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June 2003



Oregon Water Resources Department
158 12th Street NE
Salem Oregon 97301-4172
(503) 978-8455
www.wrd.state.or.us

Application for Water Right Transfer

Please type or print legibly in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. Thank you.

APPLICATION FOR:

09-29-03A10:16 RCVD

Please check one

<input checked="" type="checkbox"/> Water Right Transfer	<input type="checkbox"/> Temporary Transfer (# of years _____)	<input type="checkbox"/> Drought Transfer
<input type="checkbox"/> Permit Amendment		<input type="checkbox"/> Government Action Point of Diversion

1. APPLICANT INFORMATION

Name: BURR RIVER IRRIGATION DISTRICT
First Last

Address: 19498 Hwy 245
Hereford Oregon 97837
City State Zip

Phone: 541 446 3313 (Same) Other
Home Work

*Fax: 541 446 3511 *E-Mail address: briver@ortelco.net

*Optional information

2. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application)

Name: Jerry Franke
First Last

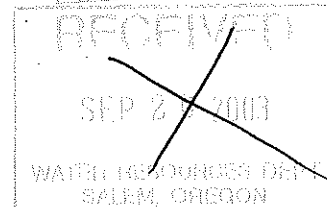
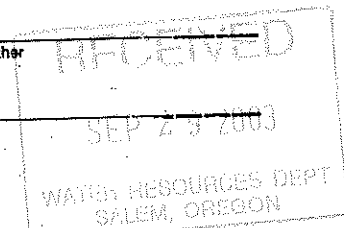
Address: 19498 Hwy 245
Hereford Oregon 97837
City State Zip

Phone: Same as Above Other
Home Work

*Fax: _____ *E-Mail address: _____

*Optional information

Transfer Application/ 1



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3. TYPE OF CHANGE

- Use
- Place of Use
- Point of Diversion
- Point of Appropriation
- Historic Point of Diversion
- Substitution
- Surface Water to Ground Water

Reason for change: Due to change in river channel and historic points of diversion that were not previously identified.

4. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

Is the affected water right located within or served by an irrigation or other water district?

Yes No

Will the affected water right be located within or served by an irrigation or other water district after the proposed transfer?

Yes No

If yes for either, list the name and mailing address of each district:

Burnt River Irrigation District, 19498 Hwy 245, Hereford, OR
97837

Attach the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, tribal governments)

~~N/A~~ BAKER COUNTY

5. CURRENT WATER RIGHT INFORMATION

Name on Permit, Certificate, or Decree: See Attachment "A"

Decree: Burnt River
 Not applicable

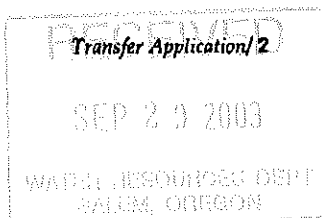
Permit Number: N/A Certificate Number: See Attachment "B"
 Not applicable Not applicable]
 Claim of Beneficial Use - Date Submitted _____

Permit Amendment Only - Requesting the Department to determine if the requirement for proof has been met.]
Completion Date of Permit: N/A

Priority Date: See Attachment "A" Authorized Use: Irrigation

Source of Water: See Attachment "A" County: Baker

Are there other sources listed on the water right? Yes No



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Location of Authorized Point(s) of Diversion or Point(s) of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
See Attachment "B"				

Location of Authorized Place of Use: (Only list portion of water right subject to transfer)

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)
See Attachment "B"						

Are there other lands described in the water right? Yes No

Are there other water rights or permits associated with this land? Yes No
(e.g., supplemental water rights) If yes, attach a copy of all rights or permits.

Describe the current water delivery system (n/a Permit Amendment). The description must demonstrate that the applicant is ready, willing, and able to exercise the right. Include information on the capacity of any pumps, canals, and pipelines used to divert and convey the water to the authorized place of use.

OPEN DITCH SYSTEM ON ALL POD'S.

System capacity (in cfs): SEE ATTACHMENTS

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6. PROPOSED CHANGES TO THE WATER RIGHT

Change in Character of Use: (n/a Permit Amendment)

Proposed use: Irrigation

Commercial

Domestic (indicate number of households) _____

Municipal

Industrial

Quasi-municipal

Other

N/A

Change in Point of Diversion or Point of Appropriation:

Change 9/29/03
Old point of diversion or point of appropriation will not be used for this portion of the water right.

Additional 9/29/03
Both old and new points of diversion or points of appropriation will be used for this portion of the water right.

Surface Water to Ground Water
New point of appropriation will be used in the place of the old point of diversion. This is not an additional point of appropriation.

Location of Authorized Point(s) of Diversion or Point(s) of Appropriation:

Coordinates (from recognized survey corner)	1/4 1/4 Section	Section	Township	Range
SEE ATCH "B"				

Change in Place of Use:

N/A

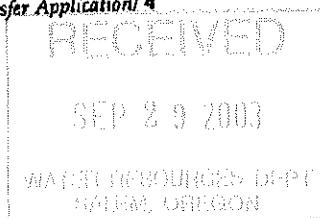
Location of Proposed Place of Use

Township	Range	Section	Government Lot or DIC	1/4 1/4 Section	Tax Lot Number	Acres (if appropriate)

Remarks: Numbers in parens in the additional POD column of atch "B" indicate the reason for the new POD. (1) denotes due to river channel change; (2) indicates portable pump to increase efficiency; (3) Indicates historical POD that was not noted in the final proof survey; (4) indicates a stream entering an existing ditch for further distribution.



Transfer Application 4



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7. LAND OWNERSHIP

Answer only if for change in Character of Use or Place of Use.

Use/Place of Use

Are there any lien holders identified in the Lot Book Report? Yes No

If yes, list the name and address of lien holder: _____

FULLY EXPLAINED ON BURNT RIVER
IRRIGATION DIST. HB-3111/SB-129 PETITION

If yes, the applicant must provide written notification of the proposed transfer to each lien holder.

Answer only if the applicant is not the landowner.

Landowners

This section does not apply to water delivery entities authorized to act on behalf of their members, making permit amendment requests, or requests for changes in point of diversion or point of appropriation only.

Landowners: N/A
(List all landowners shown on deed.)

Address(es): _____
_____ City State Zip

The application must include notarized statements granting permission for the transfer from each landowner listed on the Lot Book Report. Attach extra sheets as necessary.

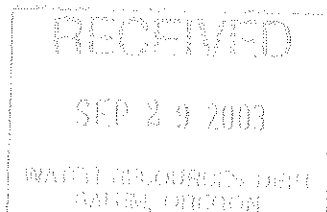
Answer only if the receiving landowner is not the original landowner or the applicant.

