



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

# Application for Water Right Instream Transfer

## Part 1 of 6 – Minimum Requirements Checklist

*\* Send to! Sarah Henderson \**

**This transfer application will be returned if Parts 1 through 6 and all required attachments are not completed and included.**  
 For questions, please call (503) 986-0900, and ask for Transfer Section.

*cc: Kim French*

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### FOR ALL INSTREAM TRANSFER APPLICATIONS

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Map Checklist.
- +670 submission Fee* 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.  
 Note: Instream transfers are considered both a change in place of use and character of use. In addition, an automatic 50% fee waiver applies to all instream transfers.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Completed Instream Use Information.
- Part 6 – Information about the Transferred Water Rights: **How many water rights are to be transferred? 3 List them here: 15608, 16530, 16533**  
 Please include a separate Part 6 for each water right. (See instructions on page 8)

#### Attachments:

- Completed Instream 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.
- Land Use Notice - Notice of the intent to file an instream transfer application must be provided to each affected local government along the proposed reach. Copies of the notices must be enclosed with the instream transfer application.

(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: ____ / ____ / ____

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 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/).
- OR**
- N/A Waiver of requirement that map be prepared by a CWRE. Completed map waiver form is signed by the Department's Regional Manager and included in the application. The map **must** still meet Department mapping requirements described below.
- 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. **2 - 24x36**
- 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, quarter-quarter, 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.
- Existing diversion point(s) with distance and bearing or coordinates from a recognized survey corner. This information can generally be found in your water right certificate or permit.

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Part 3 of 6 – Fee Worksheet

FEE WORKSHEET for INSTREAM TRANSFER			
1	Base Fee (includes Place of Use and Character of Use to Instream changes to one water right for up to 1 cfs)	1	\$2,090
2	Number of water rights included in transfer 3 (2a) Subtract 1 from the number in 2a above: 2 (2b) <i>If only one water right, this will be 0</i> Multiply line 2b by \$520 and enter » » » » » » » » » » » » » » » »	2	1040
3	Enter the cfs for the portions of the rights to be transferred (see example below*): 0.85 (3a) Subtract 1.0 from the number in 3a above: -0.15 (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: 0 (3c) and multiply 3c by \$350, then enter on line 3 » » » » » » » » » »	3	0
4	Add entries on lines 1 through 3 above » » » » » » » » » » Subtotal:	4	3130
5	Multiply line 4 by 0.5 and enter on line 5 » » » » » » » » » » » » » » » »	5	1065
6	Subtract line 5 from line 4 » » » » » » » » » » » » » » » » <b>Transfer Fee:</b>	6	<b>1565</b>

\*Example for Line 3a 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 ÷ 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 3a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 3b would be 0 and Line 3 would then also become 0).

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Is this a  Permanent Instream Transfer or  Time-Limited Instream Transfer?

**Applicant Information**

APPLICANT/BUSINESS NAME <b>Bryan Long</b>		PHONE NO. <b>541-660-1516</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>1690 Leland Rd.</b>		FAX NO.	
CITY <b>Sunny Valley</b>	STATE <b>OR</b>	ZIP <b>97526</b>	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.			

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

AGENT/BUSINESS NAME <b>Scott Fein Water Rights</b>		PHONE NO. <b>541-842-0795</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>600 Tyler Creek Rd.</b>		FAX NO.	
CITY <b>Ashland</b>	STATE <b>OR</b>	ZIP <b>97520</b>	E-MAIL <b>sfeinsurveyor@gmail.com</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.			

Explain in your own words what you propose to accomplish with this transfer application, and why: This application must be processed concurrently with application G-18792. This permanent instream transfer is to satisfy the requirements for mitigation for PSI identified during the OAR 690-033 reviews by OWRD, ODEQ, ODFW.

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 that 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, 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: Grants Pass Courier.

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



Bryan Long  
 Applicant Signature
 

Bryan Long  
 Print Name (and Title if applicable)
 

1/24/2020  
 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:

- Check here if any of the water rights proposed for transfer are located within or served by an irrigation district or other water district before the transfer. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

- Check here if water for any of the rights is 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 local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the proposed instream reach will be located.

