

Application for Water Right Transfer

Part 1 of 4 – Minimum Requirements Checklist



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

This transfer application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
 For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TRANSFER APPLICATIONS

Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer Application Map Checklist.
- Part 3 – Completed Transfer Application – Applicant Information and Signature.
- Part 4 – Completed Transfer Application – Water Right Information. Please include a separate Part 4 for each water right. List all water right certificates to be transferred here: **74306, 76230, 77288, 85974.**

Attachments:

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- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation. WATER RESOURCES DEPT SALEM, OREGON
- Fees – Amount enclosed: \$ **2,100.00.**
See the Department’s Fee Schedule at www.wrd.state.or.us or call (503) 986-0883.
- N/A Affidavit(s) of Consent.
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A For changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation, Water Well Report/Well Log.
- N/A For Temporary Transfer (one to five years) Begin Year ____ End Year ____.
- N/A For Temporary Transfer only – Current recorded deed for the land **from** which the authorized place of use is being moved.
- N/A Temporary Drought Transfer (For use in counties where the Governor has declared drought)

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

<input type="checkbox"/> Application fee not enclosed/insufficient <input type="checkbox"/> Land Use Form not enclosed or incomplete <input type="checkbox"/> Additional signature(s) required Other/Explanation _____ Staff: _____ 503-986-0____	<input type="checkbox"/> Map not included or incomplete <input type="checkbox"/> Part _____ is incomplete Date: ____ / ____ / ____
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Part 2 of 4 – Transfer Application Map Checklist

Your transfer application will be returned if any of the map requirements listed below are not met.

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://www1.wrd.state.or.us/pdfs/cwre_listing.pdf. CWRE stamp and signature are not required for temporary changes and substitutions.
- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on white or clear paper or film.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, three (3) paper copies and an electronic copy in a .pdf, .tiff or .jpg format are required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Farmers Irrigation District		PHONE NO. 541-386-3115	ADDITIONAL CONTACT NO.
ADDRESS 1985 Country Club Road			FAX NO. 541-386-9103
CITY Hood River	STATE OR	ZIP 97031	E-MAIL www.fidhr.org

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

AGENT/BUSINESS NAME Rick Brock		PHONE NO. 541-387-5263	ADDITIONAL CONTACT NO. 541-806-0361
ADDRESS 1985 Country Club Road			FAX NO. 541-386-9103
CITY Hood River	STATE OR	ZIP 97031	E-MAIL rick@fidhr.org

If an agent is listed above, please check **one** of the following:

- Please send all correspondence to Agent. Send copies of correspondence to Applicant; **OR**
- Please send all correspondence to Applicant. Send copies of correspondence to Agent.
- Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No

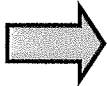
If NO, include signatures of all landowners (and mailing address if different than the applicant's) or attach affidavits of consent (and mailing addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

Permanent Transfers Only (check one box)

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- I affirm that the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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SALEM, OREGON



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

Rick Brock
Applicant signature

Rick Brock, water right dept.
Name (and title if applicable) (print)

1-23-2011
Date

Applicant signature

Name (and title if applicable) (print)

Date

In your own words tell us what change(s) you want made and the reason for the change(s): **This transfer is for change in place of use, and at owners request changing junior water rights to a more senior water right. There are also water rights included in this transfer that the FID board of directors directed me to transfer off due to non-use forfeiture and transfer on to properties that wanted the water rights.**

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Check the following boxes that apply:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- The receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. (To learn about sale agreements please visit our web site at: <http://www1.wrd.state.or.us/pdfs/Transfer-PropertyTransactions.pdf>)

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

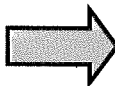
Describe any special ownership circumstances here: _____

- Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (**Tip:** Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME Farmers Irrigation District	ADDRESS 1985 Country Club Road	
CITY Hood River	STATE OR	ZIP 97031

- Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

 To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Hood River County Planning & Building Dept.	ADDRESS 601 State Street		RECEIVED JAN 25 2011
CITY Hood River	STATE OR	ZIP 97031	

ENTITY NAME City of Hood River Planning Dept	ADDRESS 301 Oak Street		WATER RESOURCES DEPT SALEM, OREGON
CITY Hood River	STATE OR	ZIP 97031	

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.

