

District temp

Name Eagle Point Irrigation districtAddress PO Box 157
Eagle Point or 97524

DESCRIPTION OF WATER RIGHT(s)

Name of Stream Big Butte CreekTrib. of Reynolds riverUse Irrigation Pond mix S. Irr

County

Quantity of water (CFS) No. of Acres

Name of ditch

App# 58358 Per # 512910 Cert # 89373 PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
3-25-2022	\$ 952.16	137756

Change in POW
 Date Filed 3/25/2022
 Initial notice date 4/5/2022
 DPD issued date
 PD issued date
 PD notice date
 Date of FO 8/10/2022 Vol 425 Page 556

FEES REFUNDED		
Date	Amount	Receipt #

C-Date
 COBU due date
 COBU Received date
 Certificate issued

Assignments:

Irrigation District

Agent

CWRE

CC's list

☐ - 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

August 10, 2022

EAGLE POINT IRRIGATION DISTRICT
PO BOX 157
EAGLE POINT, OR 97524

REFERENCE: District Temporary Transfer Application T-13958

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

The temporary change shall be effective at the **beginning of the 2022 irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2026 irrigation season**.

If you have any questions related to the approval of this temporary 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.

Sincerely,

Julie C. Baustian
Water Rights Services Support
Transfers and Conservation Section

cc: Shavon L. Haynes, Watermaster Dist. # 13 (via email)

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING A TEMPORARY
T-13958, Jackson County)	CHANGE IN PLACE OF USE FOR A DISTRICT
)	

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of diversion authorized under an existing water right.

Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

EAGLE POINT IRRIGATION DISTRICT
PO BOX 157
EAGLE POINT, OR 97524

Findings of Fact

1. On May 10, 2022, Eagle Point Irrigation District filed an application to temporarily change the place of use under Certificate 89373 for a period of five (5) years, being 2022 to 2026. The Department assigned the application number T-13958.
2. Notice of the District Permanent Transfer Application was published on May 24, 2022, OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the right to be transferred is as follows:
Certificate: 89373 in the name of EAGLE POINT IRRIGATION DISTRICT (perfected under Permit S-6396)
Use: PRIMARY IRRIGATION OF 0.8 ACRES
Priority Date: AUGUST 21, 1915
Limit/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 ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre

This final order in a contested case and 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(2) 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).

irrigated, and shall be further 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: BIG BUTTE CREEK, TRIBUTARY TO ROGUE RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
35 S	2 E	WM	3	NW NW	4	1030 FEET SOUTH AND 290 FEET EAST FROM THE NW CORNER OF SECTION 3
35 S	2 E	WM	10	NE NE		1130 FEET SOUTH AND 700 FEET WEST FROM THE NE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
35 S	1E	WM	4	NE NE	0.8	100	ROSENDAHL	2022-002

4. Transfer Application T-13958 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
35 S	1E	WM	4	NE NE	0.8	100	ROSENDAHL	2022-002

5. Pursuant to ORS 540.523(7), during the period of this temporary transfer, this transfer must be conditioned to prevent lands from which the water right is removed from receiving water under the transferred water right.

Temporary Transfer Review Criteria

- The water rights are subject to transfer as defined in OAR 690-380-0100(14).
- Water has been used within the last five years according to the terms and conditions of the water right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- Diversion structures, district canals, pumps, pump stations, ditches, pipeline, and sprinkler systems sufficient to use the full amount of water allowed under the existing rights are present.
- The proposed changes, as conditioned, would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred rights, as required by ORS 540.523(7).
- The Department finds the proposed changes would not result in injury to other water rights in accordance with ORS 540.523(2). This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

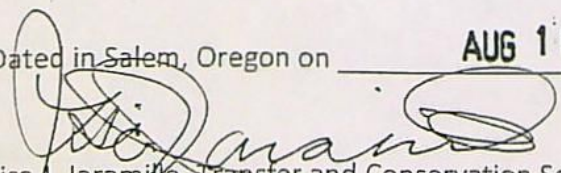
11. All other applicable requirements for a temporary water right transfer pursuant to OAR Chapter 690, Division 380, are met.

Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-13958 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in places of use proposed in Temporary Transfer Application T-13958 is approved, as conditioned below.
2. The land from which the water right described by Water Right Certificate 89373 is temporarily removed shall not receive any water under the rights during the 2022, 2023, 2024, 2025, and 2026 irrigation seasons.
3. All uses of water under this temporary transfer shall revert automatically to the authorized place of use at the end of the 2026 irrigation season, or earlier, if requested in writing by the applicant.
4. Any subsequent application for permanent transfer of Certificate 89373 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
5. The time during which water is used on the proposed lands under this approved temporary transfer does not apply toward a finding of forfeiture of Certificate 89373 under ORS 540.610.
6. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
7. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 89373.
8. The use of the remaining water right described by Certificate 89373 not involved in this transfer shall continue to be in accordance with the terms and conditions of those Certificates.

