



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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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

- Part 1 – Completed Minimum Requirements Checklist. MAY 06 2016
- Part 2 – Completed 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: **SALEM, OR**
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? C. 591 List them here: C. 17105**
 Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- 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.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

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

- | | |
|--|---|
| <input type="checkbox"/> Application fee not enclosed/insufficient | <input type="checkbox"/> Map not included or incomplete |
| <input type="checkbox"/> Land Use Form not enclosed or incomplete | |
| <input type="checkbox"/> Additional signature(s) required | <input type="checkbox"/> Part _____ is incomplete |

Other/Explanation _____
 Staff: _____ 503-986-0 _____ Date: ____/____/____

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Part 2 of 5 – 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.
- 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 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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Revised 7/1/2013

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

| | | | |
|--|--------------------|----------------------------------|---------------------------------------|
| APPLICANT/BUSINESS NAME DeBACA LAND & CATTLE, LLC | | PHONE NO. 928-699-0162 | ADDITIONAL CONTACT NO. |
| ADDRESS 11536 PARADISE LANE | | FAX NO. | |
| CITY SCOTTSDALE | STATE AZ | ZIP 85255 | E-MAIL wlnugent48@yahoo.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. | | | |

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. |
| ADDRESS | | FAX NO. | |
| CITY | STATE | ZIP | E-MAIL |
| 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. | | | |

Explain in your own words what you propose to accomplish with this transfer application, and why: THE RECORD P.O.D. FOR THESE LANDS IS THE JONES & FULLER DITCH WEST OF MILL CREEK WITH ORIGINAL LOCATION BY C. 591 MAP IN THE NW1/4 NW1/4 OF SECTION 36 AND THE JONES DITCH IN THE SE1/4 NE1/4 OF SECTION 35, T.13S., R17E., W.M.. THE DITCH DIVERSION CHANGED WITH THE MOVEMENT OF MILL CREEK OVER THE YEARS AND EVENTUALLY THE VARIOUS PARTIES BEGAN DIRECT PUMPING FROM THE CREEK TO APPLY THE WATER TO THEIR LANDS. THIS APPLICATION IS SUBMITTED TO MAKE THOSE POINTS OF DIVERSION THE NEW RECORD POINTS ON SUBJECT PROPERTY. P.O.D. #1 IS A DIRECT PUMP FROM MILL CREEK AND CAN COVER THE ENTIRE PROPERTY VIA PIPELINES AND DITCHES. P.O.D. # 2 IS A DIRECT PUMP FROM MILL CREEK AND CAN COVER THE SOUTHERN PORTION OF THE RIGHTS AS SHOWN ON THE MAP USING THOSE SAME PIPELINES AND DITCHES AND ALSO FEED THE POND LOCATED IN GOV. LOT 4 OF SECTION 2, AT WHICH LOCATION IT CAN ENTER THE PUMP AND PIPELINE SYSTEM SERVING THE SOUTHERN PORTION OF C.591 AS SHOWN ON THE MAP. THE RECORD OF C. 591 IS VAGUE AND INACCURATE AND THIS TRANSFER IS SUBMITTED TO SHOW THE ACTUAL LOCATION OF THE LANDS IRRIGATED AND DENOTE THE LOCATIONS OF THE POINTS OF DIVERSION USED ON THE PROPERTY. THE ORIGINAL MAP OF C. 591 SHOWS THE PLACE OF USE LANDS MAPPED WEST OF WHERE THE ACTUAL IRRIGATION APPLICATION TOOK PLACE. THE IRRIGATED LANDS HAVE NOT CHANGED OVER THE YEARS AS THE FIELDS ARE DEFINED AS GENTLY SLOPED LANDS LOCATED ALONG THE CHANNELS OF MILL CREEK AND DRY CREEK (IN EARLY DAYS CONSIDERED AN UN-NAMED BRANCH OF MILL CREEK) CAPABLE OF BEING FLOOD IRRIGATED. THESE GENTLE LANDS CHANGE ABRUPTLY TO SLOPING ROCKY LANDS SUPPORTING TIMBER GROWTH AND NOT CAPABLE OF BEING FLOOD IRRIGATED. WE HAVE ENCLOSED A COPY OF THE REPORT AND MAPS PREPARED BY H. K. DONNELLY ENTITLED "FIELD CHECK ON CLAIM OF FREDERICK THOS. JONES". THIS REPORT SHOWS THE LOCATION OF THE SEVERAL DITCHES SERVING THE JONES LANDS.

