

PHONE (541) 296-9177 FAX (541) 296-6657

LETTER OF TRANSMITTAL

TO: Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-2430

Date 9/14/2017	Work Order # 15083
Attention	
RE:	
Proposed Trai	nsfer for Certificate 77042

ENCLOSED ARE THE FOLLOWING:

QUANTITY	DESCRIPTION	
1	(9 pgs) TRANSFER APPLICATION FORM	
1	(5 pgs) EVIDENCE OF USE WITH PHOTOS	
1	(10 pgs) WATER EASEMENT	RECEIVED BY OWR
1	(2 pgs) LAND USE FORM	SEP 1 8 2017
1	(2 pgs) ASSESSOR'S MAP AND PROPERTY DESCRIPTION	
1	8-1/2" x 14" print—TRANSFER APPLICATION MAP	SALEM, OR
1	\$1,160 TRANSFER FILING FEE (Bradford & Sarah Perron Check	#6369)

THESE ARE TRANSMITTED (as checked below) [xx] Filing/Recording [] As requested [] For approval For your use [] Approved as noted For your review & comment **CHARGES** Remarks: SF Blueline SF Mylar Xerox Tube, Mailer, Etc. P & H

PICKED UP BY: DELIVERED BY:

COPY TO: Brad Perron w/ enclosures

BY: Larry M. Toll, CWRE

TOTAL



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

SEP 1 8 2017

SALEM, OR

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.

Check all	tems 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 . If you have questions, call Customer Service at (503) 986-0801.
	Part 4 – Completed Applicant Information and Signature.
\boxtimes	Part 5 – Information about Water Rights to be Transferred: How many water rights are to be transferred? 1 List them here: 77042 Please include a separate Part 5 for each water right. (See instructions on page 6)
	Attachments:
	Completed Transfer Application Map.
\boxtimes \checkmark	Completed Evidence of Use Affidavit and supporting documentation.
	A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.) See Creating Easement for Access to Water Source and for Water System
□ ⊠ N	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	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	Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
□ ⊠ N	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
	Additional signature(s) required Part is incomplete Other/Explanation Staff: 503-986-0 Date: //

Wour 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

1	matches t	he 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.
\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 30×30 inches. For 30×30 inch maps, one extra copy is required.
\boxtimes	V	A north arrow, a legend, and scale.
	V	The scale of the map must be: $1 \text{ inch} = 400 \text{ feet}$, $1 \text{ inch} = 1,320 \text{ feet}$, 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 $1 \text{ inch} = 1,320 \text{ feet}$, or a scale that has been pre-approved by the Department.
		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	V	Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
\boxtimes	V	Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
\boxtimes		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.
\boxtimes	□ 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 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 $-42^{\circ}32^{\circ}15.5^{\circ}$) or degrees-decimal with five or more digits after the decimal (example -42.53764°).

	FEE WORKSHEET for PERMANENT TRANSFER Part 3 of 5	- Fee	Worksheet	
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160	
	Types of change proposed:			
	☑ Place of Use			
	Character of Use			
	Point of Diversion/Appropriation			
	Number of above boxes checked = $1(2a)$			
	Subtract 1 from the number in line $2a = 0$ (2b) If only one change, this will be 0			
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » »	2	0	
	Number of water rights included in transfer 1 (3a)			
	Subtract 1 from the number in 3a above: 0 (3b) If only one water right this will			
	be 0			
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » »	3	0	
	Do you propose to add or change a well, or change from a surface water POD			
	to a well?			
	No: enter 0 »» » » » » » » » » » » » » » » » » »			
4	Yes: enter \$410 » » » » » » » » » » » » » » » » »	4	0	
	Do you propose to change the place of use or character of use?			
	No: enter 0 on line 5 » » » » » » » » » » » » » » » » » »			
	Yes: enter the cfs for the portions of the rights to be transferred (see			
	example below*): 0.01 (5a)			
	Subtract 1.0 from the number in 5a above: -0.99 (5b)			
	If 5b is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » »			
5	If 5b is greater than 0, round up to the nearest whole number: (5c)	_		
6	and multiply 5c by \$350, then enter on line 5 » » » » » » » »	5	1160	
0	Add entries on lines 1 through 5 above » » » » » » » » » Subtotal: Is this transfer:	0	1160	
	necessary to complete a project funded by the Oregon Watershed	REC	EIVED BY	OWRE
	Enhancement Board (OWEB) under ORS 541.932?			
	endorsed in writing by ODFW as a change that will result in a net		SEP 182	n17
	benefit to fish and wildlife habitat?		JLI I O Z	U17
	If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		041	
7	If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	SALEM, C	PR
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » Transfer Fee:	8	1160	
O	baotact file / from file 0 // // // // // // // // // // // // /	O	1100	

