



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

# Application for Water Right Temporary or Drought Temporary Transfer Part 1 of 4 – Minimum Requirements Checklist

**This temporary 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 TEMPORARY TRANSFER APPLICATIONS RECEIVED**

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

- Part 1 – Completed Minimum Requirements Checklist. JUL 19
- Part 2 – Completed Temporary Transfer Application Map Checklist. SALEM, OR
- Part 3 – Completed Temporary Transfer Application – Applicant Information and Signature.
- Part 4 – Completed Temporary Transfer Application – Water Right Information. Please include a separate Part 4 for each water right. List all water right certificates to be transferred here: **82969**.
- N/A For Temporary Transfer (one to five years) **Begin Year** \_\_\_\_ **End Year** \_\_\_\_.
- N/A Temporary Drought Transfer (For use in counties where the Governor has declared drought)

**Attachments:**

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent.
- Fees – Amount enclosed: \$ 250<sup>00</sup>.  
 See <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#fees> or call (503) 986-0883.
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A For changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation, if necessary to convey the water to the new temporary place of use, Water Well Report(s)/Well Log(s).

**(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
___ Other/Explanation _____	___ Part ____ is incomplete

Staff: \_\_\_\_\_ 503-986-0 \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

## Part 2 of 4 – Temporary Transfer Application Map Checklist

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

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

- 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.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed temporary 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) to convey water to the new temporary place of use, 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°).

RECEIVED BY OWRD

JUL 19 2013

SALEM, OR

## Part 3 of 4 – Applicant Information and Signature

### Applicant Information

APPLICANT/BUSINESS NAME <i>Alan Maxwell &amp; Pamela Maxwell</i>		PHONE NO. <i>541-856-3339</i>	ADDITIONAL CONTACT NO. <i>541-962-4958</i>
ADDRESS <i>15177 Muddy Ck Lane</i>			FAX NO.
CITY <i>Haines</i>	STATE <i>OR</i>	ZIP <i>97833</i>	E-MAIL**

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

AGENT/BUSINESS NAME <i>Browne Consulting, LLC</i>		PHONE NO. <i>541-523-5170</i>	ADDITIONAL CONTACT NO. <i>541-519-4908</i>
ADDRESS <i>50809 Ellis Rd.</i>			FAX NO. <i>541-523-5170</i>
CITY <i>North Powder</i>	STATE <i>OR</i>	ZIP <i>97867</i>	E-MAIL** <i>peggy@browneconsulting.biz</i>


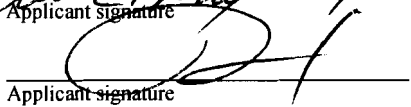
**\*\* BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.**

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

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.

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

 Applicant signature	<i>Alan Maxwell</i> Print Name (and Title if applicable)	<i>7-16-13</i> Date
 Applicant signature	<i>PAMELA J. MAXWELL</i> Print Name (and Title if applicable)	<i>7/17/13</i> Date

In your own words tell us what change(s) you want made and the reason for the change(s): \_\_\_\_\_

*The applicant would like to transfer the water rights under certificate 82969 to the land covered under the place of use listed under water right certificate 73411 in order to irrigate his mint fields. The applicant requests to temporarily diminish water right certificate 73411 that is on the mint crop land to supplemental irrigation during the duration of the transfer.*

**RECEIVED BY CWAC**

**JUL 19 2013**

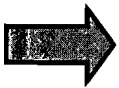
**SALEM, OR**

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

DISTRICT NAME <b>Powder Valley Water Control District</b>	ADDRESS <b>690 E Street</b>	
CITY <b>North Powder</b>	STATE <b>OR</b>	ZIP <b>97867</b>

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME <b>Baker County Planning Dept</b>	ADDRESS <b>1995 3<sup>rd</sup> Street</b>	
CITY <b>Baker City</b>	STATE <b>OR</b>	ZIP <b>97814</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED BY OWRD

JUL 19 2013

SALEM, OR

**Part 4 of 4 – Water Right Information**

Please use a separate Part 4 for each water right being changed. See instructions at [http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints\\_Forms\\_MS\\_Word.doc](http://www.wrd.state.or.us/OWRD/PUBS/docs/Hints_Forms_MS_Word.doc).

**CERTIFICATE # 82969**

**RECEIVED BY OWRD**

**Description of Water Delivery System**

System capacity: 1.12 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

JUL 19 2013

SALEM, OR

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. **From authorized points of diversion (PODs): Brown-Delong Ditch and the Hunstock-Meyers Ditch to a pump and through a mainline that distributes the water via wheel lines.**

**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)
Brown-Delong Ditch	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		7 S	38 E	34	NW SW		3567 ft South and 5087 ft West from the NE Corner of Section 34
Hunstock-Meyers	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		7 S	38 E	34	NE SW		2580 ft North and 2600 ft East from the SW Corner of Section 34
Rock Cr Pipeline	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		7 S	38 E	34	NE SW		2960 ft South and 3040 ft West from the NE Corner of Section 34
Maxwell Ditch	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		7 S	38 E	35	SE NW		N/A

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

- |   |   |
|---|---|
| <input type="checkbox"/> Place of Use (POU)                   | <input type="checkbox"/> Appropriation/Well (POA)                 |
| <input type="checkbox"/> Point of Diversion (POD)             | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) |   |

**Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU)       | <input type="checkbox"/> Point of Appropriation/Well (POA)        |
| <input type="checkbox"/> Character of Use (USE)              | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD)     |

**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.

**RECEIVED BY OWRD**

JUL 19 2013

**SALEM, OR**

Please use additional pages of Table 2 as needed

**Table 2. Description of Temporary Changes to Water Right Certificate # 82969**

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		
2	S	9	E 15	NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1	NW NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2	SW NW	500		5.0		POD #6	1901
8	S	39	E 7	NW NE	2500		23.0	Irrigation	Brown-Delong Ditch Hunstock-Meyers Ditch	1868	POU/POD	7	S	38	E 24	SW NE	6800		40.0	Irrigation	Rock Cr Pipepine Maxwell Ditch	1880
8	S	39	E 7	SW NE	2500		21.7	Irrigation	Brown-Delong Ditch Hunstock-Meyers Ditch	1868	POU/POD	7	S	38	E 24	SE NW	6800		4.7	Irrigation	Rock Cr Pipepine Maxwell Ditch	1880
						TOTAL ACRES	44.7												TOTAL ACRES	44.7		

**Additional remarks: The applicant would like to transfer the water rights under certificate 82969 to the land covered under the place of use listed under water rights certificate 73411 in order to irrigate his mint fields. The applicant requests to temporarily diminish water right certificate 73411 that is on the mint crop land to supplemental irrigation during the duration of the transfer.**

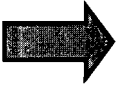
1011641

RECEIVED BY OWRD  
JUL 19 2013  
SALEM, OR

**For Place of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: 73411.



Pursuant to ORS 540.525, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

**For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:**

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](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.

**Table 3. Construction of Point(s) of Appropriation**

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

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

RECEIVED BY OWRD

JUL 19 2013

SALEM, OR

T011641