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Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 591

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Description of Water Delivery System

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System capacity: 3 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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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. **POD#1 CONSISTS OF TWO 10 HP CENTRIFUGAL PUMPS WITH DIRECT SUCTION TO A POOL CREATED IN MILL CREEK. THESE PUMPS PUMP INTO A 6" MAIN LINE WHICH TRAVERSES THE PROPERTY FOLLOWING MILL CREEK, REDUCING TO A 5" MAIN LINE AND FURTHER REDUCING TO A 4" MAIN LINE TO A JUNCTION WITH A 4" MAIN LINE CONNECTING THE POD#2 WITH THE POND. POD#2 CONSISTS OF TWO CENTRIFUGAL PUMPS, ONE 10 HP AND ONE 3 HP, WHICH PUMP FROM A POOL CREATED IN MILL CREEK INTO THE MAIN LINE SYSTEM AND POND DESCRIBED ABOVE. THERE IS ALSO ONE 10 HP CENTRIFUGAL PUMP LOCATED AT THE POND WHICH PUMPS FROM THE POND BACK INTO THE MAIN LINE SYSTEM. THE POND IS A BULGE IN THE DISTRIBUTION SYSTEM. THIS MAIN LINE SYSTEM SUPPLIES FIVE WHEEL LINES LOCATED EAST OF MILL CREEK ROAD AND A 15 ACRE PIVOT SYSTEM LOCATED WEST OF MILL CREEK ROAD. THERE IS AN ADDITIONAL 5300 LINEAL FEET OF 3" ALUMINUM HANDLINE SUPPLIED BY THE MAIN LINE AND USED TO APPLY THE WATER IN THE AREAS NOT COVERED BY THE WHEEL LINES OR THE PIVOT. ALL PUMPS ARE ELECTRIC AND HAVE CEC POWER SERVICE POLES TO SUPPLY SAME. THE MAIN LINE SYSTEM HAS VALVING TO ISOLATE SECTIONS OF THE SYSTEM AND DETERMINE ORIGIN OF THE WATER FROM THE POND OR THE DIRECT DIVERSIONS.**

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 or Proposed? | If POA, Log ID# to OWRD | Twp | Rng | Sec | 1/4 | Tax Lot, DLC or Gov't Lot | Measured Distances (from a recognized survey corner) | | |
|------------------------|---|-------------------------|-----|-----|-----|-----|---------------------------|--|-----|---|
| 1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 13 | S | 17 | E | 35 | NW SE | 600 | 35 FT. SOUTH & 80 FT. WEST FROM NE COR. NW1/4 SE1/4 SEC. 35-T13S,R17E |
| 2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 14 | S | 17 | E | 2 | SE NW | 401 | 2010 FT. SOUTH & 2390 FT. EAST FROM NW COR. SEC. 2,T14S,R17E |
| 3 | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | 13 | S | 17 | E | 36 | NW NW | 500 | JONES & FULLER DITCH |
| | <input type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | | | | | | | | T-12173 |

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

- | | |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" or "on" 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 and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 591

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

| 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 "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | | |
|--|-----|-----|-----|-----|------------|----------------------|-------|---|---|------------------|-------|---|---|--------------|-----|-----|------------|----------------------|-------|--------------------|--|------------------|------|--|---------|------|
| Twp | Rng | Sec | 1/4 | 1/4 | 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 | 1/4 | 1/4 | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | | | |
| 13 | S | 17 | E | 35 | SW | NE | 600 | | 10.6 | I | POD#3 | 1891 | POU/POD | 13 | S | 17 | E | 35 | SW | NE | 600 | | 1.0 | | POD#1 | 1891 |
| 13 | S | 17 | E | 35 | NW | SE | 600 | | 30.0 | I | POD#3 | 1891 | POU/POD | 13 | S | 17 | E | 35 | NW | SE | 600 | | 25.8 | | POD#1 | 1891 |
| 13 | S | 17 | E | 35 | SW | SE | 600 | | 20.0 | I | POD#3 | 1891 | POU/POD | 13 | S | 17 | E | 35 | SW | SE | 600 | | 20.1 | | POD#1 | 1891 |
| 13 | S | 17 | E | 35 | SE | SW | 600 | | 18.0 | I | POD#3 | 1891 | POU/POD | 13 | S | 17 | E | 35 | SE | SW | 600 | | 13.7 | | POD#1 | 1891 |
| 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 26.0 | I | POD#3 | 1891 | POU/POD | 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 4.4 | | POD#1 | 1891 |
| 14 | S | 17 | E | 2 | SE | NW | 401 | | 34.0 | I | POD#3 | 1891 | POU/POD | 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 4.8 | | POD#1 | 1891 |
| 14 | S | 17 | E | 2 | SW | NW | 401 | | 2.2 | I | POD#3 | 1891 | POU/POD | 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 4.9 | | POD#1,2 | 1891 |
| | | | | | | | | | | | | | POU/POD | 14 | S | 17 | E | 2 | SW | NE | 401 | | 2.3 | | POD#1,2 | 1891 |
| | | | | | | | | | | | | | POU/POD | 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 25.7 | | POD#1,2 | 1891 |
| | | | | | | | | | | | | | POU/POD | 14 | S | 17 | E | 2 | NW | NW | 401 | 4 | 10.4 | | POD#1,2 | 1891 |
| TOTAL ACRES: | | | | | | | | 140.8 | | | | | | TOTAL ACRES: | | | | | | | | | | | | |

