# **Application for Water Right Temporary or Drought Temporary Transfer**



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

Part 1 of 5 - Minimum Requirements Checklist

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

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		FOR ALL TEMPORARY TRANSFER APPLICATIONS
Che	ck all iten	ns included with this application. (N/A = Not Applicable)  JUN $0.1.2021$
$\boxtimes$		Part 1 – Completed Minimum Requirements Checklist.
X		Part 2 – Completed Temporary Transfer Application Map Checklist.
		Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, ar completed Fee Worksheet, page 3. Try the online fee calculator at: <a href="http://apps.wrd.state.or.us/apps/misc/wrd">http://apps.wrd.state.or.us/apps/misc/wrd</a> fee calculator. If you have questions, call Customer Service at (503) 986-0801.
$\boxtimes$		Part 4 – Completed Applicant Information and Signature.
$\boxtimes$		Part 5 – Information about Transferred Water Rights: How many water rights are to be transferred? 2 List them here: <u>C-72286, C-73998</u>
		Please include a separate Part 5 for each water right. (See instructions on page 6)
	⊠ N/A	For standard Temporary Transfer (one to five years) Begin Year: End Year:
$\boxtimes$	☐ N/A	Temporary Drought Transfer (Only in counties where the Governor has declared drought)
Atta	achments:	
$\boxtimes$		Completed Temporary Transfer Application Map.
$\boxtimes$		Completed Evidence of Use Affidavit and supporting documentation.
$\boxtimes$		Current recorded deed for the land <b>from</b> which the authorized place of use is temporarily being moved.
	□ N/A	Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
	⊠ N/A	Supplemental Form D – For water rights served by or issued in the name of a district.  Complete when the temporary transfer applicant is not the district.
$\boxtimes$	∏ 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 <b>all</b> 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 (if necessary to convey water to the proposed place of use).
		(For Staff Use Only)  WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):  Application fee not enclosed/or is insufficient Map not included or incomplete  Land Use Form not enclosed or incomplete  Additional signature(s) required Part is incomplete  Other/Explanation Staff: 503-986-0 Date: / /

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Your temporary transfer application will be returned if any of the map requirements listed OWRD below are not met. Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply. If more than three water rights are involved, separate maps are needed for each water right.  $\boxtimes$ Permanent quality printed with dark ink on good quality paper.  $\boxtimes$ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30  $\boxtimes$ inches. For 30 x 30 inch maps, one extra copy is required. A north arrow, a legend, and scale.  $\boxtimes$  $\boxtimes$ 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  $\boxtimes$ survey lines.  $\boxtimes$ 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  $\boxtimes$ reservoirs, roads, and railroads.  $\boxtimes$ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.  $\boxtimes$ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.

N/A Proposed temporary 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.

If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example  $-42^{\circ}32'15.5''$ ) or degrees-decimal with five or more digits after the decimal (example  $-42.53764^{\circ}$ ).

⊠ N/A

 $\boxtimes$ 

#### Part 3 of 5 - Fee Worksheet

:	FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS	-	
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
	Number of water rights included in transfer: (2a)		
į	Subtract 1 from the number in 3a above: (2b) If only one water right this will		
	be 0		
2	Multiply line 2b by \$260.00 and enter » » » » » » » » » » » »	2	
	Do you propose to change the place of use for a non-irrigation use?	]	
	☐ No: enter 0 on line 3 » » » » » » » » » » » » » » » » » »		
	$\square$ Yes: enter the cfs for the portions of the rights to be transferred: $\underline{\hspace{1cm}}$ (3a)		DECENE
	Subtract 1.0 from the number in 3a above:(3b)		RECEIVE
	If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » »		JUN 0 1 202
	If 3b is greater than 0, round up to the nearest whole number:(3c)		0014 @ # 202
3	and multiply 4c by \$200.00, then enter on line 3	3	
	Do you propose to change the place of use for an irrigation use?		OWRD
	☐ No: enter 0 on line 4 » » » » » » » » » » » » » » » »	ĺ	
	Yes: enter the number of acres for the portions of the rights to be	ļ	
,	transferred:(4a)		
4	Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	
	Is this transfer:	} 	İ
	necessary to complete a project funded by the Oregon Watershed		
	Enhancement Board (OWEB) under ORS 541.932?		
	endorsed in writing by ODFW as a change that will result in a net benefit to		
	fish and wildlife habitat?		
	If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »		
6	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:	7	

	FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS											
1	1 Base Fee (includes drought application and recording fee for up to 1 cfs)											
	Enter the cfs for the portions of the rights to be transferred (see example below*):  4 (2a)											
	Subtract 1.0 from the number in 2a above: <u>1 (2b)</u>	1										
	If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » »											
	If 2b is greater than 0, round up to the nearest whole number: <u>1 (2c)</u> and		1									
2	multiply 2c by \$50, then enter on line 2 » » » » » » » »	2	<b>/</b> 50.00									
3	Add entries on lines 1 through 2 above » » » » » » » » » Transfer Fee:	3	35000									

<sup>\*</sup>Example for Line 2a 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:

<sup>1.</sup> Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs  $\div$ 100 ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac= 0.56 cfs).

<sup>2.</sup> 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)

<sup>3.</sup> 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 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

## Part 4 of 5 — Applicant Information and Signature

#### **Applicant Information**

Delbert Stephens ADDRESS	541-910-1001 FAX NO.
46226 Rock Creek Town Rd.	
CITY STATE ZIP	E-MAIL
Haines OR 97833	farmerdel@gmail.com

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

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS	<del></del>			FAX NO.
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAI				NCE FROM THE DEPARTMENT

Explain in your own words what you propose to accomplish with this transfer application and why: I would like to flip flop my 1871 water with some 1879 water. I would like the 1871 water on ground that I have planted in potatoes for the later season water.

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

(we) affirm that the information cont	ained in this application is true a	and accurate.
Jan 9. 1/L	Darrell Dyh	5/26/21
Applicant signature	Print Name (and Title if applicable)	Date
Myra a Stephe	200	51/28/21
Applicant signature	Print Name (and Title if applicable)	Date
Della Stept		5-26-21

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located?  $\square$  Yes  $\boxtimes$  No

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

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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. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME  Powder Valley Water Control District	ADDRESS 690 E St.	
CITY North Powder	STATE OR	ZIP <b>97867</b>
Charlebane if water for any of the mi	ومرور والمواري أمواز المساري معامل	han aamilaa agraamant ar athar
Check here if water for any of the ri- contract for stored water with a fed		
contract for stored water with a fed	leral agency or other enti	



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

conveyed and/or used.		
ENTITY NAME	ADDRESS	
Baker County	1995 3 <sup>rd</sup> St.	
CITY	STATE	ZIP
Baker City	OR	97814
ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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## **INSTRUCTIONS** for editing the Application Form

To add 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:

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#### **Microsoft Word 2003**

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Unlock the document by one of the following:

Using the Tools menu => click Unprotect Document;
 OR

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Using the Forms toolbar => click on the Protect/Unprotect icon.

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

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

Once the application has been unlocked, you may:

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

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

#### **Microsoft Word 2007**

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

#### **Microsoft Word 2010**

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

#### Other Alternatives:

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

## 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 rows to tables within the form.

							Right C	ertif	icate	# 72286	RECEIVED
	Description o										JUN <b>0 1 202</b> 1
	System capac	ity: <u><b>50</b></u> cub	ic fe	et p	er sed	cond	(cfs) O	R			2014 A T 505!
			gall	ons p	er m	inute	e (gpm	)			OWRD
	five years. Inc	lude inform water at th	natio ne ai	on on uthor	the ized	pum place	ps, can e of use	als, p e. <u>Cu</u>	ipeli <b>rren</b> t	ines, and tly the H	in place at some time within the last I sprinklers used to divert, convey, H ditch is an open ditch that carries ny pipeline which goes into a pivot
	or wheel lines	for irrigat	<u>ion.</u>								
(Not						-					n (POD) or Appropriation (POA) name or number here.)
/POA ne or nber	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L)	1	√wp	R	Rng	Sec	1/4	1/4	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Н	□ Authorized     □ Proposed		7	S	38	E	5	N W	NE		140' S & 2380' W from the NE corn. of Se
	□ Authorized			1		<del> </del>	<del></del>		<u> </u>		
	☐ Proposed			1		:			;		
	☐ Authorized			†		1			:		
	☐ Proposed										
	☐ Authorized☐ Proposed					i					
	<u> </u>	•	ora	ry ch	ange	:(s) p	propose	ed be	low	(change	"CODES" are provided in
	Place	e of Use (PC	OU)						Αį	ppropria	tion/Well (POA)
	Poin	t of Diversi	on (I	POD)					A	dditional	Point of Appropriation (APOA)
	☐ Addi	tional Poin	t of	Diver	sion	(APC	DD)				
	Check all type provided in pa			ry ch	ange	e(s) d	lue to c	irou	ght p	roposed	below (change "CODES" are
	⊠ Place	e of Use (PC	jυ)						Po	oint of A	ppropriation/Well (POA)
	☐ Char	acter of Us	e (U	SE)					A	dditional	Point of Appropriation (APOA)
	Poin	t of Diversi	on (I	POD)					A	dditional	Point of Diversion (APOD)
	Will all of the	proposed o	char	nges :	affec	t the	entire	wat	er rig	ght?	
	☐ Yes	Complete "CODES" I	•		•		•		•		able 2 on the next page. Use the ges.

