

T-8876



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.

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: Thomas E. Hopper
First Last

Address: 5399 John Day Hwy
Jamieson OR 97909
City State Zip

Phone: 541 473-2697
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

2. TYPE OF CHANGE

Use Place of Use Point of Diversion Point of Appropriation

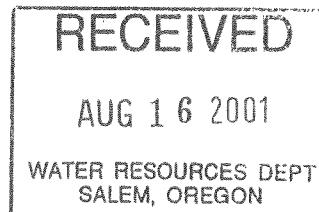
Reason for change: Eliminating a circle and adding additional points of appropriation.

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: Thomas E. Hopper

Decree: _____

Not applicable

Permit Number G-8306, G-9013 & G-10736 Certificate Number: 58992, 58993 & None

Not applicable

Not applicable

Priority Date: 9/25/78, 11/13/79, 3/27/86 Authorized Use: Irrigation

Source of Water: Wells #1, #2, #3 & #4 County: Malheur

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
#1 - 250'S & 760'W from NE cor S6	NENE	6	16S	43E
See new POAs for others				

Location of Authorized Place of Use:

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
15S	43E	31		SWNE	1543C 2400	7.7
				SENW		12.7
				NESW		1.5
			4	SWSW		4.5
				SESW		16.5
				NESE		3.6

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

Are there other water rights or permits associated with this land? Yes No

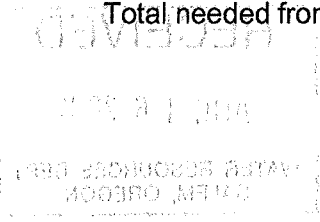
If yes, include a copy of all rights or permits.

Description of general delivery system (*ditch measurements, pump size, number of sprinklers, etc.*):

12 wheelines that are 1000 to 1320 feet long with unburied 5"-7"
aluminum distribution pipe lines from all the wells with sprinklers at
40' intervals. Some 4" hand hand lines are used to cover small
areas.

System capacity (in cfs): #1 - 1.34 cfs, #2 - 1.34 cfs, #3 - 2.23 cfs, #4 - 0.71

Total needed from any combination of the 4 wells is 3.50 cfs



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4. PROPOSED CHANGES TO THE WATER RIGHT

Change in Use:

Proposed use: _____

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 (Additional POAs)

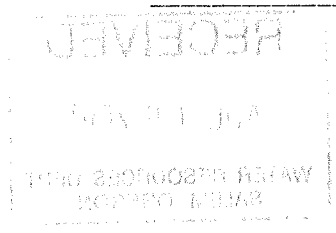
Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
#2 - 4440'N & 3150'W from NE cor S6	NENW	31	15S	43E
#3 - 1920'S & 500'W from NE cor S6	SENE	6	16S	43E
#4 - 1760'S & 940'E from NW cor S5	SWNW	5	16S	43E

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)
15S	43E	31		SWNE	1543C 2400	11.9
See Attachment						

Remarks: A ed
before and s 3
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was added t
additional pc e
by this trans
primarily unc
acres are proposed to be deleted from the original water right. _____



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APPENDIX A

3. CURRENT WATER RIGHT INFORMATION

Location of Authorized Place of Use: continued

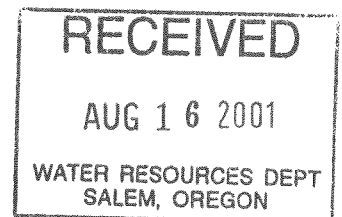
Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
15S	43E	31		NWSE	1543C 2400	23.7
				SWSE		26.8
				SESE		7.0
16S	43E	5		SWNW	1643B 800 &	24.2
				SENW	801	2.8
				NESW		8.8
				NWSW		22.1
		6	1	NENE		19.6
			2	NWNE		40.0
				SWNE		32.1
				SENE		23.7

4. PROPOSED CHANGES TO THE WATER RIGHT

Location of Proposed Place of Use: continued

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
15S						4.3
						8.2
						1.0
16S						5.6
						4.9
						4.2
						2.8
						3.8
						2.1

See Attachment



Attachment for "TO" lands

Location	¼	Acres	Owner
15S 43E 31 Lot 2300	SWNE	11.9	Hopper
	SENE	12.7	"
	NESW	1.5	"
	SWSW	4.5	"
	SESW	9.1	"
	NESE	3.6	"
	NESE	0.1	"
	NWSE	23.8	"
	NWSE	0.5	"
	SWSE	8.6	"
	SWSE	9.6	"
	SESE	2.5	"
	SESE	1.5	"
	SESE	4.4	"
	SESE	2.6	"
16S 43E 5	SWNW	24.2	"
	SENE	2.8	"
	NESW	8.8	"
	NWSW	22.1	"
16S 43E 6 Lot 801	NENE	15.6	"
	NENE	0.4	"
	NWNE	14.9	"
Lot 800	NWNE	7.3	Rainwater
	NWNE	1.1	"
	SWNE	26.9	"
	SWNE	2.1	"
	SENE	17.2	"
	SENE	17.8	"
	NENW	20.2	"
	SENE	5.4	"
	NESE	4.7	"
Total Acreage:		288.4	"

APPENDIX A continued

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3. CURRENT WATER RIGHT INFORMATION

Location of Authorized Place of Use: continued

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
16S	43E	6	3	NENW	1643B 800	30.6
				SWNW	& 801	14.4
				NESE		4.7

4. PROPOSED CHANGES TO THE WATER RIGHT

Location of Proposed Place of Use: continued

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
16S						

See Attachment

5. LAND OWNERSHIP

Use/Place of Use

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

Are the lands free of encumbrances? Yes No

If no, name of encumbrance holder: Farm Credit Services

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

Owner of Tax Lots 1543C 2400 and 1643B 801 & Seller of 1643B 800

Landowners

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

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: Thomas E. and Joyce Hopper
(List all landowners shown on deed.)