Dated in Salem, Oregon on AUG 10 2022

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

Mailing Date: AUG 11 2022

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13958

Transfer Specialist:

Transfer Type: District Temporary Transfer

Applicant: EAGLE POINT IRRIGATION DISTRICT PO BOX 157 EAGLE POINT, OR 97524 Email: _____ Phone: _____		Agent: <input type="checkbox"/> N/A UNAVAILABLE 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 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"/>	S8358	S6396	89373	<input type="checkbox"/> Yes <input 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: March 25, 2022	Proposed Action(s): PLACE OF USE	
Fees Pd: 952.16	WM District: 13	ODFW District:
Initial Public Notice: April 5, 2022	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input checked="" 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: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____

Special Issues: _____

Special Order Volume: Vol. 125 Pages 556-58

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13958

Review Due Date:

Applicant Name: Eagle Point Irrigation District

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

Reviewer(s): Shavon Haynes

Date of Review: 06/06/2022

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:

Regulation occurs each year from the source but should not impact this transfer
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. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☐ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☐ No If "Yes", explain:

12. 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:

13. What alternatives may be available for addressing any issues identified above:

14. 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 and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ 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 4)

*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 ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

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 4)

*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:

☐ Weir
☐ Parshall Flume
☐ Other: ____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 13958

- ☐ 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



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

April 5, 2022

EAGLE POINT IRRIGATION DISTRICT
PO BOX 157
EAGLE POINT, OR 97524

Reference: District Temporary Transfer T- 13958

On March 25, 2022, we received your district temporary transfer application requesting PLACE OF USE changes for use of water from BIG BUTTE CREEK, TRIBUTARY TO ROGUE RIVER. The application was accompanied by \$952.16. Your receipt 137756 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 April 5, 2022, viewable at 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 May 5, 2022. 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) 979-9931.

cc: Watermaster # 13, Shavon L. Haynes (via email)

