

T-13765

T-13765

Temporary - DROUGHT

Name Bobby E. AtwoodAddress 15084 Tiller Trail Hwy
Days Creek, OR 97429
bob@theatwoods.orgChange in POUDate Filed 7-12-2021Initial notice date 7-20-2021DPD issued date PD issued date PD notice date Date of FO 9-10-2021 Vol 121 Page 581C-Date COBU due date COBU Received date Certificate issued Assignments: Irrigation District Agent Nathan Reed - nreed68@hotmail.comCWRE CC's list Douglas County

DESCRIPTION OF WATER RIGHT(s)

Name of Stream South Umpqua RiverTrib. of Umpqua RiverUse DO; LV; IR County DouglasQuantity of water (CFS) No. of Acres Name of ditch App# S-43772 Per # S-32710 Cert # 37198 PR Date 6/30/1967App# Per # Cert # PR Date App# Per # Cert # PR Date App# Per # Cert # PR Date App# Per # Cert # PR Date

FEES PAID

Date	Amount	Receipt #
7-12-2021	\$200.00	135781

FEES REFUNDED

Date	Amount	Receipt #
------	--------	-----------

☐ - Oversized map - Location



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

September 10, 2021

BOBBY ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK, OR 97429

REFERENCE: Temporary Drought Transfer Application T-13765

Enclosed is a copy of the final order approving your TEMPORARY DROUGHT water right transfer application.

The temporary change shall be effective upon issuance of this final order. Please note, the use shall revert back to the original authorized place of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Corey Courchane, by telephone at (503) 979-3917 or by e-mail at Corey.A.Courchane@oregon.gov.

Sincerely,

Stacy H. Phillips
Restoration Program Technician
Transfers and Conservation Section

cc: Susan M. Douthit, Watermaster Dist. #15 (via email)
Nathan R. Reed, Agent
Douglas County

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN
T-13765, Douglas County)	EMERGENCY USE DROUGHT TEMPORARY
)	CHANGE IN PLACE OF USE

Authority

Oregon Revised Statute (ORS) 536.750 establishes the process in which a water right holder may submit a request to temporarily transfer the use, place of use or point of diversion of water in the event of a declaration of drought, without complying with the notice and waiting requirements under ORS 540.520. Oregon Administrative Rule (OAR) Chapter 690, Division 019 implements the statutes and provides the Department's procedures and criteria for evaluating drought transfer applications.

Applicant

BOBBY E. ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK, OR 97429

Findings of Fact

1. On July 12, 2021, BOBBY E. ATWOOD filed an application to temporarily change the place of use under Certificate 37198 for the remainder of the 2021 irrigation season or the term of the Governor's declared drought, whichever is shorter. The Department assigned the application number T-13765.
2. On July 15, 2021, the Department received a revised Table 2.
3. Notice of the application for transfer was published on July 20, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
4. The portion of the right to be temporarily transferred is as follows:
Certificate: 37198 in the name of DONALD B. MILLER (perfected under Permit S-32710)
Use: IRRIGATION of 20.0 ACRES
Priority Date: JUNE 30, 1967
Rate: 0.25 CUBIC FOOT PER SECOND FOR IRRIGATION

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Limit/Duty: 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: SOUTH UMPQUA RIVER, a tributary of UMPQUA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
30 S	4 W	WM	23	NW NE	2	4330 FEET NORTH AND 4560 FEET WEST FROM THE SE CORNER OF SECTION 24
30 S	4 W	WM	23	SW NE	7	3930 FEET NORTH AND 4300 FEET WEST FROM THE SE CORNER OF SECTION 24
30 S	4 W	WM	23	SW NE	7	3380 FEET NORTH AND 3950 FEET WEST FROM THE SE CORNER OF SECTION 24

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
30 S	4 W	WM	23	NE NE	1	11.6
30 S	4 W	WM	23	SW NE	7	2.8
30 S	4 W	WM	23	SE NE	8	5.6
Total						20.0

5. Temporary Transfer Application T-13765 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
30 S	4 W	WM	24	NW NW	2	20.0

Temporary Drought Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
- The Governor issued an executive order on May 10, 2021, declaring a state of drought emergency in Douglas County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
- The proposed changes would not result in enlargement of the rights.

10. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

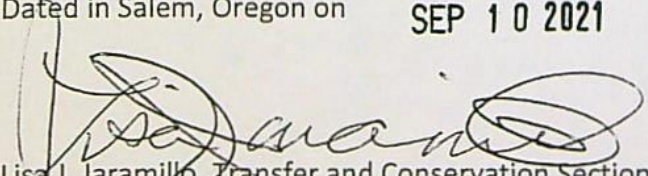
Conclusions of Law

The temporary change in place of use proposed in Temporary Drought Transfer Application T-13765 is consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Drought Transfer Application T-13765 is approved.
2. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2021 irrigation season or until the end of the Governor's declared drought, whichever occurs first.
3. The approval of this temporary drought transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
4. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 37198. The use shall revert to the authorized place of use at the end of the 2021 irrigation season.
5. The proposed change in place of use shall revert to the authorized place of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.
6. The use of the remaining water right described by Certificate 37198 shall continue to be in accordance with the terms and conditions of Certificate 37198.

Dated in Salem, Oregon on **SEP 10 2021**


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing Date: **SEP 13 2021**

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13765

Transfer Specialist:

Transfer Type: Drought Transfer

Coley

Applicant: BOBBY ATWOOD 15084 TILLER TRAIL HWY DAYS CREEK, OR 97429 Email: _____ Phone: _____		Agent: <input type="checkbox"/> N/A NATHAN R. REED 157 W BODIE ST ROSEBURG, OR 97471 Email: _____ Phone: _____	
Irrigation District: <input type="checkbox"/> N/A Email: _____		CWRE: <input type="checkbox"/> N/A Email: _____	
Affected Local Gov'ts: <input type="checkbox"/> N/A Douglas County Email: _____		Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____		Receiving Landowner: <input type="checkbox"/> N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	S-43772	S-32710	37198	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: July 12, 2021	Proposed Action(s): PLACE OF USE	
Fees Pd: 200.00	WM District: 15	ODFW District:
Initial Public Notice: July 20, 2021	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____
FO	Date: 7/19/21 Initials: <i>cc</i>	Date: 7/21/21 Initials: <i>2011</i> 7-21-21	Date: _____ Initials: _____	Date: 7/21/21 Initials: <i>Lisa J</i>	Date: 7/28/21 Initials: <i>cc</i>	Date: 9/25/21	Date: _____

Special Issues: Drought Temp- POU only

Special Order Volume: Vol. 121 Pages 581 - 583

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

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Findings of Fact

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- Revised Table 2 rcvd July 15, 2021.
2. Notice of the application for transfer was published on July 20, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

