


Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist


OREGON Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
 www.oregon.gov/OWRD

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
 For questions, please call (503) 986-0900, and ask for Transfer Section.

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificate No. 14632**
Please include a separate Part 5 for each water right. (See instructions on page 6)

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Attachments:

- Completed Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. 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):

<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"/> Evidence of 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: ____/____/____

Part 2 of 5 – Transfer Application Map

Your transfer application will be returned if any of the map requirements listed below are not met.

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- 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, ¼ ¼, 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.
- N/A Proposed place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME MICHAEL GOSENSKI & CYNTHIA S. HOBBS		PHONE NO. 541-337-4637	ADDITIONAL CONTACT NO. --
ADDRESS 950 AIRPORT DRIVE		FAX NO. --	
CITY CAVE JUNCTION	STATE OR	ZIP 97523	E-MAIL MICHAELG251@HOTMAIL.COM
<p>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.</p>			

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

AGENT/BUSINESS NAME STEVEN P. BOYD		PHONE NO. 541-450-7043	ADDITIONAL CONTACT NO. --
ADDRESS 605 MISSOURI FLAT ROAD		FAX NO. --	
CITY GRANTS PASS	STATE OR	ZIP 97527	E-MAIL SSKBOYD@HOTMAIL.COM
<p>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.</p>			

Explain in your own words what you propose to accomplish with this transfer application, and why:
 Permanently transfer 2.0 acres of irrigation POU from one area of our property to another area around the house.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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.

By my signature below, I confirm that I understand:

- 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: _____
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).

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



[Handwritten Signature]
 Applicant signature

MICHAEL GOSENSKI
 Print Name (and Title if applicable)

12-3-20
 Date

[Handwritten Signature]
 Applicant signature

CYNTHIA S. HOBBS
 Print Name (and Title if applicable)

12-3-20
 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).

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:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

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Describe any special ownership circumstances here: _____

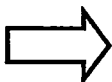
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- Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

- Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	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 JOSEPHINE COUNTY	ADDRESS 500 NW 6TH STREET	
CITY GRANTS PASS	STATE OR	ZIP 97526

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

INSTRUCTIONS for editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

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

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

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

Microsoft Word 2007

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

Microsoft Word 2010

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

Other Alternatives:

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

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Once the application has been unlocked, you may:

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

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

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 14632

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Description of Water Delivery System

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System capacity: 0.04 cubic feet per second (cfs) OR
18 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. Water is conveyed from the POD through an ODFW constructed fish screen and into a 10 inch diameter PVC pipe. A control valve / riser is attached to the pipe near the existing POU. Smaller diameter PVC pipes convey the water from the control valve / riser to hand lines with impulse sprinklers that apply water to the POU.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	1/4		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	40	S	9	W	14	NE	SW	500	650 feet W and 2,140 feet N of the S 1/4 corner of Section 14
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- Place of Use (POU)
- Character of Use (USE)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Surface Water POD to Ground Water POA (SW/GW)
- Supplemental Use to Primary Use (S to P)
- Point of Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)
- Substitution (SUB)
- Government Action POD (GOV)

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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 # 14632

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/POA(s) to be used (from Table 1)	Priority Date					
EXAMPLE																											
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1	POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
																										POD #6	1901
40	S	9	W	12	SE	SW	500		2.0	IR	POD		1938	POU	40	S	9	W	12	SE	SW	500		2.0	IR	POD	1938
TOTAL ACRES:							2.0								TOTAL ACRES:							2.0					

Additional remarks: Only 2.0 acres (appurtenant to Tax Lot 500) of the total 40.0 acres of POU for Certificate 14632 are being permanently transferred per this Transfer Application. The remaining 38.0 acres are not affected.

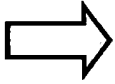
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For Place of Use or Character of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: _____.



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 # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

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.	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right.

Land Use Information Form



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

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Applicant(s): MICHAEL GOSENSKI & CYNTHIA S. HOBBS

Mailing Address: P.O. BOX 917

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City: CAVE JUNCTION

State: OR

Zip Code: 97523

Daytime Phone: 541-337-4637

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>40S</u>	<u>9W</u>	<u>12</u>	<u>SE-SW</u>	<u>500</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>agricultural</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

JOSEPHINE COUNTY, CAVE JUNCTION

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) ROUGH AND READY Creek

Estimated quantity of water needed: 0.04 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

The place of use of 2.0 acres of existing Water Right Certificate No. 14632 appurtenant to Tax Lot 500 is to permanently transferred from the south eastern corner of Tax Lot 500 north and west to the corrals and adjacent dwelling area as shown on the Permanent Water Right Transfer Application Map (see attached).

