

Application for Permanent Water Right 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 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)

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- 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.
- 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: 26303**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

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Attachments:

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- 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):

- Application fee not enclosed/insufficient
- Land Use Form not enclosed or incomplete
- Additional signature(s) required
- Map not included or incomplete
- Evidence of Use Form not enclosed or incomplete
- Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

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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°).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Georgia Mayea And Julie Kelleher		GEORGIA MAYEA (720) 989-7082 JULIE KELLEHER (541) 977-2949		ADDITIONAL CONTACT NO.
93773 ELK RIVER ROAD (MAYEA)				FAX NO.
CITY Port Orford	OR	97465	E-MAIL Georgia Mayea – gmayea@gmail.com JULIE KELLEHER – JKELLEHER@GMAIL.COM	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Russ Dodge / dodge surveying & planning		PHONE NO. (541) 404-3799		ADDITIONAL CONTACT NO.
ADDRESS 656 S. 12th CT				FAX NO.
CITY Coos Bay	STATE OR	ZIP 97420	E-MAIL rdodgesurvey@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application, and why:
We are adding a Point of Diversion and revising the Place of Beneficial Use. This would allow us to irrigate a 6 Acre portion of an Open Field lying South of Elk River. This would involve the use of a Portable Pump System, (resembling the ones currently in use) to be located on the southerly bank of the river. It will be taken or withdrawing (3 Acers) from the 22.2 Acre Irrigated Section located in the NW ¼ of the SE ¼ of Section 27, T. 32 S. – R.15 W.,WM. Thus reducing that area to 19.2 Acres. And, taking or withdrawing (3 Acres) from the 13.4 Acre Irrigated Section located in the NE ¼ of the SE ¼ of Section 27, T. 32 S. – R. 15 W.,W.M. Thus reducing that area to 10.4 Acres.

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.

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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: Port Orford News.
- 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).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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



Georgia Mavea
Applicant signature

Georgia Mavea
Print Name (and Title if applicable)

5-9-22
Date

Julie Kelleher
Applicant signature

Julie Kelleher
Print Name (and Title if applicable)

5-6-22
Date

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

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

Check the following boxes that apply

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? 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	
Describe any special ownership circumstances				
The confirming Certificate shall be issued in the name of <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

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By my signature below, I confirm that I understand:

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

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Applicant signature

Georgia Mavea
Print Name (and Title if applicable) _____
Date

Julie Kelleher
Applicant signature

Julie Kelleher
Print Name (and Title if applicable) _____
Date

5-6-22
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*

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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	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

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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 Curry County – Community Development	ADDRESS 94235 Moore St. – Suite 113	
CITY Gold Beach	STATE OR	ZIP 97444

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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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 # 26303

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Description of Water Delivery System

System capacity: 1.26 cubic feet per second (cfs) OR
567 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.

The existing system consists of Portable Irrigation Sprinkler Lines that are moved across the fields. Currently the fields are leased to separate parties. The Pumps are mounted on small wheeled trailers and are located on the Bank of the River directly adjacent and or above the Points of Diversion. The Pump Units run daily during the irrigation season for 2 to 3 hour periods .Most of the distribution lines are 3" to 4" Aluminum Pipe. The Intakes consist of 4" Flexpipe or Hoses. Each Intake is screened and removed from the River after the Sprinkler Period. The Pumps are 15 Horsepower and appear to be standard Briggs and Stratton Motors. The pumps are inline suction units with no manufacturer information available. At this time the Distribution Systems are broken down and transported to another field depending upon needs.

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	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	<input checked="" type="checkbox"/> Authorized		32 S	15 W	27	NW	SE		1670' NORTH / 1705 WEST OF SE COR. SEC 27
2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		32 S	15 W	27	SE	SE		1006' NORTH / 1262' WEST OF SE COR SEC 27
3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		32 S	15 W	26			4	885' NORTH / 972' EAST OF SW COR SEC 26
4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		32 S	15 W	26	SE	SW		773' NORTH / 1087' EAST OF SW COR SEC 26
5	PROPOSED		32 S	15 W	27	SE	SE		584' NORTH / 940' WEST OF SE COR SEC 27

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

- | | |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water
POA (SW/GW) | <input type="checkbox"/> 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.

