



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for Water Right Transfer

Part 1 of 4 – Minimum Requirements Checklist

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

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

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- ☒ 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: **Certificates 14396 and 87645.**
- ☒ **See Attachment A for Certificate 14396 and Attachment B for Certificate 87645.**
- ☒ Completed Transfer Application Map. **See Attachment C for Certificate 14396 POD and POU maps. See Attachment D for Certificate 87645 POD and POU maps.**
- ☒ Completed Evidence of Use Affidavit and supporting documentation. **See Attachment E.**
- ☒ Fees – Amount enclosed: **\$ 2,750 [900 (Base fee Single Water Right, plus one change--PODs) + 400 (Additional Water Right) + 700 (Additional Change--POUs) + 750 (\$250 per cfs or fraction thereof beyond 1 cfs; 1.34 cfs + 1.75 cfs = 3.09 cfs, \$250*3)].**
- ☐ ☒ 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. **See Attachment F.**
- ☐ ☒ N/A For changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation, Water Well Report/Well Log.

(For Staff Use Only)

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

- ☐ Application fee not enclosed/insufficient
- ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required
- ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

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://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for 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 good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is 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.
- ☐ ☒ N/A Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
N/A. This is a municipal water right.
- ☒ 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. **See Attachment G.**
- ☒ 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°).

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Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME City of Toledo, c/o Adam Denlinger, Public Works Director			PHONE NO. 541-336-2247	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 220			FAX NO. 541-336-3512	
CITY Toledo	STATE OR	ZIP 97391	E-MAIL** pwdirect@cityoftoledo.org	

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

AGENT/BUSINESS NAME GSI Water Solutions, Inc. c/o Adam Sussman			PHONE NO. 541-753-0745	ADDITIONAL CONTACT NO.
ADDRESS 1600 Western Blvd., Suite 240			FAX NO. 541-754-4211	
CITY Corvallis	STATE OR	ZIP 97333	E-MAIL** asussman@gsiws.com	

**** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.**

☐ 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 ☒ **N/A. This is a municipal use water right.**

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail 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.

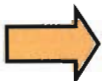
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I understand that prior to Department approval of the transfer, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: The Yaquina Wavelength, The News-Times.

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



A. Denlinger
Applicant signature

Adam Denlinger
Print Name (and Title if applicable)

7-9-2012
Date

Applicant signature

Print Name (and Title if applicable)

Date

In your own words tell us what change(s) you want made and the reason for the change(s): The City of Toledo proposes to change the POD for Certificates 14396 and 87645 to a location approximately 380 feet upstream. The City also proposes to change the places of use to match the City's current service area.

CERTIFICATE # 87645

Description of Water Delivery System

System capacity: **3.09** cubic feet per second (cfs) OR

_____ 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. **The current intake is a bankside intake structure on the Siletz River approximately 6 miles north of the City of Toledo (City). Raw water diverted at the intake is pumped by the City's Siletz River Raw Water Pump Station through approximately 6 miles of pipeline to the City's water treatment plant. Finished water from the treatment plant is delivered to the City's municipal water supply system. The system has three turbine pumps that have a combined capacity of 3.09 cfs. The system has approximately 33,974 feet (6.43 miles) of mainline ranging in size from 12 to 18 inches (See COBU for Permit S-9370).**

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)
Certificate 87645	☒ Authorized ☐ Proposed	N/A	10 S	10 W	9	NW SW		1380 feet North and 50 feet east from SW corner, Section 9
New POD	☐ Authorized ☒ Proposed	N/A	10 S	10 W	9	NW SW	Tax lot 106, Gov't lot 24	1545 feet North and 540 feet East from the SW corner of Section 9
	☐ Authorized ☐ Proposed							

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☒ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ 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 # 87645

List only the part of the right that will be changed. For the acreage in each ¼ ¼, 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 Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Proposed POU, listed on Certificate 87645																				
										POD, POU	11 S	10 W	7	NE NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	NW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	SW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	SE NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	SE NW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	NE SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	NW SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	SW SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	7	SE SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	8	NW NW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	8	SW NW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	8	SE NW	N/A	N/A	N/A		New POD	10/24/1929

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Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
Proposed POU, listed on Certificate 87645 continued...																							
										POD, POU	11	S	10	W	8	NE	SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	8	NW	SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	8	SW	SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	8	SE	SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	8	NE	SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	8	NW	SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	8	SW	SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	16	NW	SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	16	SW	SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	17	NW	NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	17	SW	NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	17	SE	NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	17	NE	NW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11	S	10	W	17	NW	NW	N/A	N/A	N/A		New POD	10/24/1929

Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Proposed POU, listed on Certificate 87645 continued...																				
										POD, POU	11 S	10 W	17	SW NW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	SE NW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	NE SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	NW SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	SW SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	SE SW	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	NE SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	NW SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	SW SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	17	SE SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	18	NE NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	18	NW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	18	SW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	18	SE NE	N/A	N/A	N/A		New POD	10/24/1929

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Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Proposed POU, listed on Certificate 87645 continued...																				
										POD, POU	11 S	10 W	18	NE SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	18	NW SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	18	SW SE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	19	NW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	20	NE NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	20	NW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	20	SW NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	20	SE NE	N/A	N/A	N/A		New POD	10/24/1929
										POD, POU	11 S	10 W	20	NE NW	N/A	N/A	N/A		New POD	10/24/1929

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Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
Proposed additional POU, <u>not</u> listed on Certificate 87645																					
										POD, POU	11 S	10 W	7	SE SW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	16	SW NW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	16	SE NW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	16	NE SW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	16	SE SW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	18	NE SW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	18	SE SW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	20	NW NW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	20	SW NW	N/A	N/A	N/A		New POD	10/24/1929	
										POD, POU	11 S	10 W	20	NE SE	N/A	N/A	N/A		New POD	10/24/1929	
TOTAL ACRES											TOTAL ACRES						N/A				

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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 ☒ N/A. **This is a municipal water right.**

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): N/A.

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use: N/A.

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation: N/A.

☐ 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://apps.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.

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CERTIFICATE # 14396

Description of Water Delivery System

System capacity: 3.09 cubic feet per second (cfs) OR

_____ 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. The current intake is a bankside intake structure on the Siletz River approximately 6 miles north of the City of Toledo (City). Raw water diverted at the intake is pumped by the City's Siletz River Raw Water Pump Station through approximately 6 miles of pipeline to the City's water treatment plant. Finished water from the treatment plant is delivered to the City's municipal water supply system. The system has three turbine pumps that have a combined capacity of 3.09 cfs. The system has approximately 33,974 feet (6.43 miles) of mainline ranging in size from 12 to 18 inches (See COBU for Permit S-9370).

