

2

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

This temporary transfer application <u>will be</u> returned if Parts 1 through 5 and all required

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

\boxtimes		Part 1 – Completed Minimum Requirements Checklist.
\boxtimes		Part 2 – Completed Temporary Transfer Application Map Checklist.
		Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: <u>http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator</u> . If you have questions, call Customer Service at (503) 986-0801.
\boxtimes		Part 4 – Completed Applicant Information and Signature.
\boxtimes		Part 5 – Information about Transferred Water Rights: How many water rights are to be transferred? <u>1</u> List them here: <u>Certificate 7049</u>
		Please include a separate Part 5 for each water right. (See instructions on page 6)
\boxtimes	N/A	For standard Temporary Transfer (one to five years) Begin Year 2013 End Year 2018.
	N/A	Temporary Drought Transfer (Only in counties where the Governor has declared drought)
		Attachments:
\boxtimes		Completed Temporary Transfer Application Map.
\boxtimes		Completed Evidence of Use Affidavit and supporting documentation.
\boxtimes		Current recorded deed for the land from which the authorized place of use is temporarily being moved.
	N/A	Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
\boxtimes	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	Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).
		(For Staff Use Only) WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S): Application fee not enclosed/insufficient Map not

SEP 26 2013

TO11668SALEM, OR

included or incomplete

Your temporary transfer application <u>will be returned</u> if any of

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.
\boxtimes		Permanent quality printed with dark ink on good quality paper.
\boxtimes		The size of the map can be $8\frac{1}{2} \times 11$ inches, $8\frac{1}{2} \times 14$ inches, 11×17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
\boxtimes		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.
\boxtimes		Township, Range, Section, ¹ / ₄ ¹ / ₄ , DLC, Government Lot, and other recognized public land survey lines.
\boxtimes		Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
\boxtimes		Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
\boxtimes		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.
\boxtimes		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 $-42^{\circ}32'15.5''$) or degrees-decimal with five or more digits after the decimal (example -42.53764°).
		RECEIVED BY OWRD

1011668 SEP 26 2013

÷

Temporary Transfer Application - Page 2 of 9

Part 3 of 5 - Fee Worksheet

	Y 같은 것은 아이지 않는 것은 것을 알 것을 알 것 같은 것은 것은 것은 것은 것은 것은 것을 것 같이 것 같이 있다. 것은 것은 것은 것은 것은 것을 알 것 같이 없는 것은 것은 것은 것을 알 것		
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$700.00
	Number of water rights included in transfer 1 (2a)		
	Subtract 1 from the number in 3a above: 0 (2b) If only one water right this will be 0		
2	Multiply line 2b by \$225.00 and enter » » » » » » » » » » » » » » » »	2	0
	Do you propose to add or change a well, or change from a surface water POD to a		
ļ	well?		
	\boxtimes No: enter 0 » » » » » » » » » » » » » » » » » »		
3	☐ Yes: enter \$350 » » » » » » » » » » » » » » » » » » »	3	0
	Do you propose to change the place of use for a non-irrigation use?		
	\boxtimes No: enter 0 on line 4 » » » » » » » » » » » » » » » » » »		
	\Box Yes: enter the cfs for the portions of the rights to be transferred: (4a)		
	Subtract 1.0 from the number in 4a above:(4b)		
	If 4b is 0, enter 0 on line 4 » » » » » » » » » » » » » » » » » »		
	If 4b is greater than 0, round up to the nearest whole number:(4c) and		
4	multiply 4c by \$175.00, then enter on line 4 » » » » » » » » » »	4	0
	Do you propose to change the place of use for an irrigation use?		
	\square No: enter 0 on line 5 » » » » » » » » » » » » » » » » » »		
	\bigotimes Yes: enter the number of acres for the portions of the rights to be		
	transferred: <u>65 (5a)</u>		
5	Multiply the number of acres in 5a above by \$2.00 and enter on line 5 » »	5	130
6	Add entries on lines 1 through 5 above » » » » » » » » » » » Subtotal:	6	830
ĺ	Is this transfer:	[[(
	necessary to complete a project funded by the Oregon Watershed		
,	Enhancement Board (OWEB) under ORS 541.932?		
	endorsed in writing by ODFW as a change that will result in a net benefit to		
	fish and wildlife habitat?		ĺ
	If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		
7	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » Transfer Fee:	8	830

1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*):		
	<u>(2a)</u>		
	Subtract 1.0 from the number in 2a above: (2b)]
	If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » » »		
Ì	If 2b is greater than 0, round up to the nearest whole number:(2c) and		
2	multiply 2c by \$50, then enter on line 2 » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » Transfer Fee: :	3	

<u>*Example for Line 2a calculation</u> to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs \div 100 ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac = 0.56 cfs).

2. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs)

3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental** rights on acreage for which you have already calculated the cfs fee for the primary right on the same and the fee should wright be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

1011668

SEP 26 2013

ŝ

Temporary Transfer Application - Page 3 of 9

Applicant Information

•

APPLICANT BUSINESS N	AME		PHONE NO.	ADDITIONAL CONTACT NO.
GREG AMARAL TR	USTEE OF THE G	GREG AMARAL	707-864-1196	
LTD. PENSION PLA	N AND TRUST			
ADDRESS				FAX NO.
1606 Amaral Court				707-864-1198
CITY	STATE	ZIP	E-MAIL	
Fairfield	CA	94534	amaralranch@aol	.com

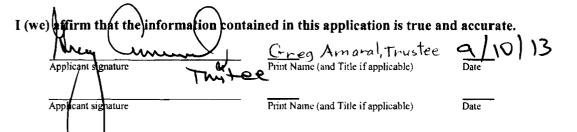
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.		
Lori Graves/SPF Water Engine	eering, LL	С	208-383-4140			
ADDRESS				FAX NO.		
300 E. Mallard Dr., Ste. 350						
CITY	STATE	ZIP	E-MAIL			
Boise	ID	83706	lgraves@spfwater.com			
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE						
DEPARTMENT ELECTRONIC.	ALLY. CO	PIES OF THE I	FINAL ORDER DOCUME	NTS WILL ALSO BE MAILED.		