Additional remarks: SEE NEXT SHEET 9A FOR SUMMARY OF PROPOSED.

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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 591

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

| 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 "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | | |
|--|-----|-----|-----|-----|------------|----------------------|-------|---|---|---|---|-----|-----|-----|-----|-----|------------|----------------------|-------|--------------------|--|------------------|---------|------|
| Twp | Rng | Sec | 1/4 | 1/4 | 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 | 1/4 | 1/4 | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | |
| | | | | | | | | | | | POU/POD | 14 | S | 17 | E | 2 | SE | NW | 401 | | 26.8 | | POD#1,2 | 1891 |
| | | | | | | | | | | | POU/POD | 14 | S | 17 | E | 2 | SW | NW | 401 | | 0.9 | | POD#1,2 | 1891 |
| | | | | | | | | | | | | | | | | | | | | | | | | |
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| TOTAL ACRES: | | | | | | | | | | | TOTAL ACRES: | | | | | | | | | | 140.8 | | | |

Additional remarks: **SEE NARRATIVE ABOVE CONCERNING THE PLACE OF USE OF THE WATER RIGHT. THERE IS NO CHANGE IN THE LANDS WHERE THE WATER IS USED BUT THERE ARE PROBLEMS WITH THE DESCRIPTION LOCATION**

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ON THE CERTIFICATE. THE LANDS HAVE BEEN ACCURATELY SURVEYED AND MONUMENTED SINCE THE CROOKED RIVER DECREE AND THIS MAPPING IS REFLECTED ON THESE MAPS..

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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

If YES, list the certificate, water use permit, or ground water registration numbers: G-15243.



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)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

- 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.

| Proposed or Authorized POA Name or Number | Well already built? (Yes or No) | Existing Well OWRD Well ID Tag No | Well casing depth | 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 |
|---|---------------------------------|-----------------------------------|-------------------|-------------------------|---------------------------|--|--|---|--|
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 17105

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Description of Water Delivery System

MAY 06 2016

System capacity: **3** cubic feet per second (cfs) **OR**
 _____ gallons per minute (gpm)

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. **SEE DESCRIPTION FOR C.591**

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 Number | If POA, Authorized or Proposed? | If POA, Toward Well Log ID or Well ID | Twp | Rng | Sec | 1/4 1/4 | Tax Lot, DLC or Gov't Lot | Measured Distances (from a recognized survey corner) | | |
|----------------|---|---------------------------------------|-----|-----|-----|---------|---------------------------|--|-----|--|
| 1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 13 | S | 17 | E | 35 | NW SE | 600 | 35 FT. SOUTH & 80 FT. WEST FROM NE COR. NW1/4 SE1/4 SEC.35, T13S, R17E |
| 2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 14 | S | 17 | E | 2 | SE NW | 401 | 2010 FT. SOUTH & 2390 FT. EAST FROM NW COR. SEC. 2, T14S, R17E |
| 4 | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | 13 | S | 17 | E | 35 | SE NE | 501 | 198 FT. NORTH & 132 FT. EAST FROM SW COR, SEC. 35, T13S, R17E |
| | <input type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | | | | | | | | |

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

- | | |
|--|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes** Complete only the Proposed ("to" or "on" 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.

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 17105

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

| 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 "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | |
|--|-----|-----|-----|-----|------------|----------------------|-------|---|---|------------------|---|---|-----|-----|-----|-----|------------|----------------------|-------|--------------------|--|------------------|---------|------|
| Twp | Rng | Sec | 1/4 | 1/4 | 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 | 1/4 | 1/4 | Tax Lot | Gvt Lot or DLC | Acres | New Type of USE | POD(s)/ POA(s) to be used (from Table 1) | Priority Date | | |
| | | | | | | | | | | | POD | 13 | S | 17 | E | 35 | NW | SE | 600 | | 9.9 | I | POD#1 | 1943 |
| | | | | | | | | | | | POD | 13 | S | 17 | E | 35 | SW | SE | 600 | | 9.1 | I | POD#1 | 1943 |
| | | | | | | | | | | | POD | 13 | S | 17 | E | 35 | SE | SW | 600 | | 8.9 | I | POD#1 | 1943 |
| | | | | | | | | | | | POD | 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 2.2 | I | POD#1 | 1943 |
| | | | | | | | | | | | POD | 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 4.4 | I | POD#1 | 1943 |
| | | | | | | | | | | | POD | 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 1.5 | I | POD#1,2 | 1943 |
| | | | | | | | | | | | POD | 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 9.0 | I | POD#1,2 | 1943 |
| TOTAL ACRES: | | | | | | | | | | | | TOTAL ACRES: | | | | | | | | | | 45.0 | | |