CERTIFICATE # 74306

Description of Water Delivery System

System capacity: **40** cubic feet per second (cfs) **OR**
17,952 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. **3.4 miles of open canal 2.2 mile piped canal , 5 VFD pumps at pump house, appx 40 miles of pressure pipe which includes mainlines, laterals, sub laterals and services with water measurement devices.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
16129	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		2 N	10 E	31	NW SW	1000	2250 Feet North and 470 feet East from SW corner section 31
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

Check all type(s) of change(s) proposed below (change "CODES" are provided in parentheses):

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

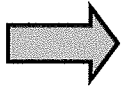
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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the “from” or the “to” lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



Pursuant to ORS 540.510, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department’s web page at: http://apps2.wrd.state.or.us/apps/gw/well_log/Default.aspx)

OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

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STATE OF OREGON
COUNTY OF HOOD RIVER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB ROAD
HOOD RIVER, OREGON 97031

confirms the right to use the waters of HOOD RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 3,188.05 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for HOOD RIVER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 17, at Page 333. The date of priority is MAY 7, 1906.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 39.85 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 OF SW 1/4, SECTION 31, T. 2 N., R. 10 E., W.M., BEING 2250 FEET NORTH AND 470 FEET EAST FROM THE SW CORNER, OF SECTION 31.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

TOWNSHIP, RANGE, SECTION ¼ OF ¼, AND TAX LOT	NAME	ACRES
2N-10-01-NE/NW-0400	Hagen, Blaine	0.2
2N-10-01-NE/NW-0401	Phillips, Leo & Dorothy W. and	0.4
2N-10-01-NE/NW-0402	Phillips, Leo & Dorothy W. and	0.3
2N-10-01-NE/NW-0403	Sherrell, Ralph E.	0.1
2N-10-01-NE/NW-0404	Wonsyld, John W. & Marisa	0.1
2N-10-01-NE/NW-0700	Halbert, Allan R. & Carolyn B.	0.4
2N-10-01-NE/NW-0800	Lindsley, Arlen R. & Pauline C	0.35
2N-10-01-NE/NW-0900	Blashfield, William H. et ux	1.25
2N-10-01-NE/NW-1000	Durkan, John A. & Marianne	1.8
2N-10-01-NE/NW-1100	Nickelsen Orchards Inc.	1.5
2N-10-01-NE/NW-1200	Akiyama, Florence	0.35
2N-10-01-NE/NW-1201	Pickerd, Lorri	0.25
2N-10-01-NE/NW-1202	Green, Daryl E.	0.15
2N-10-01-NE/NW-1203	Nickelsen Orchards Inc.	8.6

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.

CERTIFICATE # 85974 with supplementals, 77288, 74299, 74302, 74304, 85975, 85976

Description of Water Delivery System

System capacity: **28.4** cubic feet per second (cfs) **OR**
11,716 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. **2.9 miles of open canal, 3.1 mile piped canal, appx 35 miles of pressure pipe which includes mainlines, laterals, sub laterals and services with water measurement devices.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
16106	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		2 N	9 E	24	NE NE	0100	DITCH CREEK, 1740 Feet North and 330 feet West from East 1/4 corner section 24 W.M.
16098	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		1 N	9 E	2	NW NW	1000	150 FEET SOUTH AND
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							DEADPOINT CREEK 1200 FEET EAST FROM NW CORNER
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							SECTION 2.

