

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 <u>will be returned</u> 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.

Che	ck all iter	ms included with this application. $(N/A = Not Applicable)$
\boxtimes		Part 1 – Completed Minimum Requirements Checklist.
\boxtimes		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: <u>http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator</u> . If you have questions, call Customer Service at (503) 986-0801.
\boxtimes		Part 4 – Completed Applicant Information and Signature.
\boxtimes		Part 5 – Information about Water Rights to be Transferred: How many water rights are to be transferred? <u>1</u> List them here: Permit <u>S-35694, Certificate 91597</u> Please include a separate Part 5 for each water right. (See instructions on page 6)
		Attachments:
\boxtimes		Completed Transfer Application Map.
\square		Completed Evidence of Use Affidavit and supporting documentation.
\square	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):

Yo	our transf	fer application <u>will be returned</u> if any of the map requirements listed below are not met.
		sure that the transfer application map you submit includes all the required items and 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 <u>http://apps.wrd.state.or.us/apps/wr/cwre_license_view/</u> . 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.
\square		Permanent quality printed with dark ink on good quality paper.
\boxtimes		The size of the map can be $8\frac{1}{2} \times 11$ inches, $8\frac{1}{2} \times 14$ inches, 11×17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
\square		A north arrow, a legend, and scale.
		The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
\boxtimes		Township, Range, Section, ¹ / ₄ ¹ / ₄ , DLC, Government Lot, and other recognized public land survey lines.
\square		Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
\boxtimes		Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
\boxtimes		Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
		Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
	N/A	Proposed 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 $-42^{\circ}32'15.5''$) or degrees-decimal with five or more digits after the decimal (example -42.53764°).

1	FEE WORKSHEET for PERMANENT TRANSFERPart 3 of 5Base Fee (includes one type of change to one water right for up to 1 cts)	1	\$1,160
1	Types of change proposed:	1	ψ1,100
	\bowtie Place of Use		
	\boxtimes Character of Use		
	\boxtimes Point of Diversion/Appropriation		
	Number of above boxes checked = 3 (2a)		
	Subtract 1 from the number in line $2a = \frac{2}{2} (2b)$ If only one change, this will be 0		
2	Multiply line 2b by \$930 and enter $\gg \gg \gg$	2	\$1,860
4	Number of water rights included in transfer <u>1 (3a)</u>	2	ψ1,000
	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?		
	\boxtimes No: enter 0 » » » » » » » » » » » » » » » » » »		
4	☐ Yes: enter \$410 » » » » » » » » » » » » » » » » » » »	4	0
	Do you propose to change the place of use or character of use?		
	\square No: enter 0 on line 5 » » » » » » » » » » » » » » » » » »		
	$\overline{\boxtimes}$ Yes: enter the cfs for the portions of the rights to be transferred (see		
	example below*): $22.16(5a)$		
	Subtract 1.0 from the number in 5a above: $21.16(5b)$		
	If 5b is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » » » »		
	If 5b is greater than 0, round up to the nearest whole number: $22 (5c)$ and		
5	multiply 5c by \$350, then enter on line 5 » » » » » » » » » »	5	\$7,700
6	Add entries on lines 1 through 5 above » » » » » » » » » » » Subtotal:	6	\$10,72
	Is this transfer:		
	necessary to complete a project funded by the Oregon Watershed		
	Enhancement Board (OWEB) under ORS 541.932?		
	endorsed in writing by ODFW as a change that will result in a net		
	benefit to fish and wildlife habitat?		
	If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 $$ »		
7 8	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	7	
	Subtract line 7 from line 6 » » » » » » » » » » » » » » Transfer Fee:	8	\$10,72

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)

U	·•			
1	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	2	Multiply line 2b by \$410 and enter » » » » » » » » » » » » » » » »	2	
3	3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution :	3	

