

Dist

Name Wale Oregon Irrigation DistAddress 521 A Street W  
Wale Oregon 97918Change in PODate Filed 9/3/2021Initial notice date 9/14/2021

DPD issued date \_\_\_\_\_

PD issued date \_\_\_\_\_

PD notice date \_\_\_\_\_

Date of FO 12/27/2021 Vol 122 Page 224  
129 292-295C-Date 10/01/2023COBU due date 10/01/2024COBU Received date 8/18/2022

Certificate issued \_\_\_\_\_

## DESCRIPTION OF WATER RIGHT(S)

Name of Stream Malheur river, North Fork malheur  
reservoirTrib. of Snake river, North Fork malheurUse Irrigation, SI County malheur

Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App# Decree Per # malheur river Cert # 716204 PR Date 4/20/1885App# 5101102 Per # 578107 Cert # 74080 PR Date \_\_\_\_\_App# 521304 Per # 5116707 Cert # 74081 PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App# \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

## FEES PAID

Date 9-3-2021 Amount \$2,990.<sup>00</sup> Receipt # 136345

## FEES REFUNDED

Date \_\_\_\_\_ Amount \_\_\_\_\_ Receipt # \_\_\_\_\_

Assignments: \_\_\_\_\_

Irrigation District Bob - Carol McGamy

Agent \_\_\_\_\_

CWRE \_\_\_\_\_

CC's list \_\_\_\_\_

☐ - Oversized map - Location \_\_\_\_\_





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

November 16, 2023

Vale Oregon Irrigation District  
521 A Street West  
Vale, OR 97918

Reference: Transfer Application T-13816

Enclosed is a copy of the Determination of Satisfactory Proof Final Order.

If you have any questions related to the completion of this Claim of Beneficial Use, you may contact Ann Reece, by telephone at (503) 979-3214 or by e-mail at [Ann.L.Reece@water.oregon.gov](mailto:Ann.L.Reece@water.oregon.gov).

Sincerely,

Elyse Richman  
Water Rights Services Support  
Transfers and Conservation Section

cc: Watermaster Dist. #9, Jered L. Hoshaw (via email)  
U.S. Bureau of Reclamation

Enclosure



BEFORE THE WATER RESOURCES DEPARTMENT  
FOR THE  
STATE OF OREGON

In the Matter of the Completion of a Change	)	DETERMINATION OF SATISFACTORY
in Place of Use Under Transfer Application	)	PROOF OF COMPLETION FOR A
T-13816, Malheur County	)	PERMANENT DISTRICT TRANSFER

**Authority**

Oregon Administrative Rule (OAR) 690-385-7400 describes the documentation the district must file with the Department in order to provide proof of use.

OAR 690-385-7600 provides in pertinent part that satisfactory proof shall be (a) a determination by the Department that application of water to beneficial use under the terms of the transfer final order was completed to the extent authorized, or (b) a determination by the Department that the application of water to a beneficial use under the terms of the transfer final order was completed to an extent less than authorized.

Oregon Revised Statute (ORS) 540.530(2)(a) and OAR 690-385-7600 authorize the Department to issue or modify a certificate of water right upon satisfactory proof of completion of the change or changes authorized by a final order approving a permanent district transfer.

**Applicant**

VALE OREGON IRRIGATION DISTRICT  
521 A ST WEST  
VALE, OR 97918

**Findings of Fact**

1. On December 27, 2021, the Department signed a final order, which was mailed on December 28, 2021, and recorded in Special Order Volume 122, Pages 224-229, approving Transfer Application T-13816 involving Certificates 76204, 74080 and 74081. The final order established October 1, 2023, as the date for completion of the authorized changes in place of use.
2. On August 18, 2022, the Department received a Claim of Beneficial Use (CBU) and associated maps from the applicant for Transfer Application T-13816.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.



3. On October 24, 2023, the Department received an amendment to the Claim of Beneficial Use to include an additional authorized parcel and revised maps from the applicant for Transfer Application T-13745, thereby satisfying the requirements for providing proof of use under OAR 690-385-7400.
4. The Department reviewed the CBU and maps submitted by the applicant for Transfer Application T-13816.
5. The CBU did not contain a map of the point of diversion from the source. However, since the transfer involved the transfer of places of use only within an irrigation district and did not involve a change in the point of diversion, the existing maps on file with the Department are sufficient to identify the point of diversion from the source.
6. The proposed place of use for Certificate 76204 as approved the final order for Transfer Application T-13816, and as recorded in Special Order Volume 122, Pages 224-229, is shown in Table 1, below:

**Table 1:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	NE SW	14.5	2400	ALLAIRE, ELIZABETH
20 S	41 E	WM	12	SW SW	0.7	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	1.0	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	8.3	2300	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	0.3	2300	ALLAIRE, BRYANT
Total					24.8		

7. The proposed place of use for Certificate 74080 as approved the final order for Transfer Application T-13816, and as recorded in Special Order 122, Pages 224-229, is shown in Table 2, below:

**Table 2:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
18 S	44 E	WM	23	NE NE	0.9	100	HIATT
18 S	44 E	WM	23	NW NE	1.1	300	HAITT
Total:					2.0		

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	NE SW	14.5	2400	ALLAIRE, ELIZABETH
20 S	41 E	WM	12	SW SW	0.7	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	1.0	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	8.3	2300	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	0.3	2300	ALLAIRE, BRYANT
Total					24.8		



8. The proposed place of use for Certificate 74081 as approved the final order for Transfer Application T-13816, and as recorded in Special Order Volume 122, Pages 224-229, is shown in Table 3, below:

Table 3:

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
18 S	44 E	WM	23	NE NE	0.9	100	HIATT
18 S	44 E	WM	23	NW NE	1.1	300	HAITT
20 S	41 E	WM	12	NE SW	14.5	2400	ALLAIRE, ELIZABETH
20 S	41 E	WM	12	SW SW	0.7	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	1.0	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	8.3	2300	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	0.3	2300	ALLAIRE, BRYANT
Total					26.8		

9. Based on the review of evidence submitted by the applicant, the Department finds that the application of water to beneficial use under the terms of the transfer final order for T-13816 was completed to the extent authorized in the transfer as described in Tables 1, 2 and 3. above.

#### Conclusions of Law

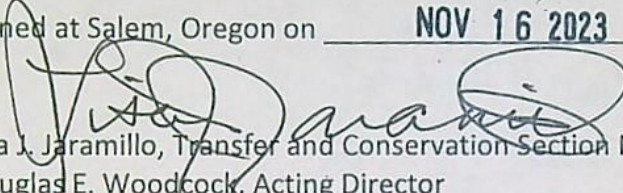
1. The Applicant has submitted proof of use pursuant to OAR 690-385-7400.
2. Application of water to a beneficial use under the terms of the transfer final order has been made to the extent shown in Tables 1, 2, and 3, above.
3. The applicant has demonstrated proof of completion under T-13816 to the satisfaction of the Department.
4. The Department is authorized to issue or modify certificates of water rights involved in transfer T-13816 consistent with this determination of satisfactory proof of completion.



Now, therefore, it is ORDERED:

1. Water right Certificates 76204, 74080, and 74081 are modified as shown in Tables 1, 2, and 3, above. The Department will issue superseding certificates describing these rights when it determines it is necessary for record keeping.

Signed at Salem, Oregon on NOV 16 2023.

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
Douglas E. Woodcock, Acting Director  
Oregon Water Resources Department

Mailing Date: NOV 17 2023





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

# District Permanent Water Right Transfer Claim of Beneficial Use

## 1. APPLICANT INFORMATION

District: Vale Oregon Irrigation District

Contact Person: Jessi Hansen Phone: 541-473-3243

Mailing Address: 521 A Street W

City: Vale State: OR Zip: 97918

E-Mail address: void@fmtc.com

Transfer Number: T - 13816

## 2. WATER RIGHT(S)

Pursuant to OAR Chapter 690, Division 385, the district is submitting to the Water Resources Department this claim of beneficial use, with the appropriate fee, for the following water right(s):

*NOTE: Fees do not apply if the priority date is prior to July 9, 1987.*

PERMIT NUMBER	CERTIFICATE NUMBER	DECREE (name, volume, and page)	PRIMARY (P) OR SUPP (S)
-	76204		<input checked="" type="checkbox"/> P <input type="checkbox"/> S
-	74080		<input type="checkbox"/> P <input checked="" type="checkbox"/> S
-	74081		<input type="checkbox"/> P <input checked="" type="checkbox"/> S
-			<input type="checkbox"/> P <input type="checkbox"/> S

## 3. AUTHORIZED POINT(S) OF DIVERSION (POD) / APPROPRIATION (POA)

The authorized point(s) of diversion / appropriation for the water right modified by the transfer are as follows:

PERMIT NUMBER	DECREE or CERTIFICATE	POD / POA #	SOURCE	LOCATION - MEASURED DISTANCES
-	76204	1		Vale Main Canal - Namorf Diversion
-	74080	1		Vale Main Canal - Namorf Diversion
-	74081	1		Vale Main Canal - Namorf Diversion
-				



6. SIGNATURES

The district certifies that it has inspected the place of use listed in Table I, and confirms the change in place of use has been completed consistent with the terms and conditions of the final order approving the transfer.