- * Remove & highlight
3. The portion of the right to be temporarily transferred is as follows:

* Certificate: 37198 in the name of DONALD B. MILLER (perfected under Permit S-32710)

Use: IRRIGATION of 19.8 ACRES → Revised to 20.0 A c

* Priority Date: JUNE 30, 1967

Rate: 0.25 CUBIC FOOT PER SECOND FOR IRRIGATION

Limit/Duty: 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-

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

- ✓ 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: ✓ SOUTH UMPQUA RIVER, a tributary of UMPQUA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
✓ 30 S	4 W	WM	23	NW NE	2	4330 FEET NORTH AND 4560 FEET WEST FROM THE SE CORNER OF SECTION 24 ✓
✓ 30 S	4 W	WM	23	SW NE	7	3930 FEET NORTH AND 4300 FEET WEST FROM THE SE CORNER OF SECTION 24 ✓
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Authorized Place of Use:

IRRIGATION ✓						
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Total						20.0 ✓

4. Temporary Transfer Application T-13765 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
30 S	4 W	WM	24	NW NW	2	20.0 ✓

Temporary Drought Transfer Review Criteria

5. ✓ Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
6. ✓ A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
7. ✓ The Governor issued an executive order on May 10, 2021, declaring a state of drought emergency in Douglas County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
8. ✓ The proposed changes would not result in enlargement of the rights.

9. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

Conclusions of Law

The temporary change in place of use proposed in Temporary Drought Transfer Application T-13765 is consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Drought Transfer Application T-13765 is approved.
2. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2021 irrigation season or until the end of the Governor's declared drought, whichever occurs first.
3. The approval of this temporary drought transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
4. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 37198. The use shall revert to the authorized place of use at the end of the 2021 irrigation season.
5. The proposed change in place of use shall revert to the authorized place of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.
6. The use of the remaining water right described by Certificate 37198 shall continue to be in accordance with the terms and conditions of Certificate 37198.

Dated in Salem, Oregon on

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing Date:

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That DONALD B. MILLER

of Route 1, Box 28, Days Creek, 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 South Umpqua River

a tributary of Umpqua River for the purpose of domestic use of the family, stock and irrigation of 34.0 acres

under Permit No. 32710 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 June 30, 1967

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.445 cubic foot per second, being 0.01 c.f.s. for domestic, 0.005 c.f.s. for stock and 0.43 c.f.s. for irrigation

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 2 (NW¼ NE¼), Lot 7 (SW¼ NE¼), Section 23, T. 30 S., R. 4 W., W. M. Diversion points located below:

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-eighth 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 2½ acre feet per acre for each acre irrigated during the irrigation season of each year,

$$\frac{.43}{34.0} = 0.012647 (19.8) = 0.2504$$

$T = 0.25 cfs$

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:

Stock and	11.6 acres	Lot 1 (NE¼ NE¼)	11.6
Domestic, Stock and	8.8 acres	Lot 2 (NW¼ NE¼)	
	2.8 acres	Lot 7 (SW¼ NE¼)	2.8
Domestic, Stock and	10.8 acres	Lot 8 (SE¼ NE¼)	5.4
Section 23			

Stock Lot 3
Section 24
T. 30 S., R. 4 W., W. M.

Diversion points located: 4330 feet North and 4560 feet West; 3930 feet North and 4300 feet West; 3380 feet North and 3950 feet West; all from SE Corner, Section 24.

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, December 22, 1970

CHRIS L. WHEELER

State Engineer

Application for Water Right
Temporary or Drought Temporary Transfer
Part 1 of 5 – Minimum Requirements Checklist



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

This temporary 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.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

RECEIVED

- ☒ Part 1 – Completed Minimum Requirements Checklist.
 - ☒ Part 2 – Completed Temporary 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 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 Transferred Water Rights: **How many water rights are to be transferred? 1** List them here: ~~37918~~ **37198**
- 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:** ____.
- ☒ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ Current recorded deed for the land from 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.
- ☐ ☒ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature 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 (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/insufficient
- ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required
- ☐ Part ____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

Your temporary transfer application will be returned if any of the map requirements listed 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.

- ☐ ☒ 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 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.
- ☐ ☒ N/A 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°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

RECEIVED

JUL 12 2021

OWRD

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	
2	Number of water rights included in transfer: _____ (2a) Subtract 1 from the number in 3a above: _____ (2b) If only one water right this will be 0 Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »		2		
3	Do you propose to change the place of use for a non-irrigation use? <input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3		3		RECEIVED JUL 12 2007 OWRD
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: _____ (4a) 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		
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> 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 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »		6		
7	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:		7		

RECEIVED
JUL 12 2021
OWRD

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): <u>0.25 (2a)</u> Subtract 1.0 from the number in 2a above: <u>0 (2b)</u> If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » »		
2		2	0
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	\$200.00

*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:

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. 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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. 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

APPLICANT/BUSINESS NAME Bobby E. Atwood			PHONE NO. 541-825-3658	ADDITIONAL CONTACT NO. 541-680-6283
ADDRESS 15084 Tiller Trail Hwy				FAX NO. NA
CITY Days Creek	STATE OR	ZIP 97429	E-MAIL BOB@THEATWOODS.ORG	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

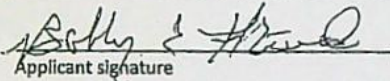
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Nathan Reed			PHONE NO. 541-784-7191	ADDITIONAL CONTACT NO. NA
ADDRESS 157 West Bodie Street				FAX NO. NA
CITY Roseburg	STATE OR	ZIP 97471	E-MAIL nreed68@hotmail.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:
Need to use the pasture irrigation in the greenhouses.

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

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


Applicant signature

Bobby E. Atwood
Print Name (and Title if applicable)

7/10/2021
Date

Applicant signature

Print Name (and Title if applicable)

Date

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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 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.

☐ 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	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 local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Douglas County	ADDRESS 1036 SE Douglas Ave	
CITY Roseburg	STATE OR	ZIP 97470

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:

Microsoft Word 2003

Unlock the document by one of the following:

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

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

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

Microsoft Word 2007

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

Microsoft Word 2010

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

Other Alternatives:

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

Part 5 of 5 – Water Right Information

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.

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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.