ENTITY NAME <b>Josephine County Planning</b>	ADDRESS <b>700 NW Dimmick St.</b>	
CITY <b>Grants Pass</b>	STATE <b>OR</b>	ZIP <b>97526</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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## Part 5 of 6 – Proposed Instream Use Information

Identify the Public Use for which the instream right is requested (check at least one box):

- Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.
- Recreation
- Navigation
- Pollution Abatement

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**Instream use proposed to be created by the instream transfer:**

Originating Water Right Number (as identified in Part 5)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
16530	1891	Graves Creek	April through October	0.11	46.5
16533 (Tract No. 1)	1891	Graves Creek	April through October	0.47	200
15608	7/21/1943	Graves Creek	April through October	0.27	114.5
<b>TOTAL VOLUME</b>					<b>360.0</b>

\***Tip:** To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

\*\***Tip:** To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

Note: The instream rate may not exceed the max rate allowed by the existing right(s) and the total volume may not exceed to max volume or duty allowed by the existing right(s).

Additional Information: Mitigation for PSI of 360 Acre Feet between April and October identified in OAR 690-033 reviews by OWRD, ODEQ, ODFW during the course of application G-18792.

**Identify the location of the proposed instream water right.**

- Water is requested to be protected at a point.  
Location (i.e. the point of diversion (POD) – use the POD Name or Number from Table 1): **Point of impact for sump 1 & 2 as determined by OWRD, ODEQ, and ODFW per OAR 690-033 reviews provide during application G-18792. Computed at the intersection of a 1/4 mile radius circle with the center being sumps 1 and 2. From NE corner of Section 9 S60 FT. & W440 FT.**
- Water is requested to be protected within a reach:  
Location of proposed reach (If an instream water right reach is requested, identify the upstream and downstream extent of the reach): \_\_\_\_\_.

**Recommendations for conditions on the instream use to avoid taking away or impairing existing water rights.**

- None

locations and the strategy for monitoring the instream flow or lake levels): Make priority date 1 minute later than that of the original certificates being transferred instream.

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**Are there any existing instream water rights on the same point or within the same requested reach(es) or lake, or on a portion thereof?**

No       Yes (identify other instream water rights): \_\_\_\_\_.

Note: New instream water rights are generally (but not always) additive to instream water rights established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of instream water rights established under ORS 537.341 (state agency application process) or ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date.

Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 and ORS 537.470 and replace a portion of any instream water right established under ORS 537.341 and ORS 537.346 with an earlier priority date?

Yes       No. If no, please explain your intent below:

\_\_\_\_\_.

If the proposed conversion would add to the amounts of an existing instream water right(s) established under ORS 537.341 or 537.346, provide documentation demonstrating why additional instream flows are necessary. Supporting documentation should include information from the Oregon Dept. of Fish and Wildlife (ODFW) (fish life), Dept. of Environmental Quality (DEQ) (pollution abatement), and/or Parks and Recreation Dept. (recreation).

**Is the requested instream flow intended to exceed the estimated average natural flow or level occurring from the drainage system?**

No; **OR**

Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); **OR**

Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:

- The requested flow does not exceed the maximum amount of any instream water right application applied for under ORS 537.341 (state agency instream water right application process) for the same reach or portion thereof, and the requested public use is for the same public use as the afore mentioned instream water right application, **and**
- For the specified time period that flows are requested to exceed the estimated average natural flow or lake level, the stream is in an ODFW flow restoration priority watershed. A copy of the priority watershed map indicating the specific watershed involved should be included with the application. Priority watershed maps may be found on the OWRD web page; **or**
- The stream is listed as water quality limited and DEQ has provided scientific information that demonstrates that increased flows would improve water quality. The scientific information provided by DEQ should be included with the transfer application.

**For a Time Limited Instream Transfer, please answer the following:**

The time-limited instream transfer is for a specific number of years:

\_\_\_\_\_ Begin Year to \_\_\_\_\_ End Year

Time-limited instream transfer is to terminate based upon other conditions:

Conditions: \_\_\_\_\_.