Additional remarks: **THERE IS A CONFLICT BETWEEN THE CERTIFICATE AND THE FINAL PROOF SURVEY MAP AS TO THE WATER RIGHT IN THE SE1/4 SW1/4 OF SECTION 35. THE CERTIFICATE CALLS FOR 8.9 ACRES AND THE FINAL PROOF WRD**

T-12/173

MAP CALLS FOR 10.0 ACRES. THE REASON FOR THIS DISCREPANCY IS UNKNOWN BUT IT IS ASSUMED THAT THE CERTIFICATE WILL BE HELD OVER THE FINAL PROOF MAP AS THE RIGHT WAS PROABALY DIMINISHED AFTER BEING MAPPED. WITHOUT A REFERENCE AS TO THE REASON FOR THE MAP/CERTIFICATE DISCREPANCY THE MAP WAS ADJUSTED ALONG THE WEST LINE OF THE MAPPED RIGHT TO DECREASE IT BY 1.1 ACRES TO CONFORM TO THE CERTIFICATE AMOUNT. THERE IS ANOTHER MAPPING ERROR ON THE FINAL PROOF MAP IN THE LOCATION OF THE LOT LINES IN SECTION 2 AND THE RESULTING RECORD RIGHTS MAPPED IN GOVERNMENT LOTS 2 (NW1/4 NE1/4) AND 3 (NE1/4 NW1/4). THE CLOSING CORNERS OF SECTION 2 ON THE STANDARD PARALLEL RELATIVE TO SECTION 35 ARE SHOWN ON THE FINAL PROOF MAP TO BE LOCATED WEST OF THE STANDARD CORNERS OF SECTION 35. THIS IS INCORRECT AS THE CLOSING CORNERS SHOULD HAVE BEEN LOCATED EAST OF THE STANDARD CORNERS. THE RIGHT WAS MAPPED IN THE SAME CONFIGURATION AND RELATIONSHIP AS SHOWN IN SECTION 35 AND THE AREAS ADJUSTED AS TO THE CORRECT LINES OF SECTION 2..

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

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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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 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 2 List them here: C. 591 AND C. 17105**
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- X N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- X 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.
- X 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.
- X N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- X N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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 5 – 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.
- 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.

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- 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.
- X 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°).

Part 3 of 5 – Fee Worksheet

| | | | |
|---|--|---|---------|
| 1 | Base Fee (includes one type of change to one water right for up to 1 cfs) | 1 | \$1,000 |
| 2 | Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$800 and enter » » » » » » » » » » » » » » » » | 2 | 0 |
| 3 | Number of water rights included in transfer 2 (3a) Subtract 1 from the number in 3a above: <u>0 (3b)</u> <i>If only one water right this will be 0</i> Multiply line 3b by \$450 and enter » » » » » » » » » » » » » » » » | 3 | 450 |
| 4 | Do you propose to add or change a well, or change from a surface water POD to a well? <input checked="" type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$350 » | 4 | 0 |
| 5 | Do you propose to change the place of use or character of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$300, then enter on line 5 » » » » » » » » » » » » » » » » | 5 | 0 |
| 6 | Add entries on lines 1 through 5 above » » » » » » » » » » » » » » » » Subtotal: | 6 | 450 |
| 7 | Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 » | 7 | 0 |
| 8 | Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee: | 8 | 1,450 |

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*Example for Line 5a calculation 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:

- For irrigation calculate cfs for each water right involved as follows:
 - Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - 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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
- 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 land.** The fee should be assessed only once for each “on the ground” acre included in the transfer. (In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

| | | | |
|---|---|---|----------|
| 1 | Base Fee (includes change to one well) | 1 | \$725.00 |
| 2 | Number of wells included in substitution _____ (2a) Subtract 1 from the number in 3a above: _____ (2b) <i>If only one well this will be 0</i> Multiply line 2b by \$350 and enter » » » » » » » » » » » » » » » » | 2 | 0 |
| 3 | Add entries on lines 1 through 2 above » » » » » » Fee for Substitution: | 3 | 0 |