Jessi Hansen

Signature of District Manager  
or District Board Chairperson

August 18, 2022

Date

Jessi Hansen

Type or Print Name of District Manager  
or District Board Chairperson





# CLAIM OF BENEFICIAL USE Site Report

Transfer Number: T - 13816 District Internal Notice #: \_\_\_\_\_

User Name: Bryant Allaire

## Place of Use:

USE	POD #	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT	ACRES
See Attached Document									

## District Conveyance System:

Description of Delivery System: Beulah Reservoir - Namorf Diversion- Vale Main Canal

Headgate: 42-0 Canal: Main Canal

## Beneficial Use:

Description of Beneficial Use: Crops Planted: Alfalfa

Method Used to Apply Water: Pivot

Method Used to Calculate Beneficial Use: Flowmeter

User Interviewed: ☒ Yes ☐ No

Beneficial Use Made as Authorized: ☒ Yes ☐ No

Description of Beneficial Use if Less than Authorized:

Inspected By: Jessi Hansen Date: August 18, 2022

**Instructions:** Attach and label the corresponding final proof map.



TABLE 1 - AUTHORIZED PLACE OF USE

[illegible]





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

# District Permanent Water Right Transfer Claim of Beneficial Use

## 1. APPLICANT INFORMATION

District: Vale Oregon Irrigation District

Contact Person: Jessi Hansen Phone: 541-473-3243

Mailing Address: 521 A Street W

City: Vale State: OR Zip: 97918

E-Mail address: void@fmtc.com

Transfer Number: T - 13816

## 2. WATER RIGHT(S)

Pursuant to OAR Chapter 690, Division 385, the district is submitting to the Water Resources Department this claim of beneficial use, with the appropriate fee, for the following water right(s):

*NOTE: Fees do not apply if the priority date is prior to July 9, 1987.*

PERMIT NUMBER	CERTIFICATE NUMBER	DECREE (name, volume, and page)	PRIMARY (P) OR SUPP (S)
-	74080		<input checked="" type="checkbox"/> P <input type="checkbox"/> S
-	74081		<input type="checkbox"/> P <input checked="" type="checkbox"/> S
-			<input type="checkbox"/> P <input type="checkbox"/> S
-			<input type="checkbox"/> P <input type="checkbox"/> S

## 3. AUTHORIZED POINT(S) OF DIVERSION (POD) / APPROPRIATION (POA)

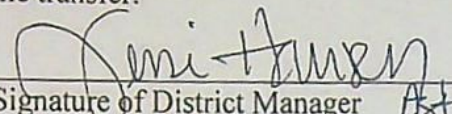
The authorized point(s) of diversion / appropriation for the water right modified by the transfer are as follows:

PERMIT NUMBER	DECREE or CERTIFICATE	POD / POA #	SOURCE	LOCATION - MEASURED DISTANCES
-	74080	1		Vale Main Canal - Namorf Diversion
-	74081	1		Vale Main Canal - Namorf Diversion
-				
-				



6. SIGNATURES

The district certifies that it has inspected the place of use listed in Table I, and confirms the change in place of use has been completed consistent with the terms and conditions of the final order approving the transfer.

  
Signature of District Manager *Asst*  
or District Board Chairperson

9-1-2021  
Date

Jessi Hansen  
Type or Print Name of District Manager, *Asst.*  
or District Board Chairperson



E-RECEIVED  
10/24/2023  
OWRD

TABLE 1 - AUTHORIZED PLACE OF USE

[illegible]

FROM

TO

[illegible]





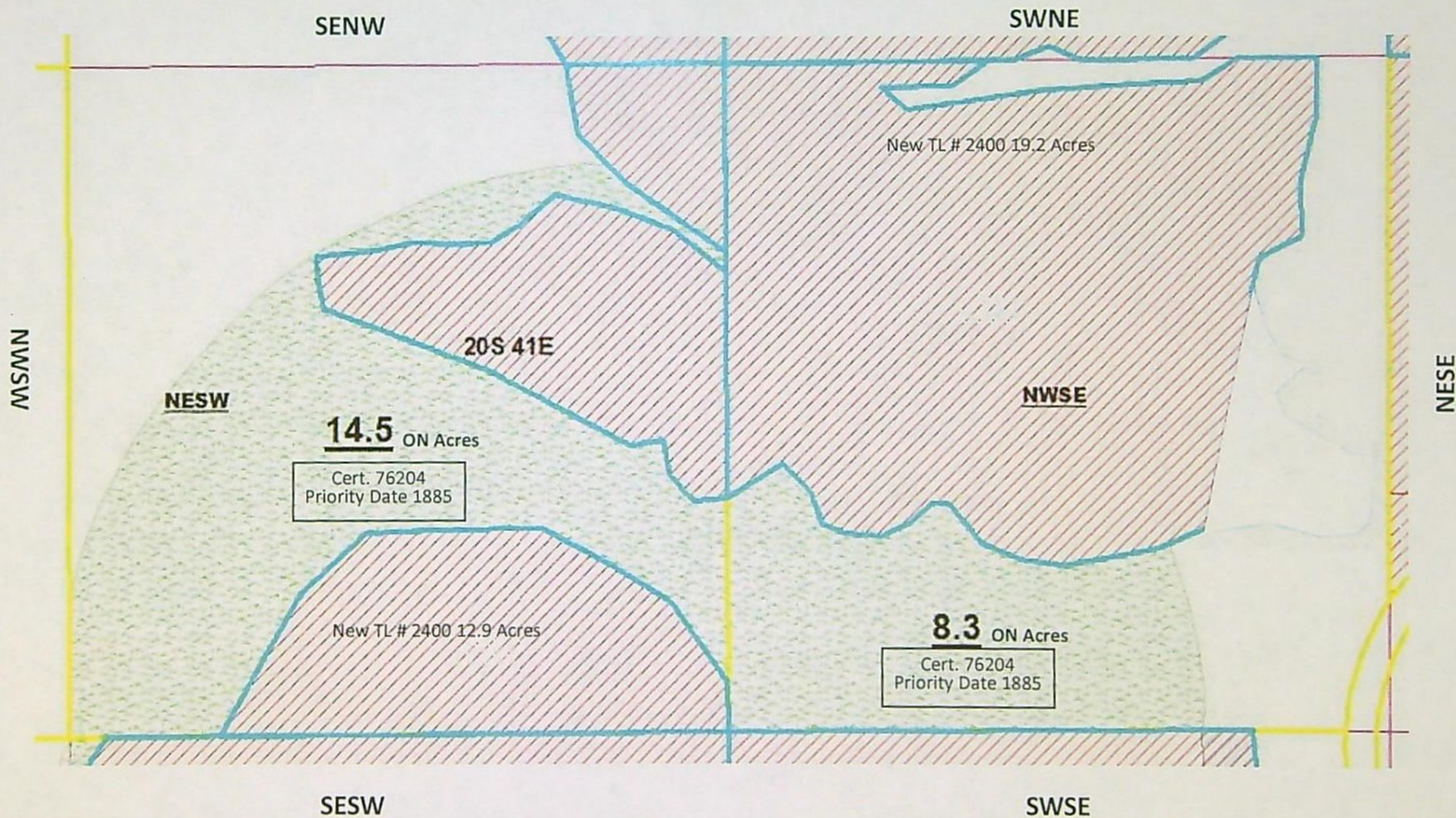
Vale Oregon Irrigation District

CLAIM OF BENEFICIAL USE



T 20 R 41 Sec 12

ALLAIRE

E-RECEIVED  
10/24/2023  
OWRD



Legend

-  BA\_Remaining\_ 21.1 Acres
-  BA\_On\_ 22.8 Acres

Certificate: 76204 (IR)  
74080 (IS)  
74081 (IS)

