

T-8321



State of Oregon  
Water Resources Department  
158 12th Street NE, Salem, OR 97310  
(503)378-8455 • (800)624-3199  
www.wrd.state.or.us

# Application for Water Right Transfer

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. Thank you.

RECEIVED

AUG 20 1999

## APPLICATION FOR:

WATER RESOURCES DEPT.  
SALEM, OREGON

Please check one

Water Right Transfer     
  Temporary Transfer     
  Permit Amendment  
 Historic Point of Diversion Change     
  Government Action Point of Diversion

### 1. APPLICANT INFORMATION

Name: Reardon Nursery, Incorporated  
First Last

Address: 1005 SE 282nd

Boring OR 97009-9413  
City State Zip

Phone: 503-663-1200  
Home Work Other

\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_

*\*Optional information*

### 2. TYPE OF CHANGE

Use     
  Place of Use     
  Point of Diversion     
  Point of Appropriation

Reason for change: Expedite application of water to ground being prepared for first planting.

Is the land within an irrigation or other water district?  Yes  No

If yes, include district name: \_\_\_\_\_

For Department Use

App. No. \_\_\_\_\_ Permit No. \_\_\_\_\_ Date \_\_\_\_\_

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### 3. CURRENT WATER RIGHT INFORMATION

Name on Permit, Certificate, or Decree: Reardon Nursery Incorporated

Decree: \_\_\_\_\_

Not applicable

Permit Number: G-12707 Certificate Number: \_\_\_\_\_

Not applicable  Not applicable

Priority Date: January 13, 1995 Authorized Use: Irrigation, Nursery Operation

Source of Water: Lower Troutdale County: Clackamas  
Aquifer

Are there other sources listed on the water right?  Yes  No

#### Location of Authorized Point of Diversion or Point of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
S11°18'36"E, 510' from NW Cor. Section 31	NW1/4 NW1/4	31	1S	4E

#### Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
1S	4E	30	---	SW1/4 SW1/4	2501, 2502 & 2504	25.82
						(10 to be transferred)

Are there other lands described in the water right?  Yes  No

Are there other water rights or permits associated with this land?  Yes  No  
If yes, include a copy of all rights or permits.

Description of general delivery system (*ditch measurements, pump size, number of sprinklers, etc.*):  
Buried pressure piping, 3" & 4" diameter to hand set impact  
sprinklers on 40' centers.  
\_\_\_\_\_  
\_\_\_\_\_

System capacity (in cfs): 0.334

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**4. PROPOSED CHANGES TO THE WATER RIGHT**

**Change in Use:** N/A

Proposed use: \_\_\_\_\_

**Change in Point of Diversion or Point of Appropriation:** N/A

**Change**

Old point of diversion or point of appropriation will not be used for this portion of the water right.

**Additional**

Both old and new points of diversion or points of appropriation will be used for this portion of the water right.

**Location of Proposed Point of Diversion or Point of Appropriation**

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range

**Change in Place of Use:**

**Location of Proposed Place of Use**

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
1S	4E	31	-	NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	200	10

Remarks: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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### 5. LAND OWNERSHIP

#### Use/Place of Use

Answer only if for change in **Use** or **Place of Use**.

N/A

Are the lands free of encumbrances?  Yes  No

If no, name of encumbrance holder: \_\_\_\_\_

If no, application must include written permission for the transfer from the encumbrance holder.

#### Landowners

Answer only if applicant is **not** the landowner.

N/A

*This section does not apply to water delivery entities authorized to act on behalf of their members, making permit amendment requests, or requests for changes in point of diversion or point of appropriation only.*

Landowners: \_\_\_\_\_  
(List all landowners shown on deed.)

Address(es): \_\_\_\_\_

\_\_\_\_\_ City State Zip

Application must include notarized statements from all landowners shown on deed giving permission for the transfer. Use an extra sheet if necessary.

#### Receiving Landowner

Answer only if the receiving landowner is **not** the original landowner or the applicant.

Name: Juanita Cole Ellertson Michael

Address: 800 West Apache Trail, Space 93

Apache Junction AZ 85220  
City State Zip

- The Department's records should be changed to show this landowner is responsible for completion of the changes. All notices and correspondence should be sent to this landowner.
- Applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to applicant.

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### 6. EXHIBITS

Application may be rejected if all appropriate exhibits are not enclosed.

#### Land Use Information Form:

- Enclosed
- Not needed: (must meet the following four requirements)
  - ❶ In EFU zone or irrigation district.
  - ❷ Change in place of use only.
  - ❸ No structural changes needed, including diversion works, delivery facilities, other structures.
  - ❹ Irrigation only.
- List all affected governments (city, county, state, tribal, federal):  
\_\_\_\_\_

#### Evidence of use within last five years, or not subject to forfeiture:

- Best evidence is an affidavit from a knowledgeable person describing the water use. Statements saying water was delivered or assessments/fees were paid are insufficient. Evidence must show actual use of the water for the authorized purpose, in the authorized place of use.

#### Water Well Reports:

- If application is for a change in point of appropriation or change from surface water to ground water, attach copies of all water well reports. If reports are not available, describe construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed.

#### Map:

- Water Right Transfer: *Must be prepared by a Certified Water Right Examiner.*
- All others: *Need not be prepared by a Certified Water Right Examiner.*

#### Fees:

Amount enclosed \$ 300.00  
 See instruction book for fee schedule.

#### Deed:

- Must accompany all applications, except permit amendment requests.

### 7. SIGNATURE

I (we) swear that I (we) have read the above application and the statements made are true and accurate.

Michael R. Reardon     Michael Reardon     8-16-99  
applicant signature                      name (print)                      date

**Before you submit your application be sure you have:**

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included the necessary exhibits.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.