiary may, at its option, make payment thereof, and the amount so paid, with interest at the rate set forth in the note secured hereby, together with the obligations described in paragraphs 6 and 7 of this trust deed, shall be added to and become a part of the debt secured by this trust deed, without waiver of any rights arising from breach of any of the covenants hereof. For such payments, with interest as aforesaid, the property hereinbefore described, as well as the grantor, shall be bound to the same extent that they are bound for the payment of the obligation herein described. All such payments shall be immediately due and payable without notice, and the nonpayment thereof shall, at the option of the beneficiary, render all sums secured by this trust deed immediately due and payable and shall constitute a breach of this trust deed.

6. To pay all costs, fees and expenses of this trust, including the cost of title search, as well as the other costs and expenses of the trustee incurred in connection with or in enforcing this obligation, and trustee and attorney fees actually incurred.

7. To appear in and defend any action or proceeding purporting to affect the security rights or powers of beneficiary or trustee; and in any suit, action or proceeding in which the beneficiary or trustee may appear, including any suit for the foreclosure of this deed or any suit or action related to this instrument, including but not limited to its validity and/or enforceability, to pay all costs and expenses, including evidence of title and the beneficiary's or trustee's attorney fees. The amount of attorney fees mentioned in this paragraph in all cases shall be fixed by the trial court, and in the event of an appeal from any judgment or decree of the trial court, grantor further agrees to pay such sum as the appellate court shall adjudge reasonable as the beneficiary's or trustee's attorney fees on such appeal.

It is mutually agreed that:

8. In the event that any portion or all of the property shall be taken under the right of eminent domain or condemnation, beneficiary shall have the right, if it so elects, to require that all or any portion of the monies payable as compensation for such taking which are in excess of the amount required to pay all reasonable costs, expenses and attorney fees necessarily paid or incurred by grantor in such proceedings, shall be paid to beneficiary and applied by it first upon any reasonable costs and expenses and attorney fees, both in the trial and appellate courts, necessarily paid or incurred by beneficiary in such proceedings, and the balance applied upon the indebtedness secured hereby. Grantor agrees, at its own expense, to take such actions and execute such instruments as shall be necessary in obtaining such compensation promptly upon beneficiary's request.

NOTE: The Trust Deed Act provides that the trustee hereunder must be either an attorney who is an active member of the Oregon State Bar, a bank, trust company or savings and loan association authorized to do business under the laws of Oregon or the United States, a title insurance company authorized to insure title to real property of this state, its subsidiaries, affiliates, agents or branches, the United States or any agency thereof, or an escrow agent licensed under ORS 696.505 to 696.585.

*WARNING: 12 USC 1701j-3 regulates and may prohibit exercise of this option.

**The publisher suggests that such an agreement address the issue of obtaining beneficiary's consent in complete detail.

B-170102

2006 102



9. At any time, and from time to time upon written request of beneficiary, payment of its fees and presentation of this deed and the note for endorsement (in case of full reconveyances, for cancellation), without affecting the liability of any person for the payment of the indebtedness, trustee may (a) consent to the making of any map or plat of the property; (b) join in granting any easement or creating any restriction thereon; (c) join in any subordination or other agreement affecting this deed or the lien or charge thereof; or (d) reconvey, without warranty, all or any part of the property. The grantee in any reconveyance may be described as the "person or persons legally entitled thereto," and the recitals therein of any matters or facts shall be conclusive proof of the truthfulness thereof. Trustee fees for any of the services mentioned in this paragraph shall be not less than \$5.

10. Upon any default by grantor hereunder, beneficiary may, at any time without notice, either in person, by agent, or by a receiver to be appointed by a court, and without regard to the adequacy of any security for the indebtedness hereby secured, enter upon and take possession of the property or any part thereof, in its own name sue or otherwise collect the rents, issues and profits, including those past due and unpaid, and apply the same, less costs and expenses of operation and collection, including reasonable attorney fees, upon any indebtedness secured hereby, and in such order as beneficiary may determine.

11. The entering upon and taking possession of the property, the collection of such rents, issues and profits, or the proceeds of fire and other insurance policies or compensation or awards for any taking or damage of the property, and the application or release thereof as aforesaid, shall not cure or waive any default or notice of default hereunder, or invalidate any act done pursuant to such notice.