Claim of Beneficial Use Transfer

	On Acres
Tax Lot #2400	22.8



Vale Oregon Irrigation District

CLAIM OF BENEFICIAL USE

T 20 R 41 Sec 12

ALLAIRE

E-RECEIVED  
10/24/2023  
OWRD

NWSW

NESW

NWSE

T 20S—41E—SEC 12

Cert. 76204  
Priority Date 1885

Cert. 76204  
Priority Date 1885

Cert. 76204  
Priority Date 1885

New TL # 2300 20.5 Acres

SESW

SWSE

New TL # 2300 32.1 Acres

SESE

NWNW

NWNW

NENW

NENW

013

NWNE

NWNE

Legend

BA\_Remaining\_ 52.6 Acres

BA\_On\_ 2.0 Acres

Certificate: 76204 (IR)  
74080 (IS)  
74081 (IS)

Claim of Beneficial Use Transfer

On

Tax Lot #2300

2.0



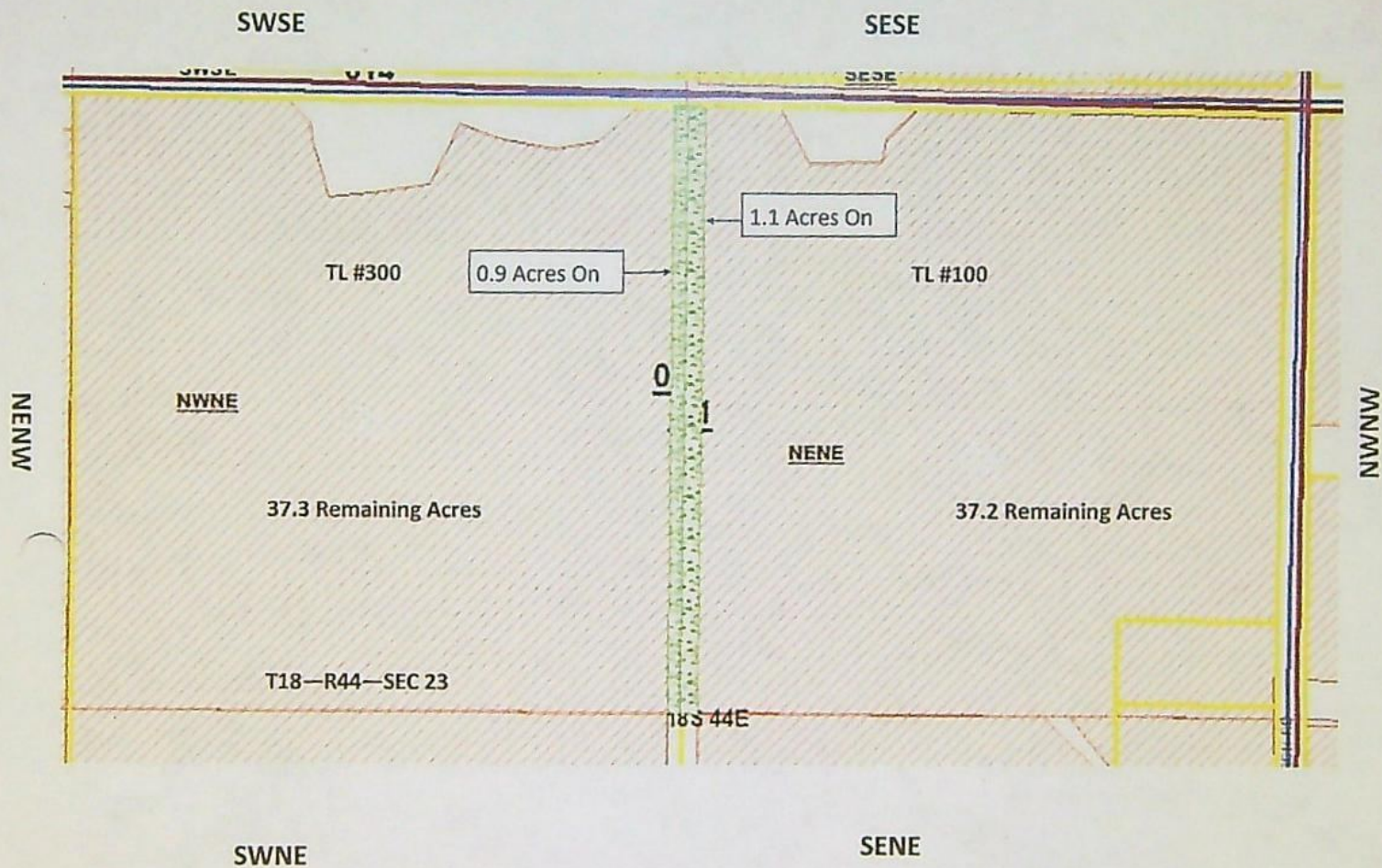


Vale Oregon Irrigation District

T 18 R 44 Sec 23

Craig Hiatt 2.0 Acres

E-RECEIVED  
10/24/2023  
OWRD



Legend

- CH\_Remaining\_ 74.5 Acres
- CH\_To\_2.0 Acres

Certificate: 74080 IR  
74081 (IS)

Claim of Beneficial Use Transfer

Tax Lot #300 0.9 acres on  
Tax Lot #100 1.1 acres on





Vale Oregon Irrigation District

**SUPERSEDED**

CLAIM OF BENEFICIAL USE

T 20 R 41 Sec 12

ALLAIRE

E-RECEIVED  
08/18/2022  
OWRD

MSMN

SENW

SWNE

NESW

20S 41E

NWSE

NESE

**14.5** ON Acres

Cert. 76204  
Priority Date 1885

Original TL # 600 12.9 Acres

New TL # 2400

**8.3** ON Acres



Cert. 76204  
Priority Date 1885

0

SESW

SWSE

**Legend**

-  BA\_Remaining\_ 52.6 Acres
-  BA\_On\_ 22.8 Acres

Certificate: 76204 (IR)  
74080 (IS)  
74081 (IS)