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Please use a separate Part 6 for each water right being changed. See instructions on page 8, to copy and paste additional Part 6s, or to add additional rows to tables within the form.

**CERTIFICATE # 15608**

**Name on Certificate:** Charles G. Guth Jr. and C.V. Johnson

**Date(s) of Priority:** July 21, 1943

**Source(s) of Water to be Affected by the Transfer:** Graves Creek, Mackin Gulch

**Description of Water Delivery System**

System capacity: 2.0 CFS 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. 40 HP , 240 Volt, 480 GPM pump with 6 ins. diam pipelines at POD 1. 30 HP Diesel Powered 500 GPM pump at POD 2.

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**Other Water Rights**

Are there other water right certificates, water use permits or ground water registrations associated with the "from" lands?  Yes  No

If YES, list the certificate, water use permit, or ground water registration numbers: 16530, 16533, GR158.



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.

**Table 1. Location of Authorized Point(s) of Diversion (POD)**

(Note: If the POD name is not specified on the certificate, assign it a name or number here. Also, if the POD is not described in the Certificate, provide a description below)

POD Name or Number	Priority Date (if different between PODs)	Twp	Rng	Sec	1/4	1/4	Tax Lot, DL, C or Gov't Lot	Measured Distances (from a recognized survey corner)
1	7/21/1943	34 S	6 W	4	SE	NE	501	From NE Cor. Sec. 9 N65 FT. W60 FT.
2	7/21/1943	34 S	6 W	9	NW	NE	700	From NE Cor. Sec. 9 S165 FT. W2340 FT.
Mackin Ditch	7/21/1943	34 S	6 W	3	SE	SW	400	From NE Cor. Sec. 9 N650 FT. E1850 FT.

**Will the proposed instream transfer affect the entire water right?**

Yes Then Table 2 on Page 10 does not need to be completed.

No Then complete all of Table 2 to describe the portion of the water right to be changed.

Please use additional pages of Table 2 as needed. See page 8 for instructions. If you have further questions about how to fill out the tables, contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Change to Water Right Certificate # 15608**

List only the part of the right that will be changed. If more than one POD serves the lands, specify the acreage associated with each POD.

Twp	Rng		Sec	1/4/4		Tax Lot	Gov't Lot or DLC	Acres if Applicable	Type of USE listed on Certificate	Priority Date (if not the same for all acres or type of use)	POD(s) (name or number from Table 1)
2	S	9	E	14	NE	NW	100	15.0	Irrigation	4/1/1900	POD #1 POD #2
"	"	"	"	"	"	"	"	EXAMPLE	"	"	"
TOTAL ACRES											

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Additional remarks: Mitigation for PSI identified under application G-18792 OAR 690-033 reviews.

Please use a separate Part 6 for each water right being changed. See instructions on page 8, to copy and paste additional Part 6s, or to add additional rows to tables within the form.

**CERTIFICATE # 16530**

**Name on Certificate:** V.E. Fargleigh

**Date(s) of Priority:** 1891

**Source(s) of Water to be Affected by the Transfer:** Graves Creek

**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. 40 HP , 240 Volt, 480 GPM pump with 6 ins. diam pipelines at POD 1. 30 HP Diesel Powered 500 GPM pump at POD 2.

**Other Water Rights**

Are there other water right certificates, water use permits or ground water registrations associated with the "from" lands?  Yes  No

If YES, list the certificate, water use permit, or ground water registration numbers: 15608, 16533, GR158.



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.