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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 Changes to Water Right Certificate # 26303

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			
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32	S	15	W	27	NW	SE		22.2	IRR	1	6-31-1952	POU	32	S	15	W	27	NW	SE		19.2	IRR	1	6-31-1952	
32	S	15	W	27	NE NW	SE		13.4	IRR	2	6-31-1952	POU	32	S	15	W	27	NE NW	SE		10.4	IRR	2	6-31-1952	
32	S	15	W	27	SE	SE		12.2	IRR	2	6-31-1952		32	S	15	W	27	SE	SE		12.2	IRR	2	6-31-1952	
32	S	15	W	27	SW	SE		1.8	IRR	2	6-31-1952		32	S	15	W	27	SW	SE		1.8	IRR	2	6-31-1952	
32	S	15	W	35	NE	NW		10.4	IRR	4	6-31-1952		32	S	15	W	35	NE	NW		10.4	IRR	4	6-31-1952	
32	S	15	W	26	NE	SW		3	IRR	4	6-31-1952		32	S	15	W	26	NE	SW		3	IRR	4	6-31-1952	
32	S	15	W	26	SE	SW		17.6	IRR	4	6-31-1952		32	S	15	W	26	SE	SW		17.6	IRR	4	6-31-1952	
32	S	15	W	26			3	1	IRR	3	6-31-1952		32	S	15	W	26			3	1	IRR	3	6-31-1952	
32	S	15	W	26			4	16.8	IRR	3	6-31-1952		32	S	15	W	26			4	16.8	IRR	3	6-31-1952	
32	S	15	W	35			1	2.3	IRR	3	6-31-1952		32	S	15	W	35			1	2.3	IRR	3	6-31-1952	
TOTAL ACRES:							100.7						TOTAL ACRES:							94.7					

Additional remarks:

THE TRANSFER WILL INVOLVE ADDING A POINT OF DIVERSION (#5) TO PROVIDE IRRIGATION TO A 6 ACRE PORTION OF AN OPEN FIELD LOCATED IN

32 S 15 W 27 SE1/4-SE1/4 6 ACRES IRR POD #5 DATE OF PRIORITY – 6-31-1952

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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. 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). If less than full rate of water right

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of CURRY

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I, GEORGIA MAYEA, in my capacity as CO-TRUSTEE OF THE DOLORES A. MAYEA LIVING TRUST,
 mailing address 205 W. CLEVELAND STREET / LAFAYETTE, CO. 80026.
 telephone number (720)989-7082, being first duly sworn depose and say:

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

- Personal observation Professional expertise

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2. I attest that:

- Water was used during the previous five years on the **entire** place of use for Certificate # 26303; **OR**
- My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
26303	32	S	15	W	W	27	NE	SE		13.4
26303	32	S	15	W	W	27	NW	SE		22.2
26303	32	S	15	W	W	27	SW	SE		1.8
26303	32	S	15	W	W	27	SE	SE		12.2

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 # 26303 (For Historic POD/POA Transfers)

(continues on reverse side)

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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.

Georgia Mager
Signature of Affiant

5-6-2022
Date

Signed and sworn to (or affirmed) before me this 6th day of May, 2022.

ARIEL BROWN
Notary Public
State of Colorado
Notary ID # 20214035629
My Commission Expires 09-08-2025

[Signature]
Notary Public for ~~Oregon~~ Colorado
My Commission Expires: 9/8/25

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

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MAY 1 1953
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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of CURRY)

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I, JULIE KELLEHER, in my capacity as CO- TRUSTEE OF THE DOLORES A. MAYEA LIVING TRUST,

mailing address P.O. BOX 367 / SISTERS, OREGON 97759

telephone number (541)977-2949, being first duly sworn depose and say:

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

- Personal observation Professional expertise

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2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # 26303; **OR**

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
26303	32	S	15	W	W	27	NE	SE		13.4
26303	32	S	15	W	W	27	NW	SE		22.2
26303	32	S	15	W	W	27	SW	SE		1.8
26303	32	S	15	W	W	27	SE	SE		12.2

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 # 26303 (For Historic POD/POA Transfers)

(continues on reverse side)

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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.