**Claim of Beneficial Use Transfer**

	On Acres
Tax Lot #2400	22.8





E-RECEIVED  
08/18/2022  
OWRD

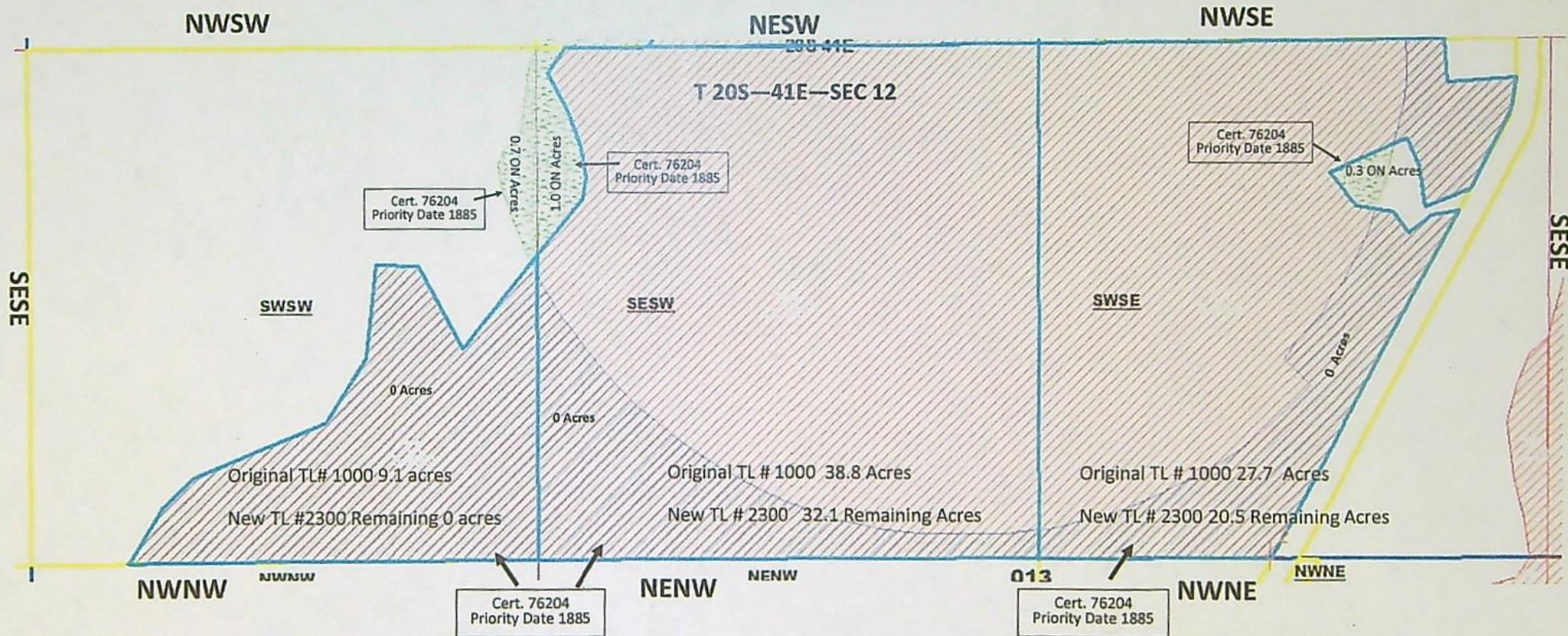
Vale Oregon Irrigation District

T 20 R 41 Sec 12

ALLAIRE

**SUPERSEDED**

CLAIM OF BENEFICIAL USE



**Legend**

- BA\_Remaining\_ 52.6 Acres
- BA\_On\_ 2.0 Acres

Certificate: 76204 (IR)  
74080 (IS)  
74081 (IS)

**Claim of Beneficial Use Transfer**

On  
Tax Lot #2300 2.0





# Oregon

Kate Brown, Governor

## Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 27, 2021

VALE OREGON IRRIGATION DISTRICT  
521 A STREET WEST  
VALE, OR 97918

REFERENCE: District Transfer T-13816

Enclosed is a copy of the final order approving your District Transfer.

The time allowed to complete the transfer is specified in the final order. You are required to submit a claim of beneficial use to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized final order whichever comes first. If necessary, you may request more time by filing for transfer extension. All extensions are subject to approval.

To file a claim please include:

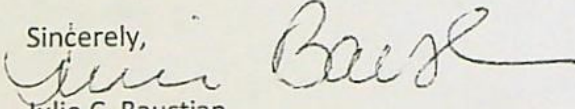
1. A CLAIM OF BENEFICIAL USE form
2. A CLAIM OF BENEFICIAL USE SITE REPORT
3. A Claim of Beneficial Use Map (this map does not need to be prepared by a Certified Water Rights Examiner (CWRE))

All forms needed to file a claim for a district transfer are available at

<https://www.oregon.gov/OWRD/programs/WaterRights/Transfers/DistTransfer/Pages/Forms.aspx>

If you have any questions related to the approval of this transfer, you may contact your caseworker Ann Reece by telephone at (503) 979-3214 or by e-mail at [Ann.L.Reece@water.oregon.gov](mailto:Ann.L.Reece@water.oregon.gov).

Sincerely,

  
Julie C. Baustian

Water Right Services Support  
Transfers and Conservation Section

cc: Jered L. Hoshaw, Watermaster Dist. # 9 (via email)  
U.S. Bureau of Reclamation

Enclosure



BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-13816, Malheur County	)	A DISTRICT PERMANENT TRANSFER FOR
	)	PLACE OF USE

**Authority**

Oregon Revised Statutes (ORS) 540.570 to 540.580 establish the process in which a district may submit a request to transfer a water right within district boundaries. Oregon Administrative Rule (OAR) Chapter 690, Division 385 implements the statutes and provides the Department's procedures and criteria for evaluating district transfer applications.

**Applicant**

VALE OREGON IRRIGATION DISTRICT  
521 A ST WEST  
VALE, OR 97918

**Findings of Fact**

1. On September 3, 2021, VALE OREGON IRRIGATION DISTRICT (VOID) filed a district transfer application to permanently change the place of use under Certificates 76204, 74080 and 74081. The Department assigned the application number T-13816.
2. On April 17, 2017, VALE OREGON IRRIGATION DISTRICT (VOID) filed a district transfer application to permanently change the place of use of 2.0 acres under Certificates 74080 and 74081. The Department assigned the application number T-12645. On June 7, 2017, the Department signed a final order which was recorded in Special Order Volume 105, Pages 51-54, approving Transfer Application T-12645 involving Certificates 74080 and 74081. The final order incorrectly approved a temporary change in place of use instead of a permanent change in place of use. On September 14, 2021, the VOID emailed an amendment to T-13816 requesting to include in this transfer the 2.0 acres involved in T-12645.
3. Notice of the District Permanent Transfer Application was published on September 14, 2021 pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notices.
4. The U.S. Bureau of Reclamation was notified of the transfer application on September 14, 2021; no comments were received within 90 days of the notification.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, 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.

Within 20 days after this final order is issued (i.e., mailing date), the district or any protestant may file with the commission exceptions to the final order. The commission shall issue an order granting or denying the exceptions within 30 days after receiving the exceptions. ORS 540.580(10).



5. The portion of the first right to be transferred is as follows:

**Certificate:** 76204 in the name of VALE OREGON IRRIGATION DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Malheur County)

**Use:** IRRIGATION of 24.8 ACRES

**Priority Date:** April 1885

**Limits/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 1.5 ACRE FEET per acre in any 30 day period prior to June 1<sup>st</sup> of each year, a diversion of 1.0 acre-foot per acre in any 30 day period after June 1<sup>st</sup> of each year, or a total diversion of 3.0 ACRE FEET for each acre irrigated during the irrigation season of each year at a rate not to exceed ONE-TWENTIETH of one cubic foot per second, or its equivalent for each acre irrigated during the irrigation season of each year.

**Source:** The NORTH FORK OF THE MALHEUR RIVER, tributary to the MALHEUR RIVER

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
20 S	41 E	WM	31	NW SE	VALE MAIN CANAL: 1200 FEET NORTH AND 300 FEET EAST FROM THE S¼ CORNER OF SECTION 31

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	SW SW	9.1	1000	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	6.7	1000	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	1.8	1100	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	7.2	1000	ALLAIRE, BRYANT
Total					24.8		

6. Transfer Application T-13816 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	NE SW	14.5	2400	ALLAIRE, ELIZABETH
20 S	41 E	WM	12	SW SW	0.7	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	1.0	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	8.3	2300	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	0.3	2300	ALLAIRE, BRYANT
Total					24.8		

7. The portion of the second right to be transferred is as follows:

**Certificate:** 74080 in the name of U.S. BUREAU OF RECLAMATION and VALE OREGON IRRIGATION DISTRICT (perfected under Permit S-7867)

**Use:** PRIMARY IRRIGATION of 2.0 ACRES and SUPPLEMENTAL IRRIGATION of 24.8 ACRES

**Priority Dates:** MAY 10, 1926 & JANUARY 11, 1927



**Limits/Duty:** One half of the stored water available each year from Warmsprings Reservoir (Permit No. R-457), which is to be released into the Malheur River and re-diverted therefrom through Vale Oregon Project main canal at a maximum rate of 600 CUBIC FEET PER SECOND.

All of the drainage water, seepage water, return flow, and waste water from the Vale Oregon Project, estimated to be 200 CUBIC FEET PER SECOND to be used in Warmsprings Irrigation District under contract between that District and the United States under which the Warmsprings District is to accept such return flow from the Vale Oregon Project and allow the United States, in return, an equivalent amount of stored water and natural flow from the Malheur River.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of shall be limited to a diversion of not to exceed 4.5 ACRE-FEET per acre for each acre irrigated during the irrigation season of each year.