Receiving Landowner

Name: N/A

Address: _____
_____ City State Zip

- The Department's records should be changed to show this landowner is responsible for completion of the changes. This includes perfection of the changes after the final order is issued. All notices and correspondence should be sent to this landowner.
- The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant.



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8. EXHIBITS

Application may be rejected if all appropriate exhibits are not enclosed.

Land Use Information Form:

- Enclosed
- ~~Not needed: (must meet the following four requirements)~~
- 300
9/24/03 In EFU zone or irrigation district,
- Change in place of use only,
- No structural changes needed, including diversion works, delivery facilities, other structures, and
- Irrigation only.

Map:

- Water Right Transfer: Must be prepared by a Certified Water Right Examiner.
- ~~All others: Need not be prepared by a Certified Water Right Examiner.~~

Lot Book Report:

- (n/a Permit Amendment)
- A lot book report for the land to which the water right is apputenant prepared by a title company. If the applicant is not the land owner as shown by the lot book report, the applicant shall provide a notarized and signed statement from the land owner authorizing the change.
(* SEE HB 3111 FILE)

Evidence of use within last five years, or not subject to forfeiture:

- (n/a Permit Amendment)
- Evidence that the water has been used over the past five years in accordance with the terms and conditions of the right or that the right is not subject to forfeiture under ORS 540.610. (* SEE HB 3111 FILE)

Water Well Reports:

- If application is for a change in point of appropriation or change from surface water to ground water, attach copies of all water well reports. If reports are not available, describe construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed. N/A

Fees:

- Amount enclosed \$ 200.00

9. SIGNATURE

I (we) swear that I (we) have read the above application and the statements made are true and accurate.

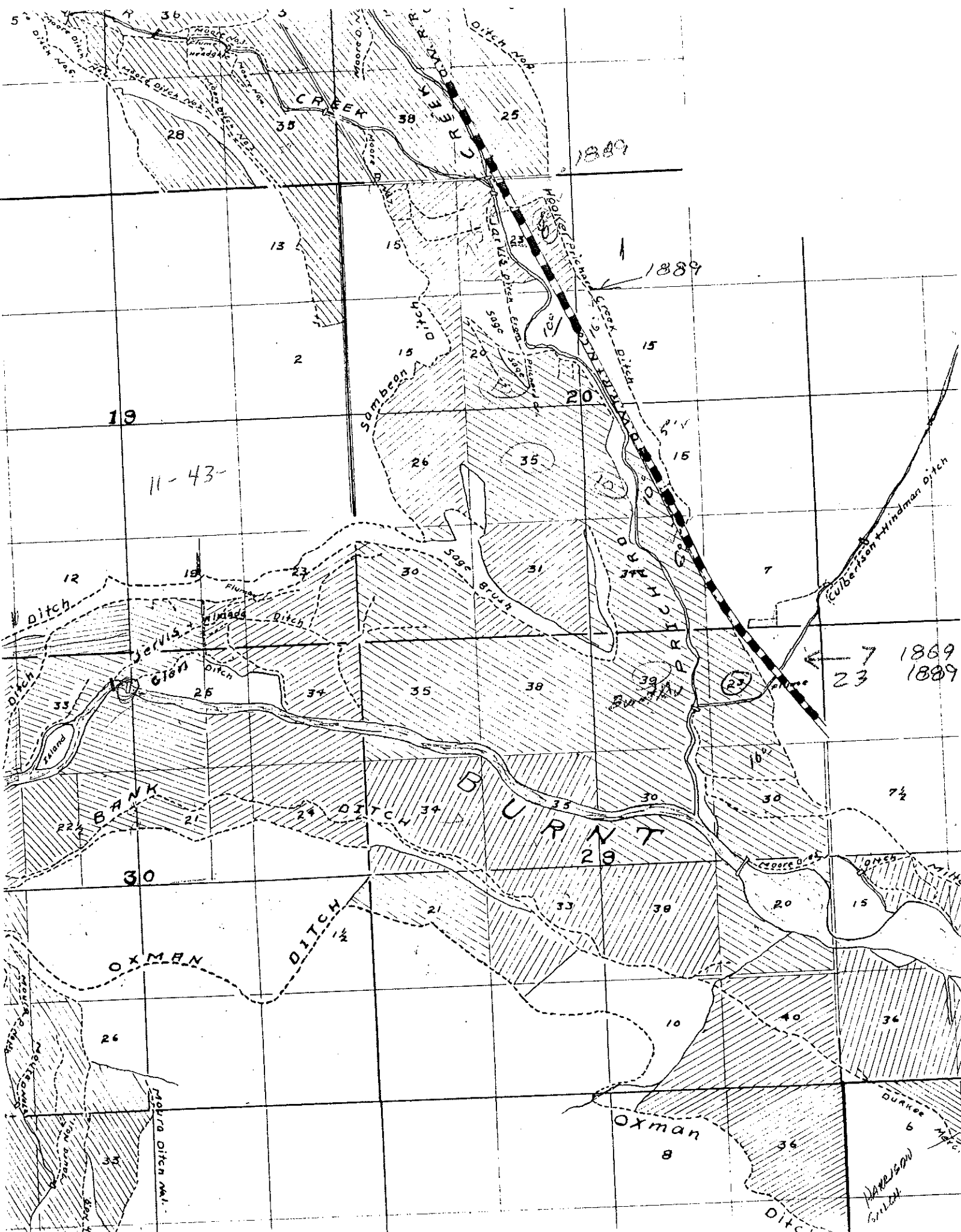
Jerry Franke JERRY FRANKE 9/24/03
 applicant signature name (print) date