Explain in your own words what you propose to accomplish with this transfer application; and why: Locate the point of diversion on aplicant's property and change the place of use to reflect current irrigation practices. Temporary transfer will allow construction of the proposed diversion this Fall while permanent transfer is processed.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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? \boxtimes Yes \square 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.

RECEIVED BY OWRD

SEP 26 2013

SALEM, OF

Temporary Transfer Application – Page 4 of 9

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	ADDRESS	
Vale Oregon Irrigation District	521 A Street West	
СІТҮ	STATE	ZIP
Vale	OR	97918

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	
СІТҮ	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	ADDRESS	
Malheur County Planning & Zoning	251 "B" Street West #12	
СІТҮ	STATE	ZIP
Vale	OR	97918

ENTITY NAME	ADDRESS	j
СІТҮ	STATE	ZIP

RECEIVED BY OWRD

SEP 26 2013

•

Temporary Transfer Application – Page 5 of 9 101166 SALEM, OF TACS

Part 5 of 5 Water Dight

Please use a separate Part 5 for each water right being changed.

Description of Water Delivery System

•

System capacity: <u>5.45</u> cubic feet per second (cfs) **OR**

<u>2446</u> 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. <u>The original Harris Ditch diversion system</u> changed when VOID was formed. Water under this certificate is now diverted from Bully Creek Reservoir and exercised through the 196 Vale Canal.

 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.)

Name br	10 this die POD/OA OWR Authorited on Los of Bat Propised? 2007			R	1. 1 . 1.					Moesured Bisterium (from saveogliczed of active same complicated
1	Authorized	18	s	44	Е	19		S E		Original Harris Ditch pod
2	Authorized Proposed	19	s	44	E	4	N E	N W	3	
	Authorized Proposed									
	Authorized Proposed									

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

\boxtimes	Place of Use (POU)		Appropriation/Well (POA)
\boxtimes	Point of Diversion	(POD)		Additional Point of Appropriation (APOA)
	Additional Point of	Diversion (APOD)		
	all type(s) of tempor d in parentheses):	ary change(s) due to	droug	ght proposed below (change "CODES" are
	Place of Use (POU)		Point of Appropriation/Well (POA)
	Character of Use (U	J SE)		Additional Point of Appropriation (APOA)
	Point of Diversion	(POD)		Additional Point of Diversion (APOD)
	Will all o	f the proposed chang	es affe	ect the entire water right?
	Yes			d ("to" lands) section of Table 2 on the next sted above to describe the proposed changes RECEIVED BY OWRD
	🛛 No	Complete all of Table		describe the portion of the water right to be
		changed.		SEP 26 2013
				1031660

Temporary Transfer Application – Page 7 of 9

SALEM. OFACS

Please use and attach additional pages of Table 2 as needed. tables?

Do you have questions about how to fill-out the

Table 2. Description of Temporary Changes to Water Right Certificate # 7049

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.

Т	AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Τw	P	Rr		Sec		3/4	Tax, Lot	Gvt Lot or DLC		Type of USE listed on Certificate	DODVA	Priority Date	"CODES" from previous page)	Ty	vp	Rr	g	Sec		*	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
19	S	44	E	4	NE	NW		3	21	Irrigation	1	1884	POU/POD	19	S	44	E	4	NE	NW		3	12	Irrigation	2	1884
19	S	44	E	4	NW	NW		4	40	Irrigation	1	1884	POU/POD	19	s	44	Е	4	NW	NW		4	39	Irrigation	2	1884
19	S	44	E	4	sw	NW			4	Irrigation	1	1884	POU/POD	19	s	44	E	4	sw	NW			1.0	Irrigation	2	1884
													POU/POD	19	s	44	E	5	NE	NE		1	12	Irrigation	2	1884
													POU/POD	19	s	44	E	5	SE	NE			1.0	Irrigation	2	1884
												 												<u> </u>		
														ĺ												
	TOTAL ACRES 65														TOTA	AL AC	RES	65		·						
	D		<u>bel</u>		Fari			in W	/armsj	orings Irrig		rict and	of Farmer						Dreg		<u>rigati</u>	on D RE	istrict CEIV	. Remain ED BY O	ing acre WRD	<u>s are</u>

1011668

SEP 26 2013

SALEM, OF:

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? \boxtimes Yes \square No

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

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)

AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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 the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Pimposei 201 Authorized ROA Name of Number No)	If ab existing well; OWRD. Well ID.Tag No. L	Total well depth	Casing Dianseter	Cuding : Intervals : (Get)	Scal depth(s) *(intoriale)	Persidented, actented intervals (in free)	Statie water Sevel of completed well (in fect)	Source squifer (sand, gravel, hasait, etc.)	Wells specific rate (thior gpm) LC lessthan full rate of water right
		<u>_</u>	<u>-</u>						

RECEIVED BY OWRD

SFP 26 2013

1011668 SALEM. OP