Address(es): 5399 John Day Hwy

Jamieson OR 97909
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.

Owner of Tax Lot 1643B 800

Receiving Landowner

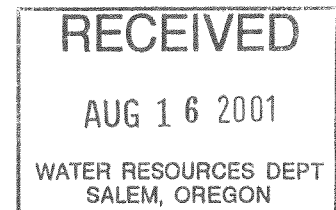
Answer only if the receiving landowner is **not** the original landowner or the applicant.

Name: Norman and Kathleen Rainwater

Address: 36127 Plagmann Drive NE

Albany OR 97321
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)
 - 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):
Malheur County

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 \$ 600.00

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.

T. E. Hopper Thomas E. Hopper 3/20/01
applicant signature name (print) date

Norman R. Rainwater Norman R. Rainwater 3/30/01
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.

PROCESSED
 APR 11 2001
 OREGON WATER RESOURCES DEPARTMENT
 1000 NE Oregon Street
 ASTORIA, OR 97103

INSTRUCTIONS

FOR TRANSFER APPLICATIONS

Note: All information should be typewritten or neatly printed with dark ink. All items must be completed even if parts or all of the required information appears on supplemental maps or drawings. Applications must be submitted on original forms that are provided by the Department or watermaster. Sign the forms in ink. If you have additional comments that will not fit on the form please submit an attached sheet referencing the section and question.

1. APPLICANT INFORMATION

You may include a fax number and an e-mail address if you have these. (These numbers are not required but they may assist the Department in contacting you.)

2. TYPE OF CHANGE

Mark the proposed change to your existing water right and describe the reason for that change. You may apply to change all three major components of your water right, however, you must pay the transfer fees for each change.

Indicate if the land is within an irrigation district. The Department is required to notify irrigation districts if transfers are proposed within their boundaries.

3. CURRENT WATER RIGHTS

Indicate the name on the current water right. Enter the decree, permit or certificate number, whichever applies. Also enter the priority date, authorized use, source of water, and the county it is located in. If the use and source are in different counties, please indicate.

Fill in the table locating the place(s) of diversion (surface water) or point(s) of appropriation (wells).

Fill in the table locating the place(s) of use.

Describe the general delivery system. Include type, size, length, measurements.

Finally, list the capacity of the delivery system in cubic feet per second (cfs).

4. PROPOSED CHANGES

If you are proposing a change in type of use, check the box and provide the proposed new use.

If you are proposing a change in the point of diversion (surface sources) or appropriation (wells) check the box and then indicate if it will be a change or an addition to the existing water right.

Fill in the table locating the new place(s) of diversion (surface water) or point(s) of appropriation (wells).

For a change in the place of use, check the box and fill in the table locating the new place(s) of use.

5. LAND OWNERSHIP

Answer only the section(s) that apply.

If you are changing the type or place of use: Indicate if the lands are free of "encumbrances": liens, rights-of-way, or other contracts. If not, provide the name of the holder and obtain written permission from them to proceed with the transfer.

If you are applying for a transfer on land that you do not own: Provide names and addresses for all the landowners shown on the deed. You must obtain notarized permission from all the landowners listed on the deed to proceed with the transfer.

If the transfer will change water rights to someone other than the landowner or applicant: Check the appropriate box to indicate whom the Department should work with to complete the transfer.

6. EXHIBITS

Depending on the type of change you are proposing, you may be required to include several exhibits with your application.

For most applications you will need to include a completed Land Use Information Form. If you meet the four listed criteria, you may submit your application without the Land Use Information Form.

All applications require a map. If you are applying for a water right transfer, the map must be prepared by a certified water rights examiner (CWRE). If you do not have a CWRE, you may contact the Department for more information. All other applications may provide maps prepared without a CWRE.

All applications require evidence of use within the last five years.

Applications for changes in or to point(s) of appropriation require well reports.

7. SIGNATURE:

Before signing the application be sure you have answered the questions completely and prepared the necessary maps and exhibits. Include a check made out to the Oregon Water Resources Department for the required fees and a completed Land Use Information Form (if required).

FEES

Regular transfers and permit amendments

First change: \$200 **Each additional change:** \$100
Each cfs: \$100
or fraction thereof, requested beyond the first cfs (for changes in place of use, type of use, or water exchanges)

Temporary transfers

Base fee: \$100 **Each cfs:** \$50
or fraction thereof, and each additional cfs, or fraction thereof (for non irrigation uses) or
Each acre of irrigated land: \$0.25