Part 4 of 5 – Applicant Information and Signature

Applicant Information

| | | | |
|---|--------------------|----------------------------------|---|
| APPLICANT/BUSINESS NAME DeBACA LAND & CATTLE, LLC | | PHONE NO. 928-699-0162 | ADDITIONAL CONTACT NO. RECEIVED BY OWRD |
| ADDRESS 11536 PARADISE LANE | | FAX NO. | |
| CITY SCOTTSDALE | STATE AZ | ZIP 85255 | E-MAIL wlnugent48@yahoo.com |
| <p align="right">OCT 05 2015</p> <p>BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE SALEM, OR DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.</p> | | | |

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. |
| ADDRESS | | FAX NO. | |
| CITY | STATE | ZIP | E-MAIL |
| <p>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.</p> | | | |

Explain in your own words what you propose to accomplish with this transfer application, and why: THE RECORD P.O.D. FOR THESE LANDS IS THE JONES & FULLER DITCH WITH ORIGINAL LOCATION BY C. 591 MAP IN THE NW1/4 NW1/4 OF SECTION 36, T.13S., R.17E., W.M.. THE DITCH DIVERSION CHANGED WITH THE MOVEMENT OF MILL CREEK OVER THE YEARS AND EVENTUALLY THE VARIOUS PARTIES BEGAN DIRECT PUMPING FROM THE CREEK TO APPLY THE WATER TO THEIR LANDS. THIS APPLICATION IS SUBMITTED TO MAKE THOSE POINTS OF DIVERSION THE NEW RECORD POINTS ON SUBJECT PROPERTY. P.O.D. #1 IS A DIRECT PUMP FROM MILL CREEK AND CAN COVER THE ENTIRE PROPERTY VIA PIPELINES AND DITCHES. P.O.D. # 2 IS A DIRECT PUMP FROM MILL CREEK AND CAN COVER THE SOUTHERN PORTION OF THE RIGHTS AS SHOWN ON THE MAP USING THOSE SAME PIPELINES AND DITCHES. P.O.D. #3 IS A DITCH FEED FROM DRY CREEK, A TRIBUTARY OF MILL CREEK, WHICH FEEDS THE POND LOCATED IN GOV. LOT 4 OF SECTION 2, AT WHICH LOCATION IT CAN ENTER THE PUMP AND PIPELINE SYSTEM SERVING THE SOUTHERN PORTION OF C.591 AS SHOWN ON THE MAP. THE RECORD OF C. 591 IS VAGUE AND INACCURATE AND THIS TRANSFER IS SUBMITTED TO SHOW THE ACTUAL LOCATION OF THE LANDS IRRIGATED AND DENOTE THE LOCATIONS OF THE POINTS OF DIVERSION USED ON THE PROPERTY. THE ORIGINAL MAP OF C. 591 SHOWS THE PLACE OF USE LANDS MAPPED ABOUT 15 CHAINS WEST OF WHERE THE ACTUAL IRRIGATION APPLICATION TOOK PLACE. THE IRRIGATED LANDS HAVE NOT CHANGED OVER THE YEARS AS THE FIELDS ARE DEFINED AS GENTLY SLOPED LANDS LOCATED ALONG THE CHANNELS OF MILL CREEK AND DRY CREEK (IN EARLY DAYS CONSIDERED AN UN-NAMED BRANCH OF MILL CREEK) CAPABLE OF BEING FLOOD IRRIGATED. THESE GENTLE LANDS CHANGE ABRUPTLY TO SLOPING ROCKY LANDS SUPPORTING TIMBER GROWTH AND NOT CAPABLE OF BEING FLOOD IRRIGATED. THERE HAVE BEEN QUESTIONS IN THE PAST ABOUT THE USE OF P.O.D. #3 LOCATED ON DRY CREEK AS TO WHETHER IT WAS AN APPROVED POD FOR THE ORIGINAL RIGHT. WE HAVE ENCLOSED A COPY OF THE REPORT AND MAPS PREPARED BY H. K. DONNELLY ENTITLED "FIELD CHECK ON CLAIM OF FREDERICK THOS. JONES". THE MAP FOR SECTION 2 , T.14S., R.17E., W.M., SHOWS DITCHES COMING OUT OF THE UNNAMED FORK OF MILL CREEK NOW KNOWN AS DRY CREEK.

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

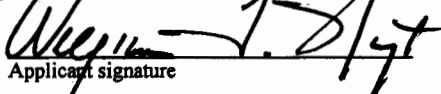
Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

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 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.