**Source:** The MALHEUR RIVER, tributary to the SNAKE RIVER

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
20 S	41 E	WM	31	NW SE	VALE PROJECT MAIN CANAL: 1200 FEET NORTH AND 300 FEET EAST FROM THE S¼ CORNER OF SECTION 31
23 S	37 E	W.M	8	SW SW	WARMSPRINGS DAM *should be NW SE

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
18 S	44 E	WM	23	SW NE	2.0	300	HIATT

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	SW SW	9.1	1000	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	6.7	1000	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	1.8	1100	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	7.2	1000	ALLAIRE, BRYANT
Total					24.8		

8. Transfer Application T-13816 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
18 S	44 E	WM	23	NE NE	0.9	100	HIATT
18 S	44 E	WM	23	NW NE	1.1	300	HAITT
Total:					2.0		



SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	NE SW	14.5	2400	ALLAIRE, ELIZABETH
20 S	41 E	WM	12	SW SW	0.7	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	1.0	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	8.3	2300	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	0.3	2300	ALLAIRE, BRYANT
Total					24.8		

9. The portion of the third right to be transferred is as follows:

**Certificate:** 74081 in the name of U.S. BUREAU OF RECLAMATION and VALE OREGON IRRIGATION DISTRICT (perfected under Permit S-16707)

**Use:** SUPPLEMENTAL IRRIGATION of 26.8 acres

**Priority Dates:** DECEMBER 16, 1931 (stored water)  
NOVEMBER 29, 1945 (direct flow)

**Limits/Duty:** The amount of water used for supplemental irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or the equivalent for each acre irrigated during the irrigation season of each year.

**Source:** NORTH FORK MALHEUR RIVER, tributary to the MALHEUR RIVER, and BELUAH RESERVOIR (A.K.A AGENCY VALLEY RESERVOIR, Permit R-671)

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
19 S	37 E	WM	15	SW SE	AGENCY VALLEY DAM
20 S	41 E	WM	31	NW SE	VALE PROJECT MAIN CANAL: 1200 FEET NORTH AND 300 FEET EAST FROM THE S¼ CORNER OF SECTION 31

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
18 S	44 E	WM	23	SW NE	2.0	300	HIATT
20 S	41 E	WM	12	SW SW	9.1	1000	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	6.7	1000	ALLAIRE, BRYANT
20 S	41 E	WM	12	NW SE	1.8	1100	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	7.2	1000	ALLAIRE, BRYANT
Total					26.8		

10. Transfer Application T-13816 proposes to change the place of use to:

**Proposed Place of Use:**

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
18 S	44 E	WM	23	NE NE	0.9	100	HIATT
18 S	44 E	WM	23	NW NE	1.1	300	HAITT
20 S	41 E	WM	12	NE SW	14.5	2400	ALLAIRE, ELIZABETH
20 S	41 E	WM	12	SW SW	0.7	2300	ALLAIRE, BRYANT
20 S	41 E	WM	12	SE SW	1.0	2300	ALLAIRE, BRYANT



SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
20 S	41 E	WM	12	NW SE	8.3	2300	ALLAIRE, R. T., JR
20 S	41 E	WM	12	SW SE	0.3	2300	ALLAIRE, BRYANT
Total					26.8		

11. The Department finds that the district permanent transfer application was submitted according to ORS 540.580 and OAR 690-385-4000, contains the information required under OARs 690-385-4200 and 690-385-2000, and includes maps meeting the requirements of OARs 690-385-4300 and 690-385-2200.
12. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
13. The water right is subject to transfer as defined in OAR 690-385-0100(17).
14. The proposed change in places of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
15. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
16. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

#### Conclusions of Law

The proposed changes in place of use as proposed in Transfer Application T-13816 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

#### Now, therefore, it is ORDERED:

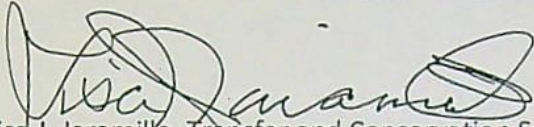
1. The proposed changes in place of use to the water rights evidenced by Certificates 76204, 74080 and 74081 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-13816 shall no longer be irrigated, and are cancelled from Certificates 76204, 74080 and 74081.
3. The right to the use of the water at the places of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificates 76204, 74080 and 74081.
4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2023**. A Claim of Beneficial Use shall be submitted by VOID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.



6. Water right Certificates 76204, 74080 and 74081 are modified. After satisfactory proof of completion has been determined by the Department, superseding water right certificates will be issued when the Department determines it is necessary for record keeping.

**DEC 27 2021**

Dated in Salem, Oregon on \_\_\_\_\_



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

**DEC 28 2021**

Mailing Date: \_\_\_\_\_



Oregon Water Resources Department  
Water Rights in the Same Area

NO CONFLICT **T - 13816**

Main
 Help  
 Return
 Contact Us

## Places of Use from Water Rights in the Same Area

The following rights have acreage in the same quarter-quarter as App: S 99999

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot	Acres
<u>CERT:76204 CF *</u>	VALE OREGON IRRIGATION DISTRICT	MALHEUR RIVER			76204	4/30/1885	NC	IR	20.00S-41.00E-12-NWSE			20.9000
ok, this transfer												
								IR	20.00S-41.00E-12-SWSE			28.9000
								IR	20.00S-41.00E-12-NESW			12.9000
								IR	20.00S-41.00E-12-SESW			38.8000
								IR	20.00S-41.00E-12-SWSW			9.1000
<u>CERT:74080 CF *</u>	E GAIL MCGARRY		S-10762	S-7867	74080		NC	IS	20.00S-41.00E-12-SWSW			9.1000
ok, this transfer												
								IS	20.00S-41.00E-12-NESW			12.9000
								IS	20.00S-41.00E-12-SESW			38.8000
								IS	20.00S-41.00E-12-SWSE			28.9000
								IS	20.00S-41.00E-12-NWSE			20.9000
<u>CERT:74081 CF *</u>	E GAIL MCGARRY		S-21304	S-16707	74081		NC	IS	20.00S-41.00E-12-NWSE			20.9000
ok, this transfer												
								IS	20.00S-41.00E-12-SWSE			28.9000
								IS	20.00S-41.00E-12-NESW			12.9000
								IS	20.00S-41.00E-12-SESW			38.8000
								IS	20.00S-41.00E-12-SWSW			9.1000
<u>PERMIT: S 54916 *</u>	VALE OREGON IRRIGATION DISTRICT		S-67362	S-54916		10/6/1983	NC	IR	20.00S-41.00E-12-SESW			1.0000
no overlap												
								IR	20.00S-41.00E-12-SWSE			10.0000





**Oregon**  
Kate Brown, Governor

**Water Resources Department**

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

September 13, 2021

VALE OREGON IRRIGATION DISTRICT  
521 A STREET WEST  
VALE, OR 97918

Reference: District Permanent Transfer T-13816

On September 3, 2021, we received your district transfer application requesting PLACE OF USE changes. The application was accompanied by \$2990.00. Your receipt number 136345 is enclosed.

By copy of this letter, we are asking the Watermaster for their report regarding the potential for injury to existing water rights which may be caused by the change.

This application will be published on the Department's weekly notice dated September 14, 2021, viewable at [http://apps.wrd.state.or.us/apps/misc/wrd\\_notice\\_view/?notice\\_id=21](http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21). A copy of the application can be assessed through this public notice link. Pursuant to Oregon administrative rules, the Department is requesting public comments on the recently filed district transfer application listed above. Comments may be submitted by any interested persons within 30 days of the weekly notice publication date. Comments must be received by the Department on or before October 14, 2021. For details on how to file comments please refer to the Department's weekly notice. Details for filing protests, if applicable, are also noted on the weekly notice.

If you have any questions, please call the Transfer Section, (503) 986-0815.

cc: Watermaster # 9, Jered L. Hoshaw (*via email*)  
Bureau of Reclamation  
File

Enclosure



## REECE Ann L \* WRD

---

**From:** REECE Ann L \* WRD  
**Sent:** Tuesday, September 14, 2021 3:34 PM  
**To:** Vale Oregon Irrigation District  
**Subject:** RE: T-13816 & T-12645

I will amend the application to include these 2.0 acres in T-13816. This will correct the Departments oversight in issuing a final order for T-12645 as a temporary transfer instead of as a permanent transfer as requested by the district. The 2 acres will now be subject to review for approval under the statutes and rules for a permanent district transfer.

Best Regards,

Ann Reece | District Transfer Program Advisor  
725 Summer St NE Suite A | Salem OR 97301 | Cell Phone 503-979-3214



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

**\*\*\*Teleworking \*\*\* Mon, Tu, Wed, Thurs 7:00 to 4:45; Fri 7:00 to 11AM**

e-mail: [Ann.L.Reece@oregon.gov](mailto:Ann.L.Reece@oregon.gov) Web: <https://www.oregon.gov/OWRD/>  
District Transfer home page: <https://www.oregon.gov/OWRD/programs/WaterRights/Transfers/DistTransfer/Pages/default.aspx>

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

---

**From:** Vale Oregon Irrigation District <[void@fmtc.com](mailto:void@fmtc.com)>  
**Sent:** Tuesday, September 14, 2021 3:31 PM  
**To:** REECE Ann L \* WRD <[Ann.L.Reece@oregon.gov](mailto:Ann.L.Reece@oregon.gov)>  
**Subject:** T-13816 & T-12645

Per our phone conversation,

I'm requesting to amend T-13816 to include the 2.0 acres on T-12645, as the T-12645 was processed as a temporary transfer instead as a permanent transfer.