Water Right Certificate # **37198**

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Description of Water Delivery System

System capacity: **0.445** cubic feet per second (cfs) OR

JUL 12 2021

_____ 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. **Three PODs provide domestic use of two families, stock and irrigation of 34 acres.**

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)
POD1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		30	S	4	W	23	N W	NE	2	4330 ft North & 4560 ft West fr SE cor Section 24
POD2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		30	S	4	W	23	N W	NE	2	3930 ft North & 4300 ft West fr SE cor Section 24
POD3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		30	S	4	W	23	S W	NE	7	3380 ft North & 3950 ft West fr. SE cor Section 24
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- ☐ Place of Use (POU)
 ☐ Appropriation/Well (POA)
- ☐ Point of Diversion (POD)
 ☐ Additional Point of Appropriation (APOA)
- ☐ Additional Point of Diversion (APOD)

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

- ☒ Place of Use (POU)
 ☐ Point of Appropriation/Well (POA)
- ☐ Character of Use (USE)
 ☐ Additional Point of Appropriation (APOA)
- ☐ Point of Diversion (POD)
 ☐ Additional Point of Diversion (APOD)

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

- ☐ 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.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # 37198

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, 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.

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	Acre	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	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E 15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1	NW	NW	500	1	10.0		POD #5	1901		
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2	SW	NW	500		5.0		POD #6	1901		
30	S	4	W 23	NE	NE	100	1	11.8 22.8	Irrigation	POD2	1967	POU	30	S	4	W 24	NW	NW	200	2	11.8	Irrigation	POD2	1967		
30	S	4	W 23	SW	NE	100	7	2.8 ✓	Irrigation	POD2	1967	POU	30	S	4	W 24	NW	NW	200	2	2.8 ✓	Irrigation	POD2	1967		
30	S	4	W 23	SE	NE	100	8	5.4 ✓	Irrigation	POD2	1967	POU	30	S	4	W 24	NW	NW	200	2	5.4 ✓	Irrigation	POD2	1967		
TOTAL ACRES						20.0							TOTAL ACRES						20.0	19.8						

Additional remarks: _____

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TACS

Superseded

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.

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Twp	Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	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		$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																								
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901				
"	"	"	" " " "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901				
30	S	4	W 23 NE NE	100	1	11.6	Irrigation	POD 2	1967	POU	30	S	4	W 24 NW NW	200	2	20.0	Irrigation	POD 2	1967				
30	S	4	W 23 SW NE	100	7	2.8	Irrigation	POD 2	1967	POU														
30	S	4	W 23 SE NE	100	8	5.6	Irrigation	POD 2	1967	POU														
TOTAL ACRES						20.0																		
							TOTAL ACRES 20.0																	

Additional remarks: _____

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Revised

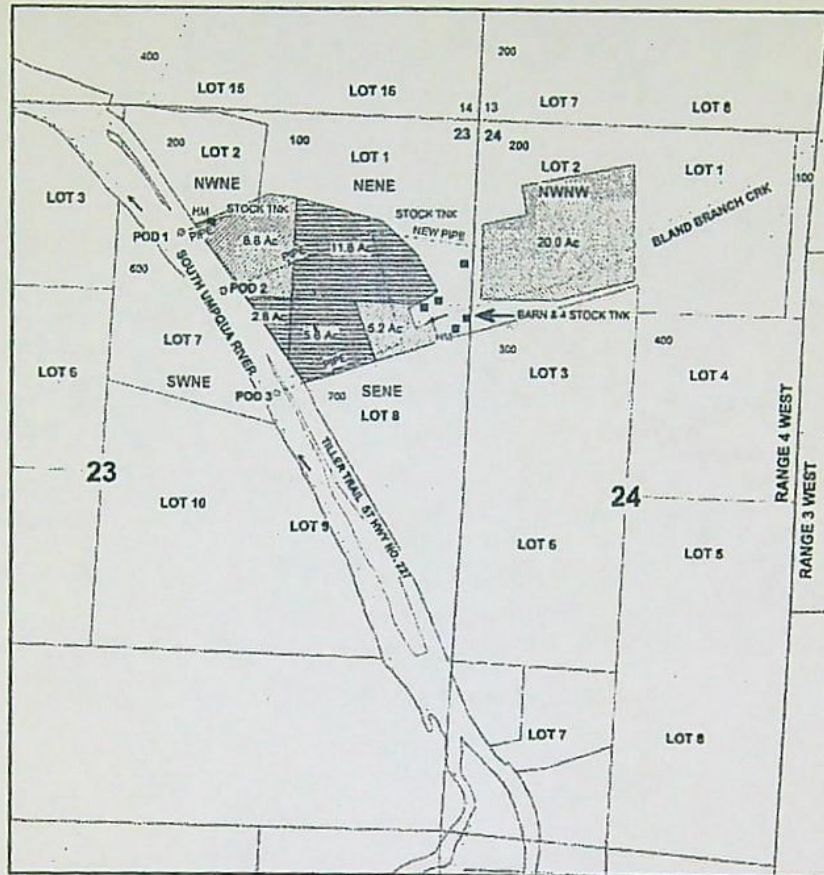
DROUGHT TEMPORARY TRANSFER APPLICATION MAP

FOR: BOBBY E. ATWOOD

BY: NATHAN R. REED, PE, CWRE
T30S, R4W, W.M. SECTION 23, GLOT 2&7
PERMIT NO. S-32710
CERTIFICATE NO. 37198



REVISED: JULY 15, 2021



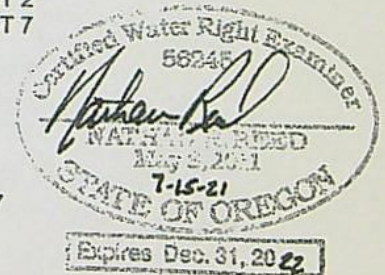
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JUL 15 2021
OWRD

PODS OF RECORD:

POD 1; 4330 FEET NORTH & 4560 FEET WEST, AS PROJECTED IN GLOT 2
POD 2; 3930 FEET NORTH & 4300 FEET WEST, AS PROJECTED IN GLOT 2
POD 3; 3380 FEET NORTH & 3950 FEET WEST, AS PROJECTED IN GLOT 7
ALL FROM THE SE CORNER SECTION 24.

Legend

-----	Stream	■	Structure	□	Section	▨	37198 REMAINS Priority June 30, 1967
→	Flow Arrow	-----	Roads	---	Quarter	▩	37198 FROM
○	POD	-----	Gov Lot	---	Sixteenth	▨	37198 TO
-----	Pipeline	□	Township	□	Parcels		



MAP PREPARED FOR:
BOBBY E. ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK, OR 97429