POD/POA Name or Number

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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 Temporary Changes to Water Right Certificate # 72286

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each POD/POA.

	Th	ا م	etin	a tha				-		r "off" lands	) POSED CHAN	IGES						liatio			•			n" lands)	CHANCES	•
	''			_	•					right that will		IGLS	Proposed Changes (see			1	me	IISLII	ig as	it wot		re ma		ROPOSED	CHANGES	•
Τ\	νp		ng	Sec		1 1/4	Ta: Lo	Gvt		Type of USE listed on Certificate	POD(c) or	Priority Date	"CODES" from previous page)	Tv	vp	Rr	g	Sec	3/4	1/4	Tax Lot	Gvt Lot or DLC		New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
									·			<del></del>	EXAMPLE						··-						and an nan	
2	s	9	E	15	NE	NW	/ 10	0	15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	s	9	E	1	NW	NW	500	1	10.0	÷	POD #5	1901
u	"	u	"	"	"	u	"	u	"	EXAMPLE	u	u	и	2	S	9	Ε	2	sw	NW	500		5.0		POD #6	1901
6	S	38	E	33	NE	SE	60	0	37.5	IRR	нн	1871	POU	7	S	38	E	11	NE	NW	2400		37	IRR	нн	1871
6	S	38	Е	33	NW	SE	60	0	18.6	IRR	нн	1871	POU	7	s	38	E	11	SE	NW	2400		39.1	IRR	нн	1871
6	s	38	E	33	SE	SE	60	0	27.7	IRR	нн	1871	POU	7	S	38	E	11	sw	NE	2400		7.7	iRR	нн	1871
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						T	OTAL	ACRES	83.8				<u>, marini na marini nyaéta n</u>							TC	TAL A	CRES	83.8			

Additional remarks:\_\_\_\_\_

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## Vater Right Certificate # <u>72286</u>

	water Right Certificate # 72286
For Pi	ace of Use Changes
	there other water right certificates, water use permits or ground water registrations ociated with the "from" or the "to" lands? $\square$ Yes $\square$ No
If YE	S, list the certificate, water use permit, or ground water registration numbers:
suppor re eno beco	suant to ORS 540.525, any "layered" water use such as an irrigation right that is plemental to a primary right proposed for temporary transfer can be included in the transfer emain unused on the authorized place of use. If the primary water right does not revert soon ugh to allow use of the supplemental right within five years, the supplemental right shall ome subject to cancellation for nonuse under ORS 540.610.  It is point(s) of appropriation (well(s)) or additional point(s) of appropriation is usery to convey the water to the new temporary place of use you must provide:
	Well log(s) 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: <a href="http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx">http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx</a> )
ANI	D/OR
	Describe the construction of the authorized and proposed well(s) in Table 3 below for any

well that does not have a well log. For a proposed well(s) not yet constructed or built, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

### **Table 3. Construction of Point(s) of Appropriation**

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). <u>If</u> less than full rate of water right