File

enclosure

E-RECEIVED
5/10/2022
OWRD

RECEIVED

MAR 25 2022

OWRD

EAGLE POINT IRRIGATION DISTRICT

TEMPORARY TRANSFER - CERTIFICATE 89373

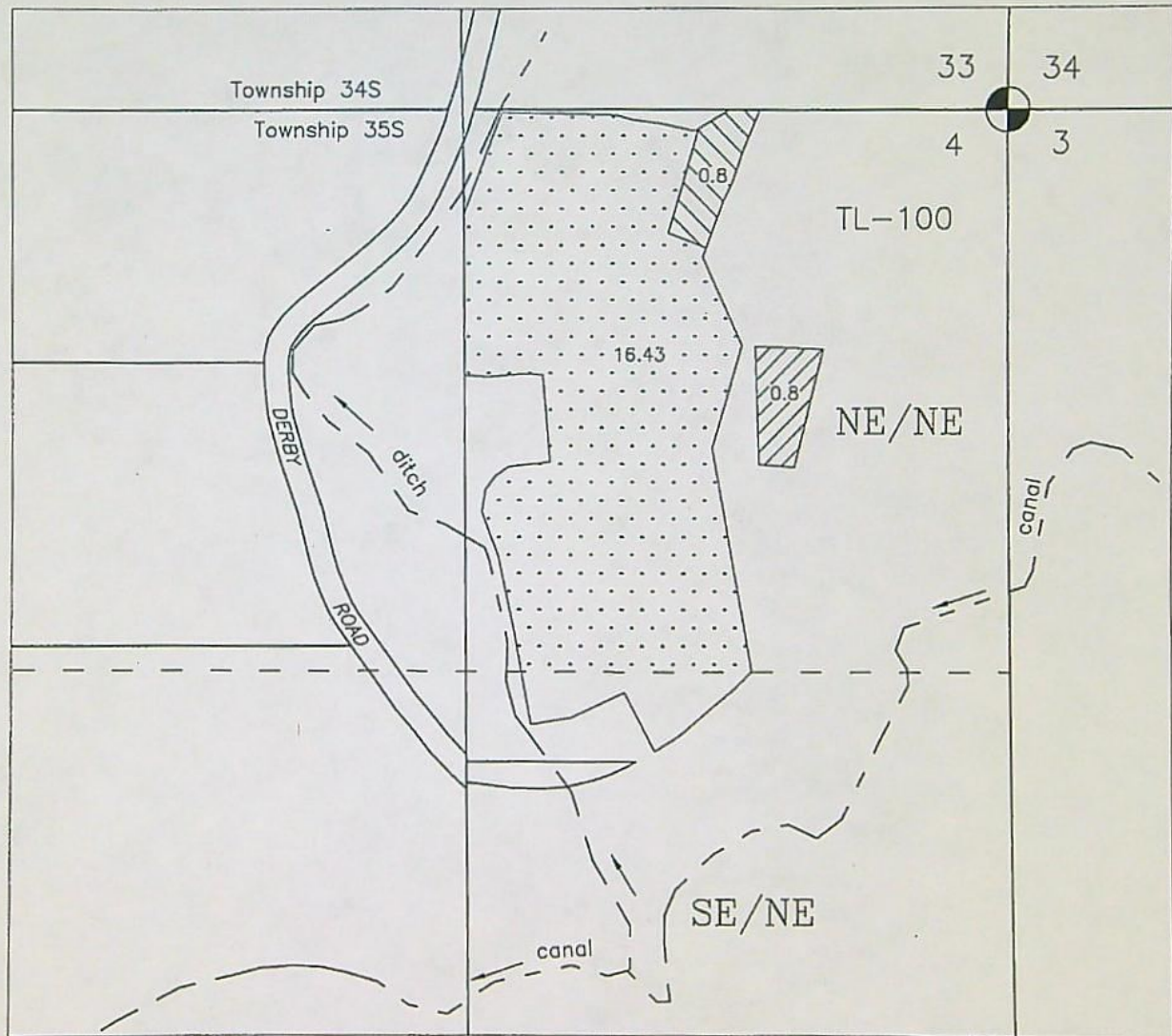
CHANGE IN PLACE OF USE

SECTION 4, TOWNSHIP 35 SOUTH, RANGE 1 EAST, W.M.

District Internal Notice
T-2022-002

JACKSON COUNTY, OREGON

Assessor Map T-35S-R1E-4



Water User From & To:
Scott R. Rosendahl



0.8 Acres OFF
TL-100

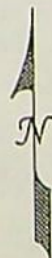


0.8 Acres ON
TL-100

EAGLE POINT IRRIGATION DISTRICT
2329 BROPHY ROAD - P.O. BOX 157
EAGLE POINT, OR 97524

PHONE 541-826-3411 - FAX 541-826-8738

Scale
1 inch = 400 feet



This map is not intended to provide legal
dimensions or locations of property ownership lines

13958 8/21/2022 n.a.d.

**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

E-RECEIVED
5/10/2022
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)

- ☒ 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: 89373
- 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 2022 End Year 2026
- ☐ ☒ 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

Part is incomplete

☐ Additional signature(s) required

Other/Explanation

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

T-13958

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°).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>Eagle Point Irrigation District</i>		PHONE NO. <i>541-826-3411</i>	ADDITIONAL CONTACT NO. <i>541-890-9193</i>
ADDRESS <i>P.O. Box 157</i>		FAX NO. <i>541-826-8738</i>	
CITY <i>Eagle Point</i>	STATE <i>OR</i>	ZIP <i>97524</i>	E-MAIL <i>deFord@centurylink.net</i>
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		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.			

Explain in your own words what you propose to accomplish with this transfer application and why:

Landowner request.

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.

[Signature]
Applicant (District) signature

David Ford Manager
Print Name (and Title if applicable)

5-2-22
Date

Applicant (District) signature

Print Name (and Title if applicable)

Date

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

If NO, include signatures of all 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.

T-13958

☒ 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 <i>Eagle Point Irrigation Dist</i>	ADDRESS <i>PO Box 157</i>	
CITY <i>Eagle Point</i>	STATE <i>OR</i>	ZIP <i>97524</i>

☐ 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 <i>Jackson County</i>	ADDRESS <i>10 S. Oakdale Ave</i>	
CITY <i>Medford</i>	STATE <i>OR</i>	ZIP <i>97501</i>

ENTITY NAME <i>Medford Water</i>	ADDRESS <i>200 S. Ivy St.</i>	
CITY <i>Medford</i>	STATE <i>OR</i>	ZIP <i>97501</i>

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5/10/2022
OWRD

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
County of Jackson)ss

I Scott Rasendahl in my/our capacity as owner
mailing address 691 E. Vilar Rd Ste 103 Central Point OR 97502
telephone number 541 210 6025, duly sworn depose and say that I/We
consent to the proposed change(s) to Water Right Certificate Number 89373
described in a Water Right Transfer Application (T-13958),
(transfer number, if known)
submitted by Eagle Point Irrigation District
on the property in tax lot number(s) 100
Section 04 Township 35 North/South Range 01 East/West, W.M.
located at 1127 Derby Rd Eagle Point OR 97524
(site address)

[Signature]
Signature of Affiant

5/3/22
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 3rd day of May, 2022.