MAP PREPARED BY:
NATHAN R. REED, PE, CWRE
157 WEST BODIE STREET
ROSEBURG, OR 97471

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

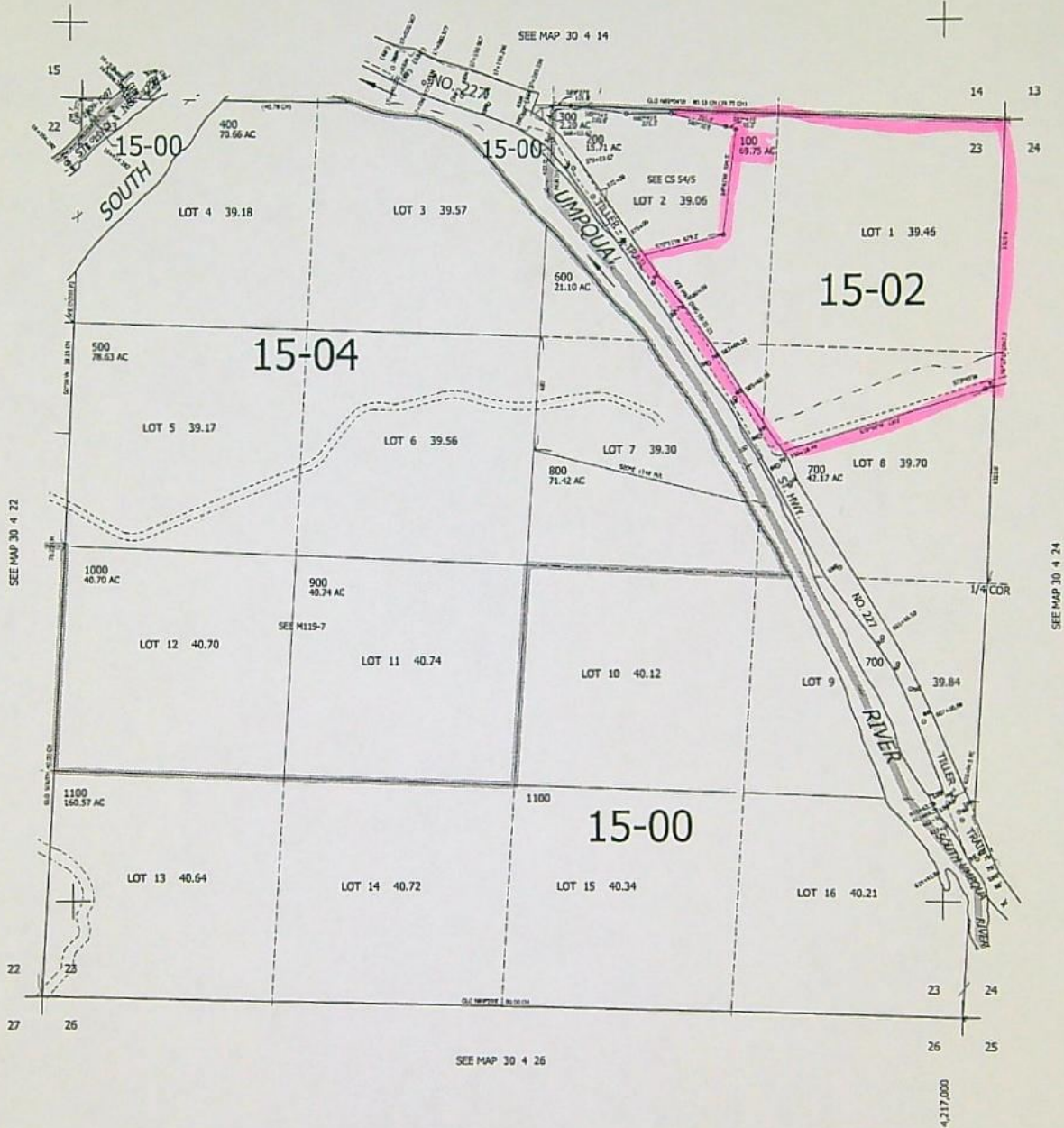
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

SEC.23 T30S. R.4W. W.M.
DOUGLAS COUNTY
1" = 400'

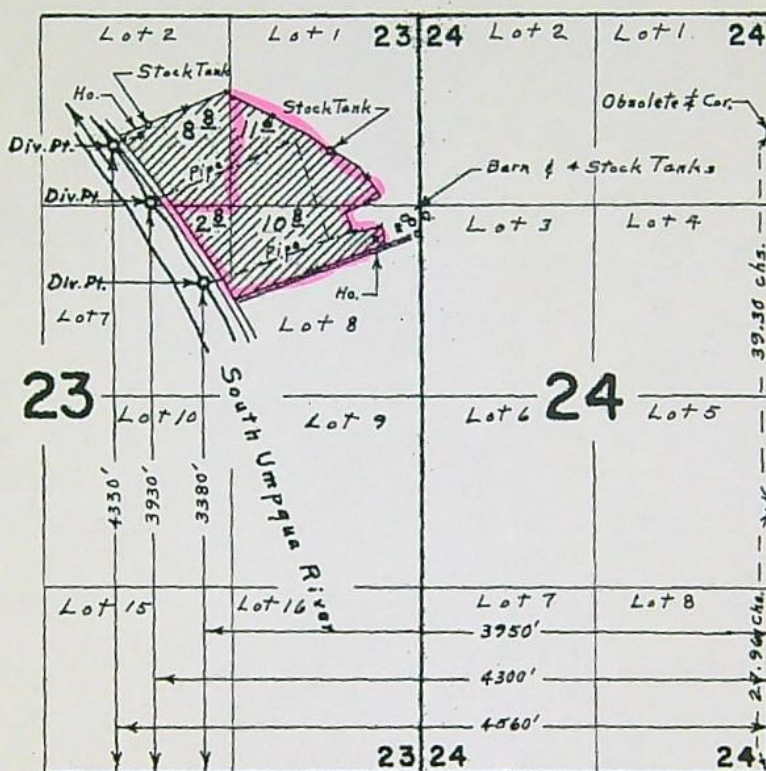
REVISED ON
7-13-10

30 4 23

CANCELLED NO'S
401



T. 30 S. R. 4 W. W.M.



FINAL PROOF SURVEY UNDER

Application No. 43772 Permit No. 32710
IN NAME OF

DONALD B. MILLER

Surveyed July 31, 1969, by L. E. Gould

For Place 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 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary 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: 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 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). If less than full rate of water right



