

T-10333

T-10333

HISTORIC

Name Rattle Snake Land & Cattle
Andy Root
PO Box 946
Burns, Oregon 97720
By White Herford Ranch
Turnout Road
Burns, Oregon 97720
Larry Woodell
68439 Highway 205
Burns, Oregon 97720
Address Bell-A-Ranch
69749 Hwy 205
Burns, Oregon 97720
Dorothy Hammond
68683 Highway 205
Burns, Oregon 97720

DESCRIPTION OF WATER RIGHT

Name of stream East fork Silvies River
Trib. of Malheur Lake County of Harney
Use Irrigation
Quantity of water _____ No. of acres _____
Name of ditch _____
Date of priority 1886, 1887, 1893, 1900, 1889, 1905
In name of Chas. Nelson / E.G. Smith
F. M. Pacific Livestock / William Hanley
Silvies River Adjudication, Vol. 9, page 153, 156, 175, 201
170, 184, 185
App. No. _____ Per. No. _____ Cert. No. _____
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
3/7/07	350.00	86537
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

Change in POD
Date filed 3-7-07
Date of hearing _____
Place of hearing _____
Date of order 12-27-07 Vol. 73, page 881
Date for application of water _____
Proof mailed _____
Proof received _____
Certificate issued _____ Vol. _____, page _____

REMARKS

NOID/NO CWRE

CC: William Beal
72690 Foley Road
Burns, Oregon 97720
William Beal
2405 NW 98th Ave
Redmond, OR 97756
(541) 923-3038 w (503) 302 5992 cell



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

December 28, 2007

DOROTHY HAMMOND
68683 HIGHWAY 205
BURNS OR 97720

LARRY WOODELL
68439 HIGHWAY 205
BURNS OR 97720

MARY L WHITE
WHITE HEREFORD RANCH
TURNOUT ROAD
BURNS OR 97720

ANDY ROOT
C/O RATTLESNAKE LAND & CATTLE
PO BOX 946
BURNS OR 97720

DEAN L SHERMAN
C/O BELL A RANCH
69749 HIGHWAY 205
BURNS OR 97720

AGENT
WILLIAM H BEAL
2405 NW 98TH AVE
REDMOND OR 97756

RON SCHIRM
PO BOX 1004
BURNS OR 97720

Reference: Transfer 10333 and Transfer 10338

Enclosed is a copy of the order approving your water right transfer applications.

Please read this document carefully and abide by the requirements.

Sincerely,

for Doug Parrow
Natural Resource Specialist

DP:sh

cc: Watermaster #10

Enclosure



**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Applications	)	FINAL ORDER APPROVING AN
T-10333 and T-10338, Harney County	)	ADDITIONAL POINT OF DIVERSION TO
	)	REFLECT HISTORIC USE

Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicants for T-10333

DOROTHY HAMMOND
68683 HIGHWAY 205
BURNS OR 97720

LARRY WOODSELL
68439 HIGHWAY 205
BURNS, OR 97720

MARY L. WHITE
WHITE HEREFORD RANCH
TURNOUT ROAD
BURNS, OR 97720

ANDY ROOT
C/O RATTLESNAKE LAND & CATTLE
P.O. BOX 946
BURNS, OR 97720

DEAN L. SHERMAN
C/O BELL A RANCH
HIGHWAY 205
BURNS, OR 97720

Agent
WILLIAM H. BEAL
2405 NW 98th AVE.
REDMOND, OR 97756

Applicant for T-10338

RON SCHIRM
P.O. BOX 1004
BURNS, OR 97720

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 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either 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.

Findings of Fact

1. On March 7, 2007, Dorothy Hammond, Andy Root, Mary White, Larry Woodell and Dean Shelman filed a transfer application to add a point of diversion to the following entries in the 1926 Silvies River Decree: Volume 9 at Page 152 in the name of THE WILLIAM HANLEY CO.; Volume 9 at Page 170 in the name of F.L. Mace; Volume 9 at Page 175 in the name of CHAS NELSON; Volume 9 at Page 179, in the name of PACIFIC LIVESTOCK CO.; and Volume 9 at Page 201, in the name of C.G. SMITH, The Department assigned number T-10333 to the application.
2. On March 13, 2007, Ron Schirm filed a transfer application to add a point of diversion to the following entries in the 1926 Silvies River Decree: Volume 9 at Page 152 in the name of THE WILLIAM HANLEY CO.; and Volume 9 at Page 179, in the name of PACIFIC LIVESTOCK CO. The Department assigned number T-10338 to the application and joined it with application number T-10338.

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

1926 Silvies River Decree; Volume 9 at Page 152 in the name of THE WILLIAM HANLEY CO.

Use: IRRIGATION of 1147.93 ACRES

Priority Date: DECEMBER 31, 1886

Rate: 14.3 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2 acre-feet per acre in any one irrigation season.

Source: EAST FORK OF THE SILVIES RIVER AND SLOUGHS, tributary to MALHEUR LAKE

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
22 S	30 E	WM	26	HANLEY UPPER & WEST SIDE
23 S	31 E	WM	21	DAMS & DITCHES

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	27	SW NE		20.00
23 S	31 E	WM	27	NE NW		20.00
23 S	31 E	WM	27	NW NW		40.00
23 S	31 E	WM	27	SW NW		40.00
23 S	31 E	WM	27	SE NW		40.00
23 S	31 E	WM	27	NE SW		40.00
23 S	31 E	WM	27	NW SW		40.00
23 S	31 E	WM	27	SW SW		40.00
23 S	31 E	WM	27	SE SW		40.00
23 S	31 E	WM	27	NE SE		5.00
23 S	31 E	WM	27	NW SE		35.00
23 S	31 E	WM	27	SW SE		40.00
23 S	31 E	WM	27	SE SE		25.00
24 S	31 E	WM	3	NE NE	1	15.00
24 S	31 E	WM	3	NW NE	2	47.30
24 S	31 E	WM	3	SW NE		40.00
24 S	31 E	WM	3	NE NW	3	48.22
24 S	31 E	WM	3	NW NW	4	49.41
24 S	31 E	WM	3	SW NW		40.00
24 S	31 E	WM	3	SE NW		40.00
24 S	31 E	WM	3	NE SW		40.00
24 S	31 E	WM	3	NW SW		40.00

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
24 S	31 E	WM	3	SW SW		40.00
24 S	31 E	WM	3	SE SW		40.00
24 S	31 E	WM	3	NE SE		40.00
24 S	31 E	WM	3	NW SE		40.00
24 S	31 E	WM	3	SW SE		40.00
24 S	31 E	WM	3	SE SE		40.00
24 S	31 E	WM	11	NE NW		20.00
24 S	31 E	WM	11	NW NW		35.00
24 S	31 E	WM	11	SW NW		38.00
24 S	31 E	WM	11	SE NW		30.00

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

1926 Silvies River Decree; Volume 9 at Page 170 in the name of F.L. Mace.

Use: IRRIGATION of 110.0 ACRES

Priority Date: 1886

Rate: 1.38 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

Source: EAST FORK SILVIES RIVER AND SLOUGHS, tributary to MALHEUR LAKE

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
23 S	31 E	WM	28	MACE #2 AND SLOUGHS

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	28	NE NE	40.0
23 S	31 E	WM	28	NW NE	12.0
23 S	31 E	WM	28	SW NE	18.0
23 S	31 E	WM	28	SE NE	40.0

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

1926 Silvies River Decree; Volume 9 at Page 175 in the name of CHAS NELSON.

Use: IRRIGATION of 32.0 ACRES

Priority Date: 1905

Rate: 0.40 CUBIC FOOT PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

EAST FORK SILVIES RIVER AND SLOUGHS, tributary to MALHEUR LAKE

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
23 S	31 E	WM	21	DAMS & SLOUGHS

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	22	SW SW	32.0

6. The portion of the fourth right to be transferred is as follows:

1926 Silvies River Decree; Volume 9 at Page 179, in the name of PACIFIC LIVESTOCK CO.

Use: IRRIGATION of 1348.0 ACRES

Priority Dates: 1887, 1889, 1893, 1897, and 1900

Rate: 16.85 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

EAST FORK SILVIES RIVER AND SLOUGHS, tributary to MALHEUR LAKE

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
24 S	31 E	WM	4	SMITH AND CLEMMONS AND HOMER MACE SLOUGH
24 S	31 E	WM	11	MACE-DEWITT, HANLEY AND HILL DAMS, CHAPMAN SLOUGH

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Priority	Acres
23 S	31 E	WM	33	NE NE	1900	40.0
23 S	31 E	WM	33	SW NE	1900	20.0
23 S	31 E	WM	33	SE NE	1900	40.0
23 S	31 E	WM	33	NE SW	1900	40.0
23 S	31 E	WM	33	SE SW	1900	40.0
23 S	31 E	WM	33	NE SE	1900	40.0
23 S	31 E	WM	33	NW SE	1900	40.0

Twp	Rng	Mer	Sec	Q-Q	Priority	Acres
23 S	31 E	WM	33	SW SE	1900	40.0
23 S	31 E	WM	33	SE SE	1900	40.0
23 S	31 E	WM	34	NE NW	1889	40.0
23 S	31 E	WM	34	NW NW	1889	40.0
23 S	31 E	WM	34	SW NW	1889	40.0
23 S	31 E	WM	34	SE NW	1889	40.0
23 S	31 E	WM	34	NE SW	1889	40.0
23 S	31 E	WM	34	NW SW	1889	40.0
23 S	31 E	WM	34	SW SW	1889	40.0
23 S	31 E	WM	34	SE SW	1889	40.0
24 S	31 E	WM	4	NE NE	1887	40.0
24 S	31 E	WM	4	NW NE	1887	40.0
24 S	31 E	WM	4	NE NW	1887	30.5
24 S	31 E	WM	4	NW NW	1887	26.0
24 S	31 E	WM	4	NE SW	1887	20.0
24 S	31 E	WM	4	NE SE	1887	40.0
24 S	31 E	WM	4	NW SE	1887	20.0
24 S	31 E	WM	4	SE SE	1887	20.0
24 S	31 E	WM	4	SW NE	1893	40.0
24 S	31 E	WM	4	SE NE	1893	40.0
24 S	31 E	WM	4	SW NW	1893	11.5
24 S	31 E	WM	4	SE NW	1893	40.0
24 S	31 E	WM	11	NE SW	1887	40.0
24 S	31 E	WM	11	NW SW	1887	40.0
24 S	31 E	WM	11	NE SE	1887	40.0
24 S	31 E	WM	11	NW SE	1887	40.0
24 S	31 E	WM	11	SW SW	1897	40.0
24 S	31 E	WM	11	SE SW	1897	40.0
24 S	31 E	WM	11	SW SE	1897	40.0
24 S	31 E	WM	11	SE SE	1897	40.0

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

1926 Silvies River Decree; Volume 9 at Page 201, in the name of C.G. SMITH.

Use: IRRIGATION of 98.0 ACRES

Priority Date: 1886

Rate: 1.23 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

Source: EAST FORK SILVIES RIVER AND SLOUGHS, tributary to MALHEUR LAKE

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
23 S	31 E	WM	20	F.L. MACE DAMS, DYKES

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	28	NE SE	40.0
23 S	31 E	WM	28	NW SE	8.0
23 S	31 E	WM	28	SW SE	10.0
23 S	31 E	WM	28	SE SE	40.0

8. Applications T-10333 and T-10338 propose to add an authorized point of diversion to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
23 S	31 E	WM	22	NW SW	NELSON DITCH - 1500 FEET NORTH AND 100 FEET EAST FROM THE SW CORNER OF SECTION 22

9. Notice of the application for transfer was published pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.
10. Pursuant to OAR 690-380-2120(2)(a), evidence has been submitted that the actual, current point of diversion for the water right in question, as described in Findings of Fact #3 through #7, has been in use for more than ten years.
11. Pursuant to OAR 690-380-2120(2)(c) the Watermaster provided a statement that to her knowledge there was no complaint of injury due to the use of water at the actual, current point of diversion, prior to the transfer request.
12. On October 16, 2007, all affected water right holders were notified of the proposed transfer by mail, pursuant to 690-380-2120(4). No comments were received in response to that notice.
13. The Oregon Department of Fish and Wildlife (ODFW) determined that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. ODFW further determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted.
14. Water has been used within the last five years according to the terms and conditions of the rights, and no evidence is available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
15. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights are present.
16. The proposed change would not result in enlargement of the rights.
17. The proposed change would not result in injury to other water rights.

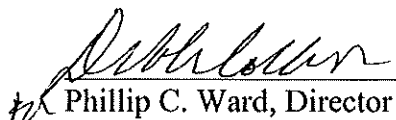
Conclusions of Law

The proposed additional point of diversion in applications T-10333 and T-10338 are consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000.

Now, therefore, it is **ORDERED**:

1. The changes proposed in T-10333 and T-10338 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in the 1926 Silvies River Decree.
3. The proposed change shall be effective immediately upon issuance of the special order approving T-10333 and T-10338.
4. The following entries in the 1926 Silvies River Decree: **Volume 9 at Page 152** in the name of THE WILLIAM HANLEY CO.; **Volume 9 at Page 170** in the name of F.L. MACE; **Volume 9 at Page 175** in the name of CHAS NELSON; **Volume 9 at Page 179**, in the name of PACIFIC LIVESTOCK CO.; and **Volume 9 at Page 201**, in the name of C.G. SMITH, are hereby modified.
5. The quantity of water diverted at the additional point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
6. Within one year of receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.
7. Prior to October 1, 2009, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Dated at Salem, Oregon this 27th day of December 2007.