I understand that prior to Department approval of the transfer application, 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 newspaper: CENTRAL OREGONIAN-PRINEVILLE, OREGON

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


 Applicant signature

W. L. NUGENT, MANAGER
 Print Name (and Title if applicable)

9/28/15
 Date

Applicant signature

Print Name (and Title if applicable)

Date

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 deeded 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) were conveyed.*

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Check the following boxes that apply:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see: <http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

| | | | | |
|--------------------------|-------|-----|-----------|------------------------|
| RECEIVING LANDOWNER NAME | | | PHONE NO. | ADDITIONAL CONTACT NO. |
| ADDRESS | | | | FAX NO. |
| CITY | STATE | ZIP | E-MAIL | |

Describe any special ownership circumstances here: _____

- 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.)

| | | |
|--------------------------|---------|-----|
| IRRIGATION DISTRICT NAME | ADDRESS | |
| CITY | STATE | ZIP |

- 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 county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

| | | |
|------------------------------------|--|---------------------|
| ENTITY NAME CROOK COUNTY | ADDRESS 300 NE SECOND STREET | |
| CITY PRINEVILLE | STATE OR | ZIP 97754 |

| | | |
|-------------|---------|-----|
| ENTITY NAME | ADDRESS | |
| CITY | STATE | ZIP |

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Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 591

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Description of Water Delivery System

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System capacity: 3 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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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. **POD #1 CONSISTS OF TWO 10 HP CENTRIFUGAL PUMPS WITH DIRECT SUCTION TO A POOL CREATED IN MILL CREEK. THESE PUMPS PUMP INTO A 6" MAIN LINE WHICH TRAVERSES THE PROPERTY FOLLOWING MILL CREEK, REDUCING TO A 5" MAIN LINE AND FURTHER REDUCING TO A 4" MAIN LINE TO A JUNCTION WITH A 4" MAIN LINE CONNECTING THE POD # 2 WITH THE POND. POD # 2 CONSISTS OF TWO CENTRIFUGAL PUMPS, ONE 10 HP AND ONE 3 HP, WHICH PUMP FROM A POOL CREATED IN MILL CREEK INTO THE MAIN LINE SYSTEM DESCRIBED. THERE IS ALSO ONE 10 HP CENTRIFUGAL PUMP LOCATED AT THE POND WHICH PUMPS FROM THE POND BACK INTO THE MAIN LINE SYSTEM. POD #3 IS A DITCH DIVERSION IN DRY CREEK CHANNEL WHICH FEEDS INTO THE POND. THIS MAIN LINE SYSTEM SUPPLIES FIVE WHEEL LINES LOCATED EAST OF MILL CREEK ROAD AND A 15 ACRE PIVOT LOCATED WEST OF MILL CREEK ROAD. THERE IS AN ADDITIONAL 5300 LINEAL FEET OF 3" ALUMINUM HANDLINE SUPPLIED BY THE MAIN LINE AND USED TO APPLY THE WATER IN THE AREAS NOT COVERED BY THE WHEEL LINES OR THE PIVOT. ALL PUMPS ARE ELECTRIC AND HAVE CEC POWER SERVICE POLES TO SUPPLY SAME. THE MAIN LINE SYSTEM HAS VALVING TO ISOLATE SECTIONS OF THE SYSTEM AND DETERMINE ORIGIN OF THE WATER FROM THE POND OR THE DIRECT DIVERSIONS.**

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.)

| No. | Type | Section | T | S | E | R | NW | SE | Tax Lot | Location of Diversion | |
|-----|---|---------|----|---|----|---|----|----|---------|-----------------------|---|
| 1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 13 | S | 17 | E | 35 | NW | SE | TL 600-13 17 | 35 FT. SOUTH & 80 FT. WEST FROM CE1/16 COR. SEC. 35 |
| 2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 14 | S | 17 | E | 2 | SE | NW | TL 401-14 17 | 2010 FT. SOUTH & 2390 FT. EAST FROM NW COR. SEC. 2 |
| 3 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 14 | S | 17 | E | 2 | NW | NW | TL 401-14 17 | 215 FT. SOUTH & 520 FT. EAST FROM NW COR. SEC. 2 |
| 4 | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | 13 | S | 17 | E | 36 | NW | NW | TL 500- | JONES & FULLER DITCH |

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" or "on" 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 and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

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Table 2. Description of Changes to Water Right Certificate # 591