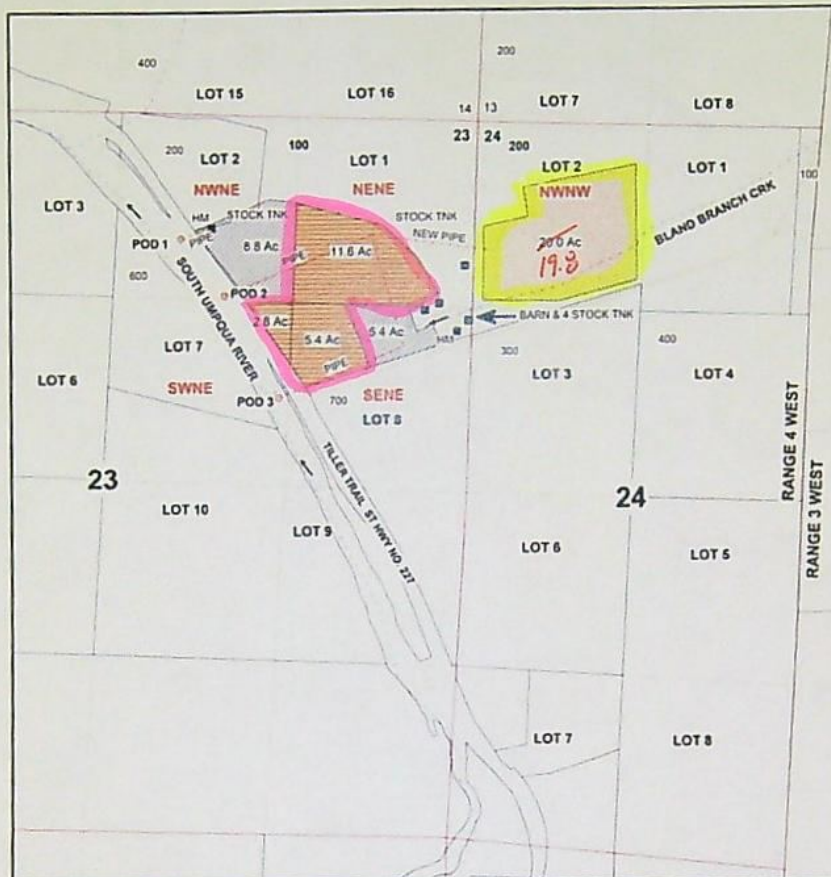
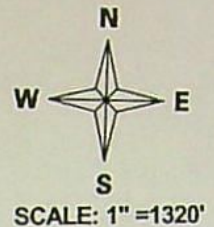
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JUL 12 2021
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DROUGHT TEMPORARY TRANSFER APPLICATION MAP

FOR: BOBBY E. ATWOOD

BY: NATHAN R. REED, PE, CWRE
T30S, R4W, W.M. SECTION 23, GLOT 2&7

PERMIT NO. S-32710
CERTIFICATE NO. 37198



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JUL 12 2021

OWRD

Superseded

PODS OF RECORD:

POD 1: 4330 FEET NORTH & 4560 FEET WEST, AS PROJECTED IN GLOT 2
POD 2: 3930 FEET NORTH & 4300 FEET WEST, AS PROJECTED IN GLOT 2
POD 3: 3380 FEET NORTH & 3950 FEET WEST, AS PROJECTED IN GLOT 7
ALL FROM THE SE CORNER SECTION 24.

Legend

Stream	Structure	Section	37198 REMAINS Priority June 30, 1967
Flow Arrow	Roads	Quarter	37198 FROM
POD	Gov Lot	Sixteenth	37198 TO
Pipeline	Township	Parcels	

MAP PREPARED FOR:
BOBBY E. ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK, OR 97429

MAP PREPARED BY:
NATHAN R. REED, PE, CWRE
157 WEST BODIE STREET
ROSEBURG, OR 97471

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE
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TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

COURCHANE Corey A * WRD

From: Nathan Reed <nreed68@hotmail.com>
Sent: Thursday, July 15, 2021 3:41 PM
To: COURCHANE Corey A * WRD; bob@theatwoods.org
Subject: RE: Bobby E. Atwood, T-13765
Attachments: Table 2 pg 8 of 10.pdf; Rev Map 07 15 2021.pdf

Corey,

Attached are the requested items for T-13765.

Nathan Reed, PE, CWRE

Sent from Mail for Windows 10

From: COURCHANE Corey A * WRD
Sent: Thursday, July 15, 2021 11:37 AM
To: bob@theatwoods.org; nreed68@hotmail.com
Cc: DOUTHIT Susan M * WRD
Subject: Bobby E. Atwood, T-13765

Good morning,

I have completed my review of drought temporary transfer T-13765. I found only 1 discrepancy, which will need a revision. Table 2 "FROM" lands identifies 11.8 acres in NE NE, Lot 1, Section 23, T30S, R4W, WM. However, Certificate 37198 only authorizes 11.6 acres. Based on this information, the total amount to be transferred would be 19.8 acres, not 20.0, as the table and map indicates. You will need to revise Table 2 and the map, and resubmit, so that I may continue process T-13765. Once complete, you may just email to me.

Thank you,

Corey Courchane

COREY A COURCHANE | TRANSFER SPECIALIST
TRANSFER AND CONSERVATION SECTION

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Work cell: 503 979-3917 | Fax: 503 986-0901
Email: corey.a.courchane@oregon.gov | Web: <http://www.oregon.gov/OWRD>

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.

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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.

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"	"	"	" " "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901			
30	S	4	W 23 NE NE	100	1	11.6	Irrigation	POD 2	1967	POU	30	S	4	W 24 NW NW	200	2	20.0	Irrigation	POD 2	1967			
30	S	4	W 23 SW NE	100	7	2.8	Irrigation	POD 2	1967	POU													
30	S	4	W 23 SE NE	100	8	5.6	Irrigation	POD 2	1967	POU													
TOTAL ACRES						20.0																	
							TOTAL ACRES 20.0																

Additional remarks: _____

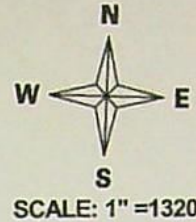
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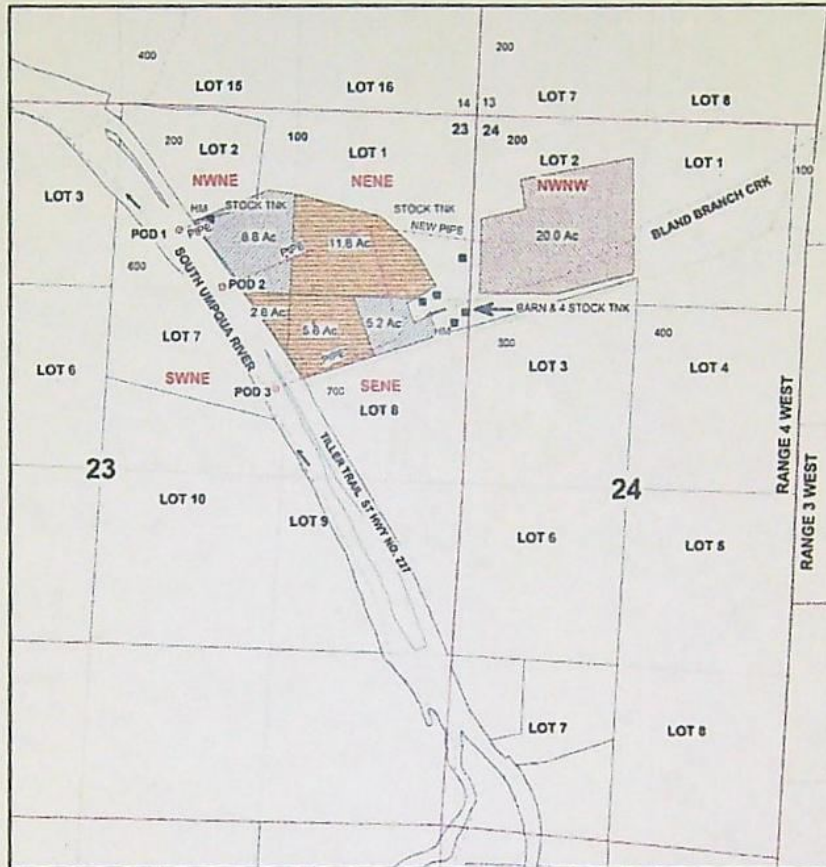
DROUGHT TEMPORARY TRANSFER APPLICATION MAP

