



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.
- 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](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? 1 List them here: 45304**  
 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):**

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: \_\_\_\_/\_\_\_\_/\_\_\_\_

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/](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.
- Pre-Approved 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. See **attached 5/1/17 email from Patrick Starnes**.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- N/A Municipal Use 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. **A Separate Drawing Is Provided for Clarity**
- 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°).



**Part 4 of 5 – Applicant Information and Signature**

**Applicant Information**

APPLICANT/BUSINESS NAME <b>Rainbow Water District Attn: Jamie Porter</b>		PHONE NO. <b>(541) 746-1676</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>P.O. Box 8</b>		FAX NO.	
CITY <b>Springfield</b>	STATE <b>OR</b>	ZIP <b>97477</b>	E-MAIL <b>jamie@RWDonline.net</b>
<b>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.</b>			

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

AGENT/BUSINESS NAME <b>Steven R. Bruce Skookum Water Associates Inc.</b>		PHONE NO. <b>(503) 319-8926</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1626 Victorian Way</b>		FAX NO.	
CITY <b>Eugene</b>	STATE <b>OR</b>	ZIP <b>97401</b>	E-MAIL <b>steve@skookumwater.com</b>
<b>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.</b>			

Explain in your own words what you propose to accomplish with this transfer application, and why:  
**The transfer is intended to update the Rainbow Water District place of use and to add three proposed points of appropriation (Chase Wells 5, 6 and 7) to the water right. The transfer also redescribes the Well 4 location based on recent GPS data.** 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.

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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: Eugene Register Guard

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



\_\_\_\_\_  
 Applicant signature

\_\_\_\_\_  
 Applicant signature

**Jamie Porter, PE, Superintendent**      9/5/2017  
 Print Name (and Title if applicable)      Date

\_\_\_\_\_  
 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 **Municipal Use** *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.*

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 **NA-Municipal Use**

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 <b>NA</b>		PHONE NO.	ADDITIONAL CONTACT NO.	
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	<b>RECEIVED</b> <b>SEP, 08 2017</b> <b>OWRD</b>


Describe any special ownership circumstances here: **Municipal Use**

- 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 <b>NA</b>	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 <b>NA</b>	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 <b>City of Springfield Community Planning and Development</b>	ADDRESS <b>225 Fifth Street</b>		
CITY <b>Springfield</b>	STATE <b>OR</b>	ZIP <b>97477</b>	

ENTITY NAME <b>Lane County Land Management Division</b>	ADDRESS <b>3050 N. Delta Highway</b>		
CITY <b>Eugene</b>	STATE <b>OR</b>	ZIP <b>97401</b>	

ENTITY NAME <b>Springfield Utility Board</b>	ADDRESS <b>250 A Street</b>	
CITY <b>Springfield</b>	STATE <b>OR</b>	ZIP <b>97477</b>

ENTITY NAME <b>Eugene Water and Electric Board</b>	ADDRESS <b>P.O. Box 10148</b>	
CITY <b>Eugene</b>	STATE <b>OR</b>	ZIP <b>97440</b>

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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 # 45304**

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**Description of Water Delivery System**

System capacity: 2.0 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.

Chase Well 4 was originally installed with a 14-inch-diameter mild steel screen at a depth of 55 to 225 feet and was certificated for 2.0 cfs. In 2015 following the failure of a portion of the original screen, a 10-inch diameter stainless steel screen was inserted into the original screen at a depth of 50 to 192 feet to recover the well, albeit at a reduced capacity. A 100 hp submersible pump provides 600 gpm (1.33 cfs) at a discharge pressure of approximately 85 psi. Chlorine is added for disinfection, then water from the wellfield is delivered through 2,100 feet of 24-inch transmission main to the entry point for use at approximately 2,400 service connections.

Chase Well 5, an existing well, has the capacity to supply the balance of the water right. This well has a 10-inch diameter screen at a depth of 148 to 198 feet. A 50-hp centrifugal deep-well pump is capable of providing 300 gpm (0.67 cfs) at a discharge pressure of approximately 85 psi.

In addition to the Rainbow Water District service area, the system also supplies water to the Springfield Utility Board under a wholesale contract.