 applicant signature name (print) date

Before you submit your application be sure you have

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included the necessary exhibits.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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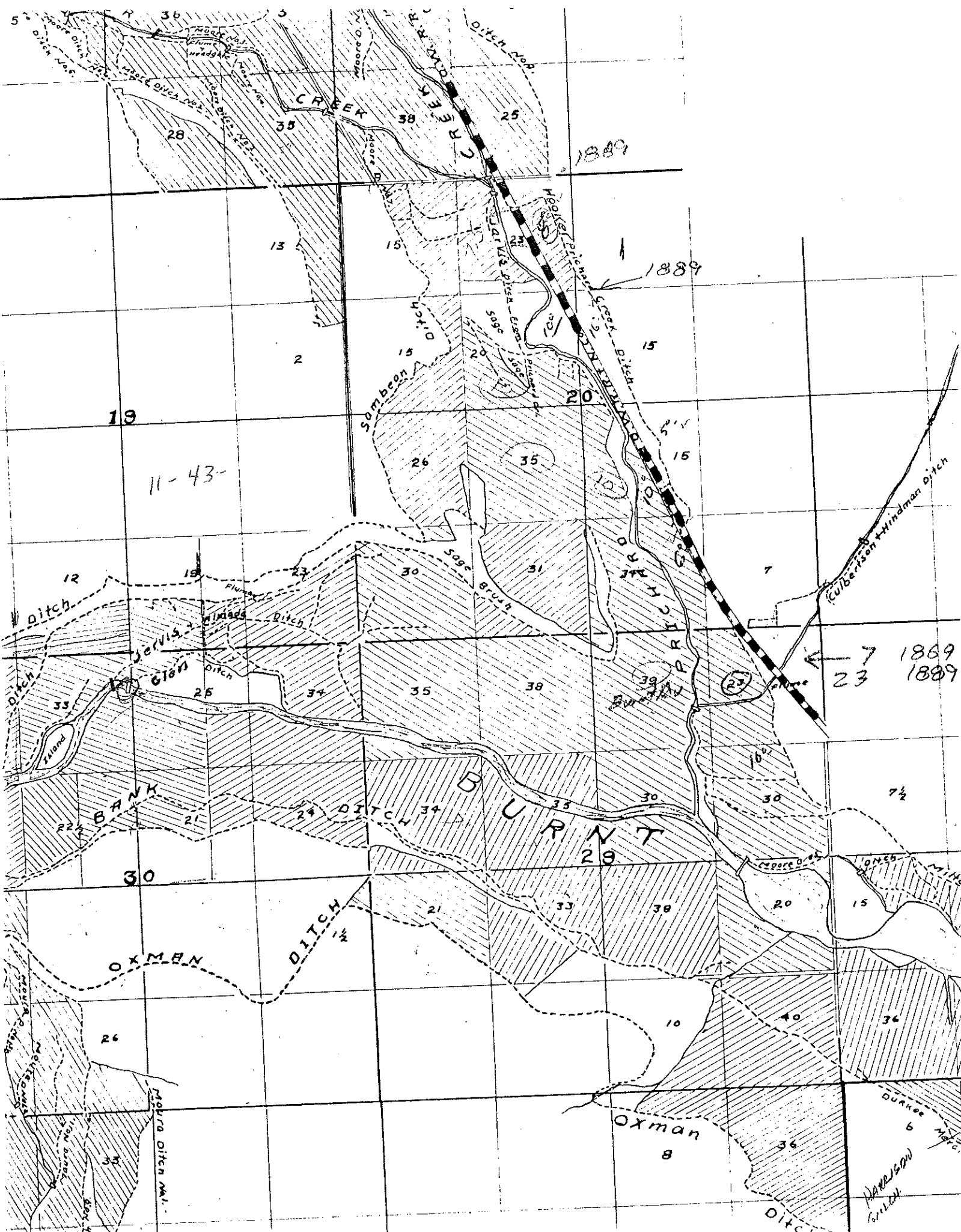
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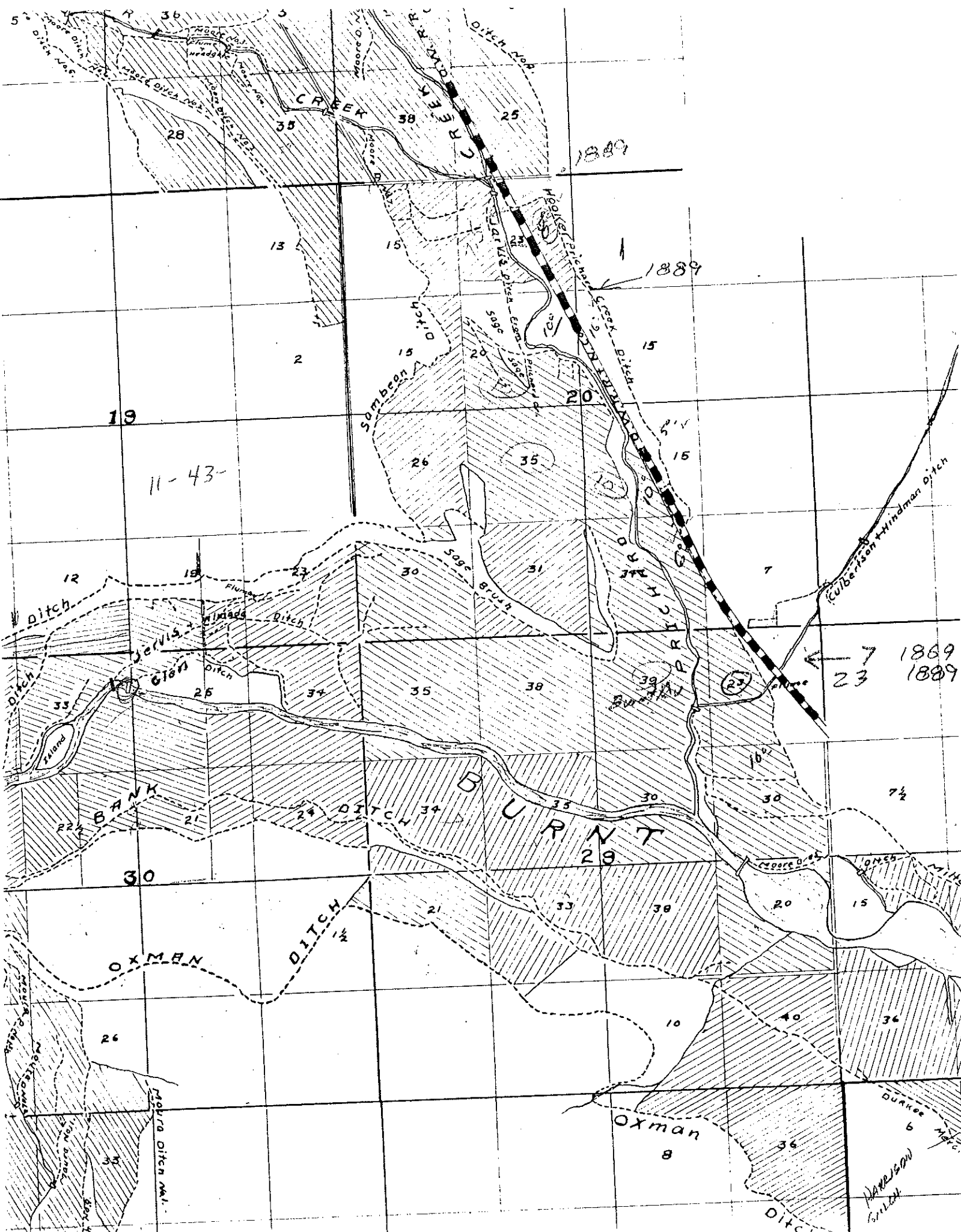
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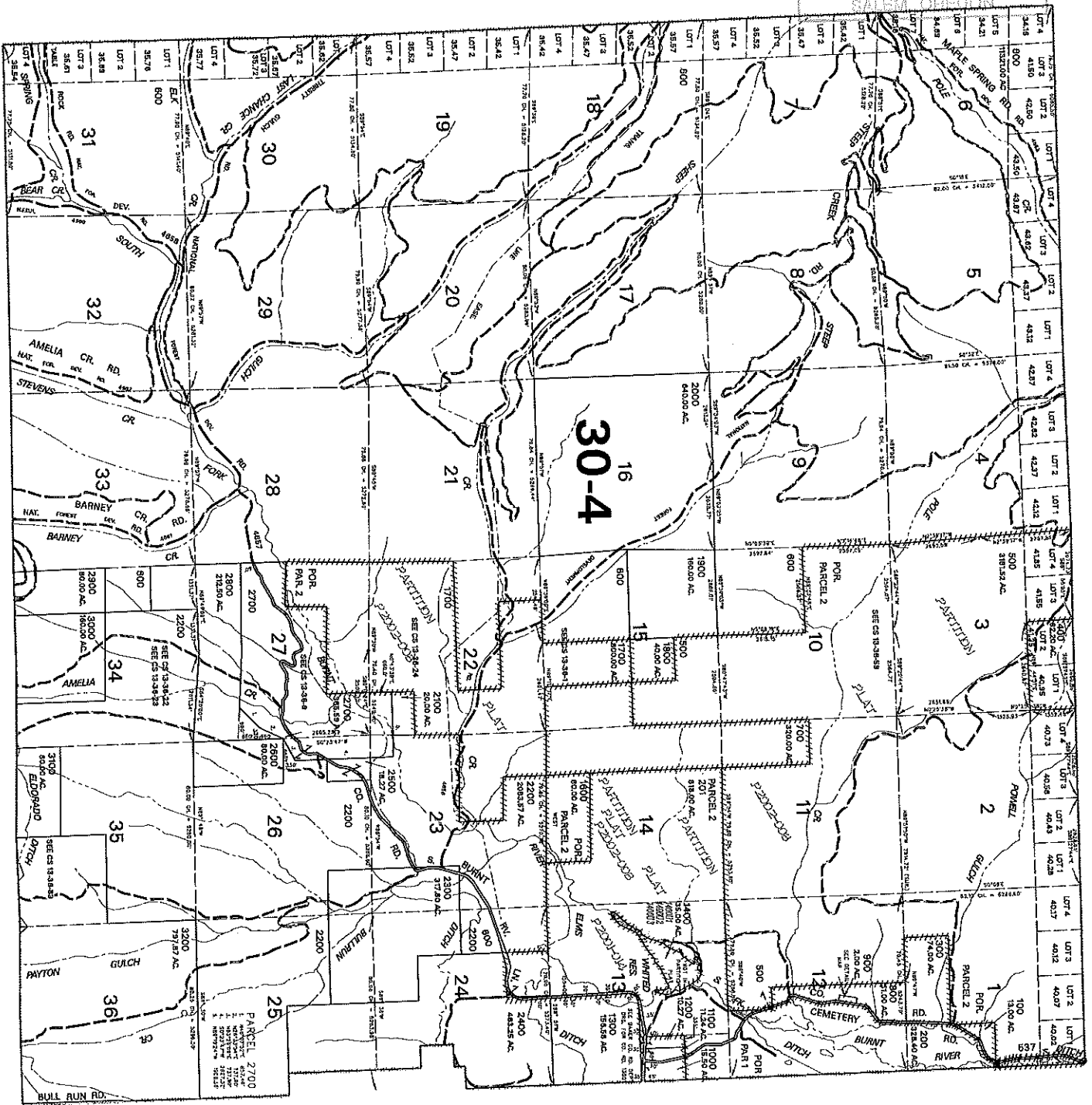
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WATER RESOURCES SCALE IN FEET
SALEM, OREGON