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)
Certificate 14396	☒ Authorized ☐ Proposed	N/A	10 S	10 W	9	NW SW	Gov't lot 24	
New POD	☐ Authorized ☒ Proposed	N/A	10 S	10 W	9	NW SW	Tax lot 106, Gov't lot 24	1510 feet North and 410 feet East from the SW corner of Section 9
	☐ Authorized ☐ Proposed							

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☒ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ 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 # 14396

List only the part of the right that will be changed. For the acreage in each ¼ ¼, 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 Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Proposed POU, listed on Certificate 14396																				
										POD, POU	11 S	10 W	7	SW SE	N/A	4	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	SE SE	N/A	4	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	NE SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	NW SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	SW SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	SE SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	SW NW	N/A	1	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	NW SW	N/A	2	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	SW SW	N/A	3	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	SW SW	N/A	4	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	NE NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	NW NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	17	SE NW	N/A	N/A	N/A		New POD	2/12/1937

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CERTIFICATE # 14396**Description of Water Delivery System**System capacity: **3.09** cubic feet per second (cfs) OR

_____ 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. **The current intake is a bankside intake structure on the Siletz River approximately 6 miles north of the City of Toledo (City). Raw water diverted at the intake is pumped by the City's Siletz River Raw Water Pump Station through approximately 6 miles of pipeline to the City's water treatment plant. Finished water from the treatment plant is delivered to the City's municipal water supply system. The system has three turbine pumps that have a combined capacity of 3.09 cfs. The system has approximately 33,974 feet (6.43 miles) of mainline ranging in size from 12 to 18 inches (See COBU for Permit S-9370).**

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)
Certificate 14396	☒ Authorized ☐ Proposed	N/A	10 S	10 W	9	NW SW	Gov't lot 24	
New POD	☐ Authorized ☒ Proposed	N/A	10 S	10 W	9	NW SW	Tax lot 106, Gov't lot 24	1545 feet North and 540 feet East from the SW corner of Section 9
	☐ Authorized ☐ Proposed							

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☒ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ 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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Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Proposed additional POU, <u>not</u> listed on Certificate 14396																				
										POD, POU	11 S	10 W	7	SE NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	NW NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	SW NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	NE NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	SE NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	NW SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	NE SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	7	SE SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	NW NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	SW NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	SE NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	8	NE NE	N/A	N/A	N/A		New POD	2/12/1937

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Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
Proposed additional POU, <u>not</u> listed on Certificate 14396 continued...																							
										POD, POU	11	S	10	W	8	NW	NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	8	SW	NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	16	SW	NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	16	SE	NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	16	NW	SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	16	SW	SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	16	NE	SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	16	SE	SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	17	SE	SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	17	NE	SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	17	NW	NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	17	SW	NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11	S	10	W	17	SE	NE	N/A	N/A	N/A		New POD	2/12/1937

Authorized ("from" lands) as they appear BEFORE THE CHANGES										Proposed Changes (see "CODES" from previous page)	Proposed ("to" lands) AFTER THE CHANGES									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Proposed additional POU, <u>not</u> listed on Certificate 14396 continued...																				
										POD, POU	11 S	10 W	18	NE SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	18	SE SW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	18	NW SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	18	NE SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	18	SW SE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	19	NW NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	NW NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	NE NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	SW NW	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	NW NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	SW NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	SE NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	NE NE	N/A	N/A	N/A		New POD	2/12/1937
										POD, POU	11 S	10 W	20	NE SE	N/A	N/A	N/A		New POD	2/12/1937

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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 ☒ **N/A. This is a municipal water right.**

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): N/A.

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use: N/A.

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation: N/A.

☐ 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://apps.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.

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Attachment A

Certificate 14396

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STATE OF OREGON
COUNTY OF LINCOLN
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CITY OF TOLEDO
of Toledo, State of Oregon, A. M. Gildersleeve, Recorder, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Siletz River, tributary of Siletz Bay,
a tributary of Pacific Ocean for the purpose of
Municipal
under Permit No. 12553 of the State Engineer, 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 February 12, 1937

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
1.75 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 24 (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 9, Township 10 South,
Range 10 West, W. M.

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 _____ of one cubic foot per second
per acre,

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:

Lot 4 (SW $\frac{1}{4}$ SE $\frac{1}{4}$)

SE $\frac{1}{4}$ SE $\frac{1}{4}$,

Section 7,

NE $\frac{1}{4}$ SW $\frac{1}{4}$

NW $\frac{1}{4}$ SW $\frac{1}{4}$

SW $\frac{1}{4}$ SW $\frac{1}{4}$

SE $\frac{1}{4}$ SW $\frac{1}{4}$,

Section 8,

Lot 1 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)

Lot 2 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)

Lot 3 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)

Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$),

Section 17,

T. 11 S., R. 10 W., W. M.;

NE $\frac{1}{4}$ NW $\frac{1}{4}$

NW $\frac{1}{4}$ NW $\frac{1}{4}$

SE $\frac{1}{4}$ NW $\frac{1}{4}$

NE $\frac{1}{4}$ SW $\frac{1}{4}$

SE $\frac{1}{4}$ SW $\frac{1}{4}$

NW $\frac{1}{4}$ SE $\frac{1}{4}$

SW $\frac{1}{4}$ SE $\frac{1}{4}$,

Section 17,

Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)

Lot 2 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)

Lot 3 (SE $\frac{1}{4}$ NE $\frac{1}{4}$)

Lot 6 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)

Lot 7 (NW $\frac{1}{4}$ NE $\frac{1}{4}$),

Section 18,

T. 11 S., R. 10 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
use herein described.

WITNESS the signature of the State Engineer, affixed

this 15th day of July, 1943.

CHAS. E. STRICKLIN
State Engineer

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Attachment B

Certificate 87645

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STATE OF OREGON

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF TOLEDO
P.O. BOX 220
TOLEDO OR 97391

confirms the right to use the waters of SILETZ RIVER, a tributary of the PACIFIC OCEAN for MUNICIPAL SUPPLY.