## 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 rows to tables within the form.

five years. Incl and apply the water to the p wheel lines. Table 1. Locat	ic dudition	ui i	u. t 5.	,, 0.	.o uu	u . u					
	<u> </u>				W	ater I	Right C	ertif	icate	# <u>73998</u>	RECEIVED
	Description o	f Water De	live	ry Sys	stem						JUN 01 2021
	System capac	ity: <u>40</u> cub	ic fe	eet pe	er se	cond	(cfs) O	R			
			gall	ons p	er m	inute	e (gpm)	)			OWRD
(Not	five years. Inc and apply the water to the y wheel lines. Table 1. Loca	lude inform water at th place of use tion of Aut	natione are when the whole when the whole when the whole who had a second and the whole whole who had a second and the whole who had a second and the whole	on on uthor nere i	the fized t is a	pum place <b>pplie</b> Propo	ps, can e of use ed thro osed Po	als, p e. <u>Th</u> ugh :	oipeli e cur some	ines, and rent dite e flood in Diversio	in place at some time within the last I sprinklers used to divert, convey, ch is an open ditch that carries rrigation, but mostly pivot and in (POD) or Appropriation (POA) in name or number here.)
POA	Is this POD/POA Authorized on the Certificate or is it	If POA, OWRD Well Log ID# (or Well ID Tag # L)		Гwр		Rng	Sec		<b>%</b>	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
ger			7	s	38	E	18	s W	SE		730' N & 1370' W from the SE corn. of Se 18
н			7	s	38	E	5	N W	NE		140' S & 2380' W from the NE corn. of Set
	□ Authorized			i		1			:		
<del></del>	<u> </u>		<u> </u>			1			:		
	<u> </u>			1		:					
	<u> </u>		ora	ry ch	ange	:(s) p	ropose	d be	low	(change	"CODES" are provided in
	Place	e of Use (PO	OU)						A	ppropria	tion/Well (POA)
	Poin	t of Diversi	on (	POD)					A	dditional	Point of Appropriation (APOA)
	☐ Addi	tional Point	t of	Diver	sion	(APC	)D)				
	Check all type provided in p	• •		ry ch	ange	(s) d	ue to d	lroug	ght p	roposed	below (change "CODES" are
	•	e of Use (PC	•						Po	oint of A	ppropriation/Well (POA)

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

Character of Use (USE)

Point of Diversion (POD)

Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

☐ Additional Point of Appropriation (APOA)

Additional Point of Diversion (APOD)

 $\boxtimes$ 

POD/POA Name or Number

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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 Temporary Changes to Water Right Certificate # 73998

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

	Th			-	at ap	pea	rs c	on the	Certi	ficate B		POSED CHAN	IGES	Proposed				Γhe	listin			ıld app	oear A	FTER P	n" lands) ROPOSED	CHANGES	
Tv	νp	Rr		Sec		vart o	or p	Tax Lot	Gvt Lot or DLC		Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Date	Changes (see "CODES" from previous page)	Tw	φ	Rr	ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
				<u></u>								and the second	<u> </u>	EXAMPLE		-									- <u> </u>		
2	s	9	E	15	NE	N	w	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
"	"	u	"	"	"	-	<b>'</b>	u	u .	u	EXAMPLE	u	и	а	2	S	9	Ε	2	sw	NW	500		5.0		POD #6	1901
7	S	38	E	11	NE	N	w	2400		37.0	IRR	BULGER	1879	POU/POD	6	s	38	E	33	NE	SE	600		37.5	IRR	нн	1879
7	S	38	E	11	SE	N	w	2400		39.1	IRR	BULGER	1879	POU/POD	6	S	38	E	33	NW	SE	600		18.6	IRR	нн	1879
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Additional remarks:\_\_\_\_\_

#### For Place of Use Changes

	here other water right certificates, water use permits or ground water registrations liated with the "from" or the "to" lands? $\square$ Yes $\square$ No
If YES	, list the certificate, water use permit, or ground water registration numbers:
supp or re enou	lant to ORS 540.525, any "layered" water use such as an irrigation right that is lemental to a primary right proposed for temporary transfer can be included in the transfer main unused on the authorized place of use. If the primary water right does not revert soon gh to allow use of the supplemental right within five years, the supplemental right shall me subject to cancellation for nonuse under ORS 540.610.
	inge in point(s) of appropriation (well(s)) or additional point(s) of appropriation is ary to convey the water to the new temporary place of use you must provide:
	Well log(s) 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. ( <b>Tip</b> : You may search for well logs on the Department's web page at: <a href="http://apps.wrd.state.or.us/apps/gw/well">http://apps.wrd.state.or.us/apps/gw/well</a> log/Default.aspx)
AND	OR .
	Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a proposed well(s) not yet constructed or built, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

## Table 3. Construction of Point(s) of Appropriation

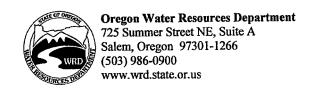
Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). <u>If</u> less than full rate of water right
								- N- N- P	EIVED	
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								JUN	0 1 2021	
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									WRD	

