

T-8928



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.

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OVER THE COUNTER

NOV 29 2001

WATER RESOURCES DEPT.
SALEM, OREGON

APPLICATION FOR:

Please check one

Water Right Transfer Temporary Transfer Permit Amendment

Historic Point of Diversion Change Government Action Point of Diversion

1. APPLICANT INFORMATION

Name: Ty Fehrenbacher
First Last

Address: 5301 N. Lone Pine Rd.
Terrebonne, Oregon 97760
City State Zip

Phone: (541) 548-4353
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: Move to active mines

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

If yes, include district name: Well #1 Central Oregon Irrigation Dist.
Well #2 Ochoco Irrigation District

For Department Use		
App. No. _____	Permit No. _____	Date _____

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3. CURRENT WATER RIGHT INFORMATION

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Name on Permit, Certificate, or Decree: Ty Fehrenbacher NOV 29 2001

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Decree: [X] Not applicable

Permit Number: G-12923 Certificate Number: Claim of Beneficial Use
[] Not applicable [] Not applicable filed Sept. 1, 2000

Priority Date: Feb 16, 1995 Authorized Use: Industrial Use

Source of Water: a well County: Crook

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
<u>2170'S & 290'W from NE corner</u>	<u>SE 1/4 NE 1/4</u>	<u>17</u>	<u>14 S</u>	<u>14 E</u>

Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
<u>14 S</u>	<u>14 E</u>	<u>17</u>		<u>SW NE</u>	<u>100</u>	
		<u>17</u>		<u>NW SE</u>	<u>100</u>	
		<u>17</u>		<u>SW SE</u>	<u>100</u>	

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.):
40 HP submersible pump through 4" buried pipe to
a ditch. Ditch delivers water to a 20 HP pump
to pressurize the gravel operation

System capacity (in cfs): 2.0 cfs

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4. PROPOSED CHANGES TO THE WATER RIGHT

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Change in Use:

Proposed use: _____

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Change in Point of Diversion or Point of Appropriation:

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
Well #1	30' N & 1250' W 120' S & 700' W from E 1/4 corner	NE SE SE NE	30	14 S	14 E
Well #2	750' N & 30' E from SW 1/4 corner	SW 1/4 SE 1/4	23	14 S	15 E

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)
Well #1	14 S	14 E	30		NE 1/4	302	NA
Well #2	14 S	15 E	23		W 1/2 SE 1/4	600	NA

Remarks: Well #1 to receive 0.67 cfs (300 GPM) and Well #2 to receive 1.33 cfs (600 GPM). Both of these sites are within the Deschutes study area.

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

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5. LAND OWNERSHIP

Use/Place of Use

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

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.

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

Receiving Landowner

Name: Howard M. Day

Address: Hooker Creek Land Co., LLC
63101 Nels Anderson Rd.

Bend Oregon 97701
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.

Answer only
if the receiving
landowner is
not the original
landowner or
the 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)
 - ① In EFU zone or irrigation district.
 - ② Change in place of use only.
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures.
 - ④ Irrigation only.
- List all affected governments (city, county, state, tribal, federal):
Crook Co.

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.*

Deed:

- Must accompany all applications, except permit amendment requests.

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.

Fees:

- Amount enclosed \$ 400⁰⁰
- See instruction book for fee schedule.*

7. SIGNATURE

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

Lj Feherbacher
applicant signature

name (print)

11/21/01
date

date

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.