*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:

1. For irrigation calculate cfs for each water right involved as follows:

a. 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).

b. 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)

2. 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).

	FEE WORKSHEET for SUBSTITUTION		
1	Base Fee (includes change to one well)	1	\$840.00
	Number of wells included in substitution (2a)		
	Subtract 1 from the number in 3a above: (2b) If only one well this will be 0		
2	Multiply line 2b by \$410 and enter » » » » » » » » » » » » » »	2	NA
3	Add entries on lines 1 through 2 above » » » » » Fee for Substitution:	3	NA

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAM	E		PHONE NO.	ADDITIONAL CONTACT NO.
Bradford and Sarah Per	ron		541-993-9939	
ADDRESS			FAX NO.	
502 Dogwood Road				
CITY	STATE	ZIP	E-MAIL	
Hood River	historiccarousel@	aol.com		
BY PROVIDING AN E-M	IAIL ADDRESS,	CONSENT IS G	IVEN TO RECEIVE ALL (CORRESPONDENCE FROM THE
DEPARTMENT ELECTI	RONICALLY. CO	PIES OF THE	FINAL ORDER DOCUME	NTS WILL ALSO BE MAILED.

DEPARTMENT ELECTRONIC	ALLY. CO	PIES OF THE FINA	L ORDER DOCU	MENTS WILL ALSO BE	MAILED.			
Agent Information – The ag	gent is auth	norized to represen	t the applicant in	n all matters relating to	this application.			
AGENT/BUSINESS NAME PHONE NO. ADDITIONAL CONTACT NO.								
Cenneson Engineering Corp A ADDRESS	11N:Larr	541-296-9177	FAX NO.					
775 Crates Way	T			541-296-6657				
ITY T he Dalles	STATE OR	ZIP 97058	E-MAIL ltoll@tennesor	ieno com				
By providing an e-mail a Department electronic	DDRESS, C	CONSENT IS GIVEN	TO RECEIVE A	LL CORRESPONDENCE				
xplain in your own words flove the irrigation to a move own the spring and the convergence of the convergen	re desirable owner of latinue on a stroject is further than the contract of th	ole location for ounouse signed awa eparate piece of paperally or partially for	or use. Move the y access to spread attach to the	ne domestic to our horing. ne application as "Attachi	ment 1".			
Department approval of the tauthorized to pursue the tran I affirm the applicant is a muname of the municipality or a I affirm the applicant is an encondemnation the property to supporting documentation.	sfer as iden nicipality a a predecess ntity with th	tified in OAR 690-3 s defined in ORS 54 or; OR e authority to conder	80-4010(5); OR 0.510(3)(b) and the mn property and i	nat the right is in the	once that I alli			
understand that prior to Depa he Department for publication ight is located, once per week suggest publishing the notice is (we) affirm that the inform	n of a notion of a for two coin the follow	ce in a newspaper vonsecutive weeks. owing newspaper: I tained in this app	with general circ If more than or Hood River New lication is true	culation in the area who ne qualifying newspape vs and accurate.	ere the water er is available, I ECEIVED BY OV			
Applicant signature	>	Print Name (and Ti		Date	SEP 1 8 2017			
Applicant signature		Sarah Perron Print Name (and Ti	tle if applicable)	Date	SALEM, OR			
and/or e-mail addre	ed? \[Ye \] Esses if diffe	es $igotimes$ No If NO, is event than the applica	nclude signatures ant's) or attach a	or portion thereof, present description of all deeded landowner ffidavits of consent (and the water right(s) were described.	rs (and mailing mailing and/or e-			