SEE MAP 135 35VE

THIS MAP WAS PREPARED FOR
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T13S. R.36E. W.M.
BAKER COUNTY
1"-2000'



SEE MAP 135 37E

13S 36E

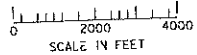
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02/05/03
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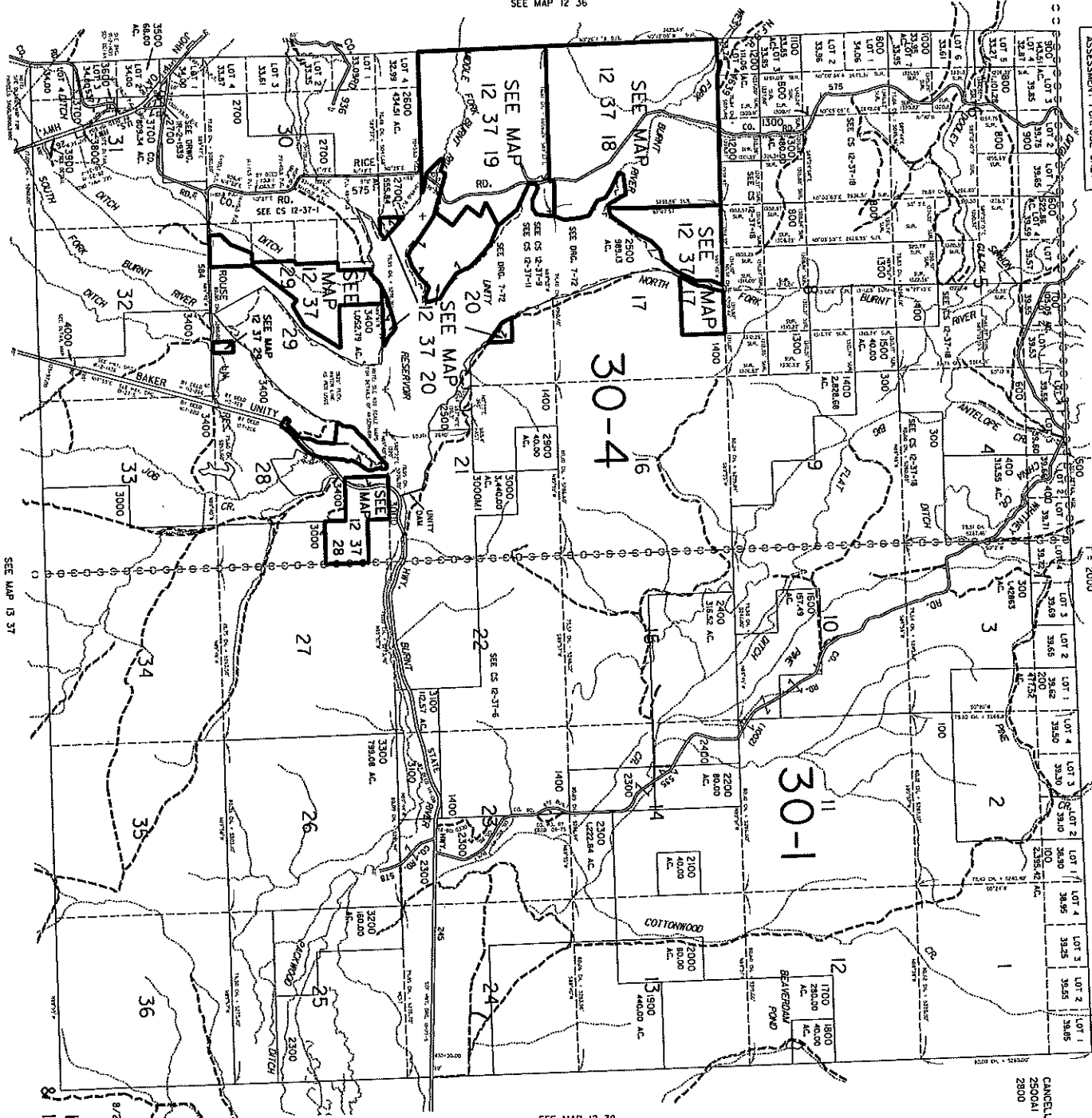
SEE MAP 145 38E