12. Upon default by grantor in payment of any indebtedness secured hereby or in grantor's performance of any agreement hereunder, time being of the essence with respect to such payment and/or performance, the beneficiary may declare all sums secured hereby immediately due and payable. In such event, the beneficiary may elect to proceed to foreclose this trust deed in equity as a mortgage or direct the trustee to foreclose this trust deed by advertisement and sale, or may direct the trustee to pursue any other right or remedy, either at law or in equity, which the beneficiary may have. In the event the beneficiary elects to foreclose by advertisement and sale, the beneficiary or the trustee shall execute and cause to be recorded a written notice of default and election to sell the property to satisfy the obligation secured hereby whereupon the trustee shall fix the time and place of sale, give notice thereof as then required by law and proceed to foreclose this trust deed in the manner provided in ORS 86.735 to 86.795.

13. After the trustee has commenced foreclosure by advertisement and sale, and at any time prior to 5 days before the date the trustee conducts the sale, the grantor or any other person so privileged by ORS 86.753 may cure the default or defaults. If the default consists of a failure to pay, when due, sums secured by the trust deed, the default may be cured by paying the entire amount due at the time of the cure other than such portion as would not then be due had no default occurred. Any other default that is capable of being cured may be cured by tendering the performance required under the obligation or trust deed. In any case, in addition to curing the default or defaults, the person effecting the cure shall pay to the beneficiary all costs and expenses actually incurred in enforcing the obligation of the trust deed, together with trustee and attorney fees not exceeding the amounts provided by law.

14. Otherwise, the sale shall be held on the date and at the time and place designated in the notice of sale or the time to which the sale may be postponed as provided by law. The trustee may sell the property either in one parcel or in separate parcels and shall sell the parcel or parcels at auction to the highest bidder for cash, payable at the time of sale. Trustee shall deliver to the purchaser its deed in form as required by law conveying the property so sold, but without any covenant or warranty, express or implied. The recitals in the deed of any matters of fact shall be conclusive proof of the truthfulness thereof. Any person, excluding the trustee, but including the grantor and beneficiary, may purchase at the sale.

15. When trustee sells pursuant to the powers provided herein, trustee shall apply the proceeds of sale to payment of: (1) the expenses of sale, including the compensation of the trustee and a reasonable charge by trustee's attorney; (2) to the obligation secured by the trust deed; (3) to all persons having recorded liens subsequent to the interest of the trustee in the trust deed as their interests may appear in the order of their priority; and (4) the surplus, if any, to the grantor, or to any successor in interest entitled to such surplus.

16. Beneficiary may, from time to time, appoint a successor or successors to any trustee named herein or to any successor trustee appointed hereunder. Upon such appointment, and without conveyance to the successor trustee, the latter shall be vested with all title, powers and duties conferred upon any trustee herein named or appointed hereunder. Each such appointment and substitution shall be made by written instrument executed by beneficiary, which, when recorded in the mortgage records of the county or counties in which the property is situated, shall be conclusive proof of proper appointment of the successor trustee.

17. Trustee accepts this trust when this deed, duly executed and acknowledged, is made a public record as provided by law. Trustee is not obligated to notify any party hereto of pending sale under any other deed of trust or of any action or proceeding in which grantor, beneficiary or trustee shall be a party unless such action or proceeding is brought by trustee.

The grantor covenants to and agrees with the beneficiary and the beneficiary's successors in interest that the grantor is lawfully seized in fee simple of the real property and has a valid, unencumbered title thereto, except as may be set forth in any addendum or exhibit attached hereto, and that the grantor will warrant and forever defend the same against all persons whomsoever.

WARNING: Unless grantor provides beneficiary with evidence of insurance coverage as required by the contract or loan agreement between them, beneficiary may purchase insurance at grantor's expense to protect beneficiary's interest. This insurance may, but need not, also protect grantor's interest. If the collateral becomes damaged, the coverage purchased by beneficiary may not pay any claim made by or against grantor. Grantor may later cancel the coverage by providing evidence that grantor has obtained property coverage elsewhere. Grantor is responsible for the cost of any insurance coverage purchased by beneficiary, which cost may be added to grantor's contract or loan balance. If it is so added, the interest rate on the underlying contract or loan will apply to it. The effective date of coverage may be the date grantor's prior coverage lapsed or the date grantor failed to provide proof of coverage. The coverage beneficiary purchases may be considerably more expensive than insurance grantor might otherwise obtain alone and may not satisfy any need for property damage coverage or any mandatory liability insurance requirements imposed by applicable law.