Julie Kelleher
Signature of Affiant

5-6-22
Date

Signed and sworn to (or affirmed) before me this 6 day of MAY, 2022.



[Signature]
Notary Public for Oregon

My Commission Expires: 10-20-25

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

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Electric Location History - 3215270025

Read Date	Meter Read	Read Type	KWH	Days	Bill Amount	Avg KWH	Bill Type	Demand Read
04/11/22	13805	Coop Read	0	0	.00	0	Pending	0
03/12/22	13805	Coop Read	0	28	39.29	0	Minimum	0
02/12/22	13805	Coop Read	0	32	39.29	0	Minimum	0
01/11/22	13805	Coop Read	0	30	39.29	0	Minimum	0
12/12/21	13805	Coop Read	0	30	39.29	0	Minimum	0
11/12/21	13805	Coop Read	0	32	39.29	0	Minimum	0
10/11/21	13805	Coop Read	717	29	101.74	24	Normal	14.260
09/12/21	13088	Coop Read	8,162	32	750.20	255	Normal	14.478
08/11/21	4926	Coop Read	4,926	31	468.34	158	Normal	14.478
07/11/21	0	Coop Read	0	29	39.29	0	Minimum	0
06/12/21	0	Coop Read	0	32	39.29	0	Minimum	0
05/11/21	0	Coop Read	0	29	39.29	0	Minimum	0
04/12/21	25741	Special	0	26	39.29	0	Minimum	0

Estimated Bills: 0 Multiplier of most rece
 Minimum Bills: 9 YL KWH: 0

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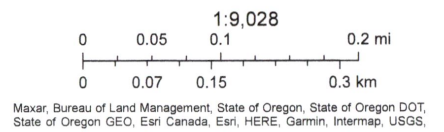
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Curry County Web Map



2/5/2022, 3:00:38 PM

- | | | | |
|------------------------------|------------------------------|---------------|-------------------------|
| World Imagery | High Resolution 30cm Imagery | Parcels | Highways (1) |
| Low Resolution 15m Imagery | Citations | Parcel Labels | Situs Address (Current) |
| High Resolution 60cm Imagery | 2.4m Resolution Metadata | All Roads | Townships |



Created by LCOG for Curry County
 The information on this map was derived from digital databases from the Curry County regional geographic information system by LCOG. Care was taken in the creation of this map, but is provided "as-is". Curry County and LCOG cannot accept any responsibility for

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, E. B. Marsh, of Port Orford, Oregon, State of Oregon, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

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1. The source of the proposed appropriation is Elk River, a tributary of Pacific Ocean

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2. The amount of water which the applicant intends to apply to beneficial use is 164/80 cubic feet per second.

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**3. The use to which the water is to be applied is Irrigation

4. The point of diversion is located ... ft. and ... ft. from the corner of Use three portable pumps from any point on Elk River in SE 1/4 of Section 27; SW 1/4 of the SW 1/4 of Section 26; NW 1/4 of the NW 1/4 of Section 35 and the NE 1/4 of the NW 1/4 of Section 35, all in T. 32 S., R. 15 W. W. M.

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being within the AS ABOVE of Sec. ... Tp ... R. ... W. M., in the county of Curry ... 5. The pipe line ... to be 1200 ft. in length, terminating in the SE 1/4 SW 1/4 of Sec. 26 Tp. 32 S. R. 15 W. W. M., the proposed location being shown throughout on the accompanying map

DESCRIPTION OF WORKS

Diversion Works--

6. (a) Height of dam none feet, length on top ... feet length at bottom ... feet; material to be used and character of construction

rock and brush, timber crib, etc., wasteway over or around dam

(b) Description of headgate

(c) If water is to be pumped give general description three 3 inch centrifugal pumps each powered by 15 horse power electric motor operating sprinkler systems.