Phillip C. Ward, Director

Mailing Date DEC 31 2007

Water Right Transfer Checklist

Transfer T-10333 *✓T-10338*

Transfer Specialist: J. Spriet

Transfer Type: HPOD

Applicant Name/Address: Dorothy Hammond, Rattlesnake Land & Cattle Co. (Andy Root), White Hereford Ranch (Mary White), Larry Woodell, Ron Schirm, and Bell-A Ranch (Dean Shelman) all of Burns, OR

Agent Name/Address: William H. Beal, 2405 NW 98th Ave, Redmond, OR 97756

CWRE Name/Number: N/A

Rec Landowner Name/Address: Same as above

Irr. District Name/Address: _____

Affected Gov'ts Name/Address: Harney County, Burns, OR

Commentors: Name/Address: _____

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Decree Entry No.	RR/CR Needed	RR/CR Nos.
☒	☐	Silvies River Decree		915262	☒ Yes ☒ No	
☐	☐			917016	☒ Yes ☒ No	
☐	☐			917530	☒ Yes ☒ No	
				917939	☒ Yes ☒ No	
				920165	☐ Yes ☒ No	

Key Dates & Initial Actions

Rec'd: <u>March 7, 2007</u>	Proposed Action(s): POU POD HST APOD USE OTHER:	
Fees Pd: <u>yes</u>	WM District: <u>10</u>	ODFW District: <u>Burns</u>
Initial Notice: <u>3/20/07</u>	WM Review sent: _____	ODFW Review sent: _____
Acknowledgement Letter Sent ☐		GW Review sent: _____

Processing Dates & Actions

Deficiency Contacts: _____

Newspaper Pub Affid Due: _____

☒ not required

DPD Mailed: _____

Affid of Pub Rec'd: _____

☒ ODFW contact sheet sent with DPD, or ☐ N/A

Last Day Published: _____

PD Mailed: _____

Affidavit Reminder Sent: _____

PD Weekly Notice: _____

Reminder Deadline: _____

Preliminary Determination

☒ Electronic Files uploaded

☒ Preliminary Determination

☒ PD Cover letter

☐ Fee Refund Due

☒ PD Notice

☐ Remaining Rights

☐ File Assigned/ ModPod updated

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: _____	Reviewer: <u>JS</u>
Date: _____	Date: _____	Date: <u>12/20/07</u>
Coordinator: _____	Coordinator: _____	Coordinator: <u>DDP</u>
Date: _____	Date: _____	Date: <u>12/26/07</u>
Comments/Special Issues:		

Special Order Volume: Vol 73 Pages 881

Final Order Signature Date: 12-27-07

Notice of FO email'd to processors Jason Spriet

Application

- ☒ The type of change is clearly indicated.
- ☒ The application is appropriately signed.
- ☒ Appropriate fees were paid. ☐ If overpayment, Refund Request to be sent with FO
- ☒ Land use form matches affected tax lots and is signed by proper official. (*from ALL affected Govt's*)
- ☐ Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- ☐ All required attachments received.

Water right subject to transfer

- ☒ Certificated right or Proof accepted "to the satisfaction...."
- ☒ The right been exercised according to terms & conditions of certificate.
- ☒ Delivery system has the capacity to fully divert the rate/duty of the right.
- ☒ No information in record that suggests forfeiture.
- ☒ No conflicts identified on the plat cards and plat card reports printed.
- ☐ Affidavits prepared for rights that need to be canceled or diminished.

Application Map

- ☐ The map has an original CWRE signature.
- ☒ The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- ☐ Metes and bounds for the POD's/POA's are properly described on the map.
- ☒ The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.
- ☐ Map acres match the tabulation on the certificate.
- ☒ Have final proof maps/deed maps for the rights. ☐ Application map matches certificate FPS.
- ☐ Have necessary aerial photos.

Determining the "From" and "To" Lands (*make working copy of application and certificates to mark on*)

- ☐ Only the authorized POD's/POA's and POU's to be transferred are listed.
- ☐ Application & certificate tabulations match. (*Mark on appl. and cert. copies and note corrections needed*)
- ☒ Marked on certificate the acreage being transferred, cancelled and remaining by ¼ ¼.

Ownership

- ☐ The deed/ROLI matches the "from" lands. (Don't need to check "to" lands.)
- ☒ Have current tax lot map. (*If transfer application is several years old, contact assessor's office*)
- ☒ The applicant is the owner of the "from" lands.
- ☒ All owners on the deed/ROLI have signed the application.
- ☐ If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- ☐ If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- ☒ Agent has authorization to make decisions.

Evaluation (materials needed for peer reviewer in bold)

- | | | | | |
|--|---|---|---|---|
| ☒ application complete | ☒ map | ☐ FPS | ☒ evidence of use | ☒ land-use form |
| ☐ deed/ROLI | ☒ certificate | ☒ fees paid | ☐ well logs | ☒ plat card |
| ☐ audit | ☒ dpd | | | |

- | | | | |
|---------------------------------------|---|--|--|
| Reviews/comments/conditions received? | ☒ Watermaster | ☒ ODFW | ☐ GW |
| Headgate | ☐ When in the judgment | ☒ Prior to diverting | ☐ Existing and maintain |
| Measuring Devices | ☐ When in the judgment | ☒ Prior to diverting | ☐ Existing and maintain |

Injury: Y N Enlargement: Y N

Conditions to avoid enlargement/injury –

MAILED
OCT 16, 2007
JG
See
Attached
List

**IMPORTANT NOTICE
OF
PROPOSED CHANGE IN A WATER RIGHT POINT OF
DIVERSION**

Dorothy Hammond, Andy Root, Mary White, Larry Woodell, Dean Shelman, and Ron Schirm submitted two transfer applications under ORS 540.532 to the Oregon Water Resources Department requesting an additional point of diversion for water rights listed under the Silvies River Decree numbers 915262, 917016, 917530, 917939, and 920165 to reflect more than 10 years of historical use of water at a point of diversion other than that described in the water rights. The Transfer Application numbers are 10333 and 10338.

The authorized point of diversion under Silvies Decree Number 915262 is: Hanley & Upper West Side, Ditches & Dams.

The authorized point of diversion under Silvies Decree Number 917016 is: Mace #2 and Sloughs.

The authorized point of diversion under Silvies Decree Number 917530 is: Dams & Sloughs.

The authorized point of diversion under Silvies Decree Number 917939 is: Smith, Clemmons & Homer Mace Slough, Mace-Dewitt, Hanley and Hill Dams, Chapman Slough.

The authorized point of diversion under Silvies Decree Number 920165 is: F.L. Mace Dams & Ditches.

Dorothy Hammond, Rattlesnake Land & Cattle Co., White Hereford Ranch, Larry Woodell, Bell A Ranch, and Ron Schirm propose to officially add a point of diversion for 2735.93 acres to the following location:

NELSON DITCH: 1500' South and 100' East from the SW corner of Sec. 22, T. 23 S., R. 31 E., W.M.

Why You Received This Notice

You have received this notice because the Oregon Water Resources Department has identified you as the owner of the land on which a water right exists that may be affected by the proposed change in point of diversion. By law, it is the responsibility of the applicant to provide you notice of the proposed change in point of diversion. The applicant also is required to provide the Department written proof that this notice was delivered to you.

The Purpose of This Notice

The purpose of this notice is to provide you an opportunity to comment upon whether the proposed change will cause injury to the exercise of your water right. A **30-day comment period** begins upon receipt of this notice. Comments should reference the Transfer Application number, identify the water right subject to injury by permit or

certificate number or decree name, and describe the nature of the injury caused by the change in point of diversion.

Mail Your Comments To:

Oregon Water Resources Department
Transfer Section, Field Service Division
Attn: Jason Spriet
1995 3RD Street, Suite 180
Baker City, OR 97814

Or Call Jason Spriet at: 541-523-8224 Ext 35, or Carrie Jones Ext. 36

How the Department Will Use Your Comments

The Department will use these comments to determine whether the proposed change in point of diversion would injure other water rights. The transfer application shall be approved if the Department finds no injury to other water rights.

AFFECTED WATER RIGHT HOLDERS
NOTICE SENT 10/16/07

POULSEN, CLAIRE & CARRIE
67826 HIGHWAY 205
BURNS, OR 97220

MC DONALD, PATRICIA L
33690 RYE GRASS LANE
BURNS, OR 97220

BLUE MOUNTAIN CATTLE INC
69650 HWY 205
BURNS, OR 97220

DOVERSPIKE LAND, LLC
30552 HOTCHKISS LN
BURNS, OR 97220

Jason Spriet

From: Timothy Walters [Timothy.R.Walters@state.or.us]
Sent: Tuesday, December 04, 2007 9:09 AM
To: Jason Spriet
Cc: Kelly Stokes; Ray Hartlerode
Subject: Transfers 10333 and 10338

Jason,

I have spoken with Kelly Stokes and Ray Hartlerode from our screening program. They noted that there is a good chance that our 60% cost share would be available for screening this transfer. As such, I would like to start the planning process and see what screening options would best fit this site. However, we would not require immediate screening prior to water diversion since this process will take some time.

We would like to see this diversion screened in the future, and demonstrate the mutual benefits of fish screens. Fish screens will help keep debris and unwanted fish out of ditches for the landowners and at the same time help begin to restore redband trout movement between Malheur Lake and the Silvies River.

Please apply the following with the understanding that we will pursue the 60% cost share, and would like to start planning for a screen as soon as possible:

Screening Option 4

Finding of Fact:

7. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device.

Condition:

8. Within one year after receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

Tim Walters
District Fish Biologist
Oregon Department of Fish and Wildlife
PO Box 8
Hines, OR 97738
541-573-6582
Fax 541-573-5306
Timothy.R.Walters@state.or.us

12/4/2007

Jason Spriet

From: Timothy Walters [Timothy.R.Walters@state.or.us]
Sent: Monday, November 19, 2007 12:00 PM
To: Jason Spriet
Cc: Robert Hooton; Bernard Kepshire; Mike Jensen; Kelly Stokes
Subject: RE: Transfers 10333 & 10338

Please apply screening option 2:

Screening Option 2

Finding of Fact:

1. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.

Tim Walters
District Fish Biologist
Oregon Department of Fish and Wildlife
PO Box 8
Hines, OR 97738
541-573-6582
Fax 541-573-5306
Timothy.R.Walters@state.or.us

From: Jason Spriet [mailto:sprietjd@wrdd.state.or.us]
Sent: Tuesday, November 13, 2007 3:03 PM
To: Timothy Walters
Subject: RE: Transfers 10333 & 10338

Tim -

Thanks for the response. We have several options for adding fish screen conditions to our transfer order. I have attached the possible options that we generally use regarding fish screens. Please let me know which option you feel is appropriate for the area.

Thanks, Jason

From: Timothy Walters [mailto:Timothy.R.Walters@state.or.us]
Sent: Tuesday, October 30, 2007 8:55 AM
To: Jason Spriet
Cc: Robert Hooton; Rick Kepler; Bernard Kepshire

11/26/2007

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **86537**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: William Beal

BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-10333

CASH: ☐ CHECK: # ☒ OTHER: (IDENTIFY) ☒ 5585804206

TOTAL REC'D \$350.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
OTHER: (IDENTIFY) \$

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE \$	0202 RECORD FEE \$
0203 GROUND WATER	\$	0204 \$
0205 TRANSFER	\$ 550.00	

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$	0219 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:

86537

DATED:

3-7-07

BY:

Ken H. DeBry



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

Application for 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.

1. TYPE OF TRANSFER APPLICATION

Please check one	
☐ Permanent Transfer	☐ Instream Transfer
☐ Temporary Transfer	☐ Permanent
• total number of years: _____	☐ Time-Limited
(begin year: _____)	☐ Drought Transfer
(end year: _____)	☒ Other <i>Historic Change of POD</i>

2. APPLICANT INFORMATION

Name: SEE ATTACHED SHEET
First Last

Address: _____

City State Zip

Phone: _____
Home Work Other

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)

Name: WILLIAM BEAL *Consultant (EX Water Master)*
First Last

Address: 72690 Foley Road

Burns OR 97720
City State Zip

Phone: 541-573-6642
Home Work Other

Fax: _____ E-Mail address: _____

- If an agent is listed above, please check one of the following:

- ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

T 10333

Last revised: 10/13/2006

Transfer Application/1

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4. 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.)

	Application / Decree	Permit / Previous Transfer	Certificate
1.	Vol 9-P-170	Hammond	917016
2.	Vol 9-P-170	Whiteherford	917016
3.	Vol 9-P-184	Rattlesnake hand ^{Andy Root} & Little	917939
4.	Vol 9-P-184, 185	Larry Woodell	917939
5.	Vol 9-P-156, 152, 153, 154 P-175 P-201	Bell-A-Ranch	915262 917530 920165
6.			

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

- ☐ Place of Use ☒ Point of Diversion ☐ Additional Point of Diversion
☐ Character of Use ☐ Point of Appropriation ☐ Additional Point of Appropriation
☐ Instream Transfer ☐ Surface Water source to Ground Water source

- Reason(s) for change(s): Less ditch loss, Less maintenance, eliminate drowning ALFA Field - historically used since 1960's - NO intervening diversions

5. WATER DELIVERY SYSTEM

- Describe the **current** water delivery system or the system that **was in place** at some time within the last 5 years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

The Pod will be approximately 3/4 mile downstream to the Nelson dam and Nelson ditch - The Nelson ditch has waterman type screw headgate on a metal culvert

- System capacity: 50⁺ cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
 - ▶ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
 - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? ☐ Yes ☒ No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? ☐ Yes ☒ No
- Is 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? ☐ Yes ☒ No

If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the rights are located).