**Table 1. Location of Authorized Point(s) of Diversion (POD)**

(Note: If the POD name is not specified on the certificate, assign it a name or number here. Also, if the POD is not described in the Certificate, provide a description below)

POD Name or Number	Priority Date (if different from Certificate)	Section	Range	Length	Side	Section	Range	Section	Distance from Registered Survey Corner
1	1891	34	S	6	W	4	SE	SE	501 From NE Cor. Sec. 9 N65 FT. W60 FT.
2	1891	34	S	6	W	9	NW	NE	700 From NE Cor. Sec. 9 S265 FT. W2340 FT.
Alta Ditch	1891	34	S	6	W	3			See notes on map

**Will the proposed instream transfer affect the entire water right?**

- Yes Then Table 2 on Page 10 does not need to be completed.  
 No Then complete all of Table 2 to describe the portion of the water right to be changed.

Please use additional pages of Table 2 as needed. See page 8 for instructions. If you have further questions about how to fill out the tables, contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Change to Water Right Certificate # 16530**

List only the part of the right that will be changed. If more than one POD serves the lands, specify the acreage associated with each POD.

Type	Range			Section			Total of	Co. / Section D/L	Acres if Applicable	Type of Use listed on Certificate	Priority Date (if not the same for all acres or type of use)	POD(s) (name or number from Table 1)
2	S	9	E	14	NE	NW	100		15.0	Irrigation	4/1/1900	POD #1 POD #2
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"
34	S	6	W	10	NW	NW	300		6.5	Irrigation	1891	Point of Impact See Map & Earlier Comments in Section 5
TOTAL ACRES									6.5			

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Additional remarks: Mitigation for PSI identified under application G-18792 OAR 690-033 reviews.

Please use a separate Part 6 for each water right being changed. See instructions on page 8, to copy and paste additional Part 6s, or to add additional rows to tables within the form.

**CERTIFICATE # 16533**

**Name on Certificate: T.J. Mackin, J.R. Mackin, Magargaret McCaslin**

**Date(s) of Priority: Tract 1= 1891 & Tract 2= 1873**

**Source(s) of Water to be Affected by the Transfer: Tract 1 only = 1891 Graves Creek**

**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. 40 HP , 240 Volt, 480 GPM pump with 6 ins. diam pipelines at POD 1. 30 HP Diesel Powered 500 GPM pump at POD 2.

**Other Water Rights**

Are there other water right certificates, water use permits or ground water registrations associated with the "from" lands?  Yes  No

If YES, list the certificate, water use permit, or ground water registration numbers: 15608, 16530, GR158.



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.

**Table 1. Location of Authorized Point(s) of Diversion (POD)**

(Note: If the POD name is not specified on the certificate, assign it a name or number here. Also, if the POD is not described in the Certificate, provide a description below)

POD Name or Number	Priority Date or different from POD	Section	Range	Section	Range	Section	Range	Section	Distance	Measured Distance from a recognized survey corner
1	1891 & 1873	34	S	6	W	4	SE	SE	501	From NE Cor. Sec. 9 N65 FT. W60 FT.
2	1891 & 1873	34	S	6	W	9	NW	NE	700	From NE Cor. Sec. 9 S265 FT. W2340 FT.
Alta Ditch	1891 & 1873	34	S	6	W	3				See notes on map

**Will the proposed instream transfer affect the entire water right?**

Yes Then Table 2 on Page 10 does not need to be completed.

No Then complete all of Table 2 to describe the portion of the water right to be changed.

Please use additional pages of Table 2 as needed. See page 8 for instructions. If you have further questions about how to fill out the tables, contact the Department at 503-986-0900 and ask for Transfer Staff.

**Table 2. Description of Change to Water Right Certificate # 16533**

List only the part of the right that will be changed. If more than one POD serves the lands, specify the acreage associated with each POD.

Line	Range	Sec	Section		Acreage	Govt Eas or Blg	Acreage if Applicable	Type of Use	Priority Date (if not the same for all acres of type of use)	POD(s) (name or number from Table 1)
2	S	9	E	14	NE NW	100	15.0	Irrigation	4/1/1900	POD #1 POD #2
"	"	"	"	"	"	"	EXAMPLE	"	"	"
34	S	6	W	9	NE NW	100	13.0	Irrigation	Tract 1 = 1891	Point of Impact See Map & Earlier Comments in Section 5
34	S	6	W	9	NW NE	100	4.0	Irrigation	Tract 1 = 1891	Point of Impact See Map & Earlier Comments in Section 5
34	S	6	W	9	SW NE	100	6.0	Irrigation	Tract 1 = 1891	Point of Impact See Map & Earlier Comments in Section 5
34	S	6	W	9	NE NE	100	7.0	Irrigation	Tract 1 = 1891	Point of Impact See Map & Earlier Comments in Section 5

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TOTAL ACRES									30.0				

Additional remarks: Mitigation for PSI identified under application G-18792 OAR 690-033 reviews.