*A different form of application is provided where storage works are contemplated. **Application for permit to appropriate water for the generation of electricity with the exception of municipal and industrial use shall be made to the Hyd. Electric Commission. Either of the above forms may be applied with or without other works to be constructed, and the State Engineer, Oregon.

Canal Systems or Pipe Lines

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) _____ feet; width on bottom _____ feet; depth of water _____ feet; grade _____ feet fall per one thousand feet.

(b) At _____ miles from headgate: width on top (at water line) _____ feet; width on bottom _____ feet; depth of water _____ feet; grade _____ feet fall per one thousand feet.

(c) Length of pipe, _____ ft.; size at intake, _____ in.; size at _____ ft. from intake _____ in.; size at place of use _____ in.; difference in elevation between intake and place of use, _____ ft. Is grade uniform? _____ Estimated capacity, _____ 150/100 sec. ft.

8. Location of area to be irrigated, or place of use

Township	Range	Section	Part-Acre Tract	Number Acres To Be Irrigated
32 S.	16 W.	27	SW $\frac{1}{4}$, NE $\frac{1}{4}$.5
32 S.	16 W.	27	NR $\frac{1}{4}$, SE $\frac{1}{4}$	26.74
32 S.	16 W.	27	SW $\frac{1}{4}$, SE $\frac{1}{4}$	3.5
32 S.	16 W.	27	NR $\frac{1}{4}$, SE $\frac{1}{4}$	8.24
32 S.	16 W.	27	SR $\frac{1}{4}$, SE $\frac{1}{4}$	34.9
32 S.	16 W.	26	NR $\frac{1}{4}$, SW $\frac{1}{4}$.4
32 S.	16 W.	26	SW $\frac{1}{4}$, SW $\frac{1}{4}$	23.6
32 S.	16 W.	26	SR $\frac{1}{4}$, SW $\frac{1}{4}$	25.0
32 S.	16 W.	36	NR $\frac{1}{4}$, NR $\frac{1}{4}$	14.72
32 S.	16 W.	36	NR $\frac{1}{4}$, NW $\frac{1}{4}$	26.2
32 S.	16 W.	26	NR $\frac{1}{4}$, SW $\frac{1}{4}$	1.0

(a) Character of soil **sandy and clay loam**

(b) Kind of crops raised **Grass, clover pasture**

Power or Mining Purpose

9. (a) Total amount of power to be developed _____

(b) Quantity of water to be used for power _____

(c) Total fall to be utilized _____

(d) The nature of the works by means of which the power is to be developed _____

(e) Such works to be located in _____

(f) Is water to be returned to any stream? _____

(g) If so, name stream and locate point of return _____

(h) The use to which power is to be applied is _____

(i) The nature of the mines to be served _____

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Municipal or Domestic Supply

10. (a) To supply the city of _____
County, having a present population of _____
and an estimated population of _____ in 29 _____

(b) If for domestic use state number of families to be supplied _____
(Number includes U. S. A. and U. S. N. A. land)

- 11. Estimated cost of proposed works, \$ 5000.00
- 12. Construction work will begin on or before Aug. 15, 1952.
- 13. Construction work will be completed on or before Sept. 1, 1952
- 14. The water will be completely applied to the proposed use on or before Sept. 1, 1955.

D. B. Marsh
(Signature of applicant)

Remarks: _____

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The NE $\frac{1}{4}$ of Section 27, T. 32 S., R. 15 W. W. M.
The E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 27, T. 32 S., R. 15 W. W. M.
All the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 27, T. 32 S., R. 15 W. W. M.,
excepting parcel sold as indicated by boundary lines on the
accompanying map.

The SW $\frac{1}{4}$ of Section 26, T. 32 S., R. 15 W. W. M.
All the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35, T. 32 S., R. 15 W. W. M.
north of Elk River.
All the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35, T. 32 S., R. 15 W. W. M.
excepting the parcels sold as indicated on the accompanying
map.