NA

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8. LAND OWNERSHIP

- Does the applicant own the lands **FROM** which the right is being transferred? ☒ Yes ☐ No

If "No", provide the following information. For Temporary Transfers, also include a notarized statement granting consent to the transfer from each of the landowners:

Names of Current Landowner(s): _____
First Last

Address: _____

City State Zip

- Does the applicant own the lands **TO** which the right is being transferred?
☒ Yes ☐ No ☐ N/A - NOT APPLICABLE TO INSTREAM TRANSFERS

If "No", provide the following information:

Names of Receiving Landowner(s): _____
First Last

Address: _____

City State Zip

- Check one of the following:

- ☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
- ☒ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.
- ☐ N/A. (Not applicable. Application is for an Instream Water Right Transfer.)

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9. 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.

Supplemental Form B –

Evidence of Use Affidavit(s)

- ☒ At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), and
- ☐ The Evidence of Use Affidavit **must** be accompanied by **supporting documentation**.

Map

- ☐ **Water Right Transfer**
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.
- ☒ **Temporary Transfer or Historical POD Change**
A map meeting the requirements of OAR 690-380-3100 must be included but need not be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

- ☐ The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- ☐ Water well reports are not available and 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 is attached.
- ☒ N/A. The application does not involve a change in point of appropriation or a change from surface water to ground water, so water well reports are not required.)

Land Use Information Form:

- ☐ Enclosed; *or*
- ☒ Not Required if all of the following are met:
- ① In EFU zone or irrigation district,
 - ② Change in place of use only,
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures, *and*
 - ④ Irrigation only.

Fees:

- ☒ Amount enclosed: \$ 356.00
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

Instream Water Right Transfers, also include:

Supplemental Form C –

Instream Water Right Transfer

- ☐ Complete this form to describe the desired nature and attributes for the proposed instream water right.

Temporary Transfers, also include:

Recorded Deed:

- ☐ The applicant must submit a copy of the current deed of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

- ☐ If the applicant is **NOT** the owner of record for the land **from** which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for all named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

10. SIGNATURES

▪ Check one of the following, as appropriate, and sign the application in the signature box below:

☒ In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the landowner identified in the report of ownership and lien information is not the applicant, a **notarized statement consenting to the transfer** (attached) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.

☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.)

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

<i>See attached sheet</i>		
_____ applicant signature	_____ name (print)	_____ date
_____ applicant signature	_____ name (print)	_____ date

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SALEM, OREGON

Nelson Ditch Transfer

Dorothy Hammond
68683 Highway 205
Burns OR 97720
Ph. 541-573-7601

TAX LOT 2700

Dorothy A. Hammond

Rattle SNAKE Land & CATTLE
Andy Root
P.O. Box 946
Burns OR 97720
541-589-0107

TAX LOT 500
TAX LOT 3600

Andy Root

White Herford Ranch
Turnout Road
Burns OR 97720
Ph. 541 573-6566

TAX LOT 2600

Mary Lee Clark

Larry Woodell
68439 Highway 205
Burns OR 97720
Ph 541-573-2548

TAX LOT 3700

Larry D Woodell, Trustee

Bell-A - Ranch
Highway 205
Burns OR 97720
Ph 541-573-2201

TAX LOT 400
TAX LOT 2400

Bell-A

By. Dean Lee Stalman

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SALEM, OREGON

T 10333

Water Right Transfer 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.

Bell-A-Ranch

■ Certificate Number or other identifying number:	<i>915262</i> <i>917530 V-9</i> <i>917939</i> <i>TL 400</i> <i>TL 2400</i>
---	---

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V-9</u> Name of Decree	<u>P-153, 156, 175, 184, 201</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: C.G. Smith
William Hanley Co, Chas Nelson
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 18886, 1889, 1905

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: East Fork Silvies River

Tributary to: Malheur Lake

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).

10333

■ Certificate Number or other identifying number: 915262 917530 V-9 917939	FL 400 TL 2400
---	-------------------

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	EAST Fork SILVER R. 1884	23-S	31-E	W	21	NW NW	2400	600' S 900' E From NW ¼ Sec 21 T-23-S R-31-E 15262 - Sec 27 Hualay + Upper Sec. 3 17530 - dunes + sloughs 17939 - Smith + Commons + Hammerhead St.

- 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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WATER RESOURCES DEPT
SALEM, OREGON

Certificate Number or other identifying number:	915262	TL 400
	917530 V.9	TL 1400
	917939	

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.

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.

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 "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
EAST Fork Silvies 1905	23-S	31-E	W	22	SW SW	2400	32
1886	"	"	"	27	NE NW	"	20
"	"	"	"	"	NW NW	"	40
"	"	"	"	"	S 1/2 NW	"	80
"	"	"	"	"	SW 1/4	"	160
"	"	"	"	"	SW NE	"	20
"	"	"	"	"	NE SE	"	5
"	"	"	"	"	NW SE	"	35
"	"	"	"	"	SW SE	"	40
"	"	"	"	"	SE SE	"	25
1886	"	"	"	28	SE 1/4	"	160
1889	"	"	"	34	NE 1/2 NW	"	80
1889	"	"	"	"	S 1/2 NW	"	80
1889	"	"	"	"	SW 1/4	"	160
1886	24-S	31-E	W	3	NE NE	400	15
"	"	"	"	"	NW NE	"	41.3
"	"	"	"	"	SW NE	"	40.
"	"	"	"	"	NE NW	"	48.7
"	"	"	"	"	NW NW	"	49.4
"	"	"	"	"	S 1/2 NW	"	80
"	"	"	"	"	SW 1/4	"	160
1886	"	"	"	"	SE 1/4	"	160

Map shows 80 in NWSE and 12 in SWSE

47.3 Available

48.22 avail

49.4 avail

T 10333
Supplemental Form A

■ Certificate Number or other identifying number: 915262 917530 U-9 917939	TL 400 TL 2400
---	-------------------

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A - Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork SILVER CREEK	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

[illegible]

Remarks: _____

Water Right Transfer 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.

White Herford Ranch

■ Certificate Number or other identifying number: 917016 TL 2600

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ 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.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvers River V-9</u> Name of Decree	<u>P-170</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: F.L. Mace
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1886

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: EAST Fork Silvers R.

Tributary to: Melheur Lake

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).

1 10333

▪ Certificate Number or other identifying number: 917016 V.9 TL 2600

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Source and Priority Date	Township	Range	Mer	Sec	¼-¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	East Fork Silver 1886	23-S	31-E	W	21	Nw Nw	2400	600' S 900' E from NW corner of T-23-S R-31-E
								Make #2 + sloughs

- 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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SALEM, OREGON

▪ Certificate Number or other identifying number: 912016 V-9 PL-2600

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.

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.

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 "FROM" lands)

[illegible]

should be 40
should be 40

▪ Certificate Number or other identifying number: 917016 V-9 TL 2600

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A - Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork S. Joie's River	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Corner Sec 22 T-23-S R-31-W

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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WATER RESOURCES DEPT
SALEM, OREGON

T 10333

▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

[illegible]

Remarks: _____

1 10333

Water Right Transfer 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.

Dorothy Hammond

■ Certificate Number or other identifying number: 917016 TL 2700

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ 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.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other : _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River</u> Name of Decree	<u>P-170 Vol 9</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: F.L. Mace
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1886

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: EAST Fork Silvies R.

Tributary to: Malheur Lake

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).

1 10333

▪ Certificate Number or other identifying number: 917016 Vol 9 PL2700

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	E Forks River 1886	23-S	31-E	W	21	Nw Nw	2400	600-S 900-E From NW corner Sec 22
								Make #2 + Sloughs

▪ 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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SALEM, OREGON

▪ Certificate Number or other identifying number: 917016 TL 1700

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.

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.

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 "FROM" lands)

[illegible]

T 10333

▪ Certificate Number or other identifying number: 917016 TL 2700

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A - Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork Silvies R.	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)

[illegible]

Remarks: _____

T 10333

Water Right Transfer 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.

Rattlesnake C. Land's Cattle Andy Root

▪ Certificate Number or other identifying number: *917939 V-9* *TL 500*
TL 3600

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V-9</u> Name of Decree	<u>P-184,185</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Pacific Livestock Co
- County: Blarney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1887, 1893, 1900

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: East Fork Silvies River

Tributary to: Malheur Lake

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).

T 10333

▪ Certificate Number or other identifying number: 917939 V.9 TL 500
TL 3600

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-...)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	<u>EAST Fork SILVER RIV</u> <u>1886</u>	<u>23-S</u>	<u>31-E</u>	<u>W</u>	<u>21</u>	<u>NW-NW</u>	<u>2400</u>	<u>600' S 900' E From</u> <u>NW corner 21 S 31 E 31.6</u> <u>Smith & Clements & Homer</u> <u>Mace slough</u>

- 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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WATER RESOURCES DEPT
SALEM, OREGON

TL 500
TL 3600

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.

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

Should be
30.6

Should be
11.5

▪ Certificate Number or other identifying number: 917939 V.9 TL 500
TL 3600

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A - Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
East Fork Silvies R	23-S	31-E	W	22	SW SW	2400	1500' N 100' E from SW Corner 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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WATER RESOURCES DEPT
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▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

[illegible]

Remarks: _____

T 10333

Water Right Transfer 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.

Larry Woodell

■ Certificate Number or other identifying number: 917939 V-9 TL3700

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V-9</u> Name of Decree	<u>P-184</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Pacific Livestock Co.
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1900

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: EAST Fork Silvies River

Tributary to: Malheur Lake

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).

1 10333

▪ Certificate Number or other identifying number: 917939 V-9 TL 3700

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	East Fork S. 10.25 R. 1900	23-S	31-E	W	21	NW NW	2400	600'S 900' E From NW Cor Sec 21 T-33-S R-31-E
								Smith + Clemmons + Homer Mace Slough

▪ 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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WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: 917939 Y-9 TL 3700

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.

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.

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 "FROM" lands)

[illegible]

▪ Certificate Number or other identifying number: 917939 U-9 TL 3700

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A - Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork Silvies River	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer

(NOTE: Complete this table **only** if a Change in Place of Use is being proposed.)

[illegible]

Remarks: _____

I 10333

■ Certificate Number or other identifying number: 917016 V.9 TL 2600

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-___)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	EAST Fork Silver 1986	23-S	31-E	W	21	Nw Nw	2400	600' S 900' E from NW corner 21 T-23-S R-31-E

■ 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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WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: 912016 V-9 PL-2600

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.

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.

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 "FROM" lands)

[illegible]

▪ Certificate Number or other identifying number: 917016 V-9 TL 2600

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork S. Jones River	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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WATER RESOURCES DEPT
SALEM, OREGON

10333

▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)

Remarks: _____

1 10333

Water Right Transfer 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.

Dorothy Hammond

▪ Certificate Number or other identifying number: 917016 TL 2700

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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**WATER RESOURCES DEPT
SALEM, OREGON**

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River</u> Name of Decree	<u>P-170 Vol 9</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: F. L. Mace
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1886

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: EAST Fork Silvies R.

Tributary to: Malheur Lake

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).

1 10333

▪ Certificate Number or other identifying number: 917016 Vol 9 p. 2700

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	E Fork Siloiz River 1886	23-S	31-E	W	21	NW NW	2400	600' S 900' E From NW cor Sec 22

▪ 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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▪ Certificate Number or other identifying number: 917016 TL 2700

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.

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.

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 "FROM" lands)

[illegible]

■ Certificate Number or other identifying number: 917016 TL 2700

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork Silver R.	23-5	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer
 (NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)

Remarks: _____

10333

Water Right Transfer 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.

Rattlesnake Creek Cattle Andy Root

▪ Certificate Number or other identifying number: 917939 V-9 *TL 500*
TL 3600

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V-9</u> Name of Decree	<u>P-184,185</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Pacific Livestock Co
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1887, 1893, 1900

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: East Fork Silvies River

Tributary to: Malheur Lake

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).

10335

▪ Certificate Number or other identifying number: 917939 V.9 TL 500
TL 3600

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	EAST Fork SILVER RIV 1886	23-S	31-E	W	21	NW NW	2400	600' S 900' E from NW cor Sec 21 T.23-S R.31-E

- 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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SALEM, OREGON

▪ Certificate Number or other identifying number: 917939 V-9 FL 500
FL 3600

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.

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.

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 "FROM" lands)

[illegible]

■ Certificate Number or other identifying number: 917939 V.9 TL 500
TL 3600

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
East Fork Silvies R	23-S	31-E	W	22	SW SW	2400	1500' N 100' E from SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer
(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

[illegible]

Remarks: _____

10333

Water Right Transfer 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.

Larry Woodell

■ Certificate Number or other identifying number: 917939 V-9 TL3700

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead</u> of the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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**WATER RESOURCES DEPT
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2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V. 9</u> Name of Decree	<u>P-184</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Pacific Livestock Co.
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1900

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: EAST Fork Silvies River

Tributary to: Malheur Lake

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).

1 10333

▪ Certificate Number or other identifying number: 917939 V-9 TL 3700

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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	<u>EAST Fork S. 10. E. R. 1900</u>	<u>23-S</u>	<u>31-E</u>	<u>W</u>	<u>21</u>	<u>NW NW</u>	<u>2400</u>	<u>600'S 900' E From NW Cor Sec 21 T-23-S R-31-E</u>

▪ 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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▪ Certificate Number or other identifying number: 917939 Y-9 72 3700

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.

*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.*

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 "FROM" lands)

[illegible]

▪ Certificate Number or other identifying number: 917939 U-9 TL 3700

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A – Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
EAST Fork Siletz River	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec. 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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WATER RESOURCES DEPT
SALEM, OREGON

▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer
 (NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)

Remarks: _____

10335

Water Right Transfer 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.