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

| 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. | | | | | | | | | | | | Type of Change from previous page | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | |
|--|---------|-------|-----|-------|---------------------|---------------|-------|---------------|-------|---------|------|-----------------------------------|--|-------|---------------------|---------------|-------|---------------|------------|------|--|--|--|--|
| Range | Section | 1/4 | 1/4 | Acres | Type of Certificate | Priority Date | Acres | Priority Date | Range | Section | 1/4 | | 1/4 | Acres | Type of Certificate | Priority Date | Acres | Priority Date | | | | | | |
| 13 S | 17 E | 35 SW | NE | 600 | | 1.0 | I | POD #4 | 1891 | POD | 13 S | 17 E | 35 SW | NE | 600 | | 1.0 | I | POD #1 | 1891 | | | | |
| 13 S | 17 E | 35 NW | SE | 600 | | 25.8 | I | POD #4 | 1891 | POD | 13 S | 17 E | 35 NW | SE | 600 | | 25.8 | I | POD #1 | 1891 | | | | |
| 13 S | 17 E | 35 SW | SE | 600 | | 20.1 | I | POD #4 | 1891 | POD | 13 S | 17 E | 35 SW | SE | 600 | | 20.1 | I | POD #1 | 1891 | | | | |
| 13 S | 17 E | 35 SE | SW | 600 | | 13.7 | I | POD #4 | 1891 | POD | 13 S | 17 E | 35 SE | SW | 600 | | 13.7 | I | POD #1 | 1891 | | | | |
| 14 S | 17 E | 2 NW | NE | 401 | GL2 | 4.4 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 NW | NE | 401 | | 4.4 | I | POD #1 | 1891 | | | | |
| 14 S | 17 E | 2 NE | NW | 401 | GL3 | 4.8 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 NE | NW | 401 | | 4.8 | I | POD #1 | 1891 | | | | |
| 14 S | 17 E | 2 NW | NE | 401 | GL2 | 4.9 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 NW | NE | 401 | | 4.9 | I | POD #1,2,3 | 1891 | | | | |
| 14 S | 17 E | 2 SW | NE | 401 | | 2.3 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 SW | NE | 401 | | 2.3 | I | POD #1,2,3 | 1891 | | | | |
| 14 S | 17 E | 2 NE | NW | 401 | GL3 | 25.7 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 NE | NW | 401 | GL3 | 25.7 | I | POD #1,2,3 | 1891 | | | | |
| 14 S | 17 E | 2 NW | NW | 401 | GL4 | 10.4 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 NW | NW | 401 | GL4 | 10.4 | I | POD #1,2,3 | 1891 | | | | |
| 14 S | 17 E | 2 SE | NW | 401 | | 26.8 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 SE | NW | 401 | | 26.8 | I | POD #1,2,3 | 1891 | | | | |
| 14 S | 17 E | 2 SW | NW | 401 | | 0.9 | I | POD #4 | 1891 | POD | 14 S | 17 E | 2 SW | NW | 401 | | 0.9 | I | POD #1,2,3 | 1891 | | | | |
| Revised 7/1/2013 | | | | | | | | | | | | TACS | | | | | | | | | | | | |
| TOTAL ACRES: 140.8 | | | | | | | | | | | | TOTAL ACRES: 140.8 | | | | | | | | | | | | |

Additional remarks: **SEE NARRATIVE ABOVE CONCERNING THE PLACE OF USE OF THE WATER RIGHT. THERE IS NO CHANGE IN THE LANDS WHERE THE WATER IS USED BUT THERE ARE PROBLEMS WITH THE DESCRIPTION LOCATION ON THE CERTIFICATE. THE LANDS HAVE BEEN ACCURATELY SURVEYED AND MONUMENTED SINCE THE CROOKED RIVER DECREE AND THIS MAPPING IS REFLECTED ON THESE MAPS.**

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SALEM, OR

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

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)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

- 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.

| | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| Specific for unless are of right | | | | | | | | | |
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Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the **RECEIVED BY OWRD**

CERTIFICATE # 17105

OCT 05 2015

Description of Water Delivery System

System capacity: 3 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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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. **SEE DESCRIPTION FOR C.591**

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.)

| | | | | | | | | | | | |
|---|---|--|----|---|----|---|----|----|----|--|---|
| | | | | | | | | | | | |
| 1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 13 | S | 17 | E | 35 | NW | SE | | 35 FT. SOUTH & 80 FT. WEST FROM CE1/16 COR. SEC. 35 |
| 2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 14 | S | 17 | E | 2 | SE | NW | | 2010 FT. SOUTH & 2390 FT. EAST FROM NW COR. SEC. 2 |
| 3 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | | 14 | S | 17 | E | 2 | NW | NW | | 215 FT. SOUTH & 520 FT. EAST FROM NW COR. SEC. 2 |
| 5 | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | 13 | S | 17 | E | 35 | SE | NE | | 198 FT. NORTH & 132 FT. EAST FROM CE1/16 COR. SEC. 35 |

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

- | | |
|--|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed (“to” or “on” 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.