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STATE OF OREGON  
COUNTY OF JOSEPHINE  
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CHARLES G. GUTH, JR. and C. V. JOHNSTON

of Sunny Valley, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Mackin Gulch and Grave Creek a tributary of Grave Creek, a tributary of Rogue River for the purpose of irrigation under Permit No. 15550 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 21, 1943

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.27 cubic foot per second, being 0.05 c.f.s. from Mackin Gulch and 0.22 c.f.s. from Grave Creek

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3 from Grave Creek and NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4 from Mackin Gulch, Township 34 South, Range 6 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed  $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

MACKIN GULCH

2.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$   
2.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 4,  
T. 34 S., R. 6 W., W. M.

GRAVE CREEK

\* 6.0 acres in Lot 4 (SW $\frac{1}{4}$  SW $\frac{1}{4}$ ) - appn 117  
Section 3, w/DLC 39 w/11 SWSW  
\* 12.0 acres in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 4, Sec. 3, not in  
T. 34 S., R. 6 W., W. M. Lot 4 (SWSW) & 1.3  
Sre map.  
Part in Lot 4 Part in  
DLC 39

\* Ch in pt. of div.  
Sp. Or 4.9, p. 35

Land on which water is to be used is a part of that more explicitly described by appropriator as follows: Beginning at the North one-quarter corner of Section 9, in Township 34 South Range 6 West of the Willamette Meridian Oregon thence running East on the North line of Section 9 2537 feet to the Northwest corner of the Farleigh property thence South 854.8 feet; thence South 89° 42' West 2537 feet to the West line of the Northeast one-quarter of Section 9 thence North 854.8 feet to the point of beginning. Containing 49 acres more or less.

Lots 3 and 4 and 54.88 rods off of the South side of the Southwest one-quarter of Section 3 in Township 34 South Range 6 West of the Willamette Meridian, Oregon. Containing 80 acres more or less.

All of the Southeast one-quarter of the Northeast one-quarter and the Southeast one-quarter of Section 4 in Township 34 South Range 6 West of the Willamette Meridian, Oregon.

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.*

*WITNESS the signature of the State Engineer, affixed*

*this 1st day of March, 19 49.*

*CHAS. E. STRICKLIN*  
*State Engineer*

*Recorded in State Record of Water Right Certificates, Volume 13, page 15608*

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That T. J. Mackin, J. R. Mackin and Margaret McCaslin of Leland, State of Oregon, has a right to the use of the waters of Grave Creek, a tributary of Rogue River

for the purpose of irrigation of 117 acres in Tract No. 1, and irrigation of 34 acres in Tract No. 2,

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 4, at page 1; that the priority of the right thereby confirmed dates from 1891 for Tract No. 1, and June, 1873 for Tract No. 2;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.82 cubic feet per second for Tract No. 1, and 0.57 cubic foot per second for Tract No. 2.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

Tract No. 1

- 27 acres in NE 1/4 NE 1/4
26 acres in NW 1/4 NE 1/4
8 acres in SW 1/4 NE 1/4
23 acres in SE 1/4 NE 1/4
31 acres in NE 1/4 NW 1/4
2 acres in SE 1/4 NW 1/4
Section 9,
T. 34 S., R. 6 W., W. M.

Tract No. 2

- \* 17 acres in SW 1/4 SE 1/4
\* 12 acres in SE 1/4 SE 1/4
Section 4,
\* 5 acres in NW 1/4 NE 1/4
Section 9,
T. 34 S., R. 6 W., W. M.