[Signature]
Notary Public for Oregon

My commission expires February 18, 2023



BLS

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.

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5/10/2022
OWRDJackson County Official Records **2017-005858**
R-BSO
Stn=0 FOOTENL 02/21/2017 03:34:53 PM
\$10.00 \$20.00 \$5.00 \$8.00 \$11.00 **\$54.00**I, Christine Walker, County Clerk for Jackson County, Oregon, certify
that the instrument identified herein was recorded in the Clerk
records.
Christine Walker - County ClerkSPACE RESERVED
FOR
RECORDER'S USE

Grantor's Name and Address

Grantee's Name and Address

After recording, return to (Name and Address):

Scott R. Rosendahl
6916 Viles Rd Ste 103
Central Point OR 97502

Until requested otherwise, send all tax statements to (Name and Address):

Scott R. Rosendahl
6916 Viles Rd Ste 103
Central Point OR 97502

BARGAIN AND SALE DEED - STATUTORY FORM

Derby Station LLC an Oregon limited liability company, Grantor,
conveys to Scott R. Rosendahl

the following real property situated in Jackson County, Oregon:

The East Half of the Northeast Quarter of Section 4 in Township 35 South, Range 1 East of the Willamette Meridian, EXCEPTING 1/5 of an acre described as beginning at point where North and West boundary of Pacific and Eastern Railway Company's right-of-way intersects West boundary of said East Half of Northeast Quarter of said Section 4; and running thence North 3 rods; thence East to intersection with said right-of-way; thence following on North and West boundary of said right-of-way to place of beginning.The true consideration for this conveyance is \$ 5000.00 (Here, comply with the requirements of ORS 93.030.)DATED 2-21-17

; any signature on behalf of a business or other entity is made with the

authority of that entity.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

STATE OF OREGON, County of Jackson ss.This instrument was acknowledged before me on 2-21-17
by Scott R. Rosendahl

This instrument was acknowledged before me on _____

by _____

as _____

of _____



Notary Public for Oregon

My commission expires 2/16/20AMORTITUDE WAS PROVIDED TO
RECORD THIS INSTRUMENT
AN ACCOMMODATION. IT HAS
BEEN EXAMINED FOR SUFFICIENCY
OR ITS EFFECT UPON THE TITLE.

02/21/17 A. Accoun



~~District~~ Temporary Water Right Transfer Application

Supplemental Form A

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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.

▪ Certificate Number or other identifying number: 89373

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<input type="checkbox"/> Change to facilitate a change in Place of Use (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.)	<input type="checkbox"/> <u>All</u> of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: <input type="checkbox"/> Change a water right to Store Water
<input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will <u>not</u> be used.)	<input checked="" type="checkbox"/> Only a <u>portion</u> of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	<input type="checkbox"/> Diminish an irrigation water right (primary) to a supplemental water right
<input type="checkbox"/> Change in Point of Diversion in Response to an Emergency		

13958

MAR 25 2022

2. CURRENT WATER RIGHT INFORMATION

OWRD

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

<input type="checkbox"/> Certificated Right	89373	S-6396
	Certificate Number	Permit Number or Decree Name
<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

- Name on Permit, Certificate, or Decree: Eagle Point Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): 2/20/1924

If there are multiple Priority Dates identified on the water right, any information provided on pages 3 through 6 of this form must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- Source(s) of Water to be Affected by Transfer: Big Butte Creek

Tributary to: Rogue River

If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

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

Pursuant to ORS 540.510, 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, except as provided in OAR 690-380-2240(5).

13958

▪ Certificate Number or other identifying number: 89373

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

A Point of Diversion (POD) describes the location of diversion from a surface water source.

A Point of Appropriation (POA) describes the location of appropriation from a ground water source or well.

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 Table I (Authorized Place of Use) and Table II (Proposed Place of Use).

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "OFF or FROM" point(s) of diversion or appropriation)

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

IF POA, OWRD WELL LOG ID NO. (OR WELL ID TAG NO. L-)	POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
	1	35 S	2 E	10	NE NE			1130 feet south & 700 feet west from NE cor. sec. 10
	2	35 S	2 E	3	NW NW		4	1030 feet south & 290 feet east from NW cor. Sec. 3

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MAR 25 2022

▪ Certificate Number or other identifying number: 89373

- If "Yes", for each authorized point of appropriation (well) involved, you must either:*

- or

- Construction of Existing Authorized Point(s) of Appropriation - (Only needed if no well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

[illegible]

MAR 25 2022

▪ Certificate Number or other identifying number: 89373.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "OFF or FROM" lands)

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

[illegible]

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Certificate Number or other identifying number: 89373

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation necessary to facilitate a change in place of use. Measured distances described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:
(i.e., the "ON or TO" point(s) of diversion or appropriation)

(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed to facilitate a Change in Place of Use.)