Thank you....jh

Vale Oregon Irrigation District  
521 A St. W  
Vale, OR 97918  
541-473-3243 office  
[void@fmtc.com](mailto:void@fmtc.com)





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

Application for  
District Permanent  
Water Right

# Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app\\_criteria\\_review](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review).

Change in Place of Use Only

## 1. APPLICANT INFORMATION

District: Vak Oregon Irrigation District  
Address: 521 A St W  
City: Vak State: OR Zip: 97918  
Phone: 541-473-3243 Fax: \_\_\_\_\_ E-Mail address: VOID@FMTC.COM

## 2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List all water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Certificate	Permit / Previous Transfer	Decree
1.	74080	-	
2.	74081	-	
3.		-	
4.		-	
5.		-	
6.		-	

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### 3. ATTACHMENTS

Check each of the following attachments included with this application. The application will be returned if all required attachments are not included.

#### Supplemental Form A –

##### Description of Proposed Change(s) to a Water Right

- ☒ A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.

##### Map

- ☒ Permanent Transfer  
A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).

##### Fees:

- ☒ Amount enclosed: \$ 1450  
See the Department's Fee Schedule at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

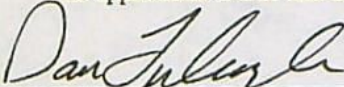
##### Land Use Compatibility Statement

- ☐ The Land Use Information Form is 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) a change that does not involve the placement or modification of structures, 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.


### 4. SIGNATURES

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district; and
- (3) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.



District Manager signature



name (print)

4-12-17

date

OR

Authorized District Representative signature

name (print)

date

#### Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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## District Permanent Water Right Transfer Application

### Supplemental Form A

#### DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

#### 1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	<u>74080</u>	Certificate Number
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____ Name of Decree	_____ Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	_____ Permit Number
		_____ Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	_____ Previous Transfer Number
		_____ Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	_____ Permit Number

- Name on Permit, Certificate, or Decree:

- Priority Date(s):

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer:

Tributary to:

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers?

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**



▪ Certificate Number or other identifying number:

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

**Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):**  
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
1	20 S	41 E	31	NWSE		LB	Head of Vale Main Canal

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T 12645



2645

2645

2645

2645

2645



▪ Certificate Number or other identifying number:

[illegible]

72645





## District Permanent Water Right Transfer Application

### Supplemental Form A

#### DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

#### 1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	<u>74081</u>	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	
	Previous Transfer Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree:

- Priority Date(s):

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer:

Tributary to:

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

☒ Yes    ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers?

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**



▪ Certificate Number or other identifying number:

T 12645



▪ Certificate Number or other identifying number:

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below only if the information is reflected on the existing water right.

[illegible]

112645



▪ Certificate Number or other identifying number:

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

**Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):**

(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
1	20 S	41 E	31	NWSE		LB	Head of Lake Main Canal

1  
1  
2  
6  
4  
5

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SALEM, OR



# Vale Oregon Irrigation District Township 18S - Range 44E - Section 23 To Lands

SALE



T 12645



Vale Oregon Irrigation District  
Township 18S - Range 44E - Section 23  
From Lands







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

## Watermaster Review Form: Water Right Transfer

Transfer Application: T-12645

Review Due Date: \_\_\_\_\_

Applicant Name: Vale Oregon Irrigation District

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Ron Jacobs

Date of Review: May 17, 2017

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No  
Generally characterize the frequency of any regulation or explain why regulation has not occurred: \_\_\_\_\_
3. Have headgate notices been issued for the source that serves the transferred right(s)?  
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized?  
☐ Yes ☒ No If "Yes", explain: \_\_\_\_\_
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected: \_\_\_\_\_
6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most: \_\_\_\_\_ ☒ N/A
7. For POD changes and instream transfers, check here ☐ if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses: \_\_\_\_\_ ☒ N/A
8. For instream transfers that propose protection of a reach beyond the mouth of the source stream: ☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No
9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain: \_\_\_\_\_



10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☒ No If "Yes", explain: \_\_\_\_\_
11. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?  
☐ Yes ☒ No If "Yes", explain: \_\_\_\_\_
12. What alternatives may be available for addressing any issues identified above: \_\_\_\_\_
13. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☒ No ☐ Yes, as checked below:
- ☐ A Headgate should be required prior to diverting water.
- ☐ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of page 3)
- a. *Before water use may begin under this order, the water user shall install a totalizing flow meter\*, or, with prior approval of the Director, another suitable measuring device, ☐ at each point of diversion/appropriation (new and existing) or ☐ at each new point of diversion/appropriation.*
- b. *The water user shall maintain the meters or measuring devices in good working order.*
- c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
- ☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of page 3)
- a. *Before water use may begin under this order, the water user shall install staff gages\*, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*
- b. *Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*
- \* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:
- |   |  |
|---|--|
| <input type="checkbox"/> Weir           | <input type="checkbox"/> Submerged Orifice |
| <input type="checkbox"/> Parshall Flume | <input type="checkbox"/> Flow Restrictor   |
| <input type="checkbox"/> Other: _____   |  |



**Oregon Water Resources Department****Measurement Condition Information for the Applicant***(to be sent with the Draft Preliminary Determination or Final Order)*

Transfer #: T-\_\_\_\_\_

- ☐ In order to avoid enlargement of the right or injury to other rights, a \_\_\_\_\_ will be required to be installed **prior to diversion of water**, as a condition of this transfer:
- ☐ at each point of diversion/appropriation (new and existing) **or**
- ☐ at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: \_\_\_\_\_

District: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone: \_\_\_\_\_

Email: \_\_\_\_\_

*Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.*

\*\*\*\*\*

**Approval of an Alternate Measurement Device** T-\_\_\_\_\_

*(to be filled out after consultation with the applicant, or after a site visit)*

On behalf of the Director, I authorize use of the following suitable **alternate measurement device**:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Watermaster signature

\_\_\_\_\_  
District

\_\_\_\_\_  
Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

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



8/31/2021

2,990.00

8972

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SEP 03 2021

OWRD

Cash in Bank - Gener Allaire

2,990.00

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 # 136345

INVOICE # \_\_\_\_\_

RECEIVED FROM:

Vale Oregon Irrigation District

BY:

CASH:

CHECK: #

OTHER: (IDENTIFY)



8972



APPLICATION

PERMIT

TRANSFER

T-13816

TOTAL REC'D

\$2990.00

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 &amp; TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$ 2990.00

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER

(IDENTIFY)

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 \_\_\_\_\_

\$

RECEIPT:

136345

DATED:

9-3-2021

BY:

Mindy Carden

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal





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

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Application for  
District Permanent  
Water Right

# Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app\\_criteria\\_review](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review).

Change in Place of Use Only

## 1A. APPLICANT INFORMATION

IRRIGATION DISTRICT Vale Oregon Irrigation District		PHONE NO. 541-473-3243	ADDITIONAL CONTACT NO.
ADDRESS 521 A Street W		FAX NO. 541-473-2562	
CITY Vale	STATE OR	ZIP 97918	E-MAIL void@fmtc.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.			

## 1B. AGENT INFORMATION

AGENT/BUSINESS NAME		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS		FAX NO.	
CITY	STATE	ZIP	E-MAIL
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.			

## 2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List all water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Certificate	Permit / Previous Transfer	Decree
1.	76204	-	
2.	74080	-	
3.	74081	-	
4.		-	
5.		-	
6.		-	

13816

Allaire, Bryant



**3. ATTACHMENTS**

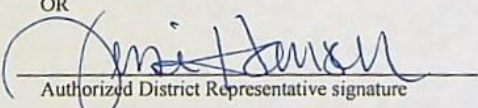
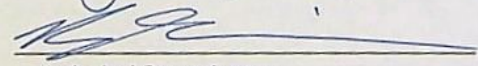
Check each of the following **attachments** included with this application. The application will be returned if all required attachments are not included.