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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JOCO - PLANNING

For Local Government Use Only

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The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 19.07.020.0 (outright uses)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Josephine County Pl.
700 NW Dimmick Street
Suite C
Grants Pass, OR 97526

Name: Tami Smith Title: Assistant Planner
 Signature: Tami Smith Phone: 541-474-5424 Date: 12-17-2020
 Government Entity: Josephine County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

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DEC 03 2020

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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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 GOSENSKI, in my capacity as OWNER OF TAX LOT 500,

mailing address PO BOX 917, CAVE JUNCTION, OR 97523

telephone number (541)337-4637, 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

2. I attest that:

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

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

Certificate #	Township	Range	Mer	Sec	1/4	1/4	Gov't Lot or DLC	Acres (if applicable)
14632	40	S	9 W	WM 12	SE	SW		2.0

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**

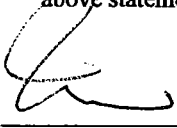
The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # (For Historic POD/POA Transfers)

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): 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.

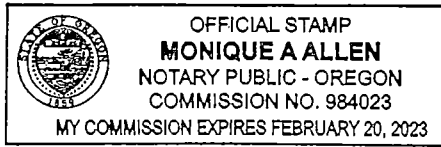
 12-2-2020

Signature of Affiant Date

13590

State of Oregon; County of Josephine

Signed and sworn to (or affirmed) before me this 2nd day of December, 2020.
By Michael Philip Gosanski



Notary Public for Oregon

Monique Allen

My Commission Expires: Feb 20, 2023

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Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
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"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
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.</p> <p>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 – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

Illinois Valley Building & Feed Supply

Ph: 541-592-3540

2/20/2020 10:17:54

Invoice No.: 2-1153346

Code: 10295

Name: GOSENSKI, MICHAEL

Address: REWARDS!

PO BOX 917

CAVE JUNCTION, OR 97523

Cashier: Blayne Kitting

Register Name: Register4

2X6X10 2&BTR PRESSURE TREATED GREENTONE
.60

PT2610 EA
1 @ 10.3 /EA \$10.30

Tax: N
SIMPSON SCREWS 9 X 1 1/2 30X OF 100
702011 BX
1 @ 11.39 /BX \$11.39

Tax: N
LUS410 HANGER SIMPSON

LUS410 EA
2 @ 2.89 /EA \$5.78

Tax: N

Sub Total: \$27.47
Sales Tax: \$0.00
Total: \$27.47

Tenderec: \$27.47
Change: \$0.00

Payment: \$27.47 Method: ALL CREDIT

2-1153346



More saving.
More doing.SM

111 NE MILL ST. GRANTS PASS, OR 97526
BEN SUBY STORE MANAGER

4034 00054 92905 02/21/20 10:53 AM
SALE SELF CHECKOUT

045242226214 HACKZALL <A> 99.00N

MKE M12 HACKZALL KIT

044315044007 FRAME ANCHOR <A>

3INX11IN ANGLE FRAMING ANCHOR

2@6.95 13.90N

712216022034 SPAX 1 LB <A> 3.50N

SPAX WAFER HEAD #10 X 3 65PK

764666732933 3DMT1 <A> 9.47N

DECKMATE III, TAN, 3 IN, 1 LB

887480008708 3/8X31/2HXBL <A>

HEX BOLT 3/8X3-1/2-25PK

2@12.60 25.20N

887480023640 COMBO PACK <A>

3/8" HEX NUT (25) PACK BAG

2@3.56 7.12N

887480023244 COMBO PACK <A>

3/8" CUT WASHER (25) PACK BAG

3@3.98 11.94N

SUBTOTAL 176.13

SALES TAX 0.00

TOTAL \$176.13

XXXXXXXXXXXX8607 DEBIT

USD\$ 176.13

AUTH CODE 462581

Chip Read

AID A0000000980840

Verified By PIN

US DEBIT



4034 54 92905 02/21/2020 9069

RETURN POLICY DEFINITIONS
POLICY ID DAYS POLICY EXPIRES ON
A 1 90 05/21/2020

DID WE NAIL IT?