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SEE MAP 12 36



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T.12S. R.37E. W.M.
 BAKER COUNTY

SEE MAP 11 37

12 37
 INDEX

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 250041
 2800

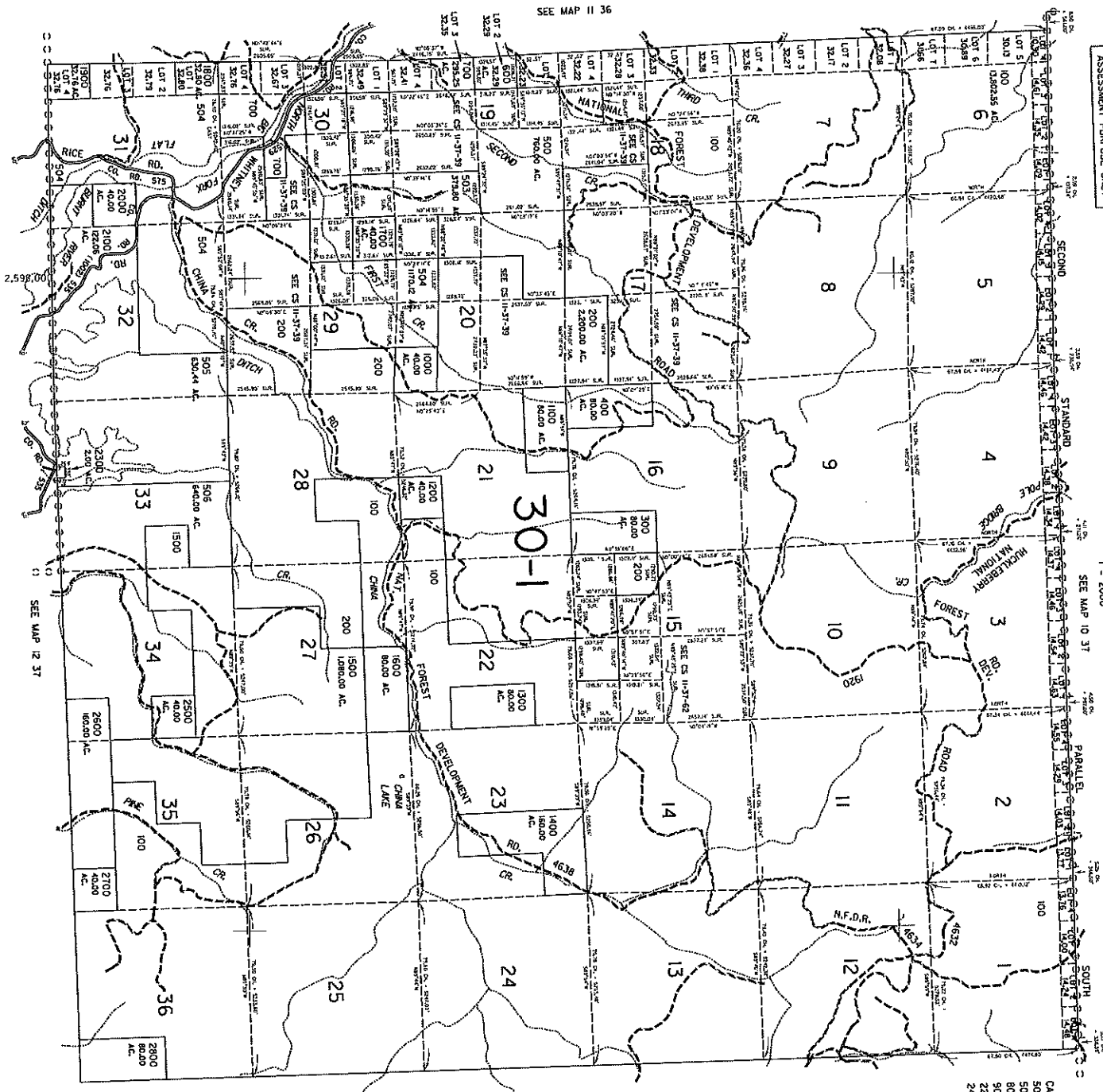
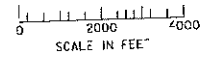
SEE MAP 13 37

SEE MAP 12 38

12 37
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 Revised
 8/23/00, CS

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T.I.S. R37E. W.M.
 BAKER COUNTY
 1" = 2000'

CANCELLED NO.