IF POA, OWRD WELL LOG ID NO. (OR WELL ID TAG NO. L-)	POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES

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▪ Certificate Number or other identifying number: 89373

If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed?

☐ Yes ☐ No ☒ N/A – No proposed well(s) listed above.

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD WELL NO. AS IDENTIFIED IN TABLE ABOVE	DIAMETER	TYPE AND SIZE OF CASING	NO. OF FEET OF CASING	INTERVALS CASING IS PERFORATED (IN FEET)	SEAL DEPTH	EST. DEPTH TO WATER	EST. DEPTH TO WATER BEARING STRATUM	TYPE OF ACCESS PORT OR MEASURING DEVICE	TOTAL WELL DEPTH

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Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "ON or TO" lands)

[illegible]

Remarks: _____



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 Temporary 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 these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

Application for the 2022 irrigation season.
year

1. APPLICANT/AGENT INFORMATION

IRRIGATION DISTRICT Eagle Point Irrigation District			PHONE NO. 541 826-3411	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 157			FAX NO. 541 826-8738	
CITY Eagle Point	STATE OR	ZIP 97524	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.				

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: If a certificate has been issued and reflects the current status of the water right, you need only list the certificate number.
(Attach additional pages as necessary.)

	Application / Decree	Permit / Previous Transfer	Certificate
1.	- /	- / -	89373
2.	- /	- / -	
3.	- /	- / -	
4.	- /	- / -	
5.	- /	- / -	
6.	- /	- / -	

- Check all proposed change(s) included in this transfer application:

- ☒ Place of Use ☐ Point of Diversion or Point of Appropriation
☐ Surface Water source to Ground Water source
☐ Character or Type of Use

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3. CONSULTATION WITH STATE AGENCIES, LOCAL GOVERNMENTS, AND TRIBAL GOVERNMENTS

Is this transfer application for a change in point of diversion in response to an emergency?

☐ Yes ☐ No

Has the district conferred with the Oregon Department of Fish and Wildlife, Division of State Lands, and affected local governments (e.g., county, city, municipal corporation), and tribal governments about the proposed point of diversion change? ☐ Yes ☐ No

If "Yes", for any of the above, list the agency or government name and the name and phone number of the appropriate contact person:

Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____

4. CONSENT FOR A CHANGE IN TYPE OF USE OF A WATER RIGHT TO STORE WATER

Is this transfer application for a change in type of use of a water right to store water?

☐ Yes ☐ No

Has the district received written consent to the change from the operator of the reservoir if different than the district, or from the appropriate federal agency if the water right to store water is issued in the name of a federal governmental agency? ☐ Yes ☐ No

If "Yes", for any of the above, label and attach a dated and signed copy of the written consent.

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5. ATTACHMENTS

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

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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

- ☒ Temporary 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.

Consent to Transfer

- ☐ A copy of the written consent, if applicable, for a change in type of use of a water right to store water.

Supplemental Water Right Statement

- ☐ A written statement, if applicable, identifying supplemental water rights that will not be transferred, but remain unexercised at the authorized place of use during the irrigation season.

Water Well Reports/Well Logs:

- ☐ The application is for a change from surface water to ground water and copies of all water well reports are attached.
- ☐ Water well reports are not available and attached is a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed.
- ☐ The application is for a surface water transfer and water well reports are not required.

Fees:

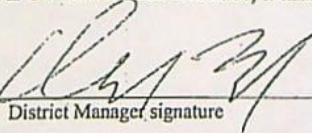
- ☒ Amount enclosed: **\$952.16**
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

6. SIGNATURES

The district certifies the following:

- (1) The water right(s) proposed for transfer is a water right(s) subject to transfer and has not been forfeited 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) The district has notified each affected user that the Department may condition or reject the transfer at any time to the extent necessary to avoid injury to an existing water right, and that the use of water on lands from which the water right is transferred (authorized place of use) and at the proposed place of use during the same irrigation season or calendar year may subject both the user and district to civil penalties.

On behalf of the district, I affirm that the information contained in this application is true and accurate.


District Manager signature

David Ford
name (print)

3-23-22
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.