Take a short survey for a chance TO WIN
A \$5,000 HOME DEPOT GIFT CARD

Opine en español

www.homedepot.com/survey

User ID: H88 190133 186153

PASSWORD: 20121 186099

Entries must be completed within 14 days
of purchase. Entrants must be 18 or
older to enter. See complete rules on
website. No purchase necessary.

Illinois Valley Building & Feed Supply

Ph: 541-592-3540

2/21/2020 11:58:49

Invoice No.: 2-1153814

Code: 10295

Name: GOSENSKI, MICHAEL

Address: REWARDS!

PO BOX 917

CAVE JUNCTION, OR 975

Cashier: Tristan Gale

Register Name: Register4

1/2 X20FT REBAR - AKA - 265 -#4 GRADE
OMER/RECIDEN

A115120 EA
1 @ 7.2 /EA \$7.20

Tax: N

Sub Total: \$7.20
Sales Tax: \$0.00
Total: \$7.20

Tenderec: \$7.20
Change: \$0.00

Payment: \$7.20 Method: ALL CRED

2-1153814

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RECEIPTS FOR REPAIR

OF PLUME ON WING?

PERREN DICCA @

950 AIRPORT DRIVE

CAVE JUNCTION, OR 97523

MICHAEL GOSENSKI

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Illinois Valley Building & Feed Supply

Illinois Valley Building & Feed Supply

Illinois Valley Building & Feed Supply

Ph: 541-592-3540

Ph: 541-592-3540

Ph: 541-592-3540

2/29/2020 11:12:45

2/25/2020 09:27:19

3/2/2020 12:06:36

Invoice No.: 2-1156774

Invoice No.: 2-1154998

Invoice No.: 2-1157277

Code: 10295

Code: 10295

Code: 10295

Name: GOSENSKI, MICHAEL

Name: GOSENSKI, MICHAEL

Name: GOSENSKI, MICHAEL

Address: REWARDS!

Address: REWARDS!

Address: REWARDS!

PO BOX 917

PO BOX 917

PO BOX 917

CAVE JUNCTION, OR 97523

CAVE JUNCTION, OR 97523

CAVE JUNCTION, OR 97523

Cashier: Amanda G

Cashier: Melissa F

Cashier: Melissa F

Register Name: Register2

Register Name: Register2

Register Name: Register2

LUS410 HANGER SIMPSON
 LUS410 EA
 6 @ 2.89 /EA \$17.34
 Tax: N

10.30Z BEAT T N ADHESIVE
 PS091165 EA
 3 @ 2.79 /EA \$8.37
 Tax: N

LUS410 HANGER SIMPSON
 LUS410 EA
 2 @ 2.89 /EA \$5.78
 Tax: N

3/8 USS F1 Washr HDG
 09142 EA
 4 @ 0.2 /EA \$0.80
 Tax: N

Sub Total: \$8.37
 Sales Tax: \$0.00
 Total: \$8.37

Sub Total: \$5.78
 Sales Tax: \$0.00
 Total: \$5.78

3/8-16 Hex Nut HDG
 05617 EA
 2 @ 0.18 /EA \$0.36
 Tax: N

Tendered: \$8.37
 Change: \$0.00

Tendered: \$5.78
 Change: \$0.00

3/8-16 x 3-1/2 Hex Bolt HDG
 738287053869 EA
 2 @ 0.99 /EA \$1.98
 Tax: N

Payment: \$8.37 Method: ALL CREDIT

Payment: \$5.78 Method: ALL CREDIT

Sub Total: \$20.48
 Sales Tax: \$0.00
 Total: \$20.48

2-1154998

2-1157277

Tendered: \$20.48
 Change: \$0.00

Payment: \$20.48 Method: ALL CREDIT

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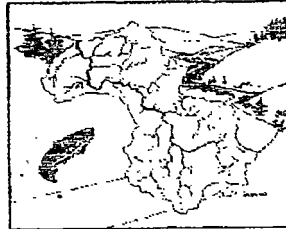
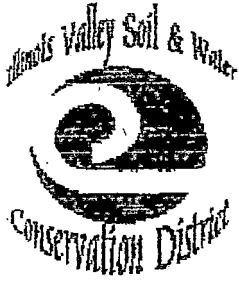
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2-1156774

RECEIPTS FOR REPAIR
 OF PLUME ON WING + FERREN
 NOTCH @ 950 AIRPORT DRIVE,
 CAVE JUNCTION, OR 97523

MICHAEL GOSENSKI

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#4 7/29/98 MIKE AND CYNTHIA

THIS IS THE LATEST DRAFT FROM LARRY. MUCH INFO IN SUGGESTED IN OUR COMMENTS WILL BE INCLUDED IN THE ATTACHMENTS. GARY SHOWED THIS TO ED BROWN AND HE SAID "OK" ... WITH RESERVATIONS.