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.		
PORT OF MORROW			541-481-7678			
ADDRESS				FAX NO.		
P.O. BOX 200, NO. 2 MARI	NE DRIVE		541-481-2679			
CITY	STATE	ZIP	E-MAIL			
BOARDMAN	OR	97818	ronm@portofmorro	w.com		
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE						
DEPARTMENT ELECTRON	ICALLY. CO	PIES OF THE FI	NAL ORDER DOCUMEN	IS 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.				
Ronald V. McKinnis, Port Engi	neer	541-481-7678	541-571-1672				
ADDRESS			FAX NO.				
P.O. BOX 200, NO. 2 MARINE	DRIVE		541-481-2679				
CITY	STATE	ZIP	E-MAIL				
BOARDMAN	OR	97818	ronm@portofmorro	w.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							

Explain in your own words what you propose to accomplish with this transfer application, and why: CHNGE THE TYPE OF USE AND THE POINT OF DIVERSION OF A CERTIFICATED WATER RIGHT

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: <u>HEPPNER GAZZETTE</u>.

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

Applicant signature

Ronald V. McKinnis, Port Engineer
Print Name (and Title if applicable)Rev 08-13-2018
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.

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.
NONE				
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

Describe any special ownership circumstances here: <u>Water Rights of Record not located on Port</u> <u>Owned Property have been Quite Claimed to the Port for Permanent Transfer</u>

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	
Columbia Improvement District	501 NE Columbia Ave.	
CITY	STATE	ZIP
Boardman	Oregon	97818

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	ADDRESS				
MORROW COUNTY - PLANNING	P.O. BOX 40				
DEPARTMENT					
CITY	STATE	ZIP			
IRRIGON	OR	97844			

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 # <u>91597</u>

Description of Water Delivery System

System capacity: 43.95 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.

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)	Tv	wp	R	ng	Sec	1/4	1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Col Riv. POD #1	Authorized		5	N	25	Е	35	SW	SE	3	80' N & 2480' W of SE Cor. of Sec. 35
Term 5 POD #2	Authorized		4	N	25	Е	2	SE	NW	7	1442' S & 3923' W of NE Cor. of Sec. 2
	Authorized										
	Authorized Proposed										

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

\boxtimes	Place of Use (POU)	Supplemental Use to Primary Use (S to P)
\square	Character of Use (USE)	Point of Appropriation/Well (POA)
	Point of Diversion (POD)	Additional Point of Appropriation (APOA)
\boxtimes	Additional Point of Diversion (APOD)	Substitution (SUB)
	Surface Water POD to Ground Water POA (SW/GW)	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.
- \boxtimes 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 # 91597

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	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
T	Twp		ng	Sec	Ī	1/4 1/4		Tax Lot DLC			Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Date	Changes (see "CODES" from previous page)	Tw	p	Rng	Sec	1⁄4	1⁄4	Tax Lot	Gvt	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
4	Ν	25	E	1	N	E	NE	100	1	30.3	Irrigation	POD #1	1971	USE/APOA		Τ		<u> </u>			ALL		ALL	MU	#1 & #2	1971
4	N	25	E	1	NV	W	NE	100	2	33.8	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	SV	N	NE	100		34.3	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	SI	E	NE	100		20.0	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	N	E	NW	100	3	0.8	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	NV	W	NW	100	4	5.9	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	SV	N	NW	100		25.1	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	SI	E	NW	100		37.3	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	N	E	SW	100		35.8	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	NV	W	SW	100		18.3	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	N	E	SE	100 102		35.4	Irrigation	POD #1	1971	USE/APOA												
4	N	25	E	1	NV	W	SE	100 102		34.7	Irrigation	POD #1	1971	USE/APOA												
4	N	25	Е	1	sv	N	SE	100 102		11.7	Irrigation	POD #1	1971	USE/APOA												
4	N	25	Е	1	SI	E	SE	100 102		33.8	Irrigation	POD #1	1971	USE/APOA												