\* Ch. in pt. of d.v.
Sp Or. Vol. 9, p. 35

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed
this 30 day of September, 1949.

CHAS. E. STRICKLIN
State Engineer

151 total
2.39 cfs
Total

## STATE OF OREGON

COUNTY OF JOSEPHINE

## CERTIFICATE OF WATER RIGHT

*This Is to Certify, That* V. E. Farleigh

of Leland, State of Oregon, has a right to the use of  
the waters of Grave Creek, a tributary of Rogue River  
for the purpose of irrigation of 65 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
Jackson County, and the said decree entered of record at Salem, in the Order Record of  
the STATE ENGINEER, in Volume 4, at page 1; that the priority of the right thereby  
confirmed dates from 1891;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed 1.09 cubic feet per  
second.

A description of the lands irrigated under such right, and to which the water is appurtenant (or,  
if for other purposes, the place where such water is put to beneficial use), is as follows:

40 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$   
20 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$   
5 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 10,  
T. 34 S., R. 6 W., W. M.

And said right shall be subject to all other conditions and limitations contained in said decree.  
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of  
use herein described.

WITNESS the signature of the State Engineer, affixed

this 30 day of September, 1949.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 16530

# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of JOSEPHINE )

I, Bryan Long, in my capacity as Property Owner,  
 mailing address 3903 Helms RD Grants Pass OR,97527  
 telephone number ( 541)660-1516, being first duly sworn depose and say:

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 MAR 02 2020  
 OWRD

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation       Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 15608; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

**OR**

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # 15608 (For Historic POD POA Transfers)

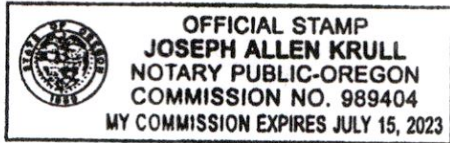
(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): \_\_\_\_\_
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Bryan Long  
Signature of Affiant

1/24/2020  
Date

Signed and sworn to (or affirmed) before me this 24 day of January, 2020.



[Signature]  
Notary Public for Oregon  
My Commission Expires: July 15, 2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terraserver.com">www.terraserver.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of JOSEPHINE )

I, Bryan Long, in my capacity as Property Owner,  
 mailing address 3903 Helms RD Grants Pass OR,97527  
 telephone number ( 541)660-1516, being first duly sworn depose and say:

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 MAR 02 2020  
 OWRD

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation       Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 16530 ; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # 16530 (For Historic POD/POA Transfers)

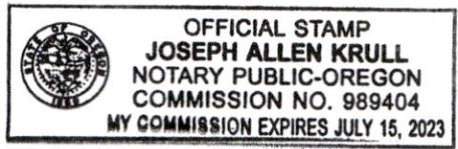
(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): \_\_\_\_\_
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Byron Long  
Signature of Affiant

1/24/2020  
Date

Signed and sworn to (or affirmed) before me this 24 day of January, 2020.



[Signature]  
Notary Public for Oregon  
My Commission Expires: July 15, 2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of JOSEPHINE )

I, Bryan Long, in my capacity as Property Owner,  
 mailing address 3903 Helms RD Grants Pass OR,97527

telephone number ( 541)660-1516, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation                       Professional expertise

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2. I attest that:

OWRD

Water was used during the previous five years on the **entire** place of use for Certificate # 16533 ; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

**OR**

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # 16533 (For Historic POD/POA Transfers)

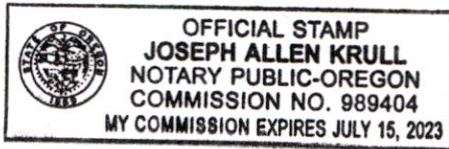
(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): \_\_\_\_\_
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Benjamin [Signature]  
Signature of Affiant

1/24/2020  
Date

Signed and sworn to (or affirmed) before me this 24 day of January, 2020.