The grantor warrants that the proceeds of the loan represented by the above described note and this trust deed are (choose one):*

- (a) primarily for grantor's personal, family or household purposes (see Important Notice below).
- (b) for an organization, or (even if grantor is a natural person) are for business or commercial purposes.

This deed applies to, inures to the benefit of, and binds all parties hereto, their heirs, legatees, devisees, administrators, executors, personal representatives, successors and assigns. The term beneficiary shall mean the holder and owner, including pledgee, of the contract secured hereby, whether or not named as a beneficiary herein.

In construing this trust deed, it is understood that the grantor, trustee and/or beneficiary may each be more than one person; that if the context so requires, the singular shall be taken to mean and include the plural, and that generally all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument the day and year first written above.

***IMPORTANT NOTICE:** Delete, by lining out, whichever warranty (a) or (b) is inapplicable. If warranty (a) is applicable and the beneficiary is a creditor as such word is defined in the Truth-in-Lending Act and Regulation Z, the beneficiary MUST comply with the Act and Regulation by making required disclosures. If compliance with the Act is not required, disregard this notice.

RECEIVED
MAY 19 2008

STATE OF OREGON, County of Harney
This instrument was acknowledged before me on May 19, 2008

OFFICIAL SEAL

SHARON REASON
 NOTARY PUBLIC-OREGON
 COMMISSION NO. 383978
 MY COMMISSION EXPIRES OCTOBER 2, 2008

This instrument was acknowledged before me on May 19, 2008

of Vetter Enterprises LLC

WATER RESOURCES DEPT.
SALEM, OREGON
RECEIVED
MAY 29 2008

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The grantor covenants to and agrees with the beneficiary and the beneficiary's successors in interest that the grantor is lawfully seized in fee simple of the real property and has a valid, unencumbered title thereto, except as may be set forth in any addendum or exhibit attached hereto, and that the grantor will warrant and forever defend the same against all persons whomsoever.

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RECEIVED
MAY 19 2008
WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON, County of Clatsop
This instrument was acknowledged before me on May 19, 2006



OFFICIAL SEAL
SHARON REASON
NOTARY PUBLIC - OREGON
COMMISSION NO. 386978
MY COMMISSION EXPIRES OCTOBER 2, 2008

This instrument was acknowledged before me on May 19, 2006

of Vetter Enterprises LLC

RECEIVED
MAY 29 2008
WATER RESOURCES DEPT.
SALEM, OREGON

READ & APPROVED
BY: _____

Sharon Reason
Notary Public for Oregon
My commission expires 10-21-2008

REQUEST FOR FULL RECONVEYANCE (To be used only when obligations have been paid.)

TO: _____, Trustee
The undersigned is the legal owner and holder of all indebtedness secured by the foregoing trust deed. All sums secured by the trust deed have been fully paid and satisfied. You hereby are directed, on payment to you of any sums owing to you under the terms of the trust deed or pursuant to statute, to cancel all evidences of indebtedness secured by the trust deed (which are delivered to you herewith together with the trust deed) and to reconvey, without warranty, to the parties designated by the terms of the trust deed, the estate now held by you under the same. Mail the reconveyance and documents to _____

DATED _____
Do not lose or destroy this Trust Deed OR THE NOTE which it secures.
Both should be delivered to the trustee for cancellation before reconveyance is made.
Beneficiary

6-17062

20061020

EXHIBIT "A"

LEGAL DESCRIPTION

Land in County of Harney and State of Oregon

Parcel 1

Township 25 South, Range 33 East, Willamette Meridian
Section 5: Government Lots 3, 4, 5 and 6.
Section 6: Government Lots 1, 2, 9 and 10, SE¼.

Parcel 2

Township 25 South, Range 33 East, Willamette Meridian
Section 5: Government Lots 1, 2, 7 and 8.

Parcel 3

Township 25 South, Range 33 East, Willamette Meridian
Section 5: W½SW¼.