11 37

SEE MAP 11 38

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Revised
 10/22/01, CS
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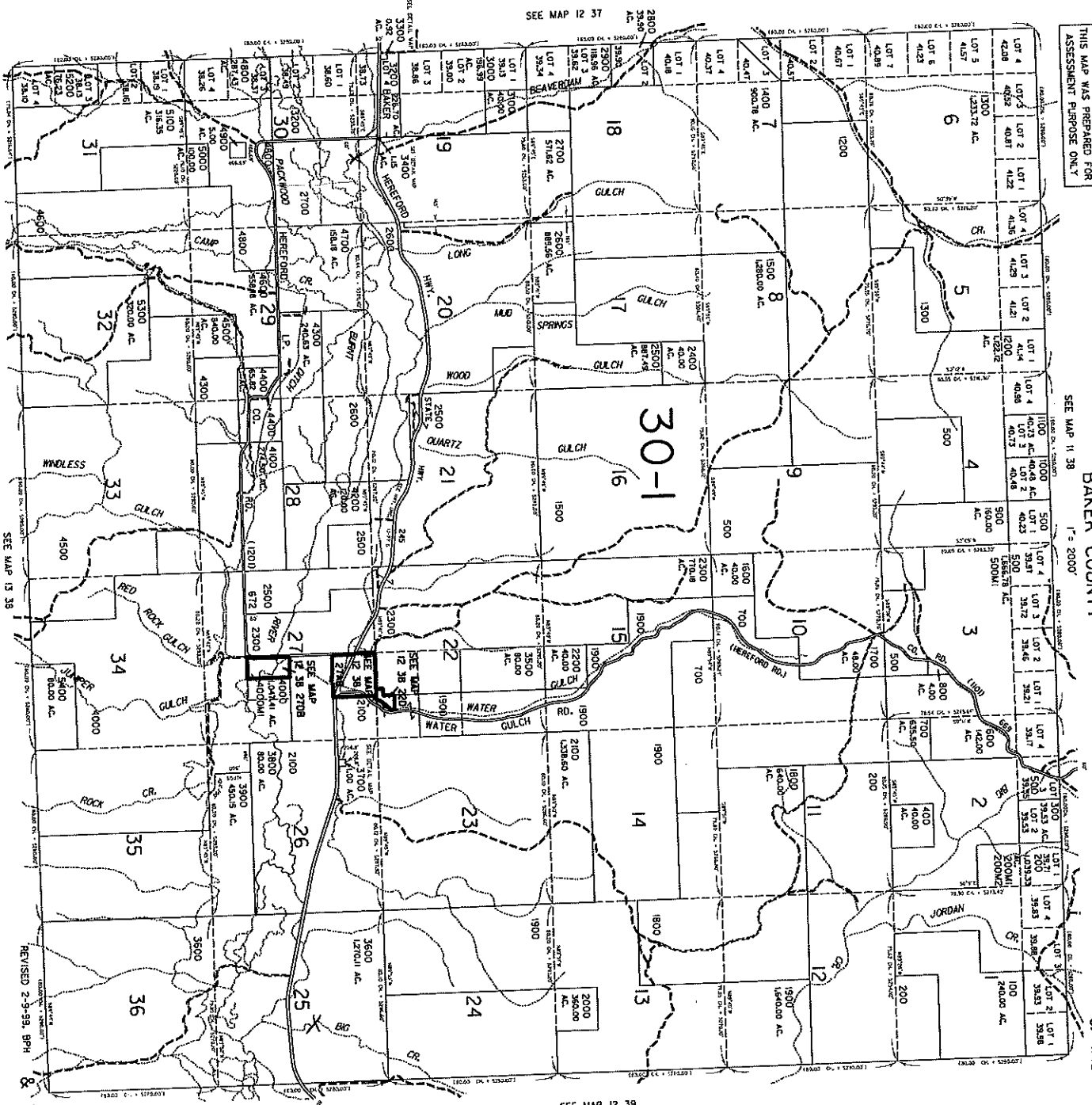
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SEE MAP 11 38
1" = 2000'

T.12S. R.38E. W.M.
BAKER COUNTY

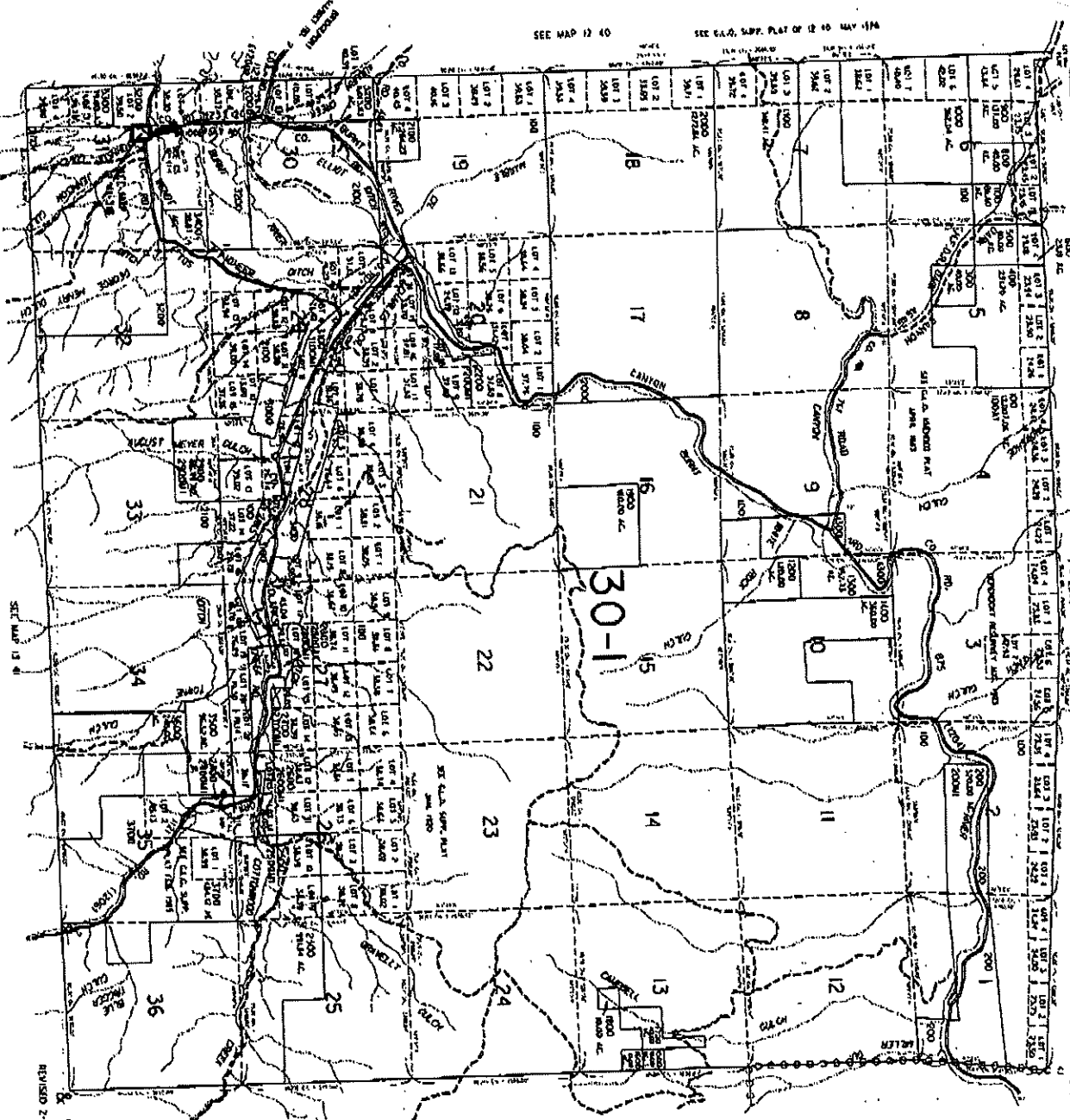
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REVISED 2-9-99 BPH
& INDEX
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 SALEM, OREGON



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 ASSISTANT COMMISSIONER, O.R.C.