Check all type(s) of change(s) proposed below (change “CODES” are provided in parentheses):

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed (“to” lands) section of Table 2 on the next page. Use the “CODES” listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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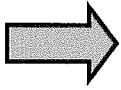
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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps2.wrd.state.or.us/apps/gw/well_log/Default.aspx)

OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

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STATE OF OREGON
 COUNTY OF HOOD RIVER
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
 1985 COUNTRY CLUB RD
 HOOD RIVER OR 97031

confirms the right to use the waters of DITCH CREEK AND DEAD POINT CREEK, tributaries of HOOD RIVER for IRRIGATION of 2260.4 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for HOOD RIVER County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 17, at Page 333. The dates of priority are 1874, DECEMBER 19, 1892, and OCTOBER 6, 1902.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 30.0 CUBIC FEET PER SECOND, BEING 5.0 CUBIC FEET PER SECOND FROM DITCH CREEK WITH A PRIORITY OF 1874, 15.0 CUBIC FEET PER SECOND FROM DEAD POINT CREEK WITH A PRIORITY OF DECEMBER 19, 1892, and 10.0 CUBIC FEET PER SECOND FROM DEAD POINT CREEK WITH A PRIORITY OF OCTOBER 6, 1902 or its equivalent in case of rotation, measured at the point of diversion from the source.

THIS RIGHT IS SUBJECT TO THE PROVISIONS OF FINDING NO. 15 WHICH PROVIDES THAT THE TOTAL QUANTITY DIVERTED FROM ALL SOURCES AT ANY ONE TIME UNDER THIS CERTIFICATE TOGETHER WITH CERTIFICATES 74299 AND 85975 SHALL NOT EXCEED 31.62 CUBIC FEET PER SECOND.

The original points of diversion are:

NE 1/4 NE 1/4, SECTION 24, SW 1/4 SE 1/4, SECTION 27, AND NE 1/4 NW 1/4, SECTION 34, T. 2 N., R. 9 E., W.M. DITCH CREEK DIVERSION POINT LOCATED 1740 FEET NORTH AND 330 FEET WEST FROM THE E1/4 CORNER OF SECTION 24. DEAD POINT CREEK DIVERSION POINTS LOCATED 5110 FEET NORTH AND 1060 FEET WEST; 4700 FEET NORTH AND 2820 FEET WEST; BOTH FROM SE CORNER OF SECTION 34.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
1 N	9 E	WM	2	NW NW	4	DEAD POINT CREEK: 150 FEET SOUTH AND 1200 FEET EAST FROM NW CORNER, SECTION 2
2 N	9 E	WM	24	NE NE		DITCH CREEK: 1740 FEET NORTH AND 330 FEET WEST FROM E1/4 CORNER, SECTION 24

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

NOTICE OF RIGHT TO 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. 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.

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.

CERTIFICATE # 76230

Description of Water Delivery System

System capacity: 1.87 cubic feet per second (cfs) **OR**
837.2 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. **Rainey creek diversion, 6 miles pipe to the Greenpoint reservoirs, Ditch Creek for conveyance to Highline diversion and Lowline collector, 21 miles of pipe which includes mainlines, laterals, sub laterals and services with water measurement devices.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
23309	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		2 N	8 E	25	NE SE	0100	Rainey Creek, 600 feet South and 1150 feet East of 1/4 corner section 25 W.M.
	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

Check all type(s) of change(s) proposed below (change "CODES" are provided in parentheses):

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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Please use additional pages of Table 2 as needed

Table 2. Description of Changes to Water Right Certificate # 76230

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Authorized ("from" lands) as they appear BEFORE THE CHANGES							Proposed ("to" lands) AFTER THE CHANGES												
Twp	Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Proposed Changes (see "CODES" from previous page)	Twp	Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	
2 S	9 E	15 NE	NW	100	"	15.0	Irrigation	POD #1 POD #2	POU/POD	2 S	9 E	1 NW	NW	500	1	10.0		POD #5	
"	"	"	"	"	"	EXAMPLE	"	"	"	2 S	9 E	2 SW	NW	500		5.0		POD #6	
	1					Please													
	1	1				See													
	1	1	8	9		Attached													
						spread													
						sheet													
						multiple													
						changes													
TOTAL ACRES							TOTAL ACRES												