Bell-A-Ranch

■ Certificate Number or other identifying number:	<i>915262</i> <i>917530 V-9</i> <i>917939</i>
	<i>TL 400</i> <i>TL 2400</i>

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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WATER RESOURCES DEPT
SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V-9</u> Name of Decree	<u>P-153, 156, 175, 184, 201</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: C.G. Smith
William Hanley Co, Chas Nelson
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 18886, 1889, 1905

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: East Fork Silvies River

Tributary to: Mathews Lake

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).

10335

Certificate Number or other identifying number: <u>915262</u> <u>917530 V-9</u> <u>917939</u>	<u>TL 400</u> <u>TL 2400</u>
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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.

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.

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 "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	<u>EAST Fork</u> <u>Silvies R</u> <u>1884</u>	<u>23-S</u>	<u>31-E</u>	<u>W</u>	<u>21</u>	<u>NW NW</u>	<u>2400</u>	<u>600' S 900' E From</u> <u>NW corner 21 T-23-S R-31-E</u>

- 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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SALEM, OREGON

Certificate Number or other identifying number:	915262	TL 400
	917530 V.9	TL 2400
	917939	

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.

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.

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 "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
<i>East Fork Silver 1905</i>	<i>23-S</i>	<i>31-E</i>	<i>W</i>	<i>22</i>	<i>SW SW</i>	<i>2400</i>	<i>32</i>
<i>1886</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>27</i>	<i>NE NW</i>	<i>"</i>	<i>20</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>NW NW</i>	<i>"</i>	<i>40</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>5½ NW</i>	<i>"</i>	<i>80</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SW ¼</i>	<i>"</i>	<i>160</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SW NE</i>	<i>"</i>	<i>20</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>NE SE</i>	<i>"</i>	<i>5</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>NW SE</i>	<i>"</i>	<i>35</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SW SE</i>	<i>"</i>	<i>40</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SE SE</i>	<i>"</i>	<i>25</i>
<i>1886</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>28</i>	<i>SE ¼</i>	<i>"</i>	<i>160</i>
<i>1889</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>34</i>	<i>N½ NW</i>	<i>"</i>	<i>80</i>
<i>1889</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>5½ NW</i>	<i>"</i>	<i>80</i>
<i>1889</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SW ¼</i>	<i>"</i>	<i>160</i>
<i>1886</i>	<i>24-S</i>	<i>31-E</i>	<i>W</i>	<i>3</i>	<i>NENE</i>	<i>400</i>	<i>15</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>NW NE</i>	<i>"</i>	<i>41.3</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SW NE</i>	<i>"</i>	<i>40.</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>NE NW</i>	<i>"</i>	<i>48.7</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>NW NW</i>	<i>"</i>	<i>49.4</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>5½ NW</i>	<i>"</i>	<i>80</i>
<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SW ¼</i>	<i>"</i>	<i>160</i>
<i>1886</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>SE ¼</i>	<i>"</i>	<i>160</i>

10333

■ Certificate Number or other identifying number:

915262

917530 U-9

912939

TL 400

TL 2400

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates 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 "TO" point(s) of diversion or appropriation)

☐ N/A - Instream Water Right Transfer

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

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
East Fork Silver River	23-S	31-E	W	22	SW SW	2400	1500' N 100' E From SW Cor Sec 22 T-23-S R-31-E

- 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)

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

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	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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▪ Certificate Number or other identifying number: _____

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 "TO" lands) ☐ N/A – Instream Water Right Transfer
 (NOTE: Complete this table only if a Change in Place of Use is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)

Remarks: _____

10333

Nelson ditch POD ②

Bell-A-Ranch - Silvies River Decree

V9 T-23-S R-31-E
915262 P-153 TL 2400 Sec 27 20 NEWW 1886

40 NW NW

80 $S\frac{1}{2}$ NW

160 SW $\frac{1}{4}$

20 SW NE

5 N E SE

35 NW SE

40 SW SE

25 SE SE 1884

15 NENE 1886

41.3 NW NE

40 SW NE

48.7 NE NW

49.4 NW NW

80 $S\frac{1}{2}$ NW

160 SW $\frac{1}{4}$

160 SE $\frac{1}{4}$ 1886

32 SW SW 1905

160 SE $\frac{1}{4}$ 1886

180 N $\frac{1}{2}$ NW 1889

80 $S\frac{1}{2}$ NW 1889

160 SW $\frac{1}{4}$ 1889

V9
915262 P-156 TL 400

T-24-S R-31-E
Sec 3

V9
917530 P175 TL 2400

T-23-S R-31-E
Sec 22

V9
920165 P201 TL 2400

Sec 28

V9
917937 P-184 TL 2400

Sec 34

The Transfer only affects the acres shown on the map.

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10333

MAP Legend
Historic Nelson Ditch POD ②
1500' N 100' E from SW cor Sec 22 T-23-S R-31-E

Nelson ditch POD ②

DATE

Dorothy Hammond - Silvies River Decree

917016 ^{V.9} P170 TL 2700 T-23-S R-31-E
Sec 28 12 NWNE 1886
18 SWNE 1886

White Herford Ranch - Silvies River Decree

917016 ^{V.9} P170 TL 2600 T-23-S R-31-E
Sec 28 37.5 NE NE 1886
37.5 SE NE 1886

Larry Woodell Silvies River Decree

917939 ^{V.9} P184 TL 3700 T-23-S R-31-E
Sec 33 80 E 1/2 NE 1900
20 SW NE 1900

Rattle Snake C. Land & Cattle Co. Andy Root Silvies River Decree

917939 ^{V.9} P184 TL 500 T-24-S R-31-E
Sec 4 80 N 1/2 NE 1887
40 NE NW 1887
26 NW NW 1887
80 S 1/2 NE 1893
40 SE NW 1893
15 SW NW 1893
20 NE SW 1887
40 NE SE 1887
20 NW SE 1887
20 SE SE 1887
80 E 1/2 SW 1900
160 SE 1/4 1900

917939 ^{V.9} P184, 185 TL 3600 T-23-S R-31-E
Sec 33

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MAR 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

T 10333

MAP Legend
Historic Nelson Ditch POD ②
1500' N 100' E from SW Cor Sec 22 T-23-S R-31-E

Water Right Transfer 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.

White Herford Ranch

▪ Certificate Number or other identifying number: 917016 TL 2600

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☒ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.) ☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) ☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ 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.)	Proposed new use: ☒ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Instream (complete and attach <i>Supplemental Form C</i>) ☐ Domestic (indicate number of households) _____ ☐ Other _____ ☐ Substitution (A supplemental ground water right will be substituted for a primary surface water right.) ☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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**WATER RESOURCES DEPT
SALEM, OREGON**

2. CURRENT WATER RIGHT INFORMATION

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

☐ Certificated Right	Certificate Number	Permit Number or Decree Name
☒ Adjudicated, Non-certificated Right	<u>Silvies River V-9</u> Name of Decree	<u>P-170</u> Page Number
☐ Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
☐ Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: F.L. Mace
- County: Harney
- Authorized Use(s) to be Affected by Transfer: POA
- Priority Date(s): 1886

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: EAST Fork Silvies R.

Tributary to: Melheur Lake

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).

1 10333

March 2nd, 2007

Reference: Nelson Ditch Historical Point Of Diversion Transfer

To: Transfer Section State of Oregon Water Resources Department

The Nelson Ditch has been in existence since at least 1973. There is a distribution list in the Watermaster's office that included the Nelson ditch and is dated 1973.

I have no evidence of injury from users on the Silvies system being injured from landowners irrigating from the Nelson ditch.

June Miller
Watermaster,, District 10

A handwritten signature in cursive script that reads "June Miller". The signature is written in dark ink and is positioned below the typed name and title.

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MAR 07 2007

**WATER RESOURCES DEPT
SALEM, OREGON**

Nelson Ditch Transfer

Feb 13, 2007

The Nelson Ditch which is an extension of the Hanley Ditch originating in the NW NW $\frac{1}{4}$, Sec 21, T-23-S R-31-E. The Point of Appropriation was changed and used historically since sometime in the 1960's. There are no intervening diversions and the change eliminated ditch maintenance and ditch loss back to the river for the miles so of ditch. The new Point of Appropriation at the Nelson dam or Bridge is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 22, T-23-S R-31-E.

The Transfer Application is for the Diversion Point only. The Acres on the MAP show only the acres that use water from the Nelson Ditch. The Previous water master before me had made administration schedules for distributing water from the ditch in 1973. I became water master in July 1976. I Retired in July 1997. The water was used from the ditch each season while I was watermaster.

William H. Beal
agent, Consultant & watermaster
72690 Foley Rd
Burns, OR 97720
Ph 541-573-6642

T 10333

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MAR 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

FEB 13 2007

WATER RESOURCES DEPT
SALEM, OREGON

March 2, 2007

Reference: Nelson Ditch Historic Point of Diversion Transfer

To Transfer Section, Water Resource Department

I have been the watermaster in District 10 since September 1, 2003.

There is a distribution list in the watermaster files in this office that includes the Nelson ditch. The distribution list is dated 1974.

There is a Nelson ditch users list agreement dated 1973.

There is no evidence in the watermaster files in this office of any injury due to the use of the Nelson ditch.

Since I have been in the office, I have found no injury with the diversion on the Nelson ditch.

There may have been injury with culvert capacity down the ditch a couple of miles, however the landowner where the culvert was placed, recently took this out of the ditch.

There are no intervening diversions between the authorized and the present Nelson diversion.

Please let me know if you need other information related to the Nelson diversion.

June Miller
Watermaster, District 10

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Applications)
T-10333 and T-10338, Harney County)

DRAFT
**FINAL ORDER APPROVING AN
ADDITIONAL POINT OF DIVERSION TO
REFLECT HISTORIC USE**

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicants

DOROTHY HAMMOND
68683 HIGHWAY 205
BURNS OR 97720

RATTLESNAKE LAND & CATTLE CO
P.O. BOX 946
BURNS, OR 97720

WHITE HEREFORD RANCH
TURNOUT ROAD
BURNS, OR 97720

LARRY WOODSELL
68439 HIGHWAY 205
BURNS, OR 97720

BELL A RANCH
HIGHWAY 205
BURNS, OR 97720

RON SCHIRM
P.O. BOX 1004
BURNS, OR 97720

Agent

WILLIAM H. BEAL
13299 S BUTTE CREEK RD
SCOTTS MILLS, OR 97375

Findings of Fact

1. On March 7, 2007, Dorothy Hammond, Rattlesnake Land & Cattle Co., White Hereford Ranch, Larry Woodell, Bell A Ranch, and Ron Schirm filed two transfer applications to add a point of diversion under the Silvies River Decree numbered 915262, 917016, 917530,

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 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either 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.

917939, and 920165. The Department assigned the applications number T-10333 and T-10338.

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

Certificate: DECREE NUMBER 915262 in the name of THE WILLIAM HANLEY CO.
(confirmed by Silvies River, 1926 decree)

Use: IRRIGATION of 1147.93 ACRES

Priority Date: DECEMBER 31, 1886

Rate: 14.3 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2 acre-feet per acre per year

Source: E FK SILVIES R & SLOUGHS, tributary to MALHEUR L

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
22 S	30 E	WM	26	NE NE	HANLEY UPPER & WEST SIDE
23 S	31 E	WM	21		DAMS & DITCHES

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	31 E	WM	27	SW NE		20.00
23 S	31 E	WM	27	NE NW		20.00
23 S	31 E	WM	27	NW NW		40.00
23 S	31 E	WM	27	SW NW		40.00
23 S	31 E	WM	27	SE NW		40.00
23 S	31 E	WM	27	NE SW		40.00
23 S	31 E	WM	27	NW SW		40.00
23 S	31 E	WM	27	SW SW		40.00
23 S	31 E	WM	27	SE SW		40.00
23 S	31 E	WM	27	NE SE		5.00
23 S	31 E	WM	27	NW SE		35.00
23 S	31 E	WM	27	SW SE		40.00
23 S	31 E	WM	27	SE SE		25.00
24 S	31 E	WM	3	NE NE	1	15.00
24 S	31 E	WM	3	NW NE	2	47.30
24 S	31 E	WM	3	SW NE		40.00
24 S	31 E	WM	3	NE NW	3	48.22
24 S	31 E	WM	3	NW NW	4	49.41
24 S	31 E	WM	3	SW NW		40.00
24 S	31 E	WM	3	SE NW		40.00
24 S	31 E	WM	3	NE SW		40.00
24 S	31 E	WM	3	NW SW		40.00

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
24 S	31 E	WM	3	SW SW		40.00
24 S	31 E	WM	3	SE SW		40.00
24 S	31 E	WM	3	NE SE		40.00
24 S	31 E	WM	3	NW SE		40.00
24 S	31 E	WM	3	SW SE		40.00
24 S	31 E	WM	3	SE SE		40.00
24 S	31 E	WM	11	NE NW		20.00
24 S	31 E	WM	11	NW NW		35.00
24 S	31 E	WM	11	SW NW		38.00
24 S	31 E	WM	11	SE NW		30.00

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

Certificate: Decree Number 917016 in the name of F.L. Mace (confirmed by Silvies River, 1926 decree)

Use: IRRIGATION of 110.0 ACRES

Priority Date: 1886

Rate: 1.38 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

Source: E FK SILVIES R (aka MAIN), tributary to MALHEUR L

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
23 S	31 E	WM	28	MACE #2 AND SLOUGHS

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	28	NE NE	40.0
23 S	31 E	WM	28	NW NE	12.0
23 S	31 E	WM	28	SW NE	18.0
23 S	31 E	WM	28	SE NE	40.0

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

Certificate: DECREE NUMBER 917530 in the name of CHAS NELSON (confirmed by Silvies River, 1926 decree)

Use: IRRIGATION of 32.0 ACRES

Priority Date: 1905

Rate: 0.40 CUBIC FOOT PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

Source: E FK SILVIES R, tributary to MALHEUR L

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
23 S	31 E	WM	21	DAMS & SLOUGHS