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STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before _____, 19 _____

WITNESS my hand this _____ day of _____, 19 _____

STATE ENGINEER
14044

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PERMIT

STATE OF OREGON,

County of Marion,

OWRD

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 2.087 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Elk River

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

The priority date of this permit is July 31, 1952

Actual construction work shall begin on or before December 31, 1953 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1954

Complete application of the water to the proposed use shall be made on or before October 1, 1955

WITNESS my hand this 31st day of December 1952

[Signature]

STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1943

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon,

on the 31st day of July 1952 at 8:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

December 31, 1952

Recorded in book No. 21647

Permits on page 4044

4044

STATE ENGINEER

Drainage Basin No. / Page 4044

Fees Paid #

STATE OF OREGON
COUNTY OF CURRY

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CERTIFICATE OF WATER RIGHT

This Is to Certify, That N. B. MARSH

of Port Orford, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Elk River, a tributary of Pacific Ocean for the purpose of irrigation of 100.7 acres,

under Permit No. 21647 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 31, 1952,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.26 cubic feet per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 26; NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; Township 32 South, Range 15 West, W.M.

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

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

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

- 3.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
- 1.0 acres Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
- 16.8 acres Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
- 17.6 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 26
- 13.4 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
- 22.2 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
- 1.8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
- 12.2 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 27
- 10.4 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
- 2.3 acres Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
- Section 35
- Township 32 South, Range 15 West, W.M.

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

WITNESS the signature of the State Engineer, affixed

this date, NOVEMBER 19 1959

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 18, page 26303

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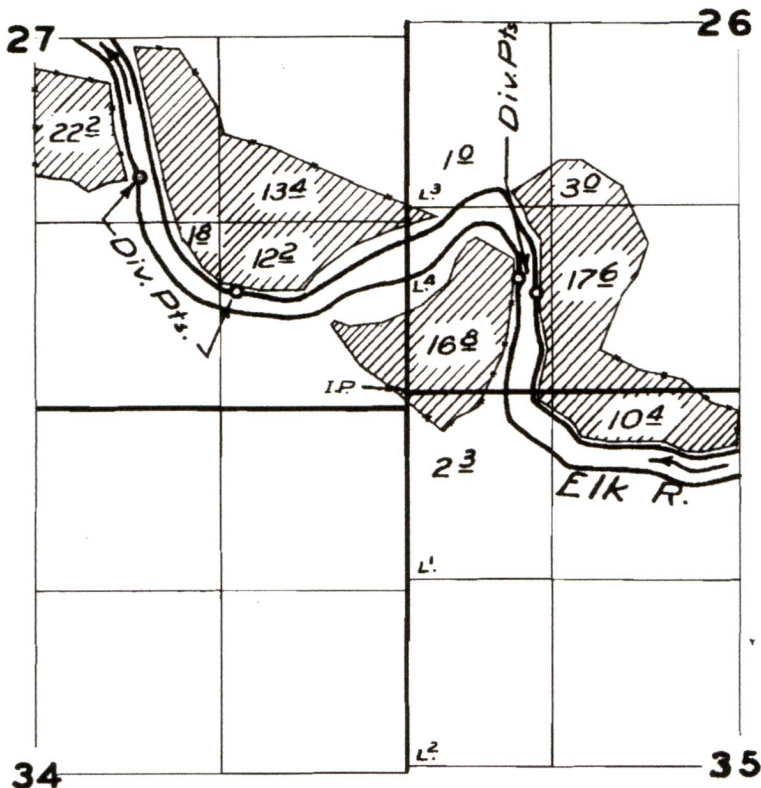
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T.32S.R.15 W.W.M.

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FINAL PROOF SURVEY UNDER

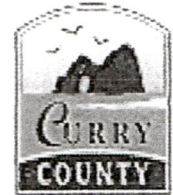
Application No. 27510 Permit No. 21647
IN NAME OF

N. B. Marsh

Surveyed 18 April 1958, by Tr. B. Bish

14044

Curry County Community Development – Planning Department



**NOTICE OF REQUEST
FOR CURRY COUNTY ADMINISTRATIVE ACTION
ON A SPECIFIC LAND USE PROPOSAL**

Application P-2201

February 9, 2022

I. LAND USE ACTION

Type of Land Use Action: Applicant requests preliminary approval to divide a 285-acre property into two (2) parcels to separate an existing, legally established dwelling. As proposed, Parcel 1 will be about 275.42 acres and Parcel 2 will be about 9.60 acres. This property has Forestry-Grazing (FG) zoning and is located outside the Port Orford-Urban Growth Boundary.