This right was perfected under Permit S-9370. The date of priority is OCTOBER 24, 1929. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
10 S	10 W	WM	9	NW SW	1380 FEET NORTH & 50 FEET EAST FROM SW CORNER, SECTION 9

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
11 S	10 W	WM	7	NE NE
11 S	10 W	WM	7	NW NE
11 S	10 W	WM	7	SW NE
11 S	10 W	WM	7	SE NE
11 S	10 W	WM	7	SE NW
11 S	10 W	WM	7	NE SE
11 S	10 W	WM	7	NW SE
11 S	10 W	WM	7	SW SE
11 S	10 W	WM	7	SE SE
11 S	10 W	WM	8	NWNW
11 S	10 W	WM	8	SW NW
11 S	10 W	WM	8	SE NW
11 S	10 W	WM	8	NE SW
11 S	10 W	WM	8	NW SW
11 S	10 W	WM	8	SW SW
11 S	10 W	WM	8	SE SW

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NOTICE OF RIGHT TO PETITION FOR 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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

11 S	10 W	WM	8	NE SE
11 S	10 W	WM	8	NW SE
11 S	10 W	WM	8	SW SE
11 S	10 W	WM	16	NW SW
11 S	10 W	WM	16	SW SW
11 S	10 W	WM	17	NW NE
11 S	10 W	WM	17	SW NE
11 S	10 W	WM	17	SE NE
11 S	10 W	WM	17	NE NW
11 S	10 W	WM	17	NW NW
11 S	10 W	WM	17	SW NW
11 S	10 W	WM	17	SE NW
11 S	10 W	WM	17	NE SW
11 S	10 W	WM	17	NW SW
11 S	10 W	WM	17	SW SW
11 S	10 W	WM	17	SE SW
11 S	10 W	WM	17	NE SE
11 S	10 W	WM	17	NW SE
11 S	10 W	WM	17	SW SE
11 S	10 W	WM	17	SE SE
11 S	10 W	WM	18	NE NE
11 S	10 W	WM	18	NW NE
11 S	10 W	WM	18	SW NE
11 S	10 W	WM	18	SE NE
11 S	10 W	WM	18	NE SE
11 S	10 W	WM	18	NW SE
11 S	10 W	WM	18	SW SE
11 S	10 W	WM	19	NW NE
11 S	10 W	WM	20	NE NE
11 S	10 W	WM	20	NW NE
11 S	10 W	WM	20	SW NE
11 S	10 W	WM	20	SE NE
11 S	10 W	WM	20	NE NW

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The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued for a partial perfection of Permit S-9370 as described in OAR 690-320-0040 and by an order of the Water Resources Director entered JUL 05 2012 at Special Order Volume 87, Page 779.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

Issued July 5 2012

E. Timothy Wall for

Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department

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SALEM, OR

Attachment D

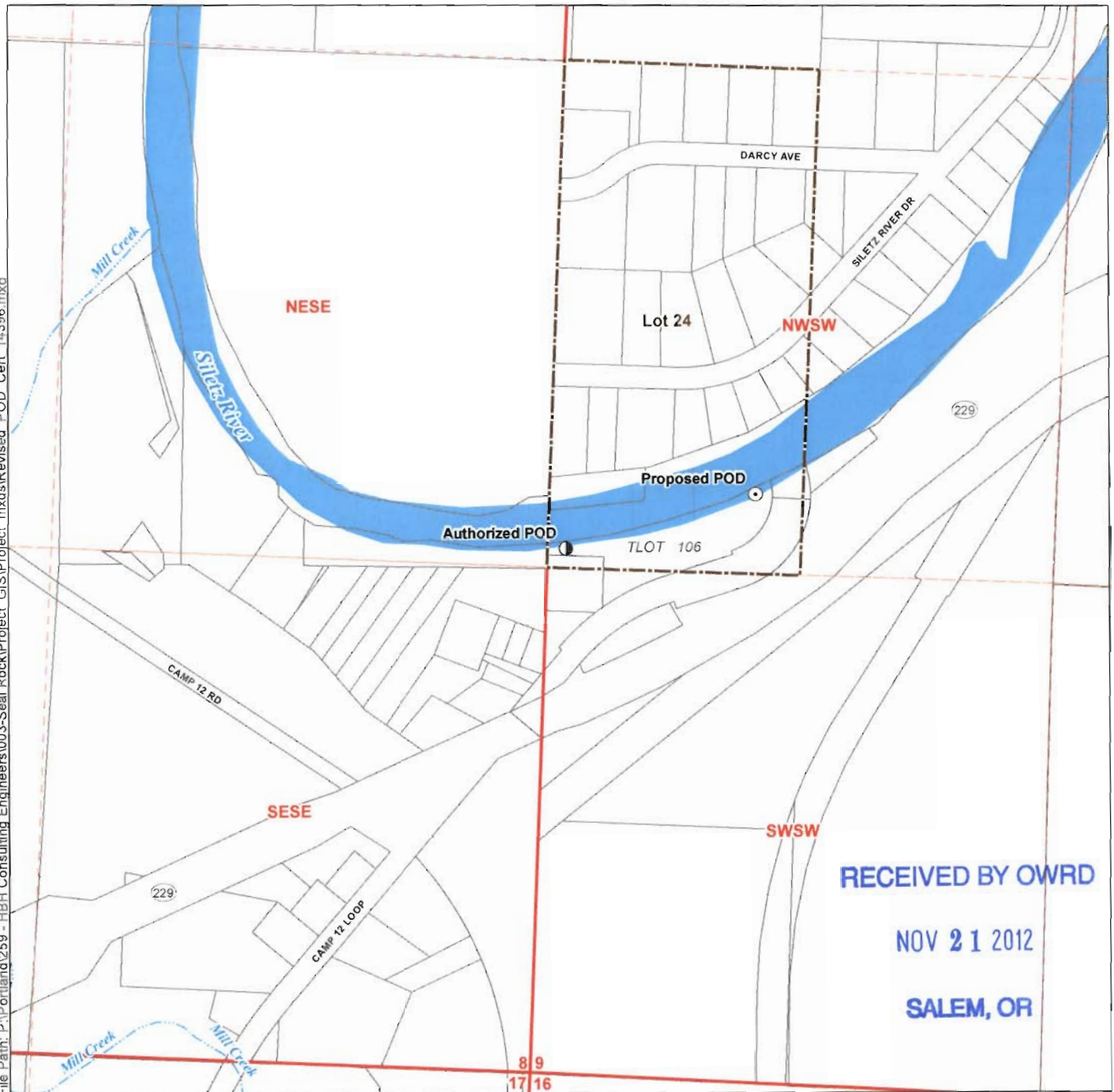
Certificate 87645

Point of Diversion Map and
Place of Use Map

Application for a Water Right Transfer - Revised Point of Diversion Map Water Right in the Name of City of Toledo

Certificate 14396, Permit S-12553, Application S-16771

Township 10 South, Range 10 West (W.M.)