SEE MAP 11 41

T.12S, R.41E, W.M.
 BAKER COUNTY

RECORDED IN
 61 31044

12 41
 & INDEX

SEE MAP 12 40

SEE G.A.O. SUPP. PLAT OF 12 40 MAY 1946

SEE MAP 12 42

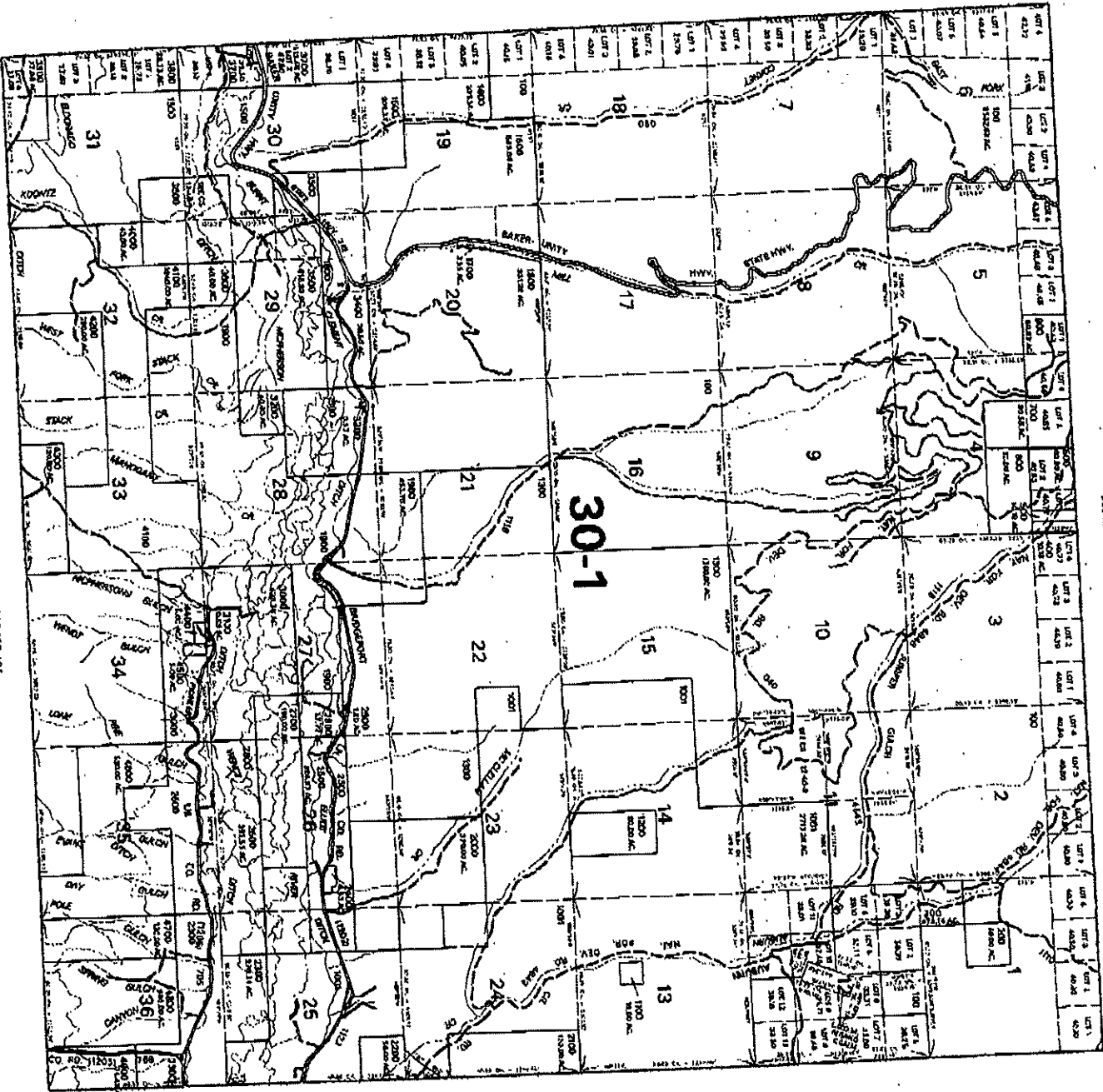
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SCALE IN FEET
 0 2000 4000

SEE MAP 128 38E



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T12S, R.40E, W.M.
 BAKER COUNTY
 T-200W
 SEE MAP 115 40E