<p><b>Supplemental Form A –</b></p> <p><b>Description of Proposed Change(s) to a Water Right</b></p> <p><input type="checkbox"/> A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.</p> <p><b>Map</b></p> <p><input type="checkbox"/> Permanent Transfer A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).</p>	<p><b>Fees:</b></p> <p><input type="checkbox"/> Amount enclosed: \$ _____ See the Department's Fee Schedule at <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> or call (503) 986-0900.</p> <p><b>Land Use Compatibility Statement</b></p> <p><input type="checkbox"/> The Land Use Information Form is <u>not</u> required if water is to be diverted, conveyed and/or used only on federal lands or if <u>ALL</u> of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation <u>only</u> and d) the use is located within an irrigation district or an exclusive farm use zone.</p>
---	---

**4. SIGNATURES**

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district; and
- (3) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.

District Manager signature _____ OR  Authorized District Representative signature _____  Authorized Owner signature _____	name (print) _____ Jessi Hansen name (print) _____ Bryant Allaire name (print) _____	date _____ date _____ date _____
---	---	---

**Before submitting your application to the Department, be sure you have:**

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

Authorized Owner Signature

Name (print)

Date



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TABLE 1 - AUTHORIZED PLACE OF USE

Cert. Decree or Permit	POD/ POA #	Priority Date	Use	LEGAL DESCRIPTION							Acres	User Name
				TWP	RNG	SEC	QQ	DLC	Gov't Lot	Tax Lot		
Primary												
76204	1	1885	IRR	20	41	12	SWSW			1000	9.10	ALLAIRE, BRYANT
76204	1	1885	IRR	20	41	12	SESW			1000	6.70	ALLAIRE, BRYANT
76204	1	1885	IRR	20	41	12	SWSE			1000	7.20	ALLAIRE, BRYANT
76204	1	1885	IRR	20	41	12	NWSE			1100	1.80	ALLAIRE, R.T. JR
SUPPLEMENT												
74080	1	1926 & 1927	IRR	20	41	12	SWSW			1000	9.10	ALLAIRE, BRYANT
74080	1	1926 & 1927	IRR	20	41	12	SESW			1000	6.70	ALLAIRE, BRYANT
74080	1	1926 & 1927	IRR	20	41	12	SWSE			1000	7.20	ALLAIRE, BRYANT
74080	1	1926 & 1927	IRR	20	41	12	NWSE			1100	1.80	ALLAIRE, R.T. JR
SUPPLEMENT												
74081	1	1926 & 1927	IRR	20	41	12	SWSW			1000	9.10	ALLAIRE, BRYANT
74081	1	1926 & 1927	IRR	20	41	12	SESW			1000	6.70	ALLAIRE, BRYANT
74081	1	1926 & 1927	IRR	20	41	12	SWSE			1000	7.20	ALLAIRE, BRYANT
74081	1	1926 & 1927	IRR	20	41	12	NWSE			1100	1.80	ALLAIRE, R.T. JR
SUPPLEMENT												

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TABLE 1 - PROPOSED PLACE OF USE

Cert. Decree or Permit	POD/ POA #	Priority Date	Use	LEGAL DESCRIPTION							Acres	User Name
				TWP	RNG	SEC	QQ	DLC	Gov't Lot	Tax Lot		
Primary												
76204	1	1885	IRR	20	41	12	SWSW			2300	0.70	ALLAIRE, BRYANT
76204	1	1885	IRR	20	41	12	SESW			2300	1.00	ALLAIRE, BRYANT
76204	1	1885	IRR	20	41	12	SWSE			2300	0.30	ALLAIRE, BRYANT
76204	1	1885	IRR	20	41	12	NWSE			2400	8.30	ALLAIRE, R.T. JR
76204	1	1885	IRR	20	41	12	NESW			2400	14.50	ALLAIRE, ELIZABETH
SUPPLEMENT												
74080	1	1926 & 1927	IRR	20	41	12	SWSW			2300	0.70	ALLAIRE, BRYANT
74080	1	1926 & 1927	IRR	20	41	12	SESW			2300	1.00	ALLAIRE, BRYANT
74080	1	1926 & 1927	IRR	20	41	12	SWSE			2300	0.30	ALLAIRE, BRYANT
74080	1	1926 & 1927	IRR	20	41	12	NWSE			2400	8.30	ALLAIRE, R.T. JR
74080	1	1926 & 1927	IRR	20	41	12	NESW			2000	14.50	ALLAIRE, ELIZABETH
SUPPLEMENT												
74081	1	1926 & 1927	IRR	20	41	12	SWSW			2300	0.70	ALLAIRE, BRYANT
74081	1	1926 & 1927	IRR	20	41	12	SESW			2300	1.00	ALLAIRE, BRYANT
74081	1	1926 & 1927	IRR	20	41	12	SWSE			2300	0.30	ALLAIRE, BRYANT
74081	1	1926 & 1927	IRR	20	41	12	NWSE			2400	8.30	ALLAIRE, R.T. JR
74081	1	1926 & 1927	IRR	20	41	12	NESW			2000	14.50	ALLAIRE, ELIZABETH
SUPPLEMENT												

13816





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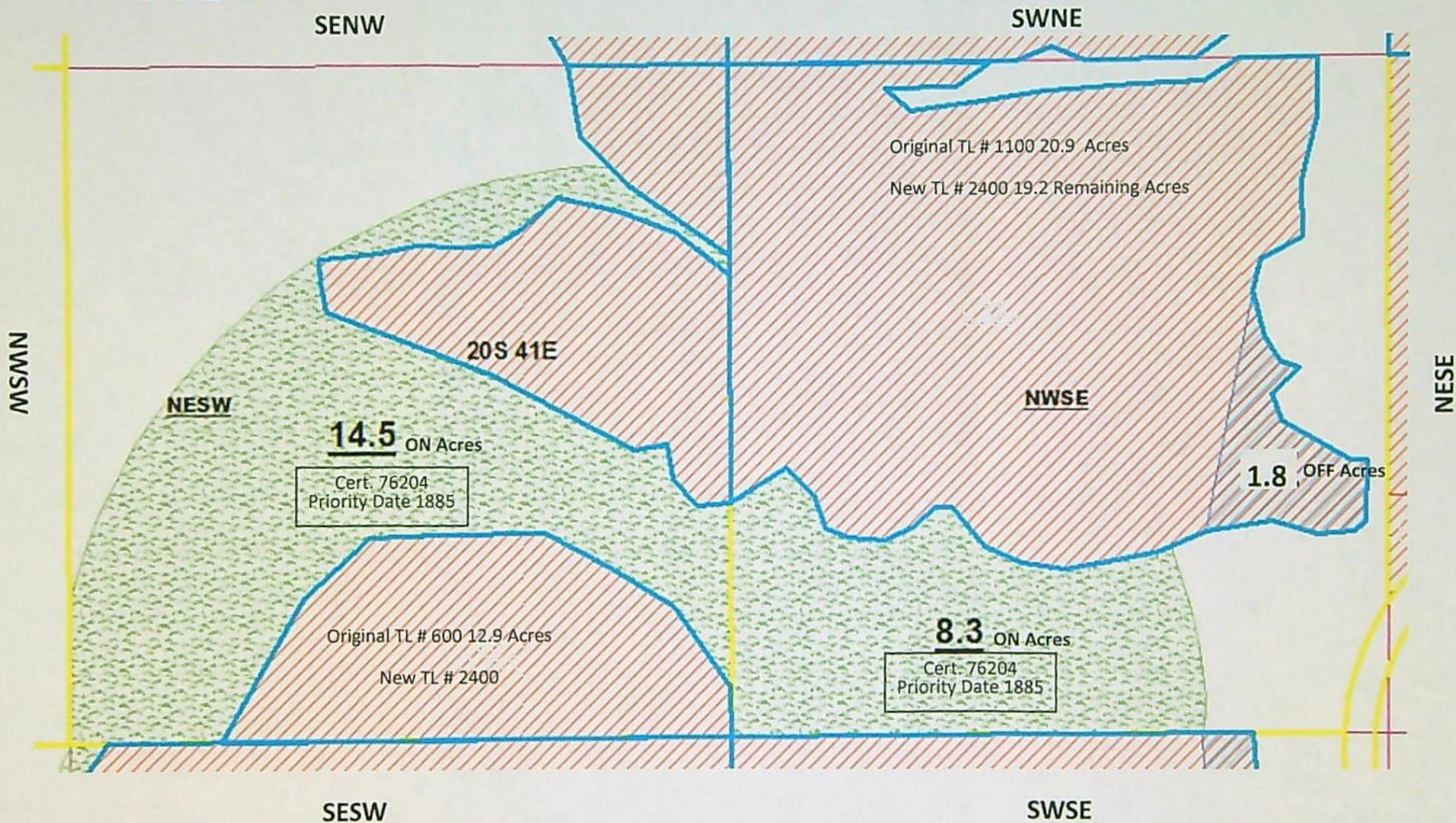
SEP 03 2021