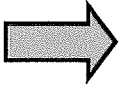
Additional remarks: _____

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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (**Tip:** You may search for well logs on the Department's web page at: http://apps2.wrd.state.or.us/apps/gw/well_log/Default.aspx)

OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your transfer application. For proposed wells, we recommend that you consult a licensed well driller, geologist, or certified water right examiner for the proper information needed to complete the table.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

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STATE OF OREGON

COUNTY OF HOOD RIVER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB ROAD
HOOD RIVER, OREGON 97031

confirms the right to use the waters of RAINY CREEK, WITH AN DEFICIENCY TO BE MADE UP FROM GATE CREEK, CABIN CREEK, DITCH CREEK AND DEADPOINT CREEK, UPPER AND LOWER GREENPOINT RESERVOIRS CONSTRUCTED UNDER PERMIT R-698, tributaries of HOOD RIVER, for IRRIGATION OF 149.5 ACRES.

This right was perfected under Permit 51189. The date of priority is APRIL 27, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.87 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

RAINEY CREEK - NE 1/4 SE 1/4, SECTION 25, T 2 N, R 8 E, W.M.; 600 FEET SOUTH AND 1150 FEET WEST FROM THE E 1/4 CORNER, SECTION 25;

GATE CREEK - NE 1/4 SW 1/4, SECTION 30, T 2 N, R 9 E, W.M.; 940 FEET SOUTH AND 600 FEET WEST FROM THE C 1/4 CORNER, SECTION 3;

CABIN CREEK - NW 1/4 NE 1/4, SECTION 32, T 2 N, R 9 E, W.M.; 170 FEET SOUTH AND 800 FEET EAST FROM THE N 1/4 CORNER, SECTION 34;

UPPER GREENPOINT RESERVOIR - NW 1/4 SE 1/4, SECTION 22, T 2 N, R 9 E, W.M.; 2800 FEET SOUTH AND 1950 FEET WEST FROM NE CORNER, SECTION 22;

LOWER GREENPOINT RESERVOIR - SE 1/4 SE 1/4, SECTION 15, T 2 N, R 9 E, W.M.; 50 FEET NORTH AND 850 FEET WEST FROM NE CORNER, SECTION 22;

DITCH CREEK - SE 1/4 SE 1/4, SECTION 14, T 2 N, R 9 E, W.M.; 1900 FEET SOUTH AND 1080 FEET WEST FROM E 1/4 CORNER, SECTION 14;

DEADPOINT CREEK - LOT 4 (NW 1/4 NW 1/4), SECTION 2, T 1 N, R 9 E, W.M.; 150 FEET SOUTH AND 1200 FEET EAST FROM NW CORNER, SECTION 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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District Permanent Water Right Transfer Application

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	74306	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	_____
	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	_____
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	_____
	Previous Transfer Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	_____
	Permit Number	

- Name on Permit, Certificate, or Decree: Farmers Irrigation District
- Priority Date(s): 5/7/1906

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Hood River

Tributary to: Columbia River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
 Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? _____

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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STATE OF OREGON
COUNTY OF HOOD RIVER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB ROAD
HOOD RIVER, OREGON 97031

confirms the right to use the waters of HOOD RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 3,188.05 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for HOOD RIVER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 17, at Page 333. The date of priority is MAY 7, 1906.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 39.85 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 OF SW 1/4, SECTION 31, T. 2 N., R. 10 E., W.M., BEING 2250 FEET NORTH AND 470 FEET EAST FROM THE SW CORNER, OF SECTION 31.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