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	22	SW SW	32.0

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

Certificate: DECREE NUMBER 917939 in the name of PACIFIC LIVESTOCK CO.
(confirmed by Silvies River, 1926 decree)

Use: IRRIGATION of 1348.0 ACRES

Priority Dates: 1887, 1889, 1893, 1897, and 1900

Rate: 16.85 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

Source: E.F. SILVIES R (aka SILVIES), tributary to MALHEUR L

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
24 S	31 E	WM	4	SMITH AND CLEMMONS AND HOMER MACE SLOUGH
24 S	31 E	WM	11	MACE-DEWITT, HANLEY AND HILL DAMS, CHAPMAN SLOUGH

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Priority	Acres
23 S	31 E	WM	33	NE NE	1900	40.0
23 S	31 E	WM	33	SW NE	1900	20.0
23 S	31 E	WM	33	SE NE	1900	40.0
23 S	31 E	WM	33	NE SW	1900	40.0
23 S	31 E	WM	33	SE SW	1900	40.0
23 S	31 E	WM	33	NE SE	1900	40.0
23 S	31 E	WM	33	NW SE	1900	40.0
23 S	31 E	WM	33	SW SE	1900	40.0
23 S	31 E	WM	33	SE SE	1900	40.0
23 S	31 E	WM	34	NE NW	1889	40.0
23 S	31 E	WM	34	NW NW	1889	40.0
23 S	31 E	WM	34	SW NW	1889	40.0
23 S	31 E	WM	34	SE NW	1889	40.0
23 S	31 E	WM	34	NE SW	1889	40.0
23 S	31 E	WM	34	NW SW	1889	40.0
23 S	31 E	WM	34	SW SW	1889	40.0
23 S	31 E	WM	34	SE SW	1889	40.0
24 S	31 E	WM	4	NE NE	1887	40.0
24 S	31 E	WM	4	NW NE	1887	40.0
24 S	31 E	WM	4	NE NW	1887	30.5
24 S	31 E	WM	4	NW NW	1887	26.0
24 S	31 E	WM	4	NE SW	1887	20.0
24 S	31 E	WM	4	NE SE	1887	40.0
24 S	31 E	WM	4	NW SE	1887	20.0
24 S	31 E	WM	4	SE SE	1887	20.0
24 S	31 E	WM	4	SW NE	1893	40.0
24 S	31 E	WM	4	SE NE	1893	40.0

Twp	Rng	Mer	Sec	Q-Q	Priority	Acres
24 S	31 E	WM	4	SW NW	1893	11.5
24 S	31 E	WM	4	SE NW	1893	40.0
24 S	31 E	WM	11	NE SW	1887	40.0
24 S	31 E	WM	11	NW SW	1887	40.0
24 S	31 E	WM	11	NE SE	1887	40.0
24 S	31 E	WM	11	NW SE	1887	40.0
24 S	31 E	WM	11	SW SW	1897	40.0
24 S	31 E	WM	11	SE SW	1897	40.0
24 S	31 E	WM	11	SW SE	1897	40.0
24 S	31 E	WM	11	SE SE	1897	40.0

6. The portion of the fifth right to be transferred is as follows:

Certificate: 920165 in the name of C.G. SMITH (confirmed by Silvies River, 1926 decree)

Use: IRRIGATION of 98.0 ACRES

Priority Date: 1886

Rate: 1.23 CUBIC FEET PER SECOND

Limit/Duty: 1/80 cfs per acre, not to exceed 2.0 acre-feet per acre per year

Source: E.F. SILVIES R, tributary to MALHEUR L

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Survey Coordinates
23 S	31 E	WM	20	F.L. MACE DAMS, DYKES

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	31 E	WM	28	NE SE	40.0
23 S	31 E	WM	28	NW SE	8.0
23 S	31 E	WM	28	SW SE	10.0
23 S	31 E	WM	28	SE SE	40.0

7. Applications T-10333 and T-10338 propose to add an authorized point of diversion to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
23 S	31 E	WM	22	NW SW	NELSON DITCH - 1500 FEET SOUTH AND 100 FEET EAST FROM THE SW CORNER OR SECTION 22

8. Notice of the application for transfer was published pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.
9. Pursuant to OAR 690-380-2120(2)(a), evidence has been submitted that the actual, current point of diversion for the water right in question, as described in Finding #4, has been in use for more than 10 years.
10. Pursuant to OAR 690-380-2121 (c) the Watermaster provided a statement that to her knowledge there has been no complaint of injury due to the use of water at the actual, current point of diversion, prior to the transfer request.

11. Notice of the proposed transfer on all affected water right holders was mailed on October 16, 2007, pursuant to 690-380-2120 (4). No comments were received in response to this notice.
12. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.
13. Water has been used within the last five years according to the terms and conditions of the rights, and no evidence is available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
14. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing right are present.
15. The proposed change would not result in enlargement of the right.
16. The proposed change would not result in injury to other water rights.

Conclusions of Law

The proposed additional point of diversion in applications T-10333 and T-10338 appear to be consistent with the requirements of ORS 540.505 to 540.580, and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The changes proposed in T-10333 and T-10338 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in the Silvies River Decree.
3. The proposed change shall be effective immediately upon issuance of the special order approving T-10333 and T-10338.
4. The quantity of water diverted at the additional point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
5. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen

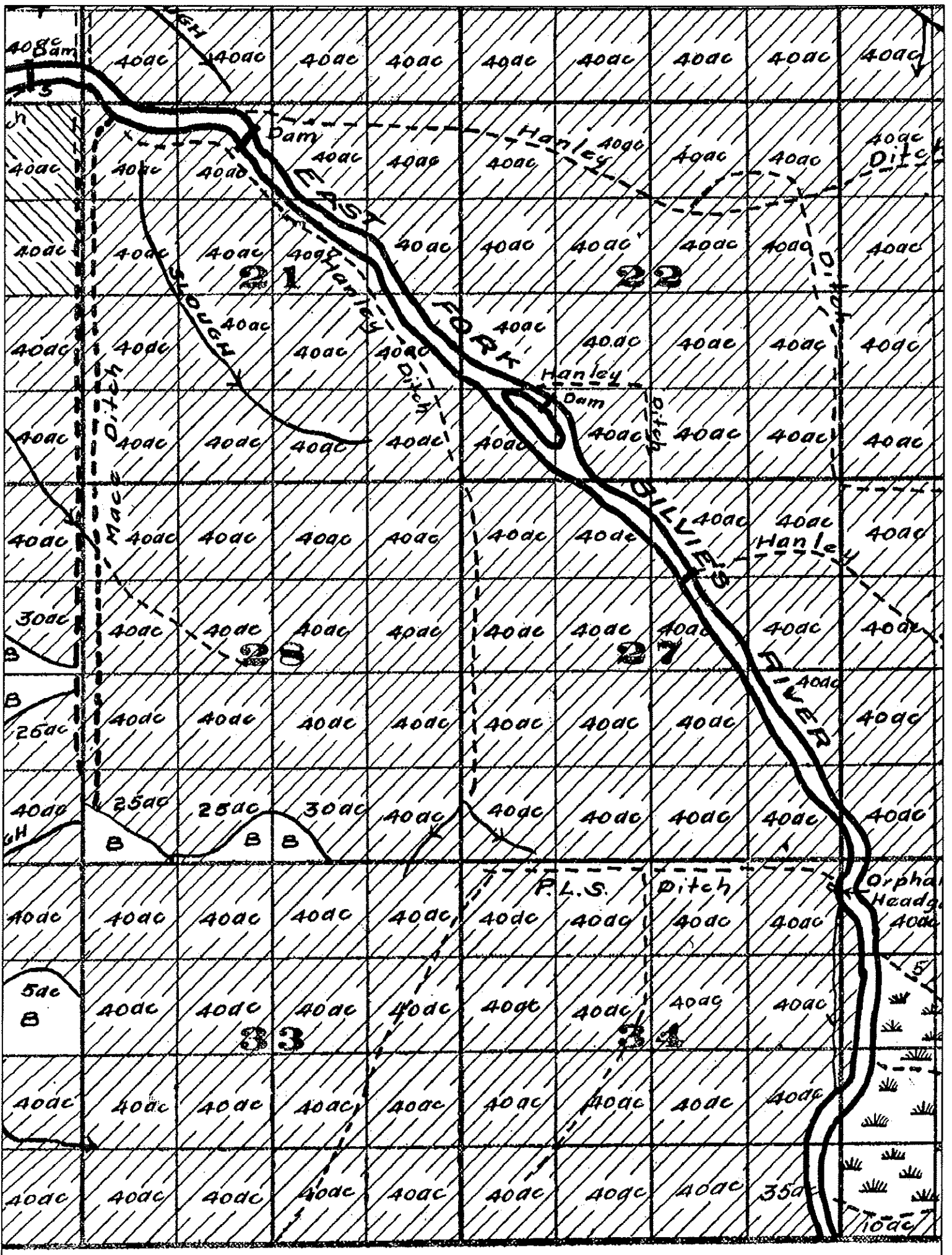
and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

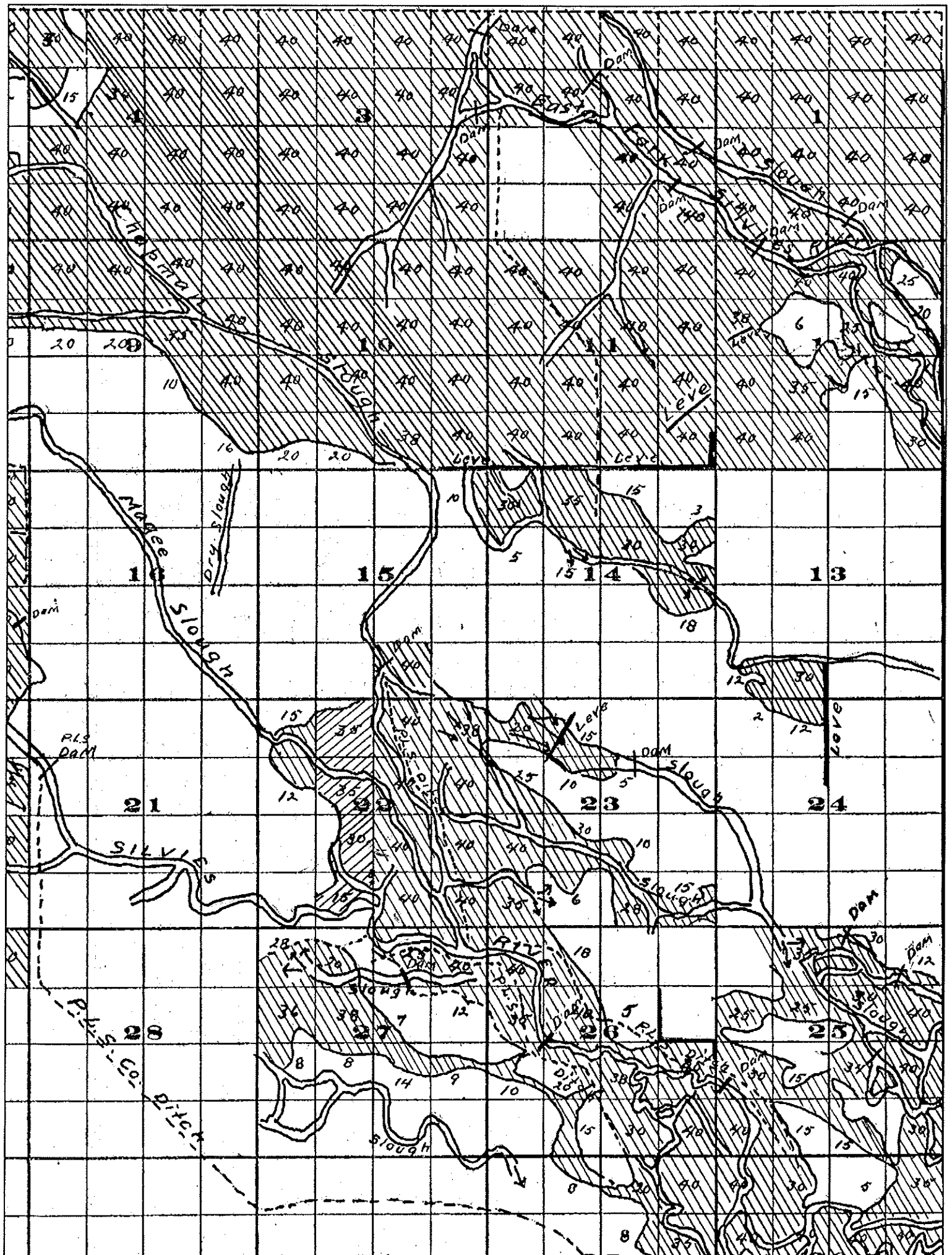
6. Prior to October 1, 2009, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Dated at Salem, Oregon this _____ day of _____ 2007.

Phillip C. Ward, Director

Mailing Date _____







Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 03/20/2007

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice.

County: HARNEY
Transfer: 10333
Water Right: SILVIES RIVER DECREE
V9, P153, 156, 170, 175, 184, 185, 201
Priority Date: 1886, 1887, 1893, 1900, 1889, 1905
Name: RATTLESNAKE LAND & CATTLE/BELL A RANCH
WHITE HERFORD RANCH/LARRY WODELL
DOROTHY HAMMOND
Address: BURNS, OREGON 97720
Change: POD
Source: EAST FORK SILVIES RIVER
Authorized POD: T23S R31E 21
Proposed POD: T23S R31E 22

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice. Comments should be sent to the Transfers Section at the Department's Salem office.