OWRD

Vale Oregon Irrigation District

T 20 R 41 Sec 12

ALLAIRE



Legend

- BA\_Remaining\_ 52.6 Acres
- BA\_On\_ 2.0 Acres
- BA\_Off\_ 23.0 Acres

13816

Certificate: 76204 (IR)  
74080 (IS)  
74081 (IS)

Transfer Cert. 76204	On	Off
Tax Lot #2300	2.0	23.0





RECEIVED

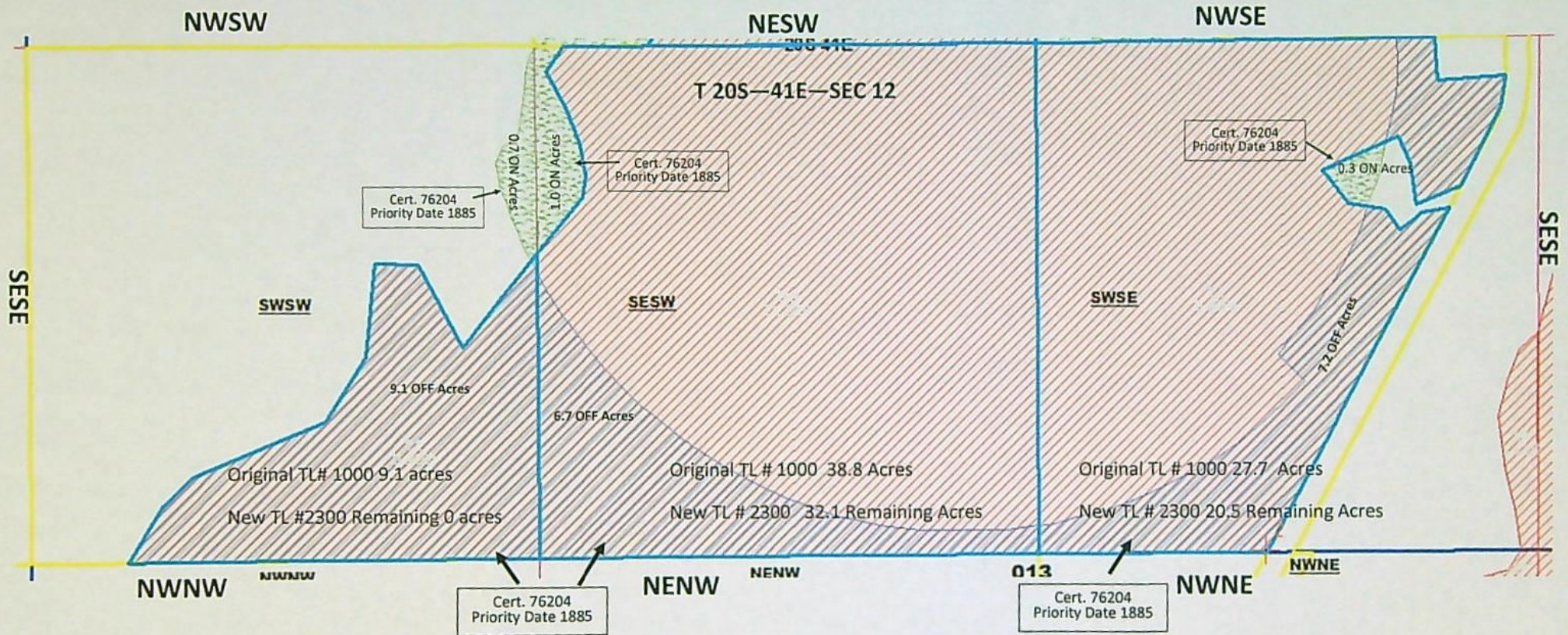
SEP 03 2021

OWRD

Vale Oregon Irrigation District

T 20 R 41 Sec 12

ALLAIRE



Legend

- BA\_Remaining\_ 52.6 Acres
- BA\_On\_ 2.0 Acres
- BA\_Off\_ 23.0 Acres

Certificate: 76204 (IR)  
74080 (IS)  
74081 (IS)

Transfer Cert. 76204	On	Off
Tax Lot #2300	2.0	23.0

13816



T-13816

## Checklist for District Transfer Intake – Division 385

Permanent or Non-Use district transfers are for POU *ONLY*.

Temporary district transfers can include changes in POD/POA (to facilitate a change in POU) and are limited to a single year.

Please assure a “Supplemental Form A” is included for each water right involved, and that all required attachments are completed and included.

*Note: Generally speaking, we prefer not to return district applications for deficiencies; if it is questionable, please check with the District Transfer Program advisor before returning the application.*

- ☒ Identify the type of district transfer application. (Note: a “District Notice” is **not** an application, but at the after the end of the irrigation season, District Permanent Applications may include copies of prior District Notices.)

Sometimes districts inadvertently use parts of two different types of transfer forms when filing. If not sure if a district is submitting a Transfer Notice or a District Transfer, or if not sure if a district is submitting a District Temporary or District Permanent Transfer, or not sure if a district is submitting a regular transfer or a District Transfer, **please contact Ann or Joan.**

- ☒ Is the use proposed for transfer irrigation or supp'l irrigation? **If not please contact Ann or Joan.**

These items need to be included in the district transfer application:

- ☒ Transfer Application communicating rights affected and includes signature.
- ☒ POU listing – both “authorized/from” and “proposed/to”. Multiple formats accepted.
- ☒ POD/POA listing – if temporary – both “authorized/from” and proposed/to”
- ☒ Land Use Information Form – Not required if (a) for place of use change only (b) existing and proposed water use is located entirely w/in EFU or w/in an irrigation district (c) The change does not involve the placement or modification of structures, including but no limited to water diversions, impoundments, distribution facilities, water wells and well houses and (d) application involves irrigation water uses **ONLY**.
- ☒ Maps – both “authorized/from” and “proposed/to” (From and to can be on same map.)  
**NOTE- districts are authorized to submit the maps in multiple digital formats and often submit maps via email. If maps are not submitted, please contact Ann or Joan.**
- ☒ Appropriate Fees

OK



## SMITH Joan M \* WRD

---

**From:** REECE Ann L \* WRD  
**Sent:** Wednesday, September 08, 2021 1:17 PM  
**To:** SMITH Joan M \* WRD  
**Subject:** new vale transfer

Hi Joan,

This transfer looks good. All the acres are primary on 76204 and the transfer maps match the 3111 maps. Both 74080 and 74081 are supplemental (74080 has 3000+ acres of supplemental on the last few pages of the cert). The rate for 76204 is  $58.8/1,171.5 \times 23 \text{ acres} = 1.15 \text{ cfs}$ . It is high because the limit is 1/20<sup>th</sup>!

Can you let me know the transfer number when it is assigned? Thank you for receipting this. Ann

Best Regards,

Ann Reece | District Transfer Program Advisor  
725 Summer St NE Suite A | Salem OR 97301 | Cell Phone 503-979-3214



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

**\*\*\*Teleworking \*\*\* Mon, Tu, Wed, Thurs 7:00 to 4:45; Fri 7:00 to 11AM**

email: [Ann.L.Reece@oregon.gov](mailto:Ann.L.Reece@oregon.gov) Web: <https://www.oregon.gov/OWRD/>  
District Transfer home page: <https://www.oregon.gov/OWRD/programs/WaterRights/Transfers/DistTransfer/Pages/default.aspx>

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.



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[Return](#)
[Contact Us](#)

### Fee Calculation

\$1,360.00

\$1,220.00

☐ Check this box if you propose to change the place of use for an irrigation use

Only list a supplemental right if ONLY the supplemental is moving (to a "like" primary.)

\$410.00

**\$2,990.00**

**\$2,990.00**

Clear

Allaire, Bryant

OWRD