THE MAJOR EFFORTS IS TO GET OWT, CORKY, LARRY TO WORK ON FINALIZING THE ATTACHMENTS.

WES

ILLINOIS VALLEY SOIL & WATER CONSERVATION DISTRICT

ILLINOIS VALLEY WATERSHED COUNCIL

102 S. Redwood Hwy~P.O. Box 352
Cave Junction, OR 97523
Phone(541)592-3731
Fax(541)592-3425
ivswcdwe@cdsnet.net

ROUGH & READY CREEK WATER-RIGHT OWNERS AGREEMENT

(DRAFT COPY)

The purpose of this project is to improve irrigation system efficiency, address factors limiting salmonid production by returning water instream for fish habitat and improving water quality on a reach of Rough and Ready Creek.

I. The undersigned water-right owners, hereinafter called the OWNERS, the Illinois Valley Soil and Water Conservation District, hereinafter called the DISTRICT, and the Illinois Valley Watershed Council, hereinafter called the COUNCIL, the Oregon Water Trust, hereinafter called

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OWT, on this ____ day of _____, 1998, do enter into this Cooperative Agreement, hereinafter called the Agreement, to complete Phases II and III of a three-phase project. Phase I installed 800 feet of 15" PVC pipe in the irrigation ditch and was completed in 1996; Phase II will install another 5700 feet of pipe in the irrigation ditch, provide fish passage past the diversion dam by notching it, and installing a fish screen at the head gate; Phase III will complete the piping of the remaining portion of the irrigation ditch, install sprinkler systems on the OWNERS properties, and transfer water-rights instream for fish habitat. Project monitoring will be required for all irrigation and fish habitat structures installed.

II. The land involved is located in Josephine County, Oregon. A location map containing the legal description and ownership of each parcel of land and marked Exhibit "A" is attached and hereby made a part of this AGREEMENT. (Tax lot map overlay)

III. A set of drawings and specifications consisting of ____ pages and marked Exhibit "B" is attached and hereby made a part of this Agreement. Minor changes and revisions to the drawings and specifications may be made as necessary to reflect operational realities during installation with approval of the design engineer, project manager and water-right owners. It is mutually agreed that the development of the project shall be shared as follows:

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ROUGH & READY WATER RIGHT OWNERS AGREEMENT PAGE 1 OF XX

(DRAFT COPY)

A. The OWNERS will:

1. PHASE I: Install 800-feet of 15-inch diameter PVC pipe in Wing/Ferren irrigation ditch. Pipe was installed in 1996 with the assistance of the Natural Resources Conservation Service and Farm Service Agency.
2. PHASE II:
 - a. Provide all labor, equipment and incidentals necessary to install approximately 5700 feet of PVC pipe in compliance with the drawings and specifications in Exhibit "B";
 - b. Secure, with the aid of the DISTRICT, all necessary local, county, state and federal reviews, permits and authorizations as shown on Exhibit "D" which is attached and hereby made a part of this Agreement;
 - c. Cooperate with the U. S. Forest Service (USFS), Oregon Department of Fish & Wildlife (ODFW), in the Fish Screening Program as shown on the attached Exhibit "E".
 - e. Cooperate with ODFW and the DISTRICT with notching of the diversion dam to provide for fish passage past the dam.
3. PHASE III:
 - a. Install irrigation pipe in portions of the Wing/Ferren ditch that have not been piped;
 - b. Cooperate, in good faith, with Oregon Water

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Trust (OWT) through the Conserved Water Program to convert on-farm flood irrigation systems to sprinklers or other water-efficient systems on each OWNERS' land within a period of seven years;
c. After completion PHASE III, cooperate in good faith with OWT to transfer instream water rights from (1/50 cfs to 1/75 cfs) to the State of Oregon for fish habitat.

B. The COUNCIL and the DISTRICT will:

1. PHASE II:

- a. Provide funding for the purchase of materials, labor and installation of fish passage needs at diversion dam in compliance with the drawings and specifications in Exhibit "B";
- b. Coordinate with ODFW, USFS and OWNERS in the purchase of materials, labor and installation of fish screens at the head gate per ODFW "Fish Screening Program" as shown in Exhibit "E";
- c. Purchase of approximately 5700 feet of PVC pipe, fittings, connectors and materials for the mainline ditch, in compliance with the drawings and specifications in Exhibit "B".
- d. Project monitoring for a period of 10-years;
- e. Administrative services.

