



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

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Application for
 District Permanent
 Water Right

Transfer

WATER RESOURCES DEPT
 SALEM, OREGON

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review.

Change in Place of Use Only

1. APPLICANT INFORMATION

District: Malheur District Improvement Company

Address: 2240 Valley View Drive

City: Weiser

State: ID

Zip: 83672

Phone: 208-549-2242

Fax: 208-549-2242

E-Mail address: haun208@msn.co

2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Certificate	Permit / Previous Transfer	Decree
1.		-32216	
2.		-	
3.		-	
4.		-	
5.		-	
6.		-	

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3. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are not included.

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SALEM, OREGON

<p>Supplemental Form A – Description of Proposed Change(s) to a Water Right</p> <p><input type="checkbox"/> A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.</p> <p>Map</p> <p><input type="checkbox"/> Permanent Transfer A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).</p>	<p>Fees:</p> <p><input checked="" type="checkbox"/> Amount enclosed: \$900.00 See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.</p>
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4. SIGNATURES

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district; and
- (3) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.

District Manager signature

name (print)

date

OR

Kelly Haun

Authorized District Representative signature

Kelly Haun

name (print)

11-17-11

date

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.



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

Notice of District Permanent Water Right Transfer

Filing of this notice must occur prior to making the change and must be included in the district's permanent transfer application, which is due no later than the end of the calendar year.

1. APPLICANT INFORMATION

District: Malheur District Improvement Company
 Contact Person: Kelly Haun Phone: 208 549-2242
 Mailing Address: 2240 Valley View Dr.
 City: Weiser State: ID Zip: 83672
 *Fax: 208 549-2242 *E-Mail address: haun208@msn.com
 *Optional information
 District Internal Notice Number (DINN): 2011-01

2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

Pursuant to ORS 540.580 and OAR Chapter 690, Division 385, the district is providing the Water Resources Department this notice of a proposed change in place of use prior to making the change. The district proposes to change the place of use for the following water rights:

CERTIFICATE NUMBER	PERMIT or TRANSFER NUMBER	DECREE (name, volume, and page)
	- 32216	
	-	
	-	

3. AUTHORIZED POINTS OF DIVERSION (POD) OR APPROPRIATION (POA)

The authorized point(s) of diversion (POD) or appropriation (POA) for the water rights affected by this notice are as follows:

DECREE or CERTIFICATE	PERMIT or TRANSFER	POD / POA #	LOCATION - MEASURED DISTANCES
	32216	1	15547E33 SE 1/4 NW 1/4 UWS 2610 feet South and 1440 feet east from NW CORNE
	-		
	-		

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4. PROPOSED CHANGES TO THE WATER RIGHT

The district proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

TABLE I - AUTHORIZED PLACE OF USE (POU)

CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT			
32216	1	12-8-1966	IR	155	47E	28	SW	NW	NW	1601	105	Sydney Lorraine Wendt Mansfield
32216	1	12-8-1966	IR	155	47E	28	SW	SW	SW	5000	1	Lithia T. Fuis
32216	1	12-8-1966	IR	159	47E	28	SW	SW	SW	5702	1.20	Juan & Leticia Becerra
32216	1	12-8-1966	IR	155	47E	28	SW	SW	SW	5704	1	Juan & Leticia Becerra
32216	1	12-8-1966	IR	155	47E	28	NW	NW	NW	3400	.83	Veronica Servantes
32216	1	12-8-1966	IR	155	47E	28	NW	NW	NW	3500	.36	Veronica Servantes
32216	1	12-8-1966	IR	155	47E	28	SW	SW	SW	4700	.67	Jamie Lee Smith
32216	1	12-8-1966	IR	155	47E	28	SW	SW	SW	4702	.85	Jamie Lee Smith
32216	1	12-8-1966	IR	155	47E	28	NW	NW	NW	1600	1.79	David Hill
TOTAL:												

TABLE II - PROPOSED PLACE OF USE (POU)

CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT			
			IR	155	47E	20	SW	W4		200	14.9	Herb Hawn
TOTAL:										14.00		

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5. MAPS

- Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division 385.
- The water rights affected by this notice are not subject to forfeiture for nonuse under ORS 540.610.
- Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district.
- The undersigned understand and acknowledge that the proposed change in place of use is subject to the approval of the Water Resources Department. The undersigned also understand and acknowledge that if the Water Resources Department finds the change in place of use allowed by the district under this notice results in injury to an existing water right, the Department may direct the district to cease delivery of water to the proposed place of use or direct the district to mitigate the injury.