Permanent Transfer Application Form – Page 4 of 9

TACS

		:					
The applicant is responded to be sent to		_	etion of	change(s). Not	ices and corre	spondence should	
The receiving lando final order is issued.							
Both the receiving l Copies of notices ar							
At this time, are the lands is	n this tran	sfer appli	ication in	n the process of	being sold? [☐ Yes ⊠ No	
If YES, and you know information table below assignment will have to	. If you d	lo not kno	ow who		*	•	
If a property sells, the cunless a sale agreement http://www.oregon.gov/	or other d	locument	states o	therwise. For n	nore informati		
RECEIVING LANDOWNER NAME				PHONE NO.	ADDITION	NAL CONTACT NO.	
ADDRESS					FAX NO.		
CITY	STATE	ZIP		E-MAIL			
Describe any special owner	ship circu	mstances	s here: _				
Describe any special owner Check here if any of the an irrigation or other was	water rig	hts propo	sed for	transfer are or v			у
Check here if any of the an irrigation or other wa	water rig	hts propo	osed for Complet	transfer are or v			у
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Revised 7/1/2013

INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please save the application form to your computer. Unlock the document by using one of the following

instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the Tools menu => click Unprotect Document; OR
- Using the Forms toolbar => click on the Protect/Unprotect icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the Tools menu => click Protect Document; OR
- Using the Forms toolbar => click on the Protect/Unprotect icon.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work

Microsoft Word 2007

- Unlock the document by clicking the Review tab, then click Protect Document, then click **Stop Protect**
- To relock the document, click Editing Restrictions, then click Allow Only This Type of Editing, select Filling In Forms from the drop-down menu, then check Yes, Start Enforcing Protection.

Microsoft Word 2010

- Unlock the document by clicking the Review tab, toggle the Restrict Editing icon at the upper right, then click Stop Protect at the bottom right. Then uncheck the "Allow only this type of editing in the document: Filling in forms" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the Editing Restrictions/Allow Only This Type of Editing/Filling In Forms box from the drop-down menu, then check Yes, Start Enforcing Protection. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 5, mark-through any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 6 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

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SALEM, OR

TACS

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.

				CEI	RTIF	FICA	ATE#	77042	2		RECEIVED BY OWRE
Descri	ption of Water	Delivery Sy	ste	n							
System	capacity:	cubic fee	t per	seco	ond (cfs)	OR				SEP 1 8 2017
	<u>10</u>	gallons per m	inu	te (g	pm)						
five ye and ap	ars. Include in	formation on the authorize	the ed p	pum lace	ps, ca	anal e. <u>I</u>	s, pipe For Ph	lines a	nd spi	rinklers there is	SALEM, OR ome time within the last used to divert, convey a concrete diversion e field with one spigot in
the fie	ld that can run	2 sprinkler	s. T	he sj	oring	is i	n a co	llectio	n box	. The w	vater gravity flows to a
Fable 1. Lo		orized and l	Proj	oseo	d Poi	int(s) of D	iversio	on (PC	D) or	a an 1 1/4" buried pipe. Appropriation (POA) 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)	Т	`wp	R	ng	Sec	1/4 1/4		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Phelps Creek			3	N	10	E	33	NE	NE	400	700' S & 785' W From NE Cor Sec 33
Spring	☐ Authorized☐ Proposed		3	N	10	E	33	NE	NE	400	540' S & 335' W From NE Cor Sec 33
	☐ Authorized ☐ Proposed										
	Authorized Proposed										
Check	all type(s) of c	hange(s) pro	pos	ed b	elow	(ch	ange '	"COD	ES" a	re pro	vided in parentheses):
\boxtimes	Place of Use	(POU)						Supple	menta	l Use to	Primary Use (S to P)
	Character of	Use (USE)						Point o	f App	ropriati	on/Well (POA)
	Point of Dive	ersion (POD)						Additio	onal P	oint of	Appropriation (APOA)
Additional Point of Diversion (APOD) Substitution (SUB)											
	Surface Water POA (SW/G	er POD to Gr W)	oun	d Wa	ater			Govern	ment	Action	POD (GOV)
Will a	l of the propos	sed changes	affe	ct th	e ent	ire	water	right?	•		
Yes		ly the Propos sted above to								able 2 c	on the next page. Use the
⊠ No								_		ght to b	e 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 # 77042