Nature of Use Which Could Be Authorized:
Preliminary approval of a partition as stated above.

II. APPLICABLE CRITERIA

Curry County Zoning Ordinance

- Section 3.050 Forestry-Grazing (FG)
- Section 3.054 Lot Size
- Section 4.050 Access Management

Curry County Land Division Ordinance

- Article II: Minor Partitions
- Article VI: Requirements for All Divisions of Land

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III. APPLICANT AND SUBJECT PROPERTY

- Property Owner: Delores Mayea, Living Trust
- Applicant: Julie L Kelleher & Georgia Mayea
- Agent: Russ Dodge
- Location: 93773 Elk River Rd Rd, Port Orford, OR 97465
About 2.5 miles east of Elk River Rd's intersection with US Hwy 101
- Legal Description: Township 32 South, Range 15 West W.M., Index Map, Tax Lot 100

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IV. PLANNING DIRECTOR'S REVIEW

You are invited to submit written comment regarding the pending decision on this matter. The decision for this request will be rendered by the Planning Director after **Thursday, March 10, 2022**. Written comments regarding this matter must be received by the Planning Director no later than 5:00 pm **Thursday, March 10, 2022** to be considered in the decision.

Send written responses to this notice to:
Planning Director, Curry County Community Development
94235 Moore St. Suite 113
Gold Beach, Oregon, 97444

14044

V. OTHER INFORMATION

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REQUIRED STATUTORY NOTICE: ORS 197.763 (3)(e) states that failure to raise an issue either in person or by letter or failure to provide statements or evidence sufficient to allow the decision maker an opportunity to respond to the issue precludes appeal to Land Use Board of Appeals on that issue.

DOCUMENTS AND STAFF REPORT: A copy of the file containing the application, all documents and evidence submitted by or on behalf of the applicant and applicable criteria are available for review at no cost at the Department of Community Development office. Copies (\$0.25 per page) can be requested.

GENERAL EXPLANATION of the Requirements for submission of testimony and the procedure for conduct of hearings:

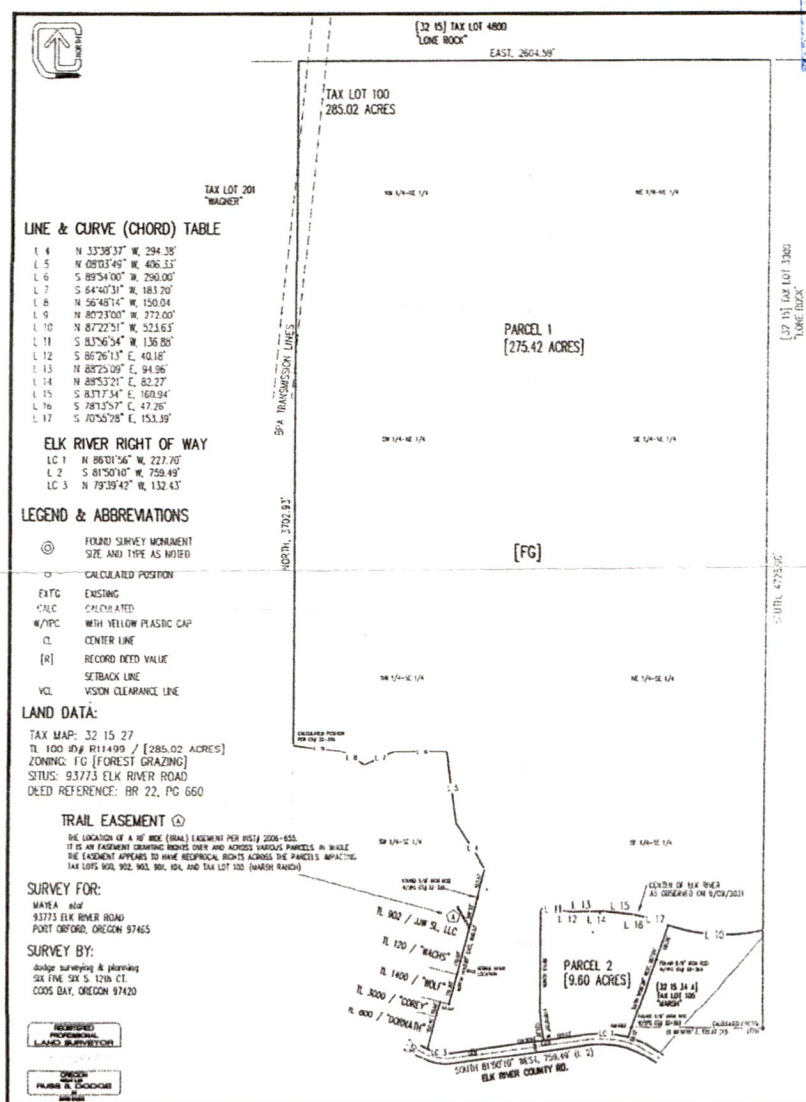
Persons may submit documents or evidence to the record of the decision on this matter until the comment period is declared closed by the Planning Director. All written evidence or documents submitted by mail, e-mail or FAX must be received by the staff prior to the end of the comment period to ensure that the material will be submitted to the record. All written evidence and documents submitted should be legible, page numbered and identified with the application number indicated on this notice.