6. SIGNATURES

I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.

Kelley Hawn
 Signature of District Manager
 or Authorized Representative

11-16-11
 Date

Kelley Hawn
 Type or Print Name of District Manager
 or Authorized Representative

 Signature of User
 (authorized place of use)

 Date

 Signature of User
 (proposed place of use)

 Date

INSTRUCTIONS FOR FILING NOTICE:

- 1) Pursuant to OAR 690-385-4100(3), the district shall deliver this Notice Form and Map(s) to the local Watermaster prior to delivering water to the proposed place of use.
- 2) Pursuant to OAR 690-385-4100(4), the district also shall concurrently deliver a copy of only the Notice Form (the inclusion of maps is not necessary) to:
 Oregon Water Resources Department
 Transfer Section
 725 Summer Street NE, Suite A
 Salem, OR 97301-1271

The Water Resources Department shall publish a summary of the Notice of District Permanent Transfer in the Department's weekly publication for the purpose of providing public notice of the change in place of use.

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WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MALHEUR DISTRICT IMPROVEMENT COMPANY

of Rt. 3, Weiser, State of Idaho, 83672, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Snake River

a tributary of Columbia River for the purpose of irrigation of 831.1 acres

under Permit No. 32216 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from December 8, 1966 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 12.1 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 2 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 33, T. 15 S., R. 47 E., U. M., 2610 feet South and 1440 feet East from the NW Corner, Section 33

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-fortieth 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 4 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

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District Permanent Water Right Transfer Application
Supplemental Form A

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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	<u>32216</u> (permit #) 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
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	Permit Number

- Name on Permit, Certificate, or Decree: malheur District Improvement Company
- Priority Date(s): December 8, 1966

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:

Tributary to: Snake 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.**

■ Certificate Number or other identifying number:

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

POD# or POA#	PRIORITY DATE	USE	LEGAL DESCRIPTION						GOV'T LOT	TAX LOT	ACRES	USER NAME	DINN
			TWP	RNG	SEC	QQ	DLC						
1	12-8-1966	TR	15S	47E	28	NW/4	NE/4		1601	1.05	Laurie Wendt Marshall	2011-01	
1	12-8-1966	TR	15S	47E	28	SW/4	SW/4		5000	7	Lillian Titus	2011-01	
1	12-8-1966	TR	15S	47E	28	SW/4	SW/4		5702	1.20	Juanalethica Becerra	2011-01	
1	12-8-1966	TR	15S	47E	28	SW/4	SW/4		5704	1	Juanalethica Becerra	2011-01	
1	12-8-1966	TR	15S	47E	28	NW/4	NW/4		3400	0.83	Veronica Cervantes	2011-01	
1	12-8-1966	TR	15S	47E	28	NW/4	NW/4		3500	0.36	Veronica Cervantes	2011-01	
1	12-8-1966	TR	15S	47E	28	SW/4	SW/4		4700	0.67	Jamilee (Smith) Fletcher	2011-01	
1	12-8-1966	TR	15S	47E	28	SW/4	SW/4		4702	0.85	Jamilee (Smith) Fletcher	2011-01	
1	12-8-1966	TR	15S	47E	28	NE/4	NE/4		1600	1.19	David Hill	2011-01	
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TOTAL:											14.9		

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■ Certificate Number or other identifying number: 32216

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
1	155	47E	33	SE4 NW4			⁴¹ / ₄ 1610 feet South and 410 feet East from NW Corner

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▪ Certificate Number or other identifying number:

TABLE II. - PROPOSED PLACE OF USE

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN		
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT					
		IR	15	5	47E	20	SW4				200	14.00	Herb Hawk	2011-1
TOTAL:														