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# Application for Water Right **Transfer**



## **Evidence of Use Affidavit**

	Please print le	egibly or type	. Be as specif Supporting	ic as poss g docume	ible. Attantation n	ach additiona nust be attach	l pages if you led.	need more spacing. RECEIVED	
State o	of Oregon		) ) ss					JUN 0 1 2021	
County	y of Baker)		) 33					OWRD	
I, <u>Del</u> e	BERT STEPHENS,	in my capac	ity as <u>irriga</u>	TOR,				OAALVE	
mailin	ng address <u>4622</u>	26 ROCK CREE	K TOWN RD., I	HAINES, C	OR 97833				
teleph	one number ( <u>s</u>	5 <u>41)910-1001</u>	being first	duly swe	orn depo	se and say:			
1. M	y knowledge o	of the exerci	se or status	of the w	ater righ	nt is based o	n (check on	e):	
	⊠ Perso	onal observa	ntion		Profess	sional exper	tise		
<b>2</b> . I at	ttest that:								
$\boxtimes$	Water was u Certificate #	_	-	five yea	ars on the	e <b>entire</b> pla	ce of use for	•	
	My knowled	lge is specif	ic to the use	of wate	r at the f	following lo	cations with	in the last five yea	ırs:
	Certificate #	Township	Range	Mer	Sec	Gov't Lot or DLC	Acres (if applicable)		
				_					
	!			<u> </u>					
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OR									
	Confirming					•	•		
	instream leas	se number i	s: (Not	te: If the	entire r	ight propose	ed for	t five years. The not leased instrean	n.); <b>C</b>
	The water rig	_	•				at a presum	ption of forfeiture	for
	Water has be 10 years for			-				for more than	

(continues on reverse side)

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

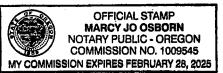
4. I understand that if I do not attach one or more of the documents shown in the table below to support the RECEIVED

above statements, my application will be considered incomplete.

JUN 01 2021

**OWRD** 

Signed and sworn to (or affirmed) before me this 26 day of MAY, 20 21.



Signature of Affiant

My Commission Expires: 2-28-2025

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	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	District assessment records for water delivered
records of other water suppliers	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	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.
	Sources for aerial photos: OSU –www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

5/25/21 2:03 POTENTIAL LIABILI REF # 2021 R 10441	ΙΤΥ	REAL	PROI	PERT	Ϋ́		INQUIRY Last	A1 Viewd	KL 0100
	CODE PCL	MCL AP	VA	ZON	ΙE	PAR#	%.xxxx		R
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OWNER STEPHENS, NINA A	FTEE	ETAL	_	_			ET ALS	/27777	
CNTRCT			Pg	1	STEE	PHENS,	RICHARD,	NINA LLE	<u>E</u>
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CTY/ST HAINES, OR	х <u>ы</u> м 97833					<del> </del>			
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1-KEY 2-IMP 3-LND 7-EOJ 8-CLR 9-BACK 10-FORWARD 17-JV/TL 22-SALES 23-TAX INQ

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JUN 01 2021

Code Area		Township	Range	Section	1/4	1/16	Parcel Number		Туре	Number			<u>_</u>				
					'	,,,					° Formerly part of						
25-	3	6	38	33			600	$\supset$			1 officing part of						
				Map Numb	er					pecial	History of Parcel						
				T	ax Lot Nu	nber			Int	terest	Exceptions/Additions	Date of Entry/	Deed I	Record	Acres		
				listory of F	arcel Prio	r to Re-m	apping 🔑	1/ 10	1441			Acquisition	Volume	Page	Remainin		
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74 45 USB

RECORDING DATE

# WARRANTY DEED

ERNEST L. KIRKLAND and GRACE I. KIRKLAND, husband and wife,

called grantor(s) herein, hereby convey(s) to ERNES'T KIRKLAND and GRACE I. KIRKLAND,

si eastba saodw North Powder, Oregon an undivided one-half interest each as tenants in common, in and to the following described real property: Land in Baker County, Oregon:

The Southeast Quarter of Section 33, Twp. 6 South, Range 38, E., W.M.,

120° 235.6

sold to Vanderwall

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JUN 0 1 2028

and covenant(s) that grantor(s) is-are the owner(s) of the above described property free of all en-

and will warrant and defend tife same against all persons who may lawfully claim the same, except

The consideration for this transfer is: Exchange; the purpose of this conveyance is to terminate the tenancy by the entireties and for grantees to obtain and hold title as tenants in common 1974. Dated:

Until requested otherwise send tax statements to Ernest Kirkland, North Powder, Ore.