For further information regarding this notice, please email: planning@co.curry.or.us
Or call Nancy O'Dwyer (541-247-3284) or Becky Crockett (541-247-3228)

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Submitted TO:
Oregon Department of Water Resources
Transfer Application

Oregon Water Resources Department
TRANSFERS
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

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SUBMITTALS:

Transfer Application W/Fee
Evidence of Use Affidavit (2)
Certificate 26303 (Copy)
Permit 21647 (Copy)
Transfer Map (Paper Copy)
Transfer Map (Mylar)
Assessor Map
Curry County Land Use Decision

Background Information

The Applicant/Owner by this submittal wishes to apply for a Water Right Transfer. The Transfer would only alter or change that portion of Certificate 26303 applying to the Lands Located in Section 27, Township 32 South – Range 15 West, W.M. Curry County Oregon. These Lands are owned by the Mayea Family. This will not change any of the remaining irrigated lands located on the Marsh Lands.

Water is applied to the Irrigated Lands by Portable Pump Units mounted on small rubber tired trailers. The Intakes are screened and are for the most part 4" Flex Pipes. The Water is pumped up to the fields located about 15' above the normal Inlet. From that point water is conveyed through a standard sprinkler irrigation system. The Wheeled 4" Aluminum distribution pipes are both manually and mechanically moved across the crop lands.

There are no land use changes proposed, the farm lands have been in operation for many years.

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dodge surveying & planning
SIX FIVE SIX S. 12th CT – STE 1
Coos Bay, Oregon 97420
(541) 404-3799
May 12, 2022

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INDEXED

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STATE OF OREGON
COUNTY OF CUREY
CERTIFICATE OF WATER RIGHT

This Is to Certify, That N. B. MARSH

of Port Orford, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Elk River, a tributary of Pacific Ocean, for the purpose of irrigation of 100.7 acres.

under Permit No. 21647 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 31, 1952.

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.26 cubic feet per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 26; NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; Township 32 South, Range 15 West, W.M.

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

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

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

3.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
1.0 acres Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
16.8 acres Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
17.6 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 26
13.4 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
22.2 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
1.8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
12.2 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 27
10.4 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
2.3 acres Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
Section 35

Township 32 South, Range 15 West, W.M.

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

WITNESS the signature of the State Engineer, affixed

this date: NOVEMBER 19 1959

.....LEWIS A. STANLEY.....
State Engineer

Recorded in State Record of Water Right Certificates, Volume 18, page 26303