FOR: BOBBY E. ATWOOD

BY: NATHAN R. REED, PE, CWRE
T30S, R4W, W.M. SECTION 23, GLOT 2&7
PERMIT NO. S-32710
CERTIFICATE NO. 37198



REVISED: JULY 15, 2021



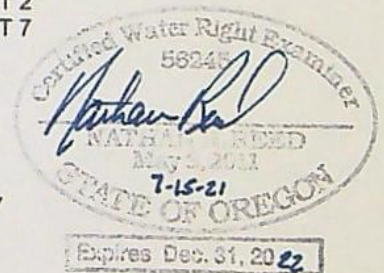
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Revised

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ALL FROM THE SE CORNER SECTION 24.

Legend

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Flow Arrow	Roads	Quarter	37198 FROM
POD	Gov Lot	Sixteenth	37198 TO
Pipeline	Township	Parcels	



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MAP PREPARED FOR:
BOBBY E. ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK, OR 97429

MAP PREPARED BY:
NATHAN R. REED, PE, CWRE
157 WEST BODIE STREET
ROSEBURG, OR 97471

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **135781**

INVOICE # _____

RECEIVED FROM: Bobby Atwood

BY: _____

CASH: ☐ CHECK: ☒ MO: 19-284706481

OTHER: (IDENTIFY) ☐ _____

APPLICATION _____

PERMIT _____

TRANSFER T-13765

TOTAL REC'D \$ 200.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____

OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 200.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT

OTHER (IDENTIFY) _____ 0220 \$ _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

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OVER THE COUNTER**

RECEIPT: **135781**

DATED: 7-12-2001 BY: [Signature]

Application for Water Right
Temporary or Drought Temporary Transfer
Part 1 of 5 – Minimum Requirements Checklist



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

This temporary 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.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

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- ☒ Part 1 – Completed Minimum Requirements Checklist.
 - ☒ Part 2 – Completed Temporary 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 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 Transferred Water Rights: **How many water rights are to be transferred? 1** List them here: ~~37918~~ 37198
- 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:** ____.
 - ☒ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ Current recorded deed for the land **from** 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.
- ☐ ☒ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature 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 (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/insufficient ___ Map not included or incomplete

___ Land Use Form not enclosed or incomplete

___ Additional signature(s) required ___ Part ____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

Your temporary transfer application will be returned if any of the map requirements listed 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.

- ☐ ☒ 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 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.
- ☐ ☒ N/A 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°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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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
2	Number of water rights included in transfer: _____ (2a) Subtract 1 from the number in 3a above: _____ (2b) If only one water right this will be 0 Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »	2	
3	Do you propose to change the place of use for a non-irrigation use? <input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	RECEIVED JUL 12 2021 OWRD
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: _____ (4a) 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	
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> 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	
7	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:	7	

1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): <div style="text-align: center;"><u>0.25 (2a)</u></div> Subtract 1.0 from the number in 2a above: <u>0 (2b)</u> If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » »		
2		2	0
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	\$200.00

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. 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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. 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).

TACS

Applicant Information

APPLICANT/BUSINESS NAME Bobby E. Atwood			PHONE NO. 541-825-3658	ADDITIONAL CONTACT NO. 541-680-6283
ADDRESS 15084 Tiller Trail Hwy				FAX NO. NA
CITY Days Creek	STATE OR	ZIP 97429	E-MAIL BOB@THEATWOODS.ORG	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Nathan Reed			PHONE NO. 541-784-7191	ADDITIONAL CONTACT NO. NA
ADDRESS 157 West Bodie Street				FAX NO. NA
CITY Roseburg	STATE OR	ZIP 97471	E-MAIL nreed68@hotmail.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:
Need to use the pasture irrigation in the greenhouses.

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

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

Bobby E. Atwood
Applicant signature

Bobby E. Atwood
Print Name (and Title if applicable)

5/10/2021
Date

Applicant signature

Print Name (and Title if applicable)

Date

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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 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.

☐ 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	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 local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Douglas County	ADDRESS 1036 SE Douglas Ave	
CITY Roseburg	STATE OR	ZIP 97470

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:

Microsoft Word 2003

Unlock the document by one of the following:

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

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

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

Microsoft Word 2007

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

Microsoft Word 2010

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

Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark-through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 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

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.

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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.

Water Right Certificate # 37198

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Description of Water Delivery System

System capacity: 0.445 cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Three PODs provide domestic use of two families, stock and irrigation of 34 acres.

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)
POD1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		30 S	4 W	23	N W NE	2	4330 ft North & 4560 ft West fr SE cor Section 24
POD2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		30 S	4 W	23	N W NE	2	3930 ft North & 4300 ft West fr SE cor Section 24
POD3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		30 S	4 W	23	S W NE	7	3380 ft North & 3950 ft West fr. SE cor Section 24
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

- ☐ 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.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

For Place 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 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary 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: 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 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). If less than full rate of water right



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Klamath Basin/County Drought Transfer Applications

Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? ☐ Yes ☐ No*

**Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.*

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER.	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION

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 DOUGLAS)

I, BOBBY E. ATWOOD, in my capacity as LANDOWNER,

mailing address 15084 TILLER TRAIL HWY, DAYS CREEK, OR 97429

telephone number (541)825-3658, being first duly sworn depose and say:

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

☒ Personal observation ☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 37198; **OR**

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

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)

OR

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

(continues on reverse side)

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

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

Billy E. Howard
Signature of Affiant

7/10/2021
Date

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Signed and sworn to (or affirmed) before me this 10 day of July, 2021.



Galan Redcloud Carter
Notary Public for Oregon

My Commission Expires: Feb 20, 2024

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 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 checked="" type="checkbox"/> 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.terra-server.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS, That KIRSTEN OLECHNOWICZ

hereinafter called grantor,

for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto BOBBY E. ATWOODhereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Douglas, State of Oregon, described as follows, to-wit:

The real property described in Exhibit "A" attached hereto and made a part hereof as if fully written herein.