TOWNSHIP, RANGE, SECTION ¼ OF ¼, AND TAX LOT	NAME	ACRES
2N-10-01-NE/NW-0400	Hagen, Blaine	0.2
2N-10-01-NE/NW-0401	Phillips, Leo & Dorothy W. and	0.4
2N-10-01-NE/NW-0402	Phillips, Leo & Dorothy W. and	0.3
2N-10-01-NE/NW-0403	Sherrell, Ralph E.	0.1
2N-10-01-NE/NW-0404	Wonsyld, John W. & Marisa	0.1
2N-10-01-NE/NW-0700	Halbert, Allan R. & Carolyn B.	0.4
2N-10-01-NE/NW-0800	Lindsley, Arlen R. & Pauline C	0.35
2N-10-01-NE/NW-0900	Blashfield, William H. et ux	1.25
2N-10-01-NE/NW-1000	Durkan, John A. & Marianne	1.8
2N-10-01-NE/NW-1100	Nickelsen Orchards Inc.	1.5
2N-10-01-NE/NW-1200	Akiyama, Florence	0.35
2N-10-01-NE/NW-1201	Pickerd, Lorri	0.25
2N-10-01-NE/NW-1202	Green, Daryl E.	0.15
2N-10-01-NE/NW-1203	Nickelsen Orchards Inc.	8.6

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District Permanent Water Right Transfer Application

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	76230	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: Farmers Irrigation District
- Priority Date(s): 4/27/1989

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: RAINY CREEK

Tributary to: HOOD RIVER

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? _____

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: 76230

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)									
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES		
23309	2 N	8 E	25	NE SE			RAINEY CREEK 600 FEET SOUTH AND 1150 FEET WEST		
							FROM EAST 1/4 CORNER SECTION 25 W.M.		
16104	2 N	9 E	22	NW SE			UPPER GREENPOINT RESERVOIR		
16105	2 N	9 E	15	SE SE			LOWER GREENPOINT RESERVOIR		
16106	2 N	9 E	14	SE SE			DITCH CREEK		
16098	1 N	9 E	2	NW NW			DEADPOINT CREEK		
16114 16170	2 N	9 E	30	NE SE			GATE CREEK, CABIN CREEK		

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STATE OF OREGON

COUNTY OF HOOD RIVER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB ROAD
HOOD RIVER, OREGON 97031

confirms the right to use the waters of RAINY CREEK, WITH AN DEFICIENCY TO BE MADE UP FROM GATE CREEK, CABIN CREEK, DITCH CREEK AND DEADPOINT CREEK, UPPER AND LOWER GREENPOINT RESERVOIRS CONSTRUCTED UNDER PERMIT R-698, tributaries of HOOD RIVER, for IRRIGATION OF 149.5 ACRES.

This right was perfected under Permit 51189. The date of priority is APRIL 27, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.87 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

RAINEY CREEK - NE 1/4 SE 1/4, SECTION 25, T 2 N, R 8 E, W.M.; 600 FEET SOUTH AND 1150 FEET WEST FROM THE E 1/4 CORNER, SECTION 25;

GATE CREEK - NE 1/4 SW 1/4, SECTION 30, T 2 N, R 9 E, W.M.; 940 FEET SOUTH AND 600 FEET WEST FROM THE C 1/4 CORNER, SECTION 3;

CABIN CREEK - NW 1/4 NE 1/4, SECTION 32, T 2 N, R 9 E, W.M.; 170 FEET SOUTH AND 800 FEET EAST FROM THE N 1/4 CORNER, SECTION 34;

UPPER GREENPOINT RESERVOIR - NW 1/4 SE 1/4, SECTION 22, T 2 N, R 9 E, W.M.; 2800 FEET SOUTH AND 1950 FEET WEST FROM NE CORNER, SECTION 22;

LOWER GREENPOINT RESERVOIR - SE 1/4 SE 1/4, SECTION 15, T 2 N, R 9 E, W.M.; 50 FEET NORTH AND 850 FEET WEST FROM NE CORNER, SECTION 22;