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ROUGH & READY WATER RIGHT OWNERS AGREEMENT PAGE 2 OF XX

(DRAFT COPY)

2. PHASE III

- a. Provide good faith effort and assistance to the OWNERS and OWT to secure funding for the following:
 1. Remaining pipe for the Wing/Ferren irrigation ditch;
 2. On-farm sprinkler systems for each OWNER;
 3. Transfer of instream water rights to the State of Oregon.

C. The DISTRICT will:

1. PHASE II:

- a. Provide or secure the services of qualified on-site professional and technical assistance as needed;
- b. Provide services to secure and administer contracts, and purchase supplies and materials;
- c. Assist OWNERS to secure all necessary local, county, state and federal reviews, permits and authorizations as shown on Exhibit "D".
- d. Provide monitoring services for a period of 10-years after completion of the fish passage, fish screening and mainline pipe installation portions of the project.

D. The OWT will:

1. PHASE III:

- a. Provide engineering support for the remaining irrigation ditch pipe

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ROUGH & READY WATER-RIGHT OWNERS AGREEMENT PAGE 7 OF XX

(DRAFT COPY)

6. Project Notification: State of Oregon Department of Forestry

Permits: Required if we are working during fire season
Responsibility: Project Managers
Comments: Need to notify and get a permit for all phases of project work during fire season, unless exempt by state because of farm use. Usually we get one for the whole project.
Accomplished: No

7. Spill Plan: IVSWCD

Permit: No
Responsibility: Project Manager/Contract Officer/Owners
Comments: Project work will not require operating equipment in Rough & Ready Creek. Need to check this for fish screening and fish by-pass

8. From here we need to complete the list of permits, etc. We should address all possible permits here, even if they end up not required. This will serve as documentation and answer questions should they arise.

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ROUGH & READY WATER RIGHT OWNERS AGREEMENT PAGE 6 OF XX

(DRAFT COPY)

EXHIBIT "D"

Project Reviews, Permits and Authorizations:

The following list of permits have been considered. Not all of these permits will be required for the project work listed above.

1. Fill/Removal Permit: Army Corp of Engineers/Oregon Division of State Lands

Permit: Not required

Responsibility: Project Manager/Owners

Comments: Because less than 5 cubic yards of material will be moved in-stream, no permit required. Confirm w/DSL and ACE

2. County Land Use: Josephine County Planning Department

Permit: Required

Responsibility: Project Manager/Owners

Comments: Considered outright usage by county in most cases, (ie, no special permit required), but a form signed by Josephine Co. Planning certifying they have reviewed the project must be completed as part of grant requirement.

Completed: No

3. NEPA: National Environmental Protection Act

Permit: Need to check

Responsibility: Project Manager/with assistance of U.S. Forest Service

Comments:

4. SHPO: State Historic Protection Office/Cultural Resources Survey

Permit: Yes

Responsibility: Project Manager

Accomplished: Cultural resource survey completed by USFS, Illinois Valley Ranger District. (Thanks)

5. U.S. Forest Service

Permit: Have to check

Responsibility: Project Manager/Owners

Comments: Diversion dam is on USFS ownership, we probably need their input to do work. Need to check on this. FS is aware of project.

Accomplished: See Project Manager/Owners

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- alignment and the on-farm sprinkler systems;
- b. Provide support to secure funding for the transfer of instream water rights.

IV. It is mutually agreed that supervision, management and maintenance of the project shall be as follows:

A. OWNERS will:

1. Permit the DISTRICT, the COUNCIL, or their authorized agents to enter onto the OWNERS land, for the purposes of implementing work on PHASES II and III. The DISTRICT, or the COUNCIL shall schedule all such visits with the OWNERS prior to entering the land;
2. Maintain improvements for a period of no less than ten years;
3. Allow placement of Watershed Health signs at the project site;
4. Permit the DISTRICT to monitor all project work completed.

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ROUGH & READY WATER RIGHT OWNERS AGREEMENT PAGE 3 OF XX

(DRAFT COPY)

B. The DISTRICT and the COUNCIL will:

1. Repair or replace damages to structures resulting from flood or other natural causes provided restoration funding is available.