LEGEND

- Proposed Point of Diversion (POD)
- Authorized POD
- Tax Lots
- Government Lots
- Watercourses
- Waterbodies

POD Location Descriptions

Proposed POD
Located 1,545 feet North and 540 feet East from the SW corner of Section 9, Township 10 South, Range 10 West (W.M.)

Authorized POD
Lot 24 (NW1/4 SW1/4), Section 9, Township 10 South, Range 10 West (W.M.)

Certified Water Rights Examiner Stamp

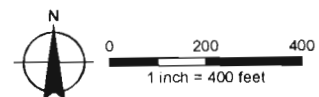


Disclaimer

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Map Notes

Date: November 6, 2012
Data Sources: OWRD, OGIC, US BLM
Prepared By: GSI Water Solutions, Inc.



Attachment C

Certificate 14396

Point of Diversion Map and
Place of Use Map

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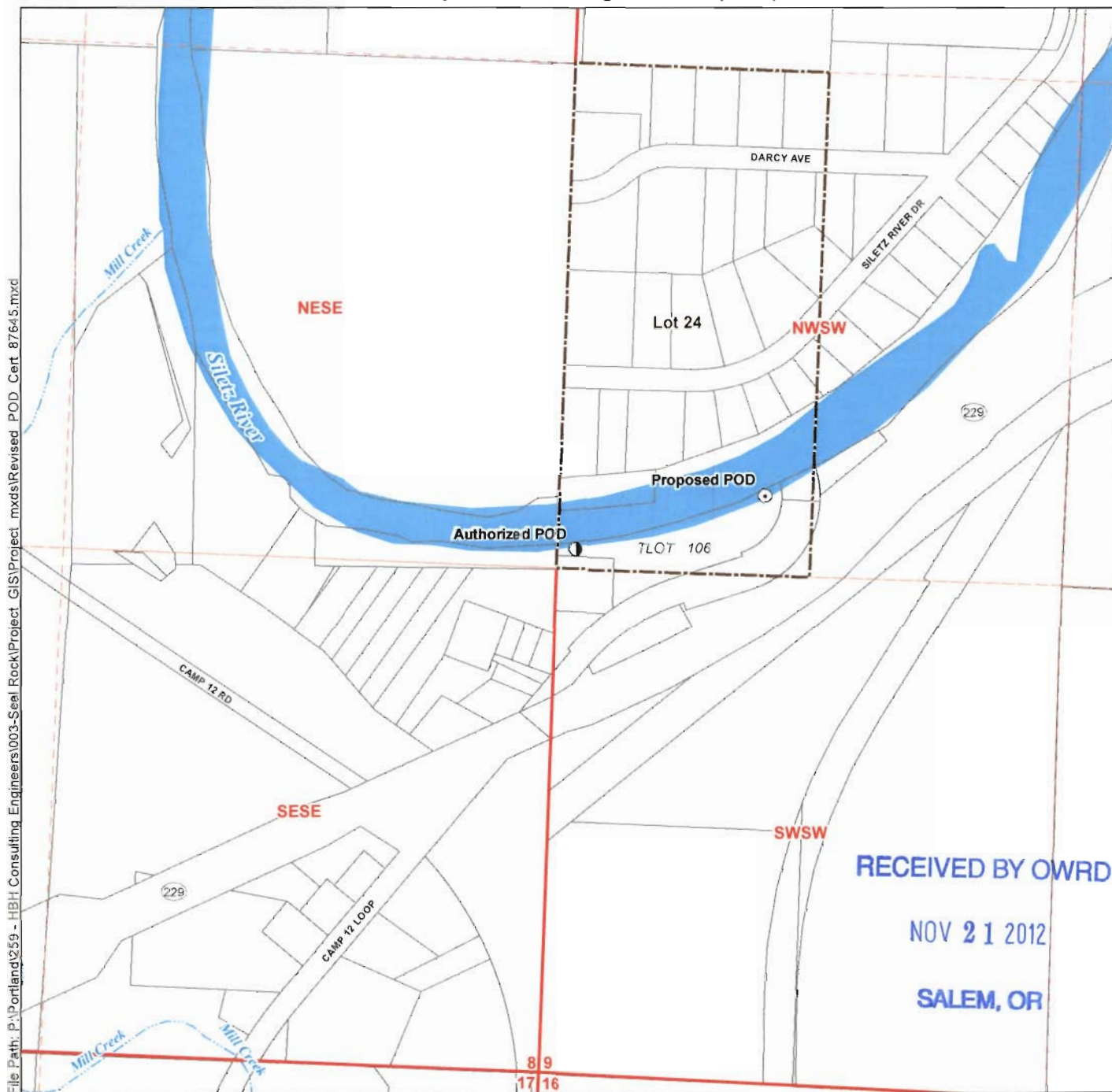
JUL 25 2012

SALEM, OR

Application for a Water Right Transfer - Revised Point of Diversion Map Water Right in the Name of City of Toledo

Certificate 87645, Permit S-9370, Application S-9834

Township 10 South, Range 10 West (W.M.)



LEGEND

- Proposed Point of Diversion (POD)
- Authorized POD
- Tax Lots
- Government Lots
- Watercourses
- Waterbodies

POD Location Descriptions

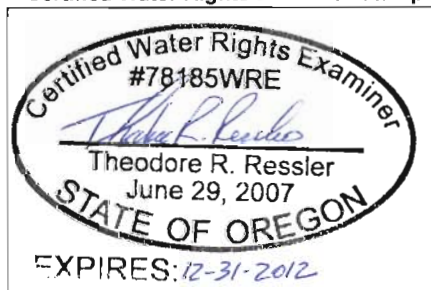
Proposed POD

Located 1,545 feet North and 540 feet East from the SW corner of Section 9, Township 10 South, Range 10 West (W.M.)