STATE OF OREGON, County of Baker	
November Str. 19 74  Formally appared the above named Ernest to Mirkland and Grace I.	(FOR RECORDERS USE)
And the rolumns of the foreign to be	
Star Dublic for Oregon 2/19/78	
BANTA, STIVER, YOUNG & RETTE	BANTA, SILVEN, YOUNG & THOMPS

., SILVEN, YOUNG & . LETTE

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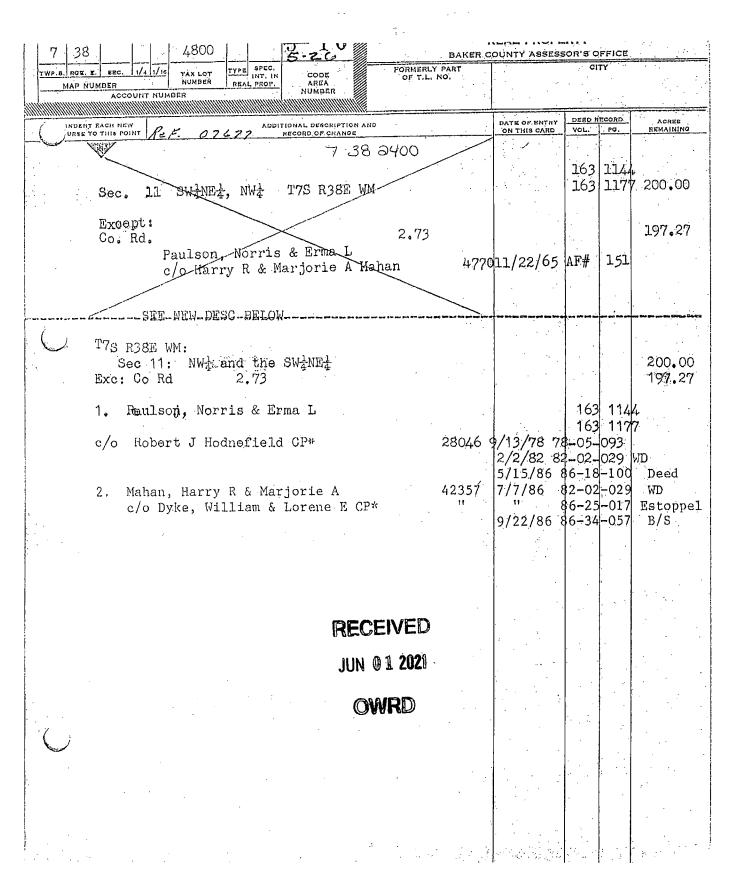
2200 NUMBER DEED. RECORD ADDITIONAL DESCRIPTION AND COURSE TO THIS POINT. P. P. 63833 608 T6S R38EWM 164 92 160.00 Sec. 33 SEl Except: 179:117 State Hwy 2.17 156.24 Co. Rd. 1.59 Also: 158.41 2.17 State Hwy Except: 8724 11/18/68 68-43-052 157.43 TL 2201 0.98 2,15 155.28 State Hwy 1. Kirkland, Ernest & Grace I 2 ea 19131 11/25/74 74-45-086WD error Except: 12/23/74 74-50-018 155.06 19294 Relocated Co. Rd. 48278 11-25-89 89-50-021 DC 2. Kirkland, Ernest L % Stephens, Richard Delbert & 48320 12-27-89 89-51-075 M/S Nina Ann CP\* RECEIVED JUN 0 1 2021 OWRD

5/25/21 2:05 POTENTIAL LIABILITY REAL PROPERT REF # 2021 R 7677	KL TY INQUIRY A10100 Last Viewd
MAP# LOT# A NUM CODE PCL MCL AP VA ZON	JE PAR# %.xxxx REAL# PR
07S38	ET ALS
CNTRCT Pg 1	
ADDR 48312 FOOTHILL RD	
CTY/ST HAINES, OR 97833	
SC DEF SITUS:	
HOME ID:	ACTION CDS MAPCODE 0526
YR AP 2021 APPR TM TROY LEPLEY ACRES 198.18 SPC ASM	
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LESS EXEMPTIONS: LESS VET EXEMPT:	
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1-KEY 2-IMP 3-LND 7-EOJ 8-CLR 9-BACK 10-FORWARD 17-JV/TL 22-SALES 23-TAX INQ