**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)
Chase Well 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	LANE 11333/11334	17	S	3	W	23	NW	SE	50	1470 ft North and 1870 ft West from SE corner, Section 23 (Redescription)
Chase Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	LANE 74334	17	S	3	W	23	NE	SE	50	1440 ft North and 920 ft West from SE corner, Section 23
Chase Well 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	--	17	S	3	W	23	NW	SE	50	1360 ft North and 1590 ft West from SE corner, Section 23
Chase Well 7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	--	17	S	3	W	23	NE	SE	50	1360 ft North and 1150 ft West from SE corner, Section 23

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

Place of Use (POU)

Supplemental Use to Primary Use (S to P)

- |   |  |
|---|--|
| <input type="checkbox"/> Character of Use (USE)                           | <input type="checkbox"/> Point of Appropriation/Well (POA)                   |
| <input type="checkbox"/> Point of Diversion (POD)                         | <input checked="" 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<br>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 # 45304. The Proposed (“To”) Lands will consist of all lands within the Rainbow Water District and City of Springfield Service Areas. The table below has not been filled out in accordance with a discussion with Kelly Starnes of the Department (see Remarks below).**

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	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	
<b>EXAMPLE</b>																							
2	S	9	E	15	NW	100	15.0	Irrigation	POD #1 POD #2	1901	POU/APOA	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
											POU/APOA PROPOSED												
TOTAL ACRES:												TOTAL ACRES:											

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.

**Additional remarks: On February 24, 2017, Kirk Maag of Stoel Rives LLP contacted Kelly Starnes of the Department and received approval to describe the “To Lands” as being “within the Rainbow Water District service area”. This service area would include lands served by the City of Springfield because the District conveys water to the City.**

**The above request was intended to clarify the ability of the Rainbow Water District to modify its service area in accordance with Oregon Revised Statute (ORS) 540.510(3) and Oregon Administrative Rule (OAR) 690-380-0010(2)(b) and to be consistent with place of use descriptions in other municipal water rights the Department has issued. Furthermore, eliminating the quarter-quarter section listing is expected to facilitate the Department’s processing of this transfer as well as limit the potential for scrivener’s errors to appear in the application and/or Final Order.**

**The location of Well 4 is redescribed based on recent GPS data.**


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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: **The From and To Lands include municipal and quasi-municipal rights and also likely include some private rights. The right involved in the transfer is for municipal use.**

 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 # NA;  
Surface water primary Certificate # NA.

**For a change from Supplemental Irrigation Use to Primary Irrigation Use**  
Identify the primary certificate to be cancelled. Certificate # NA

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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](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. A Water Well Report does not exist for

**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	Is well already built? (Yes or No)	If an existing well OWRD Well ID Tag No.	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
Chase Well 4	Yes	None	235 ft	20 in; 14 in	0-30; +1 to 235	0 to 30 ft	55 to 225	6.9 on 3/23/1982	Older Alluvium	
Chase Well 5	Yes	111662	201 ft	12 in	+5 to 145	0 to 140	148 to 198	24.2 on 9/3/2015	Older Alluvium	

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
Chase Well 6	No	--	270 +/- ft	18 in	0 to 270 +/- ft	0 to 100 +/- ft	115 to 270 +/- ft	NA	Older Alluvium	
Chase Well 7	No	--	270 +/- ft	18 in	0 to 270 +/- ft	0 to 100 +/- ft	115 to 270 +/- ft	NA	Older Alluvium	

Proposed Chase Wells 6 and 7 are also being permitted as part of a transfer for Certificate 57754 with the intent of providing flexibility in later selecting whether one or both of these proposed wells will be completed within the shallow unconfined aquifer (young alluvium) or deeper confined aquifer (older alluvium) underlying the wellfield.

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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 # 45304 (Transfer T-12738)**

**Amended January 5, 2018**

**Description of Water Delivery System**

System capacity: 2.0 cubic feet per second (cfs) **OR**  
       gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use.

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Chase Well 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	LANE 11333/11334	17	S	3	W	23	NW	SE	50	1750 ft North and 1870 ft West from SE corner, Section 23
Chase Well 5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	LANE 74334	17	S	3	W	23	NE	SE	50	1720 ft North and 920 ft West from SE corner, Section 23
Chase Well 6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	--	17	S	3	W	23	NW	SE	50	1650 ft North and 1590 ft West from SE corner, Section 23
Chase Well 7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	--	17	S	3	W	23	NE	SE	50	1640 ft North and 1150 ft West from SE corner, Section 23

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