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 23 South Range: 31 East Section: 27 Records per Page: 100

Water Right	Changing Years	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160)	NE NE	NW NE	SW NE	SE NE	NW NW	SW NW	SE NW	NW SW	SW SW	SE SW	NW SE	SW SE	SE SE	Unknown QQ
Select Decree: Vol: 9 Page: 79 [Silves River, 1926] * Additional Info: WILLIAM HANLEY CO. Decree: SILVIES RIVER, 1926	T10338, T10333	12/31/1886	IRRIGATION					40	40	60	40	20	40	40	40	40	40	40	75	40	40

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Meridian: WILLAMETTE Township: 24 South Range: 31 East Section: 5 Records per Page: 100

Acres Legend:	12.25 Regular acres	12.25 Acres is on a canceled right	(12.25) Acres is part of a transfer and has not been proven up on yet (inchoate)	[12.25] Acres has been suspended	* Acres is not specified
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Water Rights Platcard Report

Meridian: WILLAMETTE Township: 23 South Range: 31 East Section: 22 Records per Page: 100

Water Right	Change Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q(40) Q(160)	NE NE	NW NE	SW NE	SE NE	NE NW	SW NW	SE NW	NE SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown Q(160)
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1905 IRRIGATION Additional Info: CHAS. NELSON																	40					
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1905 IRRIGATION 1 Additional Info: CHAS. NELSON																	20					
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1905 IRRIGATION 2 Additional Info: CHAS. NELSON																	20					
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10338, T10333 12/31/1886 IRRIGATION Additional Info: WILLIAM HANLEY CO. Decree: SILVIES RIVER, 1926								40	40	40	40	40	40	40	40	40			40	40	40	40

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 23 South Range: 31 East Section: 28 Records per Page: 100

Water Right		Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QO(40):	Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
										NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	QO
Select	Decree:Vol:9 Page:79 [Silvies River, 1926] *	T10333	12/31/1886	IRRIGATION						40	40	40	40	40	40	40	40	40	40	40	40					
Additional Info: F L MACE																										
Select	Decree:Vol:9 Page:79 [Silvies River, 1926] *	T10333		IRRIGATION																					40	
Additional Info: C G SMITH																										
Select	Decree:Vol:9 Page:79 [Silvies River, 1926] *	T10333	12/31/1886	IRRIGATION																		40	40	40		
Additional Info: C G SMITH																										

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 23

South Range: 31

East Section: 34 Records per Page: 100

Water Right	Changing Years	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40)	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
							Q(160)	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	QQ
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333		12/31/1887	IRRIGATION					40	40	40	40									40	40	40	40	
Additional Info: PACIFIC LIVESTOCK CO.																								
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333		12/31/1889	IRRIGATION									40	40	40	40	40	40	40	40					
Additional Info: PACIFIC LIVESTOCK CO.																								

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 23 South Range: 31 East Section: 28 Records per Page: 100

 Search

Water Right		Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SW SW	SE SE	NE NW	NW NW	SW SW	SE SE	Unknown Q(160)
Select	Decree:Vol:9 Page:79 [Silves River, 1926] *	T10333	12/31/1886	IRRIGATION					40	40	40	40	40	40	40	40	40	40	40	40						
Additional Info: F L MACE																										
Select	Decree:Vol:9 Page:79 [S	T10333		IRRIGATION																					40	
Additional Info: C G SMITH																										
Select	Decree:Vol:9 Page:79 [Silves River, 1926] *	T10333	12/31/1886																		40	40	40			
Additional Info: C G SMITH																										

Acreage Legend: 12.25 Regular acreage ~~12.25~~ canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 23 South Range: 31 East Section: 33 Records per Page: 100

Water Right	Changing Xfers	Priority	Use	Use Status	D.C.	Gov't Lot	Q0(40):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	U
Select Decree: Vol: 9 Page: 79 [Silvie's River, 1926] *	T10333	12/31/1900	IRRIGATION				Q(160):	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	
Additional Info: PACIFIC LIVESTOCK CO.																								
Select Cert: 61059 OR *	T10333	2/26/1974	SUPPLEMENTAL IRRIGATION (Suppl'mtl)					28.8	38.8	14.5	2.5	24												
Additional Info: LARRY WOODDELL App: G6443 Permit: G6045 Cert: 61059																								

Acreage Legend: 12.25 Regular acreage ~~42.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 24

South Range: 31

East Section: 4 Records per Page: 100

Search

Water Right	Changing Meters	Priority	Use	Use Status	DLC	Gov't Lot	Q0(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown Q0
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1887 IRRIGATION Additional Info: PACIFIC LIVESTOCK CO.																40	40	40	32	40	40	40	40	
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1887 IRRIGATION Additional Info: PACIFIC LIVESTOCK CO.						1		40																
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1887 IRRIGATION Additional Info: PACIFIC LIVESTOCK CO.						2		40																
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1887 IRRIGATION Additional Info: PACIFIC LIVESTOCK CO.						3					30.5													
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1887 IRRIGATION Additional Info: PACIFIC LIVESTOCK CO.						4						26												
Select Decree:Vol:9 Page:79 [Silvies River, 1926] * T10333 12/31/1893 IRRIGATION Additional Info: PACIFIC LIVESTOCK CO.									40	40			11.5	40										

Acreage Legend: 12.25 Regular acreage ~~12.25~~ Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Meridian: WILLAMETTE Township: 23 South Range: 31 East Section: 33 Records per Page: 100

8/3/2007

(3) On receipt of an application for a change in point of diversion or appropriation under section (1) of this rule, the Department shall:

(a) Provide the applicant a list of the affected water rights. The list shall include, but is not limited to:

(A) Any water right with an intervening point of diversion or appropriation;

(B) Any water right for use of stored water being delivered from an upstream reservoir to a downstream user;

(C) Any water right upstream from a significant inflow of water if the request moves the proposed point of diversion upstream, above the inflow, from the authorized point of diversion;

(D) Any water right downstream from a significant inflow of water if the request moves the proposed point of diversion downstream, below the inflow, from the authorized point of diversion;

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Hagey, Flora Burns, Oregon.	1882	0.28	22	Irrigation	Hagey	Thousand springs and Curry	2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, 16 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 1 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 8) Section 15, T. 22 S.R. 30 E.W.M.
Hankins, C. C. Seneca, Oregon.	1906	0.50	30	Irrigation	Hankins	Camp Creek	8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 14 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 8 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, T. 17 S.R. 31 E.W.M.
Hankins, G. W. Seneca, Oregon.	1908	0.64	38	Irrigation	Hankins	Flat Creek	8 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, T. 18 S.R. 31 E.W.M.
Hankins, G.W. & J.P. (Hankins Bros.) Seneca, Oregon.	1888	1.08	65	Irrigation	Hankins Bros.	Flat Creek	3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, 15 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, T. 18 S.R. 31 E.W.M.
Hanley, William Co., a corporation Burns, Oregon.	1896	1.84	110	Irrigation	Huff dams & sloughs	Main & Cottonwood	20 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 30 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1, T. 18 S.R. 31 E.W.M.
The William Hanley Company, By W.D. Hanley, Pres. Burns, Oregon.	1888	0.25	20	Irrigation	Dams & ditches & Hanley & Upper Westside	Foley slough and East Fork Silvies	5 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 15 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21,
	1886	11.00	898	Irrigation	Hanley Upper & West side	East Fork Silvies	25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 38 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 35 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, T. 22 S.R. 30 E.W.M. SILVIES RIVER - 74.

Next Page

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
The William Hanley Company (Continued) 915262							20 acres in NE NW 1/4 - 25⁰ 40 acres in NW NW 1/4 - 40⁰ 40 acres in SW NW 1/4 - 40⁰ 40 acres in SE NW 1/4 40 acres in NE SW 1/4 40 acres in SE SW 1/4 40 acres in SW SW 1/4 40 acres in NW SW 1/4 20 acres in SW NE 1/4 - 20⁰ 5 acres in NE SE 1/4 - 50⁰ 35 acres in NW SE 1/4 - 35⁰ 40 acres in SW SE 1/4 - 40⁰ 25 acres in SE SE 1/4 - 25⁰ Section 27,
	1886	30.63	2450	Irrigation	dams & ditches Hanley Upper	Foley slough and East Fork Silvies	40 acres in NE NE 1/4 40 acres in NW NE 1/4 25 acres in SW NE 1/4 20 acres in SE NE 1/4 30 acres in NE NW 1/4 15 acres in NE SE 1/4 Section 21, 40 acres in NE NE 1/4 40 acres in SE NE 1/4 40 acres in SW NE 1/4 40 acres in NW NE 1/4 40 acres in NE NW 1/4 40 acres in SE NW 1/4 40 acres in SW NW 1/4 40 acres in NW NW 1/4 40 acres in NE SW 1/4 40 acres in NW SW 1/4 40 acres in NE SE 1/4 40 acres in SE SE 1/4 40 acres in SW SE 1/4 40 acres in NW SE 1/4 Section 22, 27 acres in NE NE 1/4 30 acres in SE NE 1/4 20 acres in SW NE 1/4 30 acres in NW NE 1/4 35 acres in NE SE 1/4 30 acres in SE SE 1/4 40 acres in SW SE 1/4 40 acres in NW SE 1/4 40 acres in NE SW 1/4 40 acres in SE SW 1/4 40 acres in SW SW 1/4 40 acres in NW SW 1/4 40 acres in NE NW 1/4 40 acres in SE NW 1/4 40 acres in SW NW 1/4 40 acres in NW NW 1/4 Section 23, 40 acres in NE SW 1/4 40 acres in SE SW 1/4 40 acres in SW SW 1/4 40 acres in NW SW 1/4 Section 24, 40 acres in NE NE 1/4 40 acres in SE NE 1/4 40 acres in SW NE 1/4 40 acres in NW NE 1/4 40 acres in NE SE 1/4 40 acres in SE SE 1/4 40 acres in SW SE 1/4 40 acres in NW SE 1/4 40 acres in NE SW 1/4 40 acres in SE SW 1/4 40 acres in SW SW 1/4 40 acres in NW SW 1/4 SILVIES RIVER - 75.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
The William Hanley Company (Continued)	1886	10.93	874.53	Irrigation	Ditch & dams	East Fork Silvies and sloughs	40 acres in SW ¹ / ₄ NW ¹ / ₄ 40 acres in SE ¹ / ₄ NW ¹ / ₄ Section 2, 46.6 acres in NE ¹ / ₄ NE ¹ / ₄ (Lot 1) - 15 ⁰ 47.3 acres in NW ¹ / ₄ NE ¹ / ₄ (Lot 2) - 41.3 40 acres in SW ¹ / ₄ NE ¹ / ₄ - 40 ⁰ 40 acres in SE ¹ / ₄ NE ¹ / ₄ 48.22 acres in NE ¹ / ₄ NW ¹ / ₄ (Lot 3) - 48.7 49.41 acres in NW ¹ / ₄ NW ¹ / ₄ (Lot 4) - 49.41 40 acres in SW ¹ / ₄ NW ¹ / ₄ - 40 ⁰ 40 acres in SE ¹ / ₄ NW ¹ / ₄ - 40 ⁰ 40 acres in NE ¹ / ₄ SW ¹ / ₄ 40 acres in SE ¹ / ₄ SW ¹ / ₄ 40 acres in SW ¹ / ₄ SW ¹ / ₄ - 160 ⁰ 40 acres in NW ¹ / ₄ SW ¹ / ₄ 40 acres in NE ¹ / ₄ SE ¹ / ₄ 40 acres in SE ¹ / ₄ SE ¹ / ₄ 40 acres in SW ¹ / ₄ SE ¹ / ₄ - 160 ⁰ 40 acres in NW ¹ / ₄ SE ¹ / ₄ Section 3, 20 acres in NE ¹ / ₄ NW ¹ / ₄ 30 acres in SE ¹ / ₄ NW ¹ / ₄ 38 acres in SW ¹ / ₄ NW ¹ / ₄ 35 acres in NW ¹ / ₄ NW ¹ / ₄ Section 11, T. 24 S.R. 31 E.W.M.
	1886	1.50	121	Irrigation	Dams & Head Gates	Main & W. Fork Silvies and sloughs	26 acres in NE ¹ / ₄ NW ¹ / ₄ 36 acres in SE ¹ / ₄ NW ¹ / ₄ 25 acres in NE ¹ / ₄ SW ¹ / ₄ 25 acres in SE ¹ / ₄ SW ¹ / ₄ Section 22, T. 24 S.R. 31 E.W.M.
Hansen, H. J. Burns, Oregon.	1877	1.00	80	Irrigation	Sweek	Main	40 acres in NW ¹ / ₄ NE ¹ / ₄ 40 acres in SW ¹ / ₄ NE ¹ / ₄ Section 18, T. 23 S.R. 31 E.W.M.
	1899	1.00	80	Irrigation	Dams	Main Stream and Foley & Whiting sloughs	40 acres in NE ¹ / ₄ NE ¹ / ₄ 40 acres in SE ¹ / ₄ NE ¹ / ₄ Section 8, T. 23 S.R. 31 E.W.M.
	1884	2.50	200	Irrigation	Dams	Main Stream Foley & Whiting sloughs	40 acres in NW ¹ / ₄ NE ¹ / ₄ 40 acres in SW ¹ / ₄ NE ¹ / ₄ 40 acres in NE ¹ / ₄ NW ¹ / ₄ 40 acres in SE ¹ / ₄ NW ¹ / ₄ 40 acres in NW ¹ / ₄ SE ¹ / ₄ Section 8, T. 23 S.R. 31 E.W.M.
Hardesty, Nellie L. Burns, Oregon.	1883	0.90	54	Irrigation	J.L. Cross	Trout Creek and Small streams	24 acres in SW ¹ / ₄ NE ¹ / ₄ 30 acres in SE ¹ / ₄ NW ¹ / ₄ Section 7, T. 20 S.R. 32 E.W.M.
(See Paragraph 23)							
							SILVIES RIVER - 78.