[Signature]  
Notary Public for Oregon  
My Commission Expires: July 15, 2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of JOSEPHINE)

I, Muhcel Bienewald, in my capacity as FORMER PROPERTY OWNER,  
 mailing address  
 telephone number (541) 360-787 being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
- Personal observation                       Professional expertise

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2. I attest that:

- Water was used during the previous five years on the **entire** place of use for Certificate # 15608; **OR**

OWRD

- My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # 15608 (For Historic POD/POA Transfers)

(continues on reverse side)

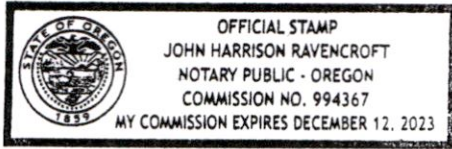
3. The water right was used for: (e.g., crops, pasture, etc.): IRRIGATION OF CROPS AND PASTURE

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Charles Bond  
Signature of Affiant

1/27/2020  
Date

Signed and sworn to (or affirmed) before me this 01 day of 27, 2020.



John Ravencroft  
Notary Public for Oregon

My Commission Expires: 12/12/2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCs farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

RECEIVED

MAR 02 2020

OWRD

# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.  
 Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of JOSEPHINE)

I, Michael Blencourt, in my capacity as FORMER PROPERTY OWNER,  
 mailing address  
 telephone number (541) 787-5602 being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation                       Professional expertise

RECEIVED  
 MAR 02 2020

2. I attest that:

Water was used during the previous five years on the **entire** place of use for  
 Certificate # 16530; **OR**

OWRD

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # 16530 (For Historic POD/POA Transfers)

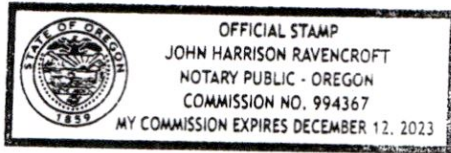
(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): pasture & crops
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

*Michael B...*  
Signature of Affiant

1/27/2020  
Date

Signed and sworn to (or affirmed) before me this 01 day of 27, 2020.



*John Harrison Ravencroft*  
Notary Public for Oregon

My Commission Expires: 12/12/2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCs farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos:            OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a>            OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a>            Google Earth – <a href="http://earth.google.com">earth.google.com</a>            TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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# Application for Water Right Transfer

## Evidence of Use Affidavit



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon )  
 ) ss  
 County of JOSEPHINE)

I, Michael B. Brienou, in my capacity as FORMER PROPERTY OWNER,  
 mailing address

telephone number (541) 560-787 being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
- Personal observation       Professional expertise

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2. I attest that:

- Water was used during the previous five years on the **entire** place of use for Certificate # 16533; **OR**

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- My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # 16533 (For Historic POD/POA Transfers)

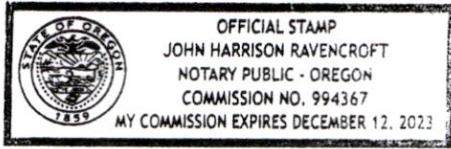
(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): IRRIGATION OF CROPS AND PASTURE
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Charles Bush  
Signature of Affiant

1/27/2020  
Date

Signed and sworn to (or affirmed) before me this 01 day of 27, 2020.