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.

,	The	e lis	-		app	ears o	on the	certific	cate BE		nds) POSED CHA II be changed.		Proposed Changes (see			The	e lis	ting			appe		TER P	on" lands) ROPOSED	CHANG	ES
Tv	'P	Rn	g	Sec	1/2	á 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)	Date	"CODES" from previous page)	Tw	/p	Rr	ıg	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
													EXAMPLE													
2	s	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	s	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	s	9	E	2	sw	NW	500		5,0		POD #6	1901
3	N	10	E	33	NE	NE	100			DOM	Spring	1864	POU	3	N	10	E	33	NE	NW	400			DOM	Spring	1864
				33	NE	NE	400		0.4	IR	Creek	1864	POU					33	NE	NE	400		0.4	IR	Creek	1864
						TOTA	L ACI	RES:	0.4		1								,	ГОТА	L ACI	RES:	0.4			

Additional remarks: Moving the irrigation water right to get out of area that is within a natural area buffer zone from Phelps Creek. Moving the Domestic from across the road to our proposed house since the spring is on our property. The house described in certificate is now connecting to Ice Fountain Water District. See the Agreement Creating Easement for Access to Water Source and for Water System where the Capovillas gave up access to the spring but kept access to Phelps Creek.

RK Rosemont, LLC sold the property across the road including irrigation to Capovilla but no domestic. RK Rosemont, LLC sold this property to Perrons. RK Rosemont, LLC is now out of the water system.

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For Place of Use or Char	racter of Use Changes	<u> </u>								
	ght certificates, water use permits or ground water it to" lands? Yes No	registrations associated								
If YES, list the certifica	YES, list the certificate, water use permit, or ground water registration numbers:									
a primary right propose	10, any "layered" water use such as an irrigation riged for transfer must be included in the transfer or be ration must be filed separately in a ground water re-	e cancelled. Any change								
	water supplemental irrigation will be substituted f	for surface water primary								
irrigation		RECEIVED BY OWRD								
Ground water suppleme Surface water primary (
		SEP 1 8 2017								
For a change from Supp	lemental Irrigation Use to Primary Irrigation U									
Identify the primary cer	tificate to be cancelled. Certificate #	SALEM, OR								
For a change in point(s)	of appropriation (well(s)) or additional point(s)	of appropriation:								
with the correspon Tip: You may sea	ached for each authorized and proposed well(s) that ding well(s) in Table 1 above and on the accompart rch for well logs on the Department's web page at: te.or.us/apps/gw/well_log/Default.aspx	nying application map.								
AND/OR										
have a well log. F	ruction of the authorized and proposed well(s) in T or proposed wells not yet constructed or built, provision element in the table. The Department recomme	vide "a best estimate" for each								

Table 3. Construction of Point(s) of Appropriation

to complete Table 3.

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.

driller, geologist, or certified water right examiner to assist with assembling the information necessary

Proposed or Authorized POA Name or Number	Is well	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)	level of completed well (in feet)	Source aquifer (and, gravel, basalt, etc.)	Well -specific rate (cfs or pm). If less no full rate water right