Send To Printer Back To TerraServer Change to 8.5x11 Print Size Show Grid Lines Change to Portrait
USGS 8 km SE of Burns, Oregon, United States 01 Jul 1990

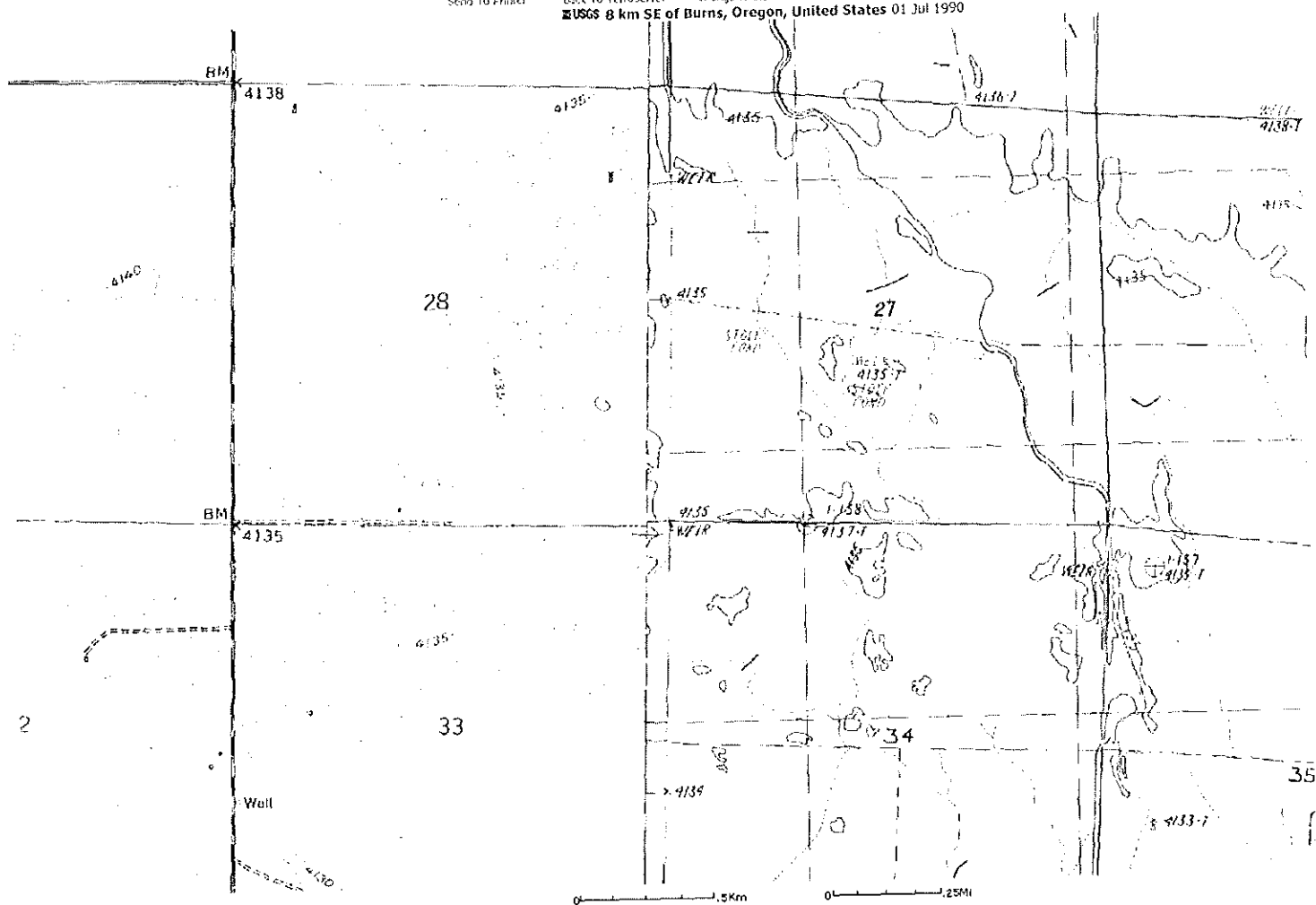


Image courtesy of the U.S. Geological Survey
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Water Resources Dept.
Eastern Region
1995 3rd St. Suite 180
Baker City, OR 97814

August 31, 2007

Attn: Jason Spriet

Applications – T-10333 and T-10338

As we discussed during our phone conversation today, I have no problem correcting the application to meet your map and records. There are some acreages changed because of channel changes caused by stream erosion etc.

The POD may not match the decree because I scaled them from the Quad map. Even so they can't be confused with any other POD's.

In NE and SE of NE of Sec 28 there are a few high spots that were not covered but may sub – 37.5 ac also in Sec 28 the 8.0 ac in NWSE and 12.0 ac in SWSE are irrigated from the Nelson Ditch the remaining acres are from the original Hanley Dam. In section 27 the acres changed because the stream meandered. Section 4. NENW was irrigated and I assumed 40 ac. 30.5 acres are okay. SWNW 11.5 acres are correct my computations were wrong from my scaling the aerial map.

I appreciate your help in correcting the applications and map. I am anxious to have the application processed for those ranchers and the department. Historically this area has been irrigated in this manner before I was watermaster in 1976.

Thank you for all your help.
William H Beal
13299 S Butte Creek Rd
Scotts Mills, OR 97375
Cell (503) 302-5992

IMPORTANT NOTICE OF PROPOSED CHANGE IN A WATER RIGHT POINT OF DIVERSION

Dorothy Hammond, Rattlesnake Land & Cattle Co., White Hereford Ranch, Larry Woodell, Bell A Ranch, and Ron Schirm submitted two transfer applications under ORS 540.532 to the Oregon Water Resources Department requesting an additional point of diversion for water rights listed under the Silvies River Decree numbers 915262, 917016, 917530, 917939, and 920165 to reflect more than 10 years of historical use of water at a point of diversion other than that described in the water rights. The Transfer Application numbers are 10333 and 10338.

The authorized point of diversion under Silvies Decree Number 915262 is: Hanley & Upper West Side, Ditches & Dams.

The authorized point of diversion under Silvies Decree Number 917016 is: Mace #2 and Sloughs.

The authorized point of diversion under Silvies Decree Number 917530 is: Dams & Sloughs.

The authorized point of diversion under Silvies Decree Number 917939 is: Smith, Clemmons & Homer Mace Slough, Mace-Dewitt, Hanley and Hill Dams, Chapman Slough.

The authorized point of diversion under Silvies Decree Number 920165 is: F.L. Mace Dams & Ditches.

Dorothy Hammond, Rattlesnake Land & Cattle Co., White Hereford Ranch, Larry Woodell, Bell A Ranch, and Ron Schirm propose to officially change the point of diversion for 1.0 acre to the following location:

NELSON DITCH: 1500' South and 100' East from the SW corner of Sec. 22, T. 23 S., R. 31 E., W.M.

Why You Received This Notice

You have received this notice because the Oregon Water Resources Department has identified you as the owner of the land on which a water right exists that may be affected by the proposed change in point of diversion. By law, it is the responsibility of the applicant to provide you notice of the proposed change in point of diversion. The applicant also is required to provide the Department written proof that this notice was delivered to you.

The Purpose of This Notice

The purpose of this notice is to provide you an opportunity to comment upon whether the proposed change will cause injury to the exercise of your water right. A **30-day comment period** begins upon receipt of this notice. Comments should reference the

Transfer Application number, identify the water right subject to injury by permit or certificate number or decree name, and describe the nature of the injury caused by the change in point of diversion.

Mail Your Comments To:

Oregon Water Resources Department
Transfer Section, Field Service Division
Attn: Jason Spriet
1995 3RD Street, Suite 180
Baker City, OR 97814

Or Call Jason Spriet at: 541-523-8224 Ext 35, or Carrie Jones Ext. 36

How the Department Will Use Your Comments

The Department will use these comments to determine whether the proposed change in point of diversion would injure other water rights. The transfer application shall be approved if the Department finds no injury to other water rights.

Sent to:

Blue Mt. Cattle Inc.
69650 Hwy 205
Burns, OR 97720

POULSEN CLARE L + CARRIE S
67826 Hwy 205
Burns, OR 97720

DOVERSPIKE LAND LLC
30552 HOTCHKISS LN
97720

PATRICIA McDONALD
PATRIC CULP
33690 RYE GRASS LN
97720



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Eastern Region

Baker County Courthouse

1995 3rd Street, Suite 180

Baker City, OR 97814

Phone: (541) 523-8224

Fax: (541) 523-7866

www.wrd.state.or.us

August 28, 2007

William Beal
13299 South Butte Cr. Rd.
Scotts Mills, OR 97375

SUBJECT: Applications T-10333 and T-10338

As we discussed during our phone conversation on August 24th, I have found what I believe to be a few problems in the application and maps for these historic point of diversion transfers. I have outlined these issues below:

- yes ▶ In the NENE and SENE of Section 28, the transfer map shows 37.5 acres in each quarter. There are 40 acres available to transfer in each, and it appears the entire amount should be included in the transfer.
- yes ▶ Also in Section 28, the map shows 8.0 acres in the NWSE and 12.0 acres in the SWSE. The application lists 40.0 acres being transferred in each. I assume the map is correct?
The remainder of 40 acres are not irrigated from the Madison Ditch
- yes ▶ In the NWNE of Section 3, the decree has 47.3 acres available, but the map and application list 41.3 acres. In the NENW, the decree has 48.22 available, but the map and application list 48.7, and in the NWNW the decree has 49.41 available, but the map and application list 49.4 acres. It appears that all the acres available should be included in the transfer.
- OK ▶ In the NENW of Section 4, the decree has 30.5 acres available, but the map and application list ~~40.0~~ acres, and in the SWNW the decree and transfer map have 11.5 acres and the application lists ~~15.0~~ acres. OK
- ▶ In the SENE of Section 27, the map shows ~~25.0~~ acres, but the application and decree show only ~~20.0~~ available, and in the NWSE, there are only ~~35.0~~ acres available and shown on the application, but the map lists ~~40.0~~. OK

- I cannot find the location from the deed map as there were no ties in the survey indicated there*
- ▶ The authorized PODs listed on the map and applications do not entirely match the PODs in the decree. The authorized diversions for the listed decree numbers are as follows for the acres affected by the transfer:

915262 - Hanley and Upper West Side (Source: East Fork and Foley)
Ditches and Dams (Source: E.F. Silvies and sloughs)

917016 - Mace #2 and Sloughs (Source: Main)

917530 - Dams and Sloughs (Source: E.F. Silvies)

917939 - Smith & Clemens & Homer Mace Slough (Source: Silvies)
Mace, DeWitt, Hanley, Hill Dams, and Chapman Sl. (Source: Silvies)

20165 - F.L. Mace Dams/Dykes (Source: E.F. Silvies)



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

March 20, 2007

ANDY J ROOT
PO BOX 946
72163 RATTLESNAKE RD
BURNS OR 97720

DOROTHY HAMMOND
68683 HIGHWAY 205
BURNS OR 97720

WHITE HERFORD RANCH
TURNOUT ROAD
BURNS OR 97720

BELL A RANCH GRAZING
69749 HIGHWAY 205
BURNS OR 97720

LARRY WODELL
68439 HIGHWAY 205
BURNS OR 97720

Reference: Historic Transfer 10333

On March 7, 2007 we received your water right transfer application requesting a change in point of diversion for use of water from EAST FORK SILVIES R, tributary to MALHEUR LAKE. The application was accompanied by \$350. Our receipt 86537 is enclosed.

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

Your application will be examined to determine if additional information is needed. You will be contacted following this examination.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)986-0900.

cc: Watermaster #10
William Beal, Agent
Tim Walters, ODFW

enclosure

Jason Spriet

From: Timothy Walters [Timothy.R.Walters@state.or.us]
Sent: Monday, November 19, 2007 12:00 PM
To: Jason Spriet
Cc: Robert Hooton; Bernard Kepshire; Mike Jensen; Kelly Stokes
Subject: RE: Transfers 10333 & 10338

Please apply screening option 2:

Screening Option 2

Finding of Fact:

1. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.

Tim Walters
District Fish Biologist
Oregon Department of Fish and Wildlife
PO Box 8
Hines, OR 97738
541-573-6582
Fax 541-573-5306
Timothy.R.Walters@state.or.us

From: Jason Spriet [mailto:sprietjd@wrdd.state.or.us]
Sent: Tuesday, November 13, 2007 3:03 PM
To: Timothy Walters
Subject: RE: Transfers 10333 & 10338

Tim -

Thanks for the response. We have several options for adding fish screen conditions to our transfer order. I have attached the possible options that we generally use regarding fish screens. Please let me know which option you feel is appropriate for the area.

Thanks, Jason

From: Timothy Walters [mailto:Timothy.R.Walters@state.or.us]
Sent: Tuesday, October 30, 2007 8:55 AM
To: Jason Spriet
Cc: Robert Hooton; Rick Kepler; Bernard Kepshire

11/20/2007

Jason Spriet

From: Timothy Walters [Timothy.R.Walters@state.or.us]
Sent: Tuesday, December 04, 2007 9:09 AM
To: Jason Spriet
Cc: Kelly Stokes; Ray Hartlerode
Subject: Transfers 10333 and 10338

Jason,

I have spoken with Kelly Stokes and Ray Hartlerode from our screening program. They noted that there is a good chance that our 60% cost share would be available for screening this transfer. As such, I would like to start the planning process and see what screening options would best fit this site. However, we would not require immediate screening prior to water diversion since this process will take some time.

We would like to see this diversion screened in the future, and demonstrate the mutual benefits of fish screens. Fish screens will help keep debris and unwanted fish out of ditches for the landowners and at the same time help begin to restore redband trout movement between Malheur Lake and the Silvies River.