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 17105

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

| 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 "CODES" from previous page) | PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made. | | | | | | | | | | | | | | | |
|--|-----|----|----|----|----|----|-----|------|-----|----|----|---|---|-----|--------------|----|----|----|----|----|-----|----|------|----|------------|------|--|--|
| Rng | Sec | 36 | 35 | 34 | 33 | 32 | 31 | 30 | 29 | 28 | 27 | | Top | Sec | 36 | 35 | 34 | 33 | 32 | 31 | 30 | 29 | 28 | 27 | | | | |
| 13 | S | 17 | E | 35 | NW | SE | 600 | | 9.9 | I | 5 | 1943 | POD | 13 | S | 17 | E | 35 | NW | SE | 600 | | 9.9 | I | POD #1 | 1943 | | |
| 13 | S | 17 | E | 35 | SW | SE | 600 | | 9.1 | I | 5 | 1943 | POD | 13 | S | 17 | E | 35 | SW | SE | 600 | | 9.1 | I | POD #1 | 1943 | | |
| 13 | S | 17 | E | 35 | SE | SW | 600 | | 8.9 | I | 5 | 1943 | POD | 13 | S | 17 | E | 35 | SE | SW | 600 | | 8.9 | I | POD #1 | 1943 | | |
| 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 2.2 | I | 5 | 1943 | POD | 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 2.2 | I | POD #1 | 1943 | | |
| 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 4.4 | I | 5 | 1943 | POD | 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 4.4 | I | POD #1 | 1943 | | |
| 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 1.5 | I | 5 | 1943 | POD | 14 | S | 17 | E | 2 | NW | NE | 401 | 2 | 1.5 | I | POD #1,2,3 | 1943 | | |
| 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 9.0 | I | 5 | 1943 | POD | 14 | S | 17 | E | 2 | NE | NW | 401 | 3 | 9.0 | I | POD #1,2,3 | 1943 | | |
| TOTAL ACRES: | | | | | | | | 45.0 | | | | | | | TOTAL ACRES: | | | | | | | | 45.0 | | | | | |

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Additional remarks: THERE IS A CONFLICT BETWEEN THE CERTIFICATE AND THE FINAL PROOF SURVEY MAP AS TO THE WATER RIGHT IN THE SE1/4 SW1/4 OF SECTION 35. THE CERTIFICATE CALLS FOR 8.9 ACRES AND THE FINAL PROOF MAP CALLS FOR 10.0 ACRES. THE REASON FOR THIS DISCREPANCY IS UNKNOWN BUT IT IS ASSUMED THAT THE CERTIFICATE WILL BE HELD OVER THE FINAL PROOF MAP AS THE RIGHT WAS PROBABLY DIMINISHED AFTER BEING MAPPED. WITHOUT A REFERENCE AS TO THE REASON FOR THE MAP/CERTIFICATE DISCREPANCY THE MAP WAS ADJUSTED ALONG THE WEST LINE OF THE MAPPED RIGHT TO DECREASE IT BY 1.1 ACRES TO CONFORM TO THE CERTIFICATE AMOUNT. THERE IS ANOTHER MAPPING ERROR ON THE FINAL PROOF MAP IN THE LOCATION OF THE LOT LINES IN SECTION 2 AND THE RESULTING RECORD RIGHTS MAPPED IN GOVERNMENT LOTS 2 (NW1/4 NE1/4) AND 3 (NE1/4 NW1/4). THE CLOSING CORNERS OF SECTION 2 ON THE STANDARD PARALLEL RELATIVE TO SECTION 35 ARE SHOWN ON THE FINAL PROOF MAP TO BE LOCATED WEST OF THE STANDARD CORNERS OF SECTION 35. THIS IS INCORRECT AS THE CLOSING CORNERS SHOULD HAVE BEEN LOCATED EAST OF THE STANDARD CORNERS. THE RIGHT WAS MAPPED IN THE SAME CONFIGURATION AND RELATIONSHIP AS SHOWN IN SECTION 35 AND THE AREAS ADJUSTED AS TO THE CORRECT LINES OF SECTION 2..

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SALEM, OR

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

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

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For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

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Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

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Identify the primary certificate to be cancelled. Certificate # _____

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AND/OR

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| [Redacted Table Header] | | | | | | | | | |
|-------------------------|-----------|------------|-------------------|---------------|-------------|------------------------|-------------------------------|-------------------------|-----------------------------|
| Well ID | Well Type | Well Depth | Well Construction | Well Location | Well Status | Well Construction Date | Well Construction Description | Well Construction Notes | Well Construction Reference |
| | | | | | | | | | |
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