DITCH CREEK - SE 1/4 SE 1/4, SECTION 14, T 2 N, R 9 E, W.M.; 1900 FEET SOUTH AND 1080 FEET WEST FROM E 1/4 CORNER, SECTION 14;

DEADPOINT CREEK - LOT 4 (NW 1/4 NW 1/4), SECTION 2, T 1 N, R 9 E, W.M.; 150 FEET SOUTH AND 1200 FEET EAST FROM NW CORNER, SECTION 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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District Permanent Water Right Transfer Application Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. **A separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	85974	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
	Name of Decree	
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: Farmers Irrigation District
- Priority Date(s): 12/31/1874 & 10/6/1902

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: DITCH CREEK & DEADPOINT CREEK

Tributary to: HOOD RIVER

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? 85975, 85976, 74299, 74304, 74302

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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▪ Certificate Number or other identifying number: 85974

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)									
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES		
16106	2 N	9 E	24	NE NE		0100	DITCH CREEK, 1740 FEET NORTH AND 330 FEET WEST		
							FROM EAST 1/4 CORNER SECTION 24		
16098	1 N	9 E	2	NW NW		0100	DEADPOINT CREEK, 150 FEET SOUTH AND 1200 FEET EAST		
							FROM NW CORNER SECTION 2.		

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SALEM, OREGON

STATE OF OREGON
 COUNTY OF HOOD RIVER
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
 1985 COUNTRY CLUB RD
 HOOD RIVER OR 97031

confirms the right to use the waters of DITCH CREEK AND DEAD POINT CREEK, tributaries of HOOD RIVER for IRRIGATION of 2260.4 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for HOOD RIVER County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 17, at Page 333. The dates of priority are 1874, DECEMBER 19, 1892, and OCTOBER 6, 1902.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 30.0 CUBIC FEET PER SECOND, BEING 5.0 CUBIC FEET PER SECOND FROM DITCH CREEK WITH A PRIORITY OF 1874, 15.0 CUBIC FEET PER SECOND FROM DEAD POINT CREEK WITH A PRIORITY OF DECEMBER 19, 1892, and 10.0 CUBIC FEET PER SECOND FROM DEAD POINT CREEK WITH A PRIORITY OF OCTOBER 6, 1902 or its equivalent in case of rotation, measured at the point of diversion from the source.

THIS RIGHT IS SUBJECT TO THE PROVISIONS OF FINDING NO. 15 WHICH PROVIDES THAT THE TOTAL QUANTITY DIVERTED FROM ALL SOURCES AT ANY ONE TIME UNDER THIS CERTIFICATE TOGETHER WITH CERTIFICATES 74299 AND 85975 SHALL NOT EXCEED 31.62 CUBIC FEET PER SECOND.

The original points of diversion are:

NE 1/4 NE 1/4, SECTION 24, SW 1/4 SE 1/4, SECTION 27, AND NE 1/4 NW 1/4, SECTION 34, T. 2 N., R. 9 E., W.M. DITCH CREEK DIVERSION POINT LOCATED 1740 FEET NORTH AND 330 FEET WEST FROM THE E1/4 CORNER OF SECTION 24. DEAD POINT CREEK DIVERSION POINTS LOCATED 5110 FEET NORTH AND 1060 FEET WEST; 4700 FEET NORTH AND 2820 FEET WEST; BOTH FROM SE CORNER OF SECTION 34.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
1 N	9 E	WM	2	NW NW	4	DEAD POINT CREEK: 150 FEET SOUTH AND 1200 FEET EAST FROM NW CORNER, SECTION 2
2 N	9 E	WM	24	NE NE		DITCH CREEK: 1740 FEET NORTH AND 330 FEET WEST FROM E1/4 CORNER, SECTION 24

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

NOTICE OF RIGHT TO 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. 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.

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