Authorized POD

Located 1,380 feet North and 50 feet East from the SW corner of Section 9, Township 10 South, Range 10 West (W.M.)

Certified Water Rights Examiner Stamp

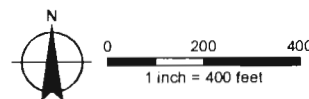


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Map Notes

Date: November 6, 2012
Data Sources: OWRD, OGIC, US BLM
Prepared By: GSI Water Solutions, Inc.



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Attachment E

Evidence of Use Affidavit and Supporting Documentation

Application for Water Right Transfer Evidence of Use Affidavit



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

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.
Supporting documentation must be attached.

State of Oregon)
) ss
County of LINCOLN)

I, ADAM DENLINGER, in my capacity as PUBLIC WORKS DIRECTOR,

mailing address P.O. BOX 220, TOLEDO, OR 97391

telephone number (541)336-2247, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

☐ Personal observation ☒ Professional expertise

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2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificates 87645 AND 14396; **OR**

SALEM, OR

☐ My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

☒ Confirming Certificate # 87645 has been issued within the past five years; **OR**

☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: ____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**

☒ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached. **These are municipal use water rights held and exercised by a municipality.**

☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # ____ (For Historic POD/POA Transfers)

(continues on reverse side)

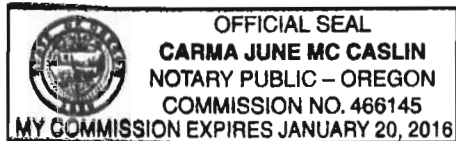
3. The water right was used for: (e.g., crops, pasture, etc.): _____

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

A. Dumbler
Signature of Affiant

7-9-2012
Date

Signed and sworn to (or affirmed) before me this 9th day of July, 2012.



Carma June McCaslin
Notary Public for Oregon

My Commission Expires: 1-20-2016

Supporting Documents	Examples
☒ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate) See Attached.	Copy of confirming water right certificate that shows issue date
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☐ Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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STATE OF OREGON

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF TOLEDO
P.O. BOX 220
TOLEDO OR 97391

confirms the right to use the waters of SILETZ RIVER, a tributary of the PACIFIC OCEAN for MUNICIPAL SUPPLY.

This right was perfected under Permit S-9370. The date of priority is OCTOBER 24, 1929. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.34 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
10 S	10 W	WM	9	NW SW	1380 FEET NORTH & 50 FEET EAST FROM SW CORNER, SECTION 9

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
11 S	10 W	WM	7	NE NE
11 S	10 W	WM	7	NW NE
11 S	10 W	WM	7	SW NE
11 S	10 W	WM	7	SE NE
11 S	10 W	WM	7	SE NW
11 S	10 W	WM	7	NE SE
11 S	10 W	WM	7	NW SE
11 S	10 W	WM	7	SW SE
11 S	10 W	WM	7	SE SE
11 S	10 W	WM	8	NWNW
11 S	10 W	WM	8	SW NW
11 S	10 W	WM	8	SE NW
11 S	10 W	WM	8	NE SW
11 S	10 W	WM	8	NW SW
11 S	10 W	WM	8	SW SW
11 S	10 W	WM	8	SE SW

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NOTICE OF RIGHT TO PETITION FOR 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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

11 S	10 W	WM	8	NE SE
11 S	10 W	WM	8	NW SE
11 S	10 W	WM	8	SW SE
11 S	10 W	WM	16	NW SW
11 S	10 W	WM	16	SW SW
11 S	10 W	WM	17	NW NE
11 S	10 W	WM	17	SW NE
11 S	10 W	WM	17	SE NE
11 S	10 W	WM	17	NE NW
11 S	10 W	WM	17	NW NW
11 S	10 W	WM	17	SW NW
11 S	10 W	WM	17	SE NW
11 S	10 W	WM	17	NE SW
11 S	10 W	WM	17	NW SW
11 S	10 W	WM	17	SW SW
11 S	10 W	WM	17	SE SW
11 S	10 W	WM	17	NE SE
11 S	10 W	WM	17	NW SE
11 S	10 W	WM	17	SW SE
11 S	10 W	WM	17	SE SE
11 S	10 W	WM	18	NE NE
11 S	10 W	WM	18	NW NE
11 S	10 W	WM	18	SW NE
11 S	10 W	WM	18	SE NE
11 S	10 W	WM	18	NE SE
11 S	10 W	WM	18	NW SE
11 S	10 W	WM	18	SW SE
11 S	10 W	WM	19	NW NE
11 S	10 W	WM	20	NE NE
11 S	10 W	WM	20	NW NE
11 S	10 W	WM	20	SW NE
11 S	10 W	WM	20	SE NE
11 S	10 W	WM	20	NE NW

The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued for a partial perfection of Permit S-9370 as described in OAR 690-320-0040 and by an order of the Water Resources Director entered JUL 05 2012 at Special Order Volume 87, Page 779.

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The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

Issued July 5 2012

E. Timothy Wall for

Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department

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SALEM, OR

Attachment F

Land Use Information Form

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SALEM, OR

Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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JUL 25 2012

SALEM, OR

Land Use Information Form



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

Applicant(s): City of Toledo

Mailing Address: P.O. Box 220

City: Toledo

State: OR

Zip Code: 97391

Daytime Phone: 541-336-2247

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>10S</u>	<u>10W</u>	<u>9</u>	<u>NWSW</u>	<u>106</u>	<u>POD</u> <u>See attached map.</u>	☒ Diverted ☐ Conveyed ☐ Used	<u>Municipal Water Supply</u>
_____	_____	_____	_____	_____	<u>POU</u> <u>See attached map.</u>	☐ Diverted ☒ Conveyed ☒ Used	<u>Municipal Water Supply</u>
_____	_____	_____	_____	_____	_____	☐ Diverted ☐ Conveyed ☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted ☐ Conveyed ☐ Used	_____

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

City of Toledo
Lincoln County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water
 ☒ Water Right Transfer
 ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License
 ☐ Allocation of Conserved Water
 ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 3.09 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☒ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The City of Toledo proposes to change the POD for existing water right certificates to a location approximately 380 feet upstream. The City also proposes to change the places of use to match the City's current service area.