V. The DISTRICT, the COUNCIL or its authorized agents will not be held liable for any damages or accidental harm or death of the OWNERS their employees or representatives.

VI. The OWNERS will not be held liable for any damage to equipment or accidental harm or death of the DISTRICT'S, the COUNCIL'S or its authorized agent's employees or representatives.

VII. It is further agreed that after completion of the project, improvements will become the property of the OWNERS.

VIII. This Agreement shall remain in full force and effect for the duration of ten (10) years, unless terminated by mutual consent of the parties or is terminated by either party after due notice, in writing, because of violation of any terms of this Agreement.

IX. The estimated time of completion of this project shall be:

- A. PHASE I: Completed 1996;
- B. PHASE II: September 15, 1999 (fish passage, fish screening and mainline pipe installation);
- C. PHASE III: September 15, 2005 (on-farm systems);
- D. Monitoring: December 31, 2009

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Illinois Valley Watershed Council date

Illinois Valley Soil & date
Water Conservation District

- Attachments: Exhibit "A" Location Map
Exhibit "B" Drawings and Specifications
Exhibit "C" Project Budget
Exhibit "D" Project, Reviews, Permits and Authorizations
Exhibit "E"

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ROUGH & READY WATER RIGHT OWNERS AGREEMENT PAGE 5 OF XX

(DRAFT COPY)

EXHIBIT "A"

Location Map, Legal Description and Ownership

Needs to be completed by Project Manager/Water-right owners

Planned Action: List here what needs to be done and by who, so we can get this in a format acceptable to all.

EXHIBIT "B"

Project Plans, Specifications and Drawings

Needs to be completed by Project Manager/Water-right owners/Design Engineers.

Planned Action:

EXHIBIT "C"

Project Budget

Needs to be completed by Project Manager/Water-right owners

Planned Action:

EXHIBIT "D"

Project Reviews, Permits and Authorizations:

See next page

EXHIBIT "E"

Fish Screening Program



District 14 – Josephine

Watermaster's Office

Jake D. Johnstone
Watermaster, Dist. 14

700 NW Dimmick
Grants Pass, OR 97526
Phone: 541-479-2401
Fax: 541-479-2404
Jake.d.johnstone@oregon.gov

October 23, 2017

Cynthia Hobbs
950 Airport Drive
Cave Junction, OR

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RE: Map Identification: Township 40S, Range 9 W, Section 12, Tax Lot 500

A water right research was conducted for the above stated parcel(s) per your request. Findings indicate the following water rights of record are pertinent to the tax lot(s) as described in the table below:

Tax Lot	Certificate or Permit	Priority Date	Use	Source
500	14632 (small portion of right)	10/3/1938	IR	Rough & Ready Crk

Irrigation season is from April 1st through October 31st.

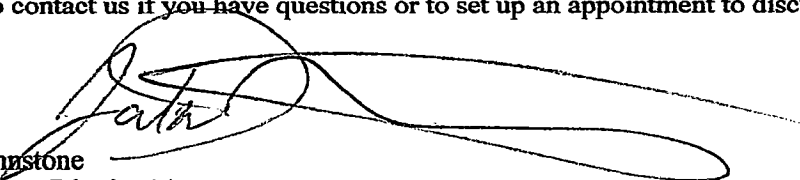
Please refer to the attached documents and maps for the place of use of these water rights. This will allow you to compare how the water rights of record overlay the parcel. In order to determine the exact location of the water right, you may want to hire a Certified Water Rights Examiner (CWRE) to survey the water right.

Keep in mind, while this office may tell you water rights are attached to a tract of land, we cannot tell you about continued use or non-use of the right. After five successive years of non-use all or part of the right may be subject to forfeiture. Water rights do not grant trespassing on other lands, therefore access to the point of diversion may be necessary.

The POD for this water right is marked in 40S, 9W, Section 14 in the NE of the SW qq. Please note that a water right does not grant "trespass" and you will have to work with ditch users to utilize this water right.

Feel free to contact us if you have questions or to set up an appointment to discuss these water rights.

Sincerely,


Jake D. Johnstone
Watermaster – District 14

Enclosures: Cert 14632; map_overlay

Data provided by this office is based on the best and most current information available within our files and data base. The "Official Records" however, reside in the Department's Salem office. For additional information, please contact the Oregon Water Resources Department at 1-503-986-0900 or at www.wrd.state.or.us.

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