DOUGLAS COUNTY OFFICIAL RECORDS
BARBARA E. NIELSEN, COUNTY CLERK

2009-013071



\$41.00

00250128200900130710040046

07/17/2009 02:04:04 PM

DEED-BS Cnt=1 Stn=18 RECORDINGDESK
\$20.00 \$11.00 \$10.00

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(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 234,023.72

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 5th day of May, 1988; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS, BEFORE SIGNING OR ACCEPTING

CAT. NO. NN00027
TO 1944 CA (1-83)

(Individual)

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

} ss.

On May 9, 1988

before me, the undersigned, a Notary Public in and for said State, personally appeared KIRSTEN OLECHNOWICZ

, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same.

WITNESS my hand and official seal.

Signature

15084 TILLER TRAIL HWY
DAYS CREEK OR 97429

GRANTEE'S NAME AND ADDRESS

After recording return to:

BOBBY E. ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK OR 97429

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.

15084 TILLER TRAIL HWY
DAYS CREEK OR 97429

NAME, ADDRESS, ZIP



(SEAL)

a corporation, corporate seal)

(This area for official notarial seal)

SPACE RESERVED
FOR
RECORDER'S USE

day of _____, 19____,
at _____ o'clock _____ M., and recorded
in book/reel/volume No. _____ on
page _____ or as fee/tile/instru-
ment/microfilm/reception No. _____,
Record of Deeds of said county.

Witness my hand and seal of
County affixed.

NAME

TITLE

By _____ Deputy

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EXHIBIT "A"

All of Lots 7 and 8, Section 13, Township 30 South, Range 4 West, Willamette Meridian, Douglas County, Oregon.

All of Lot 1, Section 24, Township 30 South, Range 4 West, Willamette Meridian, Douglas County, Oregon.

All of Lots 2 and 3, Section 24, and Lots 1, 2, 7, and 8, Section 23, Township 30 South, Range 4 West, Willamette Meridian, Douglas County, Oregon, lying East of the South Umpqua River, and North of the following described line: Beginning at a point which bears North 40° 51' East 1981.6 feet distant from the quarter corner between Sections 23 and 24, Township 30 South, Range 4 West, Willamette Meridian, Douglas County, Oregon. Said point is a Serpentine stone 7 inches x 10 inches x 14 inches from which a white oak 16 inches in diameter bears North 65° 40' West 32.7 feet and a black oak 40 inches in diameter bears South 41° 30' West 39.1 feet; thence South 73° 45' West 1361.0 feet on partition line to a 5/8 inch x 24 inch iron rod, South 70° 50' West 1302 feet on partition line to a blue basalt stone 8 inches x 9 inches x 18 inches, a black oak 30 inches in diameter bears South 35° 45' East 16.5 feet; thence South 70° 50' West 100 feet to the north edge of South Umpqua River.

EXCEPTING from the above the following: Beginning at a point in the north or right bank of the South Umpqua River, which is 483 feet South of the quarter section corner between Sections 14 and 23, Township 30 South, Range 4 West, Willamette Meridian, Douglas County, Oregon; thence running North 483 feet to said quarter section corner; thence South 89° 37' East 101.8 feet; thence South 87° 54' East 320.9 feet; North 87° 52' East 271.5 feet; South 80° 32' East 331.4 feet; thence South 83° 43' East 55.2 feet to a 3/4 inch iron pipe; thence South 4° 41' West 594.5 feet to a 3/4 inch iron pipe; thence South 70° 11' West 679.2 feet to a 1-inch iron pipe from which a 12 inch white oak tree bears North 45° West 26.0 feet; thence continuing South 70° 11' West 13.8 feet to a point on the north bank of said river; thence running along the meanders of said river bank, North 42° 39' West 554.0 feet to the point of beginning.

ALSO EXCEPTING that portion conveyed by Archie Ferguson and wife to the State of Oregon for highway purposes as recorded in Volume 102, Page 562, Deed Records of Douglas County, Oregon.

Lot 2, and the West half of the Southwest quarter of Section 18, Township 30 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

The Southeast quarter of Section 18; the East half of the Southwest quarter of Section 18; the Northwest quarter of Section 19; and the Southwest quarter of the Northeast quarter of Section 19, all in Township 30 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

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The West half of the Southwest quarter, and the Southeast quarter of the Southwest quarter of Section 19, Township 30 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

Lot 4 of Section 24, Township 30 South, Range 4 West, Willamette Meridian, Douglas County, Oregon.

SUBJECT TO:

1. Roads and highways and the rights of the public therein.
2. As disclosed by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest, which are the sole responsibility of Buyer (Grantee).
3. Any improvement located upon the property described herein which is described or defined as a mobile home under the provisions of Chapters 803 and 820, Oregon Revised Statutes, and is subject to registration as therein provided.
4. Reservations contained in deed from H. Wollenberg et al, to John Perdue et al, as recorded in Volume 58, Page 1, Deed Records of Douglas County, Oregon.
5. Reservations contained in deed from John Perdue to Fred Perdue, as recorded in Volume 62, Page 309, Deed Records of Douglas County, Oregon.
6. Right of way, including the terms and provisions thereof, granted by S.A. Perdue to The California Oregon Power Company, and recorded July 25, 1922, in Volume 83, Page 537, Recorder's No. 50050, Deed Records of Douglas County, Oregon.
7. Right of way, including the terms and provisions thereof, granted by Archie Ferguson to The California Oregon Power Company, and recorded January 24, 1941, in Volume 1021, Recorder's No. 18810, Deed Records of Douglas County, Oregon.
8. Right of way, including the terms and provisions thereof, granted by J. R. Ritter to The California Oregon Power Company, and recorded September 25, 1942, in Volume 104, Page 97, Recorder's No. 26498, Deed Records of Douglas County, Oregon.
9. Right of way, including the terms and provisions thereof, granted by F. W. Sincomb et ux, to The California Oregon Power Company, and recorded June 25, 1948, in Volume 156, Page 531, Recorder's No. 79363, Deed Records of Douglas County, Oregon.
10. Right of way, including the terms and provisions thereof, granted by Clarence Latz and wife to the State of Oregon, as recorded in Volume 124, Page 619, Recorder's No. 53123, Deed Records of Douglas County, Oregon.