SEE MAP 135 40E

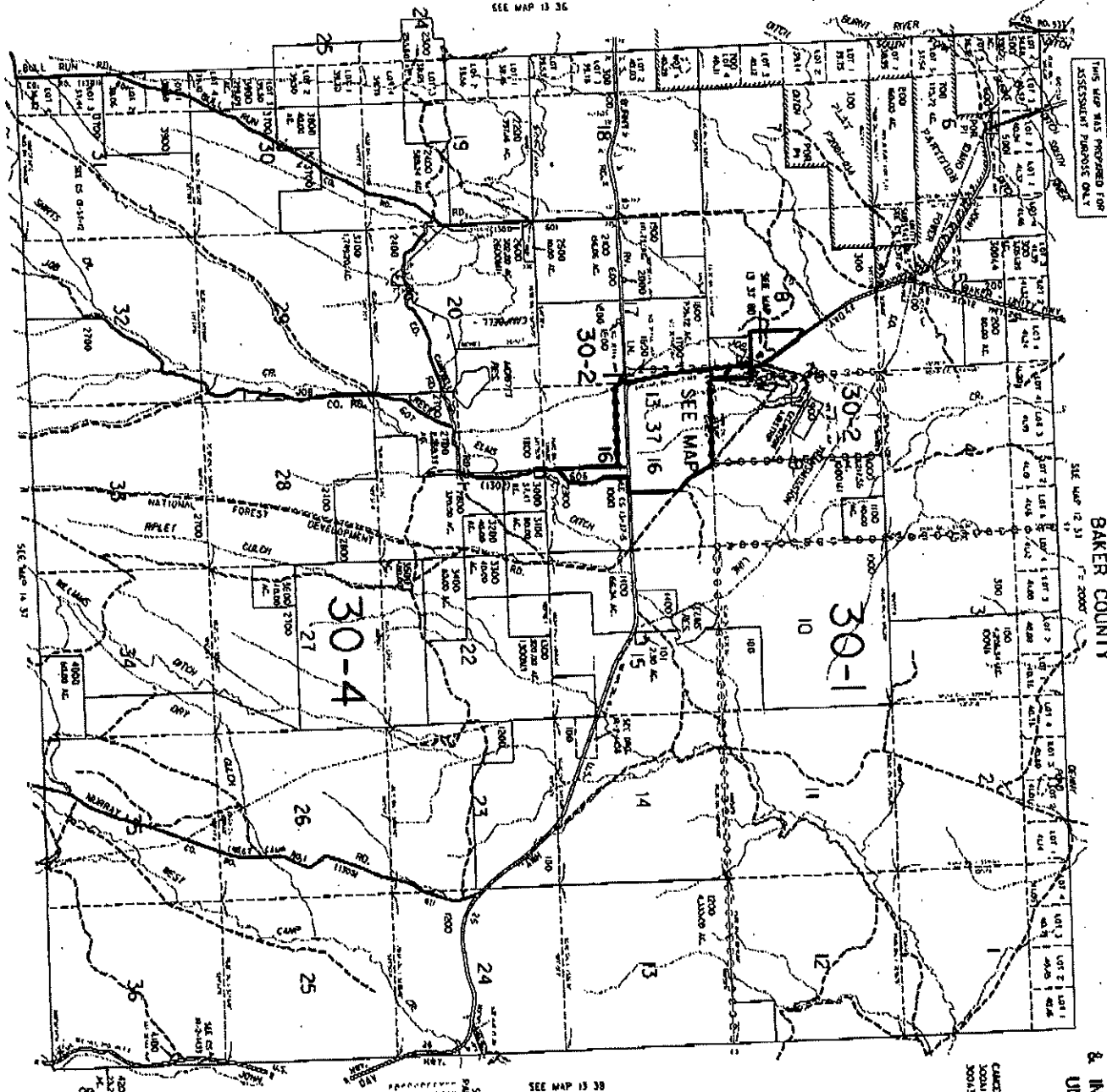
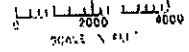
SEE MAP 125 41E

12S 40E
 CALCULATION
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T.13S. R.37E. W.M.
 BAKER COUNTY

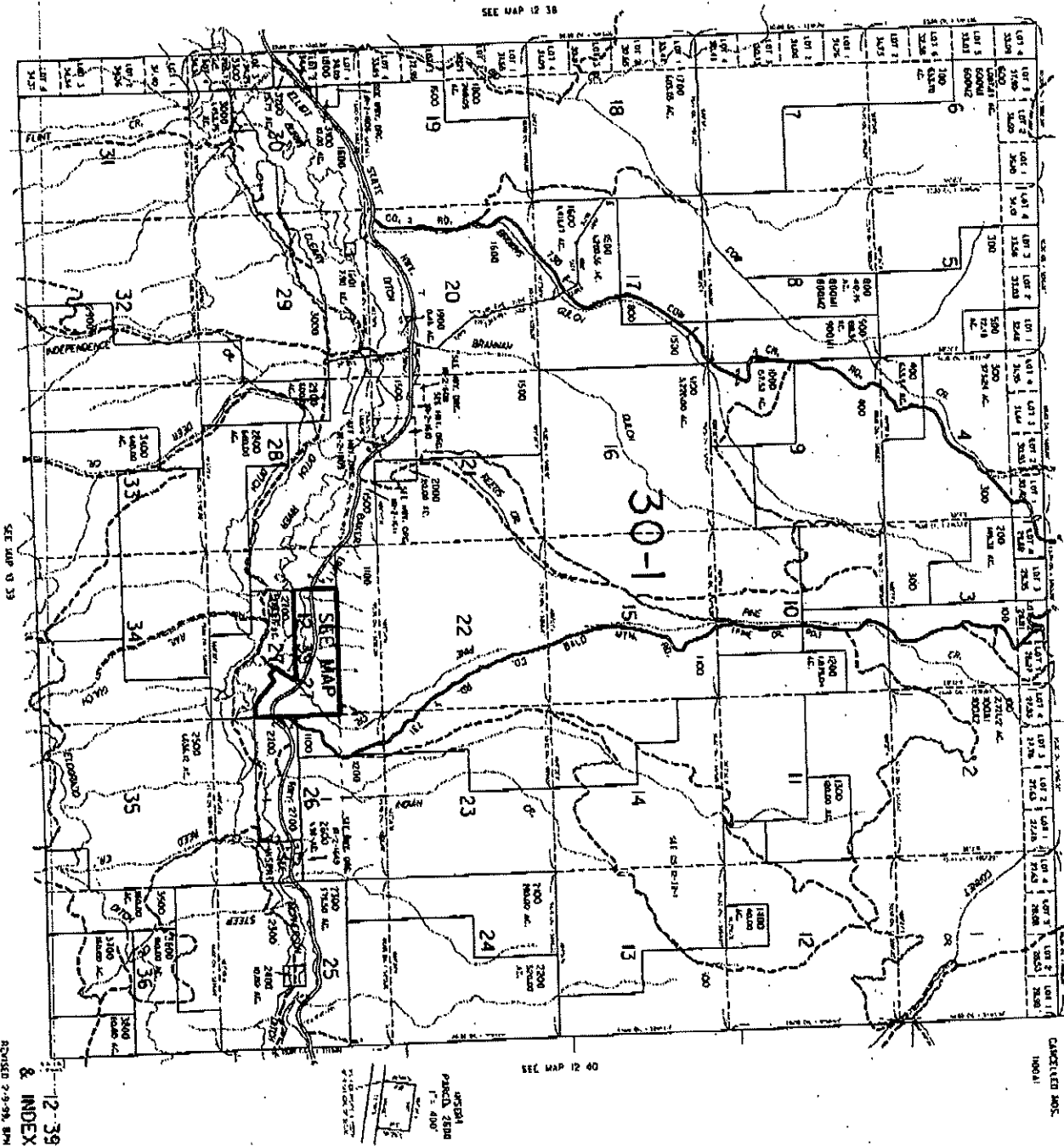
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T.125, R.39E, W.M.
 BAKER COUNTY
 T. 200N

12 39
 & INDEX

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UNSAT
 PAVED 2500
 1" = 400'

12 39
 & INDEX
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