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TACS

4	N	25	Е	2	NE	NE	100	1	35.5	Irrigation	POD #1	1971							
4	N	25	Е	2	NW	NE	100	5	3.3	Irrigation	POD #1	1971							
4	N	25	E	2	SE	NE	100		29.3	Irrigation	POD #1	1971							
4	N	25	Е	12	NE	NE	103		38.1	Irrigation	POD #1	1971							
4	N	25	Е	12	NW	NE	103		17.5	Irrigation	POD #1	1971							
4	N	25	Е	12	SW	NE	103		9.2	Irrigation	POD #1	1971							
4	N	25	E	12	SE	NE	103		15.2	Irrigation	POD #1	1971							
4	N	25	Е	12	SE	NW	103		0.1	Irrigation	POD #1	1971							
4	N	26	E	6	sw	NE	100		0.5	Irrigation	POD #1	1971							
4	N	26	E	6	SE	NE	100		6.6	Irrigation	POD #1	1971							
4	N	26	E	6	NE	NW	100	3	31.1	Irrigation	POD #1	1971							
4	N	26	Е	6	NW	NW	100	4	34.5	Irrigation	POD #1	1971							
4	N	26	Е	6	sw	NW	100	5	12.0	Irrigation	POD #1	1971							
4	N	26	Е	6	SE	NW	100		8.5	Irrigation	POD #1	1971							
4	N	26	Е	6	NE	SW	100 103		32.4	Irrigation	POD #1	1971							
4	N	26	E	6	NW	SW	100	6	30.9	Irrigation	POD #1	1971							
4	N	26	E	6	SW	SW	103	7	39.7	Irrigation	POD #1	1971							
4	N	26	E	6	SE	SW	104		40.1	Irrigation	POD #1	1971							
4	N	26	E	6	NE	SE	100		34.3	Irrigation	POD #1	1971							
4	N	26	E	6	NW	SE	100		31.0	Irrigation	POD #1	1971							

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4	N	26	Е	6	SW	SE	100		33.7	Irrigation	POD #1	1971											
4	N	26	Е	6	SE	SE	100		18.0	Irrigation	POD #1	1971											
4	N	26	Е	7	NE	NE	103		36.3	Irrigation	POD #1	1971											
4	N	26	E	7	NW	NE	102 103		32.9	Irrigation	POD #1	1971											
4	N	26	E	7	SW	NE	102 103		29.6	Irrigation	POD #1	1971											
4	N	26	Е	7	SE	NE	103		24.6	Irrigation	POD #1	1971											
4	N	26	Е	7	NE	NW	102		30.6	Irrigation	POD #1	1971											
4	N	26	E	7	NW	NW	100 102	1	29.3	Irrigation	POD #1	1971											
4	N	26	E	7	SW	NW	100 102	2	30.5	Irrigation	POD #1	1971											
4	N	26	E	7	SE	NW	102		40.9	Irrigation	POD #1	1971											
4	N	26	E	7	NE	SW	100 102		11.2	Irrigation	POD #1	1971											
4	N	26	Е	7	NW	SW	100	3	0.4	Irrigation	POD #1	1971											
4	N	26	Е	7	NW	SE	102		0.9	Irrigation	POD #1	1971											
4	N	26	E	8	NW	NW	202		19.9	Irrigation	POD #1	1971											
4	N	26	E	8	SW	NW	202		1.7	Irrigation	POD #1	1971											
	TOTAL ACRES:						LACR	ES:	1147.5			TOTAL ACRES:						RES:	N/A				

Additional remarks: Place of Use is Within the Port of Morrow Service Boundary - The POD's are ONE EXISTING APPROVED DIVERSIONS (PUMP STATION) and ANOTHER TO BE CONSTRUCTED on the COLUMBIA RIVER near each other on the SOUTH BANK of the Columbia River.

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? \boxtimes Yes \square No

If YES, list the certificate, water use permit, or ground water registration numbers: Permits #G-7158,

#G-5332, #G-10975, #G-17515, #G8619

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.

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	Well -specific rate (cfs or gpm). <u>If</u> less han full rate of water right