**Oregon Water Resources Department**
Transfer Fee Calculation for Temporary District Transfer[Main](#) [Help](#)
[Return](#) [Contact Us](#)

Today's Date: Monday, March 21, 2022

Fee Calculation

Base Fee (includes temporary change to one water right for up to 1 cfs)

\$950.00

Fill in information below— Check each box that applies.

Enter total number of water rights included in transfer.

1

\$0.00

☐ Check this box if you propose to change the place of use for a NON-irrigation use.☒ Check this box if you propose to change the place of use for an irrigation use.**(see NOTE if box checked for
submittal of digital format
map below)**

Enter the number of acres in the footprint of the place of use to be transferred.

0.8

\$2.16

(If a supplemental certificate also covers the same land as an included primary right, count the acreage only once.)

Total Transfer CFS(rounded up to the next whole cfs):

Subtotal:

\$952.16

☐ Check the box if you are submitting the application and map in a digital format.***NOTE –** If this box checked and
map in Department-approved digital
format, this fee is used in place of the
\$2.70/acre of land irrigated (standard
format) fee above.

Transfer Fee:

\$952.16

[Return to Edit](#) [Clear](#)**RECEIVED****MAR 25 2022****OWRD**

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

Ann - please check for electronic
submittal of
maps!!
TY Joan

Date 3/23/2022
Type Bill
ReferenceOriginal Amt.
952.16Balance Due
952.163/23/2022
Discount
Check AmountPayment
952.16
952.16

10284

WaFed Gen Fund 29

952.16

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MAR 25 2022

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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 # 137756

INVOICE #

RECEIVED FROM: Eagle Point Irrigation District

BY:

CASH: ☐ CHECK: # 10284 OTHER: (IDENTIFY) ☐APPLICATION
PERMIT
TRANSFER T-13958

TOTAL REC'D \$952.16

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 EXAM FEE RECORD FEE \$

0203 GROUND WATER \$ 0204 \$

0205 TRANSFER \$ 952.16

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE LICENSE FEE \$

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 137756

DATED: 3-25-2022

BY: Mindy Carlson



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

Filed A regular Temp transfer

Application for District Temporary Water Right

SUPERSEDED 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 these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

Application for the 2022 irrigation season.
year

1. APPLICANT/AGENT INFORMATION

IRRIGATION DISTRICT Eagle Point Irrigation District			PHONE NO. 541 826-3411	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 157			FAX NO. 541 826-8738	
CITY Eagle Point	STATE OR	ZIP 97524	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.				

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: If a certificate has been issued and reflects the current status of the water right, you need only list the certificate number.
(Attach additional pages as necessary.)

	Application / Decree	Permit / Previous Transfer	Certificate
1.	- /	- / -	89373
2.	- /	- / -	
3.	- /	- / -	
4.	- /	- / -	
5.	- /	- / -	
6.	- /	- / -	

- Check **all** proposed change(s) included in this transfer application:
 - ☒ Place of Use
 - ☐ Point of Diversion or Point of Appropriation
 - ☐ Surface Water source to Ground Water source
 - ☐ Character or Type of Use

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3. CONSULTATION WITH STATE AGENCIES, LOCAL GOVERNMENTS, AND TRIBAL GOVERNMENTS

Is this transfer application for a change in point of diversion in response to an emergency?

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☐ Yes ☒ No

Has the district conferred with the Oregon Department of Fish and Wildlife, Division of State Lands, and affected local governments (e.g., county, city, municipal corporation), and tribal governments about the proposed point of diversion change? ☐ Yes ☒ No

If "Yes", for any of the above, list the agency or government name and the name and phone number of the appropriate contact person:

Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____
Agency/ Gov't Name: _____	Contact Name: _____	Phone: _____

4. CONSENT FOR A CHANGE IN TYPE OF USE OF A WATER RIGHT TO STORE WATER

Is this transfer application for a change in type of use of a water right to store water?

☐ Yes ☒ No

Has the district received written consent to the change from the operator of the reservoir if different than the district, or from the appropriate federal agency if the water right to store water is issued in the name of a federal governmental agency? ☐ Yes ☒ No

If "Yes", for any of the above, label and attach a dated and signed copy of the written consent.

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5. ATTACHMENTS

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

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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

- ☒ Temporary 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.

Consent to Transfer

- ☐ A copy of the written consent, if applicable, for a change in type of use of a water right to store water.

Supplemental Water Right Statement

- ☐ A written statement, if applicable, identifying supplemental water rights that will not be transferred, but remain unexercised at the authorized place of use during the irrigation season.

Water Well Reports/Well Logs:

- ☐ The application is for a change from surface water to ground water and copies of all water well reports are attached.
- ☐ Water well reports are not available and attached is a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed.
- ☐ The application is for a surface water transfer and water well reports are not required.