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Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☐ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- ☒ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
CONDITIONAL USE PMT.	LCC 1.1355(2)(j) & LCC 1.1630(1)(4)	☐ Obtained ☐ Denied	☒ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: STUART COWIE Title: ASSOCIATE PLANNER

Signature: [Signature] Phone: 541-265-0228 Date: 07/18/12

Government Entity: LINCOLN COUNTY PLANNING & DEVELOPMENT DEPT

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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_____	_____	_____	_____	_____	<u>POU</u> <u>See attached map.</u>	☐ Diverted ☒ Conveyed ☒ Used	<u>Municipal</u> <u>Water</u> <u>Supply</u>
_____	_____	_____	_____	_____	_____	☐ Diverted ☐ Conveyed ☐ Used	_____
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		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: STUART COWIE Title: COMMUNITY DEVELOPMENT COORDINATOR

Signature: [Signature] Phone: 541-265-0228 Date: 07/10/12

Government Entity: CITY OF TOLEDO

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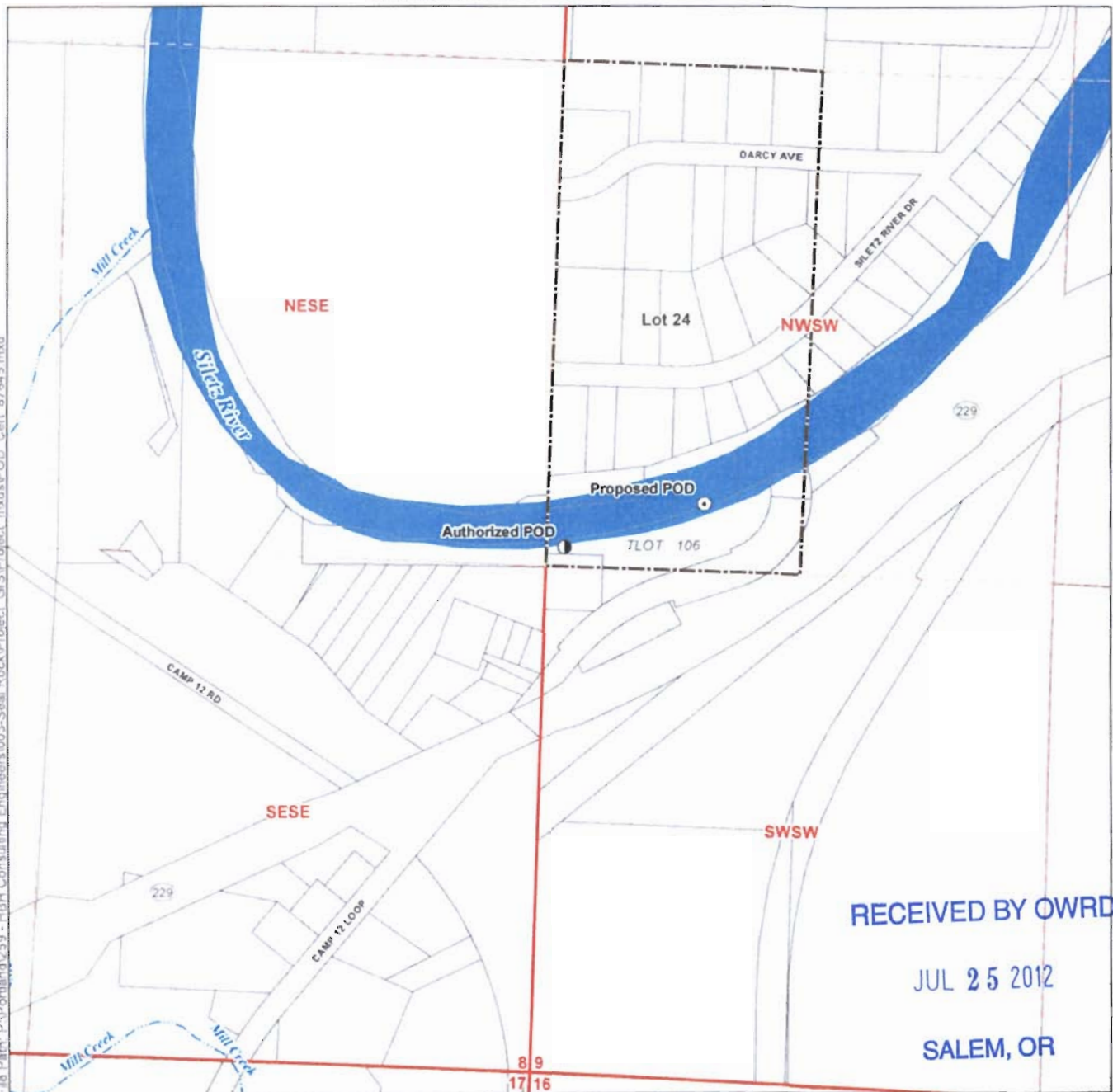
Attachment G

Water Distribution System Maps

Application for a Water Right Transfer - Point of Diversion Map Water Right in the Name of City of Toledo

Certificate 87645, Permit S-9370, Application S-9834

Township 10 South, Range 10 West (W.M.)



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SALEM, OR

LEGEND

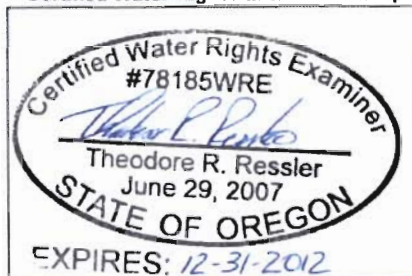
- Proposed Point of Diversion (POD)
- Authorized POD
- Tax Lots
- Government Lots
- Watercourses
- Waterbodies

POD Location Descriptions

Proposed POD
Located 1,510 feet North and 410 feet East from the SW corner of Section 9, Township 10 South, Range 10 West (W.M.)

Authorized POD
Located 1,380 feet North and 50 feet East from the SW corner of Section 9, Township 10 South, Range 10 West (W.M.)