[Signature]  
Notary Public for Oregon

My Commission Expires: 12/12/2023

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos:            OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a>            OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a>            Google Earth – <a href="http://earth.google.com">earth.google.com</a>            TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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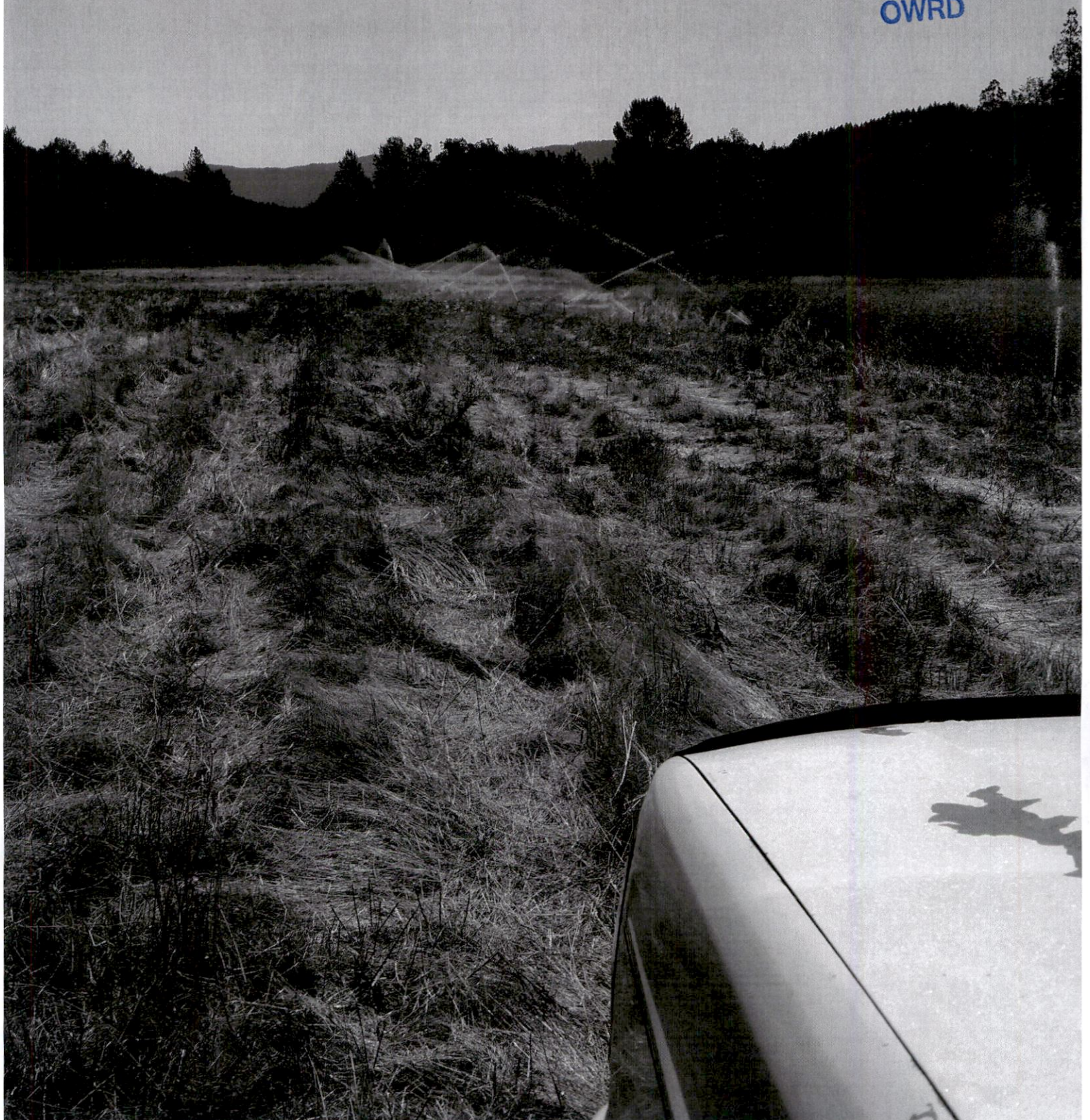


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NORTH VALLEY SHELL  
5000 MONUMENT DR  
GRANTS PASS OR 97526  
541-476-9226

SHELL 57 442 749602  
5000 MONUMENT DRIVE SIM0995  
GRANTS PASS OR 97526

Descr. qty amount

<CUSTOMER COPY>  
DIES GA #03 25.0276 122.61  
@ 4.8997 G

Sub Total 122.61  
Tax 0.00

TOTAL 122.61

CREDIT \$ 122.61

XX XXX X4122 XXXXX SHELL  
NAME: COLONIAL BUILDING SUPPLY  
INVOICE: 507632 AUTH #: 002556

THANKS, COME AGAIN

REG# 0001 CSH# 002 DE# 01 TRAW 1575