Fees:

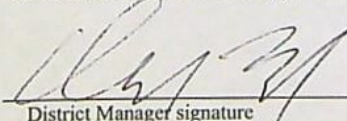
- ☒ Amount enclosed: \$952.16
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

6. SIGNATURES

The district certifies the following:

- (1) The water right(s) proposed for transfer is a water right(s) subject to transfer and has not been forfeited 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) The district has notified each affected user that the Department may condition or reject the transfer at any time to the extent necessary too avoid injury to an existing water right, and that the use of water on lands from which the water right is transferred (authorized place of use) and at the proposed place of use during the same irrigation season or calendar year may subject both the user and district to civil penalties.

On behalf of the district, I affirm that the information contained in this application is true and accurate.


District Manager signature

David Ford
name (print)

3-23-22
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 Temporary 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.

▪ Certificate Number or other identifying number: 89373

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<input type="checkbox"/> Change to facilitate a change in Place of Use (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.)	<input type="checkbox"/> All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: <input type="checkbox"/> Change a water right to Store Water
<input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will <u>not</u> be used.)	<input checked="" type="checkbox"/> Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	<input type="checkbox"/> Diminish an irrigation water right (primary) to a supplemental water right
<input type="checkbox"/> Change in Point of Diversion in Response to an Emergency		

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2. CURRENT WATER RIGHT INFORMATIONWater Right Subject to Transfer (check and complete one of the following):

<input type="checkbox"/> Certificated Right	89373 Certificate Number	S-6396 Permit Number or Decree Name
<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

- Name on Permit, Certificate, or Decree: Eagle Point Irrigation District
- County: Jackson
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): 2/20/1924

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: Big Butte Creek

Tributary to: Rogue River

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No ☐ N/A – No Change in Place of Use or Character of Use

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

Pursuant to ORS 540.510, 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, except as provided in OAR 690-380-2240(5).

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▪ Certificate Number or other identifying number: 89373

The following information **must be provided** only for those points of diversion or appropriation that **are involved in the transfer** (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

A Point of Diversion (POD) describes the location of diversion from a surface water source.

A Point of Appropriation (POA) describes the location of appropriation from a ground water source or well.

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 Table I (Authorized Place of Use) and Table II (Proposed Place of Use).

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "OFF or FROM" point(s) of diversion or appropriation)

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

IF POA, OWRD WELL LOG ID NO. (OR WELL ID TAG NO. L-)	POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
	1	35 S	2 E	10	NE NE			1130 feet south & 700 feet west from NE cor. sec. 10
	2	35 S	2 E	3	NW NW		4	1030 feet south & 290 feet east from NW cor. Sec. 3

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▪ Certificate Number or other identifying number: 89373

- Does the water right being transferred involve a ground water source(s)?

☐ Yes ☒ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

- A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

or

- B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD WELL NO. AS IDENTIFIED IN TABLE ABOVE	DIAMETER	TYPE AND SIZE OF CASING	NO. OF FEET OF CASING	INTERVALS CASING IS PERFORATED (IN FEET)	SEAL DEPTH	EST. DEPTH TO WATER	EST. DEPTH TO WATER BEARING STRATUM	TYPE OF ACCESS PORT OR MEASURING DEVICE	TOTAL WELL DEPTH

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*The following information **must be provided** only for those places of use that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.*

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "OFF or FROM" lands)

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

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Certificate Number or other identifying number: 89373

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation necessary to facilitate a change in place of use. Measured distances described below should accurately correspond to the points shown on the accompanying application map.

Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "ON or TO" point(s) of diversion or appropriation)

*(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed to facilitate a Change in Place of Use.)*

IF POA, OWRD WELL LOG ID NO. (OR WELL ID TAG NO. L-)	POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES

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▪ Certificate Number or other identifying number: 89373

If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed?

☐ Yes ☐ No ☒ N/A – No proposed well(s) listed above.