Certified Water Rights Examiner Stamp

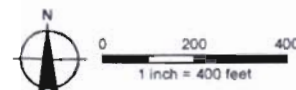


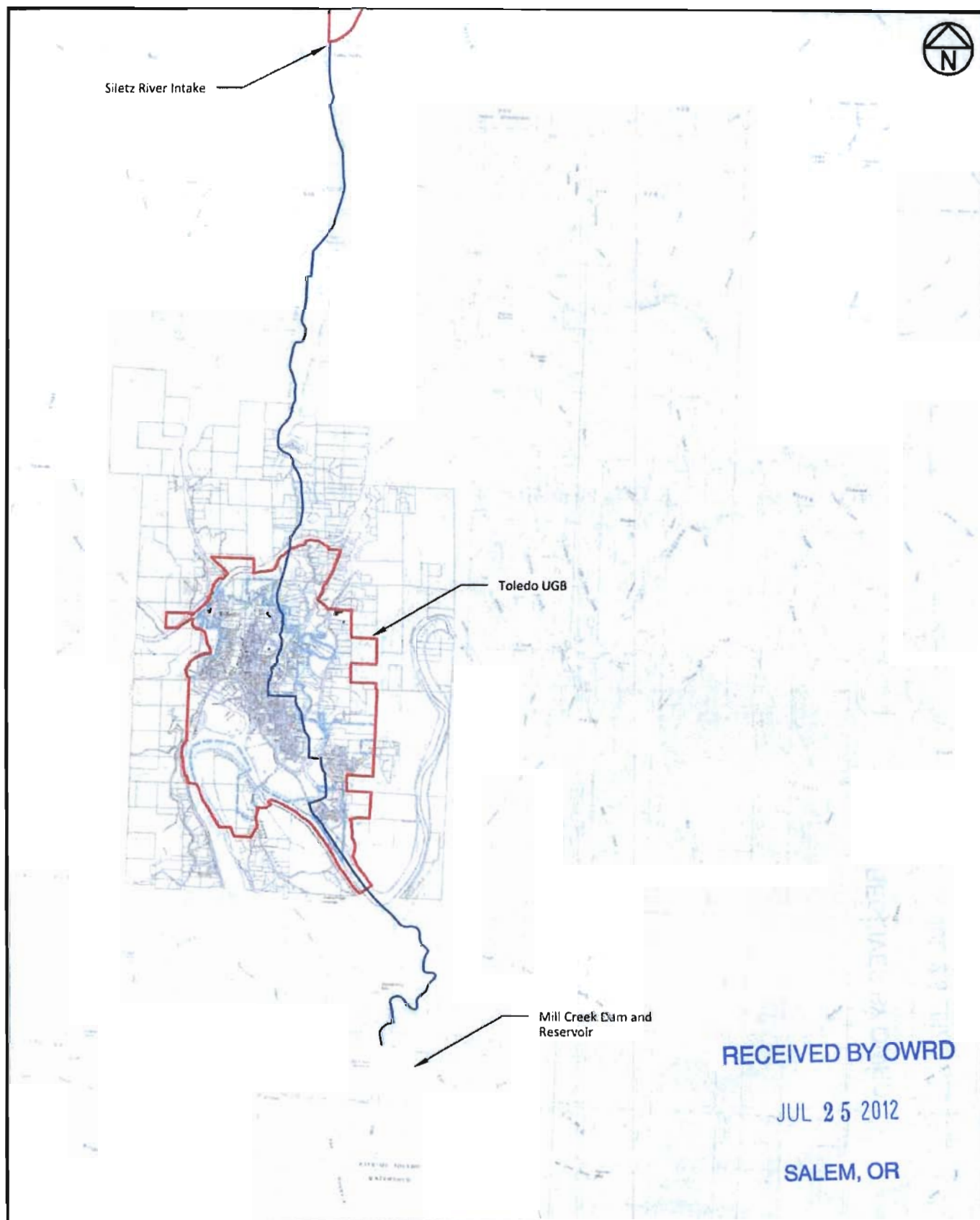
Disclaimer

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

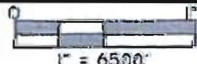
Map Notes

Date: June 18, 2012
Data Sources: OWRD, OGIC, US BLM
Prepared By: GSI Water Solutions, Inc.