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11. Rights of way, including the terms and provisions thereof, granted by Francis W. Sincomb et ux, to California Pacific Utilities Company, as recorded in Volume 270, Page 303, and in Volume 270, Page 307, Deed Records of Douglas County, Oregon.
12. Easement granted to Murrel C. Maugh as set out in deed to Murrel C. Maugh, as recorded in Volume 329, Page 892, Recorder's No. 331914, Deed Records of Douglas County, Oregon.
13. Easement, including the terms and provisions thereof, granted by Robert San Pedro to the State of Oregon, and recorded in Volume 124, Page 617, Recorder's No. 53122, Deed Records of Douglas County, Oregon.
14. Right of way, including the terms and provisions thereof, granted by Edith M. Moore to California-Pacific Utilities Company, and recorded May 7, 1975, in Book 569, Recorder's No. 75-5821, Records of Douglas County, Oregon.
15. Memo of Contract, including the terms and provisions thereof, between Donald B. Miller and Wilma A. Miller, husband and wife, vendors, and Raleigh Waller and June Waller, vendees, as recorded in Book 623, Page 672, Recorder's No. 77-1792, Records of Douglas County, Oregon, which Buyer (Grantee) has assumed and agreed to pay and perform.
16. This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses.

END OF DOCUMENT

Cert 37198

Google Earth Imagery 5-10-2019

Legend

- 15084 Tiller Trail Hwy
- Atwood

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Google Earth

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15084 Tiller Trail Hwy

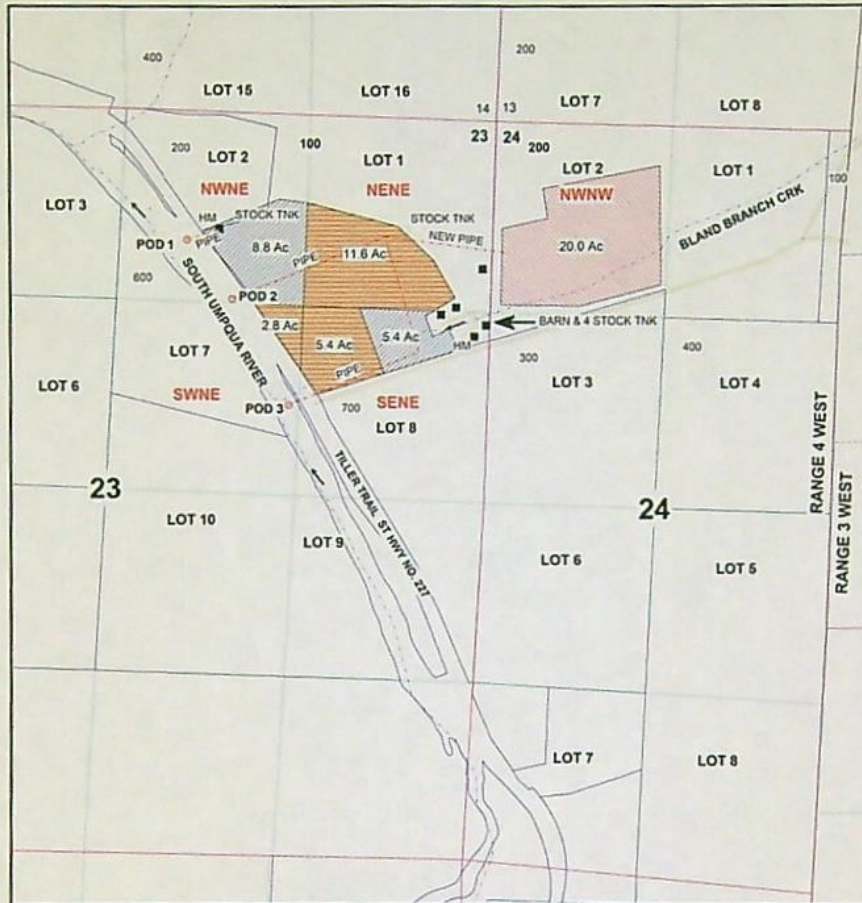
800 ft



DROUGHT TEMPORARY TRANSFER APPLICATION MAP

FOR: BOBBY E. ATWOOD

BY: NATHAN R. REED, PE, CWRE
T30S, R4W, W.M. SECTION 23, GLOT 2&7
PERMIT NO. S-32710
CERTIFICATE NO. 37198



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Superseded

PODS OF RECORD:

POD 1; 4330 FEET NORTH & 4560 FEET WEST, AS PROJECTED IN GLOT 2
POD 2; 3930 FEET NORTH & 4300 FEET WEST, AS PROJECTED IN GLOT 2
POD 3; 3380 FEET NORTH & 3950 FEET WEST, AS PROJECTED IN GLOT 7
ALL FROM THE SE CORNER SECTION 24.

Legend

Stream	Structure	Section	37198 REMAINS Priority June 30, 1967
Flow Arrow	Roads	Quarter	37198 FROM
POD	Gov Lot	Sixteenth	37198 TO
Pipeline	Township	Parcels	

MAP PREPARED FOR:
BOBBY E. ATWOOD
15084 TILLER TRAIL HWY
DAYS CREEK, OR 97429

MAP PREPARED BY:
NATHAN R. REED, PE, CWRE
157 WEST BODIE STREET
ROSEBURG, OR 97471

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

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 # 37198

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, 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.

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.										
Twsp	Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$	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	Twsp	Rng	Sec		$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																								
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901				
"	"	"	" " "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901				
30	S	4	W 23 NE NE	100	1	11.8	Irrigation	POD2	1967	POU	30	S	4	W 24 NW NW	200	2	11.8	Irrigation	POD2	1967				
30	S	4	W 23 SW NE	100	7	2.8	Irrigation	POD2	1967	POU	30	S	4	W 24 NW NW	200	2	2.8	Irrigation	POD2	1967				
30	S	4	W 23 SE NE	100	8	5.4	Irrigation	POD2	1967	POU	30	S	4	W 24 NW NW	200	2	5.4	Irrigation	POD2	1967				
TOTAL ACRES						20.0																		
							TOTAL ACRES 20.0																	

Additional remarks: _____

Super-Sub

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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission ReceiptApplicant Name(s) & Address: Bobby Atwood15084 Tiller Trail Hwy Days Creek, OR 97129.Transaction Type: Drought TransferFees Received: \$ 200.00☐ Cash☒ Check:Check No. 19-284706451Name(s) on Check: Money orderAddress on Check: 15084 Tiller Trail HwyDays Creek, OR 97129

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: C. Mableton

(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt Information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.

Regular Temporary Water Right Transfer Application Checklist

Checked by

Jon

Date

7/12/21

A temporary transfer must be for a change in place of use. A temporary change in POD/POA or APOD/APOA cannot be accepted as a stand-alone change.

A change in POD/POA can accompany the temporary change in place of use, only if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

(If OK, check box to left; if not, fill in the blank)

- ☒ 1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____
- ☒ 2. Are fees included and correct?
If not, the correct fee would be: _____, so the amount missing is: _____
- ☒ 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?
If not, whose signature is missing? _____
- ☒ 4. Are all listed certificates shown by WRIS as non-cancelled?
If not, which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.
- ☒ 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
☒ N/A ☐ Form D needed from _____ (district)
- 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

T-13765