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD WELL NO. AS IDENTIFIED IN TABLE ABOVE	DIAMETER	TYPE AND SIZE OF CASING	NO. OF FEET OF CASING	INTERVALS CASING IS PERFORATED (IN FEET)	SEAL DEPTH	EST. DEPTH TO WATER	EST. DEPTH TO WATER BEARING STRATUM	TYPE OF ACCESS PORT OR MEASURING DEVICE	TOTAL WELL DEPTH

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EAGLE POINT IRRIGATION DISTRICT

TEMPORARY TRANSFER – CERTIFICATE 89373

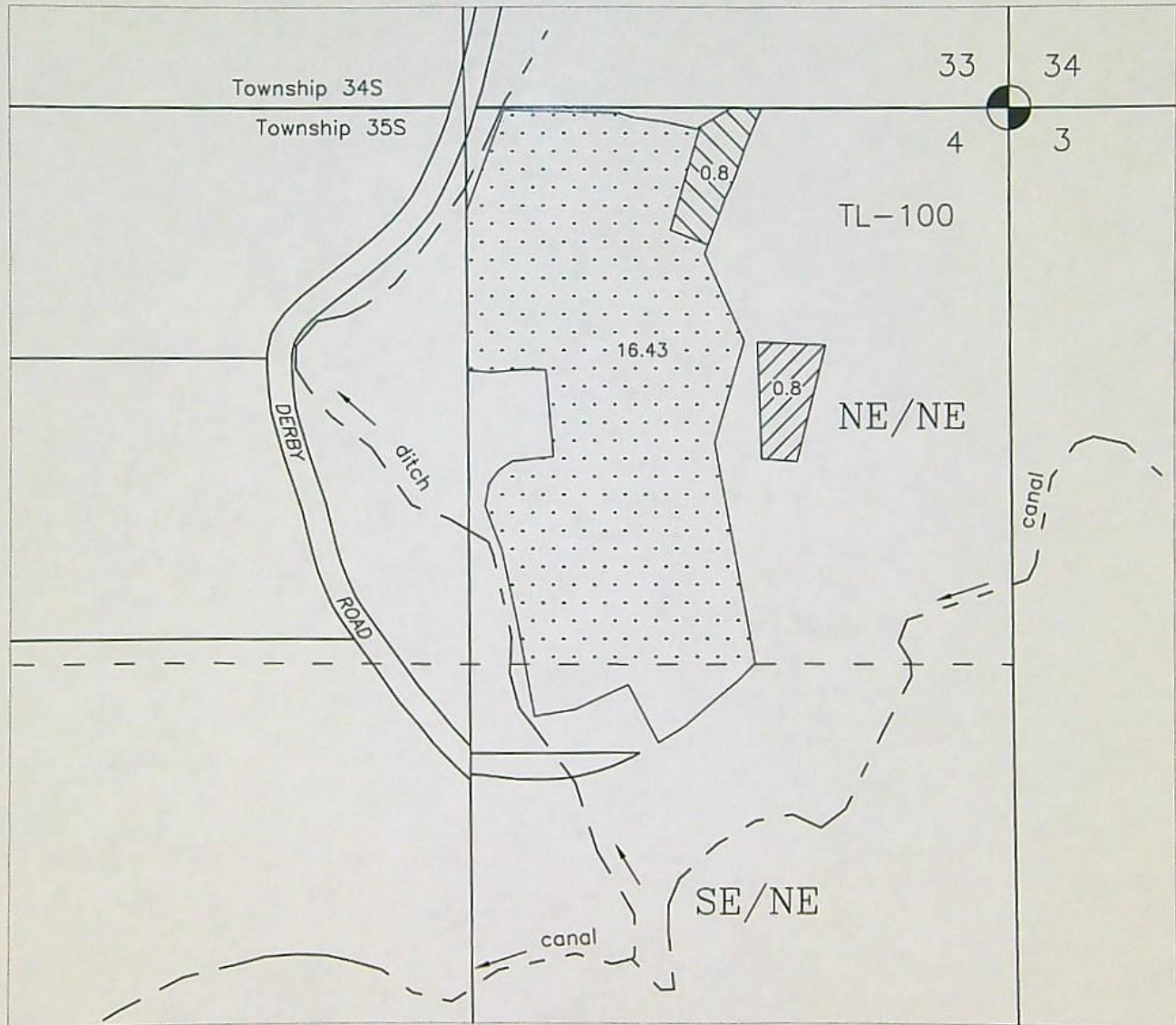
CHANGE IN PLACE OF USE

SECTION 4, TOWNSHIP 35 SOUTH, RANGE 1 EAST, W.M.

District Internal Notice
T-2022-002

JACKSON COUNTY, OREGON

Assessor Map T-35S-R1E-4



Water User From & To:
Scott R. Rosendahl

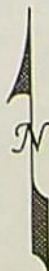


0.8 Acres OFF
TL-100



0.8 Acres ON
TL-100

Scale
1 inch = 400 feet



EAGLE POINT IRRIGATION DISTRICT
2329 BROPHY ROAD – P.O. BOX 157
EAGLE POINT, OR 97524
PHONE 541-826-3411 – FAX 541-826-8738

This map is not intended to provide legal
dimensions or locations of property ownership lines

13958 3/21/2022 n.e.d.