DWG BY: REB
DATE: OCT 20, 2009



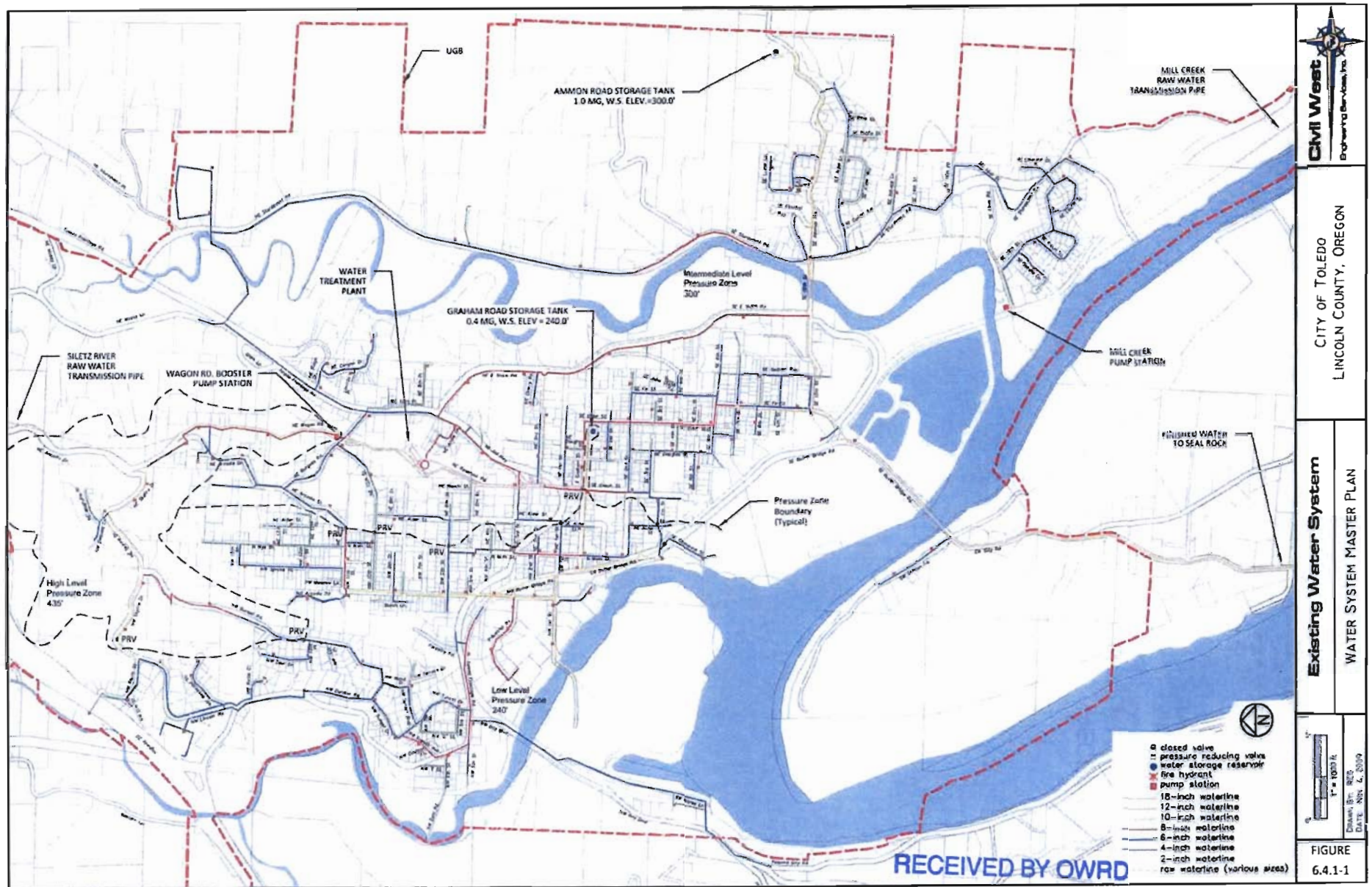
Planning Area Map - Water Sources

FIGURE

WATER SYSTEM MASTER PLAN

CITY OF TOLEDO
LINCOLN COUNTY, OREGON

2.1.1-2



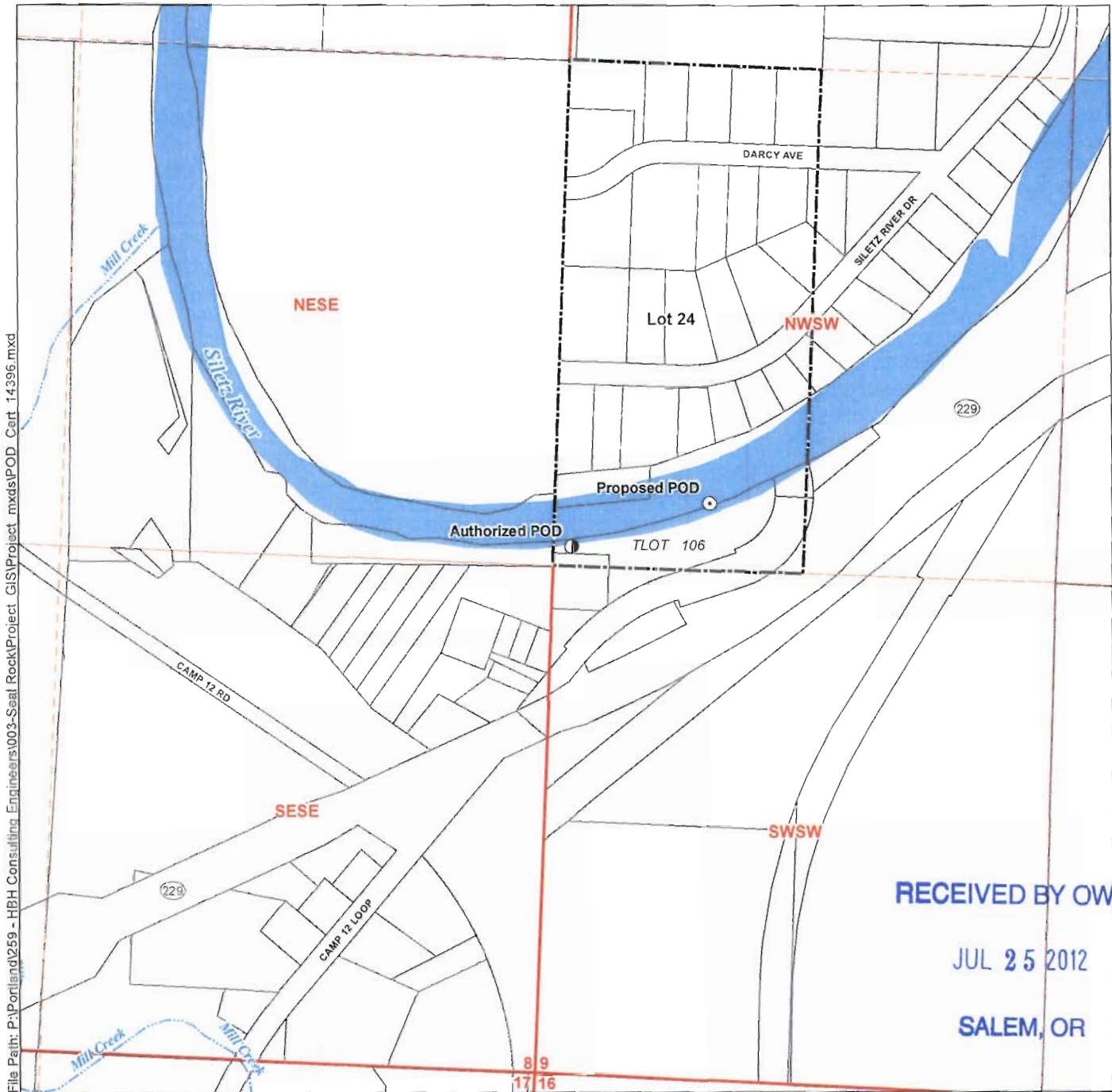
JUL 25 2012

SALEM, OR

Application for a Water Right Transfer - Point of Diversion Map Water Right in the Name of City of Toledo

Certificate 14396, Permit S-12553, Application S-16771

Township 10 South, Range 10 West (W.M.)



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JUL 25 2012

SALEM, OR

LEGEND

- Proposed Point of Diversion (POD)
- Authorized POD
- Tax Lots
- Government Lots
- Watercourses
- Waterbodies

POD Location Descriptions

Proposed POD
Located 1,510 feet North and 410 feet East from the SW corner of Section 9, Township 10 South, Range 10 West (W.M.)

Authorized POD
Lot 24 (NW1/4 SW1/4), Section 9, Township 10 South, Range 10 West (W.M.)

Certified Water Rights Examiner Stamp



Disclaimer

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Map Notes

Date: June 11, 2012
Data Sources: OWRD, OGIC, US BLM
Prepared By: GSI Water Solutions, Inc.