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50 34 05 :

BARGAIN AND SALE DEEL

1/10 10 1 PEDERAL DEPOSIT INSURANCE CORPORATION, a corporation, successor in interest to Story County State Bank, an Iowa corporation, by virtue of the latter's insolvency, Grantor, conveys to RILLIAH DYKE and LORDING B. DYKE, husband and wife, Granteen, the following described rual property:

Land in County of Baker, State of Oregon, as follows:

In Township 7 South, Range 38 East of the Willametto Meridians

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Section 10: The South half of the Northeast quarter of the Northeast quarter; the South half of the Northeast quarter, and that location of the South half of the Northeast quarter and that location of the South half of the Northeast wanted than Hast of the County Post

OWRD

Rection 11: The Hortiment quarter and the Southwest quarter of the Northeast quarter

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRISED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LARS AND REGULATIONS. B BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACCOUNTING PRE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING department to verify approved dises.

The true consideration for this conveyence is DATED this day of The

Peveral Deposit Insurance Corporation

STATE OF County of

The locateding instrument was and through its condition the toxed and acknowledges it to who is duly be the voluntary act and deed of the Rederal Deposit Insurance Corporation.

y commission expires

ALLOT	tecording	return	६०१
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Until a change is requested, sand has statements to: Widing & Loceac

MIST OR 9781

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# Land Use Information Form



Oregon Water Resources

RECEIVED

JUN 0 1 2021

# NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

#### This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer,

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

# **Land Use Information Form**



Oregon Water Resources

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Applicant(s): <u>Delbert Stephens</u>

JUN- 0 1 2021

Mailing Address: 46226 Rock Creek Town Rd.

Section

OWRD

Proposed Land

City: Haines

Township

State: OR

Tax Lot#

Zip Code: 97814

Daytime Phone: <u>541-910-1001</u>

Water to be:

#### A. Land and Location

Range

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.

Plan Designation (e.g.,

					Rural Residential/RR-5)				Use:			
<u>6S</u>	38E	<u>33</u>	S 1/4	600		☐ Diverted	☑ Conveyed	☑ Used	Irrigation			
<u>7S</u>	38E	<u>11</u>	NENW	2400		☐ Diverted	☑ Conveyed	☑ Used	Irrigation			
<u>7S</u>	38E	<u>11</u>	SENW	2400		☐ Diverted	☑ Conveyed	☑ Used	Irrigation			
<u>7S</u> <u>38E</u> <u>11</u> <u>SWNE</u> <u>2400</u> □ Diverted ⊠ Conveyed ⊠ Used <u>Irrigation</u>												
List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:  Baker County												
B. Description of Proposed Use  Type of application to be filed with the Water Resources Department:												

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   Exchange of Water			
Source of water: Reservoir/Pond Ground Water Surface Water (name) North Powder River			
Estimated quantity of water needed: 2			
Intended use of water:			
Briefly describe:			
I would like to temporarily transfer my older water rights to the ground that I have potatoes on this year.			

**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.  $\rightarrow$ 

JUN 01 2021

# For Local Government Use Only



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 be	low and provide the requested info	rmation	
∠ Land uses to be served by the proposed water     your comprehensive plan. Cite applicable or		llowed outright	or are not regulated by
	mentation of applicable land-use approvals whompanying findings are sufficient.) If approva	nich have alrea	dy been obtained.
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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
<sub>Name:</sub> Eva Henes	Use Zone - farm use is an outright pe		er
	Title: Senior Planner		
Signature: <u>Va</u> J. Henes	Phone: 541-523-82	19 Date: <u>[</u>	05/26/2021
Government Entity: Baker County Plannin	g Department		<del>.</del>
Note to local government representative: Plesign the receipt, you will have 30 days from the Form or WRD may presume the land use associated the second seco	Water Resources Department's notice date to	return the com	pleted Land Use Information
Receipt 1	for Request for Land Use Informa	ation	<u>-</u>
Applicant name:			
City or County:	Staff contact:		
Signature:	Phone:	Date:	