BB x [unclear] [unclear] [unclear]

RECEIVED

MAY 19 2008
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAY 29 2008
WATER RESOURCES DEPT
SALEM, OREGON

IAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

legal desc. okay

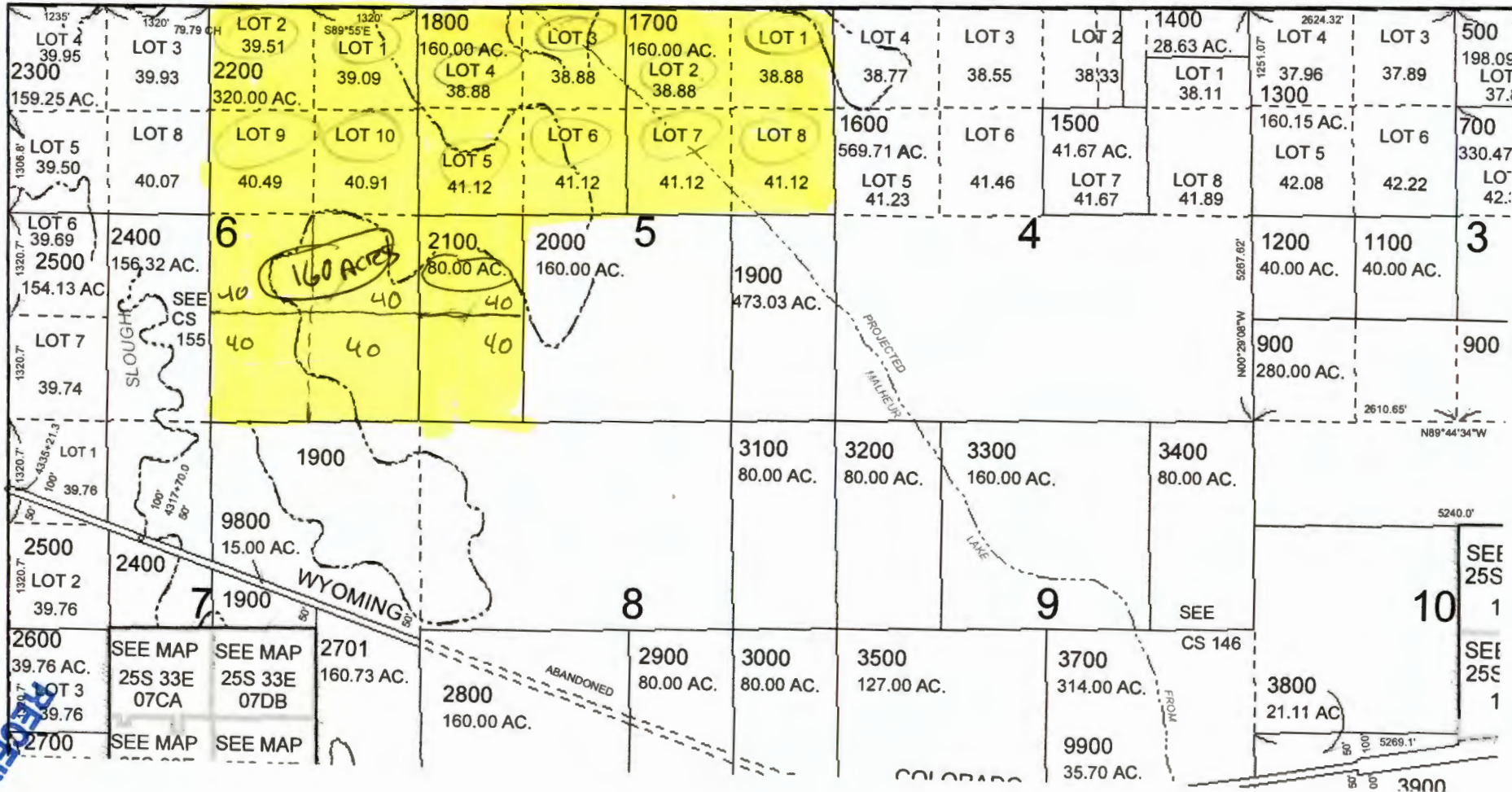
720

T.25S. R.33E. W.M. HARNEY COUNTY

1" = 2000'

SEE MAP 24S 33E

SCALE IN FEET



WATER RESOURCES DEPT
SALEM OREGON
7/1/18
RECEIVED

App No G-17062

Mailing List for PFO Copies

Application #G-17062

PFO Date January 20, 2009

Original mailed to applicant:

~~VETTER ENTERPRISES LLC, PO BOX 755, HINES, OR 97738~~

Copies sent to:

- ~~1.~~ WRD - File # G-17062
- ~~2.~~ Water Availability: Ken Stahr

Copies Mailed
By: <u>1/14/09</u>
(SUPPORT STAFF)
on: <u>1/14/09</u>
(DATE)

PFO and Map Copies sent to:

- ~~3.~~ WRD - Watermaster # 10
- ~~4.~~ Regional Manager: E

CASEWORKER : jme

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **96072**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Valley Enterprises LLC

APPLICATION 6-17062

BY: _____

PERMIT _____
TRANSFER _____

CASH: CHECK.# 611 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 300.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES 46111 \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) _____ \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$ _____	0204	\$ <u>300.00</u>
0205 TRANSFER	\$ _____		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$ _____	0220	\$ _____
OTHER (IDENTIFY) _____			

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
0210 MONITORING WELLS \$ _____ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$ _____
0231 HYDRO LICENSE FEE (FWWRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **96072**

DATED: 4/7/09 BY: A. Bell

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **92666**

INVOICE # _____

RECEIVED FROM: Vatters Enterprises
BY: _____

APPLICATION	<u>E17062</u>
PERMIT	
TRANSFER	

CASH: CHECK:# 594 OTHER: (IDENTIFY)

TOTAL REC'D \$ 2100.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	\$
_____	OTHER: (IDENTIFY)	\$
0243	I/S Lease	_____
0244	Muni Water Mgmt. Plan	_____
0245	Cons. Water	_____

4270 WRD OPERATING ACCT

MISCELLANEOUS			
0407	COPY & TAPE FEES	\$	
0410	RESEARCH FEES	\$	
0408	MISC REVENUE: (IDENTIFY)	\$	
TC162	DEPOSIT LIAB. (IDENTIFY)	\$	
0240	EXTENSION OF TIME	\$	
WATER RIGHTS:			RECORD FEE
0201	SURFACE WATER	\$	0202
0203	GROUND WATER	\$ <u>2100.00</u>	0204
0205	TRANSFER	\$	
WELL CONSTRUCTION			LICENSE FEE
0218	WELL DRILL CONSTRUCTOR	\$	0219
	LANDOWNER'S PERMIT		0220
_____	OTHER (IDENTIFY)		

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #
0210	MONITORING WELLS	\$	CARD #
_____	OTHER (IDENTIFY)		

0607 TREASURY 0467 HYDRO ACTIVITY LIC-NUMBER

0233	POWER LICENSE FEE (FW/WRD)		\$
0231	HYDRO LICENSE FEE (FW/WRD)		\$
_____	HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND	_____	TITLE	_____
OBJ. CODE	_____	VENDOR #	_____
DESCRIPTION	_____		\$

RECEIPT: **92666**

DATED: 5/29/08 BY: [Signature]



FORM 3547 fee due \$0.50

Restricted Data

First-Class Mail
Postage and Fees Paid
USPS
Permit No. **G10**

Oregon
State Department of Revenue
225 Summer St NE Salem, OR 97301-4306
ADDRESS SERVICE REQUESTED

350



B-17062

G-17062
VETTER ENTERPRISES LLC
9088 WETLER
21105 SCOTTSDALE DR
BEND, OR 97701

RECEIVED

NOV 18 2008

WATER RESOURCES DEPT
SALEM, OREGON

5770159620 R014

VETTER ENTERPRISES LLC
21105 SCOTTSDALE DR
BEND OR 97701-9820

TO THE POSTMASTER OF

725 SUMMER ST NE # A
SALEM OR 97301-9998



Water
PO Box 755
Hines, OR 97738

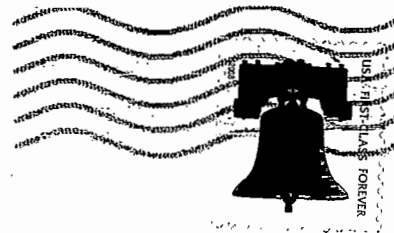
RECEIVED

APR 07 2009
WATER RESOURCES DEPT
SALEM, OREGON

Water Resources Department
725 N.E. Summer Street, Suite A
Salem, OR 97301-2430

BEND OR 977

06 APR 2009 PM 1 T



Attn: Jeana Eastman



Jeanne Eastman

Please find enclosed ~~check~~ check for 300.00
for Recording Application # 917062
Tom Uetter, Thank you.

Sincerely;

Rene Uetter

RECEIVED

APR 07 2009

WATER RESOURCES DEPT
SALEM, OREGON