Please apply the following with the understanding that we will pursue the 60% cost share, and would like to start planning for a screen as soon as possible:

Screening Option 4**Finding of Fact:**

7. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device may be required in the future at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device.

Condition:

8. Within one year after receiving written notification from the Oregon Department of Fish and Wildlife (ODFW) that a fish screening and/or by-pass device is required, the water user shall install a screening and/or by-pass device, as appropriate, at the new point of diversion. The fish screening and/or by-pass device must meet ODFW's design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screening and/or by-pass device meets ODFW's criteria. Once installed the water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

Tim Walters
District Fish Biologist
Oregon Department of Fish and Wildlife
PO Box 8
Hines, OR 97738
541-573-6582
Fax 541-573-5306
Timothy.R.Walters@state.or.us

12/10/2007



Oregon

Theodore R. Kulongoski, Governor

February 23, 2007

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

William Beal
72690 Foley Road
Burns, Oregon 97720

RE: Water Right Transfer Application for Nelson Ditch.

On February 16, 2007 the Department received the water right transfer application for Nelson Ditch, with a check in the amount of \$350.00. We are unable to file this application, the reasons are listed below.

- my statement
need June*
1. If this is a Historic Point of Diversion change there must be evidence that the diversion point has been in use for at least 10 years and there has been no claim of injury prior to the request for the change in point of diversion. The evidence shall include a statement from the local Watermaster, based upon the Watermaster's knowledge and department records that no complaint of injury has been made due to the use of water at the actual current point of diversion. You may contact the local Watermaster, June Miller, at 541-573-2591. Enclosed is a copy of the rules.
 - attached
to map* 2. The transfer map needs to break down the lands by Decree Number, POD and Priority. The legend must identify the breakdown of the water rights.
 - Done 4"/mb* 3. The transfer map must have a Scale listed. If you are using the decree map then you need to state this so we know where the map came from.
 - only one
Decree* 4. A separate Supplemental Form A packet will need to be filled out for each water right (decree) involved in the proposed transfer. Enclosed is a separate packet for each decree.
 - Places of
use are not affected* 5. On page 4 of the Supplemental Form A packet, the authorized place of use must be filled out. This describes the allowed lands listed on the water right that will be affected by the proposed transfer.

If you have any questions please contact Carrie Jones at 541-523-8224 ext. 36 in the Baker City office or you may contact the transfer section in the Salem office at 503-986-0883.

We are returning the application materials and original check in the amount of \$350.00. You may re-submit the application once these items have been completed.

Sincerely,

Sarah Henderson
Executive Support

Cc: June Miller, Watermaster
Carrie Jones, Eastern Region
Applicants, (see attached)
Fiscal

T 10333

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**WATER RESOURCES DEPT
SALEM, OREGON**

Applicants:

Dorothy Hammond
68683 Highway 205
Burns, OR 97720

Rattle Snake Land & Cattle
Andy Root
PO Box 946
Burns, OR 97720

White Herford Ranch
Turnout Road
Burns, Oregon 97720

Larry Woodell
68439 Highway 205
Burns, Oregon 97720

Bell-A-Ranch
Highway 205
Burns, Oregon 97720

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**WATER RESOURCES DEPT
SALEM, OREGON**

1 10333

Nelson Ditch Transfer

Letter From Sarah Henderson

DATE

3-1-2007

503-986-0883

- ① I have my statement - Will get a statement from June Miller water master
- ② Attached two sheets showing ID numbers, ownership, Tax Lot numbers and acres with Priorities & Pod
- ③ MAP Scale of 4" Per mile
- ④ Filled out Supplement Form A for all five participants
- ⑤ Filled this Portion out on each Supplement A forms

W. H. Beal

Note - after my call To Sarah Henderson 3-2-07 she said I could have June Miller E-Mail Her statement To Salem or Pick one up and submit with this Application

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WATER RESOURCES DEPT.
SALEM, OREGON

Water Right Transfer Supplemental Form B **AFFIDAVIT ATTESTING TO THE USE OF WATER**

State of Oregon)
 County of HARNEY) ss

I, William BEAL, in my capacity as EX Water Master Agent-Consultant,
 mailing address 72690 Foley Road Burns OR 97720
 telephone number (541) 573-6642, being first duly sworn depose and say:

1. I attest that:

- ☒ Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; or
- ☐ The water right was leased instream at some time within the last five years. The instream lease number is as follows: _____; or
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

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

☒ Personal observation ☒ Professional expertise

3. My knowledge is specific to the use of water at the following locations:

Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
23	S	31	E	W	28	W½ NE¼	2700	85
23	S	31	E	W	28	E½ NE¼	2600	75
23	S	31	E	W	33	E½ NE¼	3700	80
23	S	31	E	W	33	SW¼ NE¼	3700	20
23	S	31	E	W	33	SE¼	3600	160
23	S	31	E	W	33	E½ SW¼	3600	80
23	S	31	E	W	34	SW¼	3600	160
24	S	31	E	W	4	N ½	500	256
24	S	31	E	W	4	SE¼	500	95
24	S	31	E	W	4	NE¼ SW¼	500	20

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SALEM, OREGON

1 10333

See Attached Sheet
(continues on reverse side)

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

P-1 (A)

Water Right Transfer Sup. Form B
Aff. Davit Attesting To the Use of Water

#3	Township	Range	Mer	Sec	$\frac{1}{4}$ Sec $\frac{1}{4}$	TAX Lot	Acres
	23 - S	31 - E	W	22	SW SW	2400	32
	23 - S	31 - E	W	27	NW $\frac{1}{4}$	2400	140
	23 - S	31 - E	W	27	SW NE	2400	25
	23 - S	31 - E	W	27	SW $\frac{1}{4}$	2400	160
	23 - S	31 - E	W	27	W $\frac{1}{2}$ SE $\frac{1}{4}$	2400	80
	23 - S	31 - E	W	28	E $\frac{1}{2}$ SE $\frac{1}{4}$	2400	80
	23 - S	31 - E	W	28	W $\frac{1}{2}$ SE $\frac{1}{4}$	2400	28
	23 - S	31 - E	W	34	NW $\frac{1}{4}$	2400	160
	24 - S	31 - E	W	3	NE NE	400	15
	24 - S	31 - E	W	3	E $\frac{1}{2}$ NE	400	81.3
	24 - S	31 - E	W	3	NW $\frac{1}{4}$	400	178.1
	24 - S	31 - E	W	3	SW $\frac{1}{4}$	400	160.0
	24 - S	31 - E	W	3	SE $\frac{1}{4}$	400	160.

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SALEM, OREGON

1-A

T 10333

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):

Meadow Hay and Pasture

5. The water delivery system used to apply water as authorized by the right is described below:

HANLEY ditch POD 600'S, 900' E From New Corner
Section 21, T-23-S, R-31-E, Paralleling the Silvers East
Fork for approximately 3/4 mile. To the Present Nelson
Ditch

6. One or more of the following documentation supporting the above statements is attached:

- ☐ Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
- ☐ Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
- ☐ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
- ☒ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph, Water Master has a copy of a
Recent aerial photo of the area
- ☐ Dedicated power usage records or receipts, Too Large to Copy
- ☐ Instream lease number _____,

☒ Other: the Crops were raised and used by the separate
owners

William H. Beas
Signature of Affiant

Feb 7, 2007
Date

Signed and sworn to (or affirmed) before me this 7th day of February, 2007.

Paula Hise
Notary Public for Oregon
Court Clerk 194.525(1)(b)

T 10333

My Commission Expires: _____

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

Supplemental Form B

- 2 -

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SALEM, OREGON

Affidavit Attesting to the Use of Water

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SALEM, OREGON



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: See Attached Sheet

Mailing Address: _____

City: _____ State: _____ Zip: _____ Day Phone: _____

This application is related to a Measure 37 claim. ☐ Yes ☒ No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:			Proposed Land Use:
23 S	31-E	28	W 1/4	2100		☒ Diverted	☒ Conveyed	☒ Used	IRR
23 S	31-E	28	NE 1/4	2000		☒ Diverted	☒ Conveyed	☒ Used	IRR
23 S	31-E	33	NE 1/4	3100		☒ Diverted	☒ Conveyed	☒ Used	IRR
23 S	31-E	33	S 1/2	3400		☒ Diverted	☒ Conveyed	☒ Used	IRR
23 S	31-E	34	SW 1/4	3600		☒ Diverted	☒ Conveyed	☒ Used	IRR

24 S 31-E 4 500
24 S 31-E 3 All 400
List all counties and cities where water is proposed to be diverted, conveyed, or used. Harney Co - Burns

23 S 31-E 22 SW 1/4 }
" " 27 SW 1/4 } 2400
" " 28 SE 1/4 }
" " 30 NW 1/4 }

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water-Right Transfer ☐ Exchange of Water
☐ Allocation of Conserved Water ☐ Limited Water Use License
☐ Permit Amendment or Ground Water Registration Modification

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) East Fork Silver River

Estimated quantity of water needed: 38 cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-municipal ☐ Instream ☐ Other _____

Briefly describe: Flood Irrigation from the Nelson ditch

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

RECEIVED

MAR 07 2007

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

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

FEB 16 2007

WATER RESOURCES DEPT
SALEM, OREGON

10333

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____.

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)

If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Brandon M. McMullen Title: Harvey County Planning Director
Signature: [Signature] Phone: 541-573-6655 Date: 2/6/07
Government Entity: Planning D.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____

Signature: _____

Staff contact: _____

Phone: _____

Date: _____

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SALEM, OREGON

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FEB 1 2007

WATER RESOURCES DEPT
SALEM, OREGON

Last updated 12/22/06 WR

1 10333

Nelson Ditch Transfer

Dorothy Hammond TAX Lot 2700
68683 Highway 205
Burns OR 97720
Ph. 541-573-7601

Rattle Snake Land & Cattle TAX Lot 3600
ANDY ROOT TAX Lot 500
P.O. Box 946
Burns OR 97720
541-589-0107

White Herford Ranch TAX Lot 2600
Turnout Road
Burns OR 97720
Ph. 541 573-6566

Larry Woodell TAX Lot 3700
68439 Highway 205
Burns OR 97720
Ph. 541-573-2548

Bell-A-Ranch TAX Lot 2400⁴⁰⁰
Hwy 205
Burns, OR 97720
Ph 541-573-2201

RECEIVED

MAR 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

FEB 14 2007

WATER RESOURCES DEPT
SALEM, OREGON

TRANSFER CHECK OFF LIST

TRANSFER FILE # 10333
 DATE RECEIVED 3-7-07
 DATE MONEY SLIPPED 3-7-07
 DATE RECEIPTED 3-7-07
 VALID WATER RIGHT? X Yes _____ No _____
 TEMP ALT AC _____ IRR DIST _____ PERM AMEND _____ DIV 15 _____
 TEMP Div 15 _____ ISWR _____ HIST X
 LETTER FROM ATTORNEY _____ YES (PUT INFO ON FRONT COVER) X NO
 FOLDER FILLED OUT* yes
 ENTERED IN DB yes
 CONTENTS MARKED yes
 COLOR CODED X Yes _____
 4 COPIES MADE & STAMPED yes
 CERTIFICATE MARKED no
 CERTIFICATE COPIED no
 FULL APPLICATIONS no
 APP FOLDER MARKED no
 FINAL PROOF MAP COPIED no
 PERMIT MARKED no
 PERMIT COPIED no
 PERMIT MAP COPIED no
 DECRB MARKED yes
 DECRB COPIED yes
 ADJUDICATION MAP COPIED yes
 ENTRIES CHECKED _____ CHECKED BY _____ INIT FOLDER _____
 PUBLIC NOTICE DATE 3-20-07 (PREPARED & COPIED) yes
 LETTER SENT yes Irrigation District no (copy of app & map)
 COPY TO WM yes
 BLUE FORM TO WM yes Orange Perm Amend/Yellow Temp/Gru Dist/Lav Alt Acr/pink his
 COPY TO GW no POA, APOA, or [SW TO GW ONLY(as POD)]
 BLUE FORM TO GW no Orange Perm Amend/Yellow Temp/Gru Dist/Lav Alt Acr/pink his
 COPY TO CWRE yes No
 LETTER TO ODFW yes ALL Surface water POU/USE (POD and APOD FISH SCREENS)
 TRANSFER SENT TO: every drawer SW --- NCR --- SCR --- ER

SHRINK DATA IF THERE ARE MANY FILES INVOLVED AND GLUE TO FOLDER

FILE
T-1193

Tract 1 - Willow Creek (1887)

Township South	Range East	Section	1/4 1/4	Acres
16	43	5	NENE	32.5
16	43	5	NWNE	8.0
16	43	5	SENE	5.0
16	43	5	NESE	4.0
Total:				49.5

VOID RE
PETITION
CORRECTION
↙

Tract 2 - S.F. Willow Creek (1884)

Township South	Range East	Section	1/4 1/4	Acres
15	38	27	SENE	5.5
15	38	27	SWNW	12.5
15	38	27	NESW	2.0
15	38	27	NWSW	9.5
15	38	28	NESE	1.0
Total:				30.5

TRANSFERRED
TO SECTIONS 32+33
BY V8 P 23
T-1193

Tract 3 - Willow Creek (1882)

Township South	Range East	Section	1/4 1/4	Acres
15	39	7	SENE	4.0
15	39	7	SWNE	3.0
15	39	7	NESW	25.0
15	39	7	NWSW	7.5
15	39	7	SESW	10.0
15	39	7	NWSE	33.0
15	39	7	SWSE	4.0
Total:				86.5

This certificate describes that portion of the water right confirmed by Certificate 1567, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 4, 2002, and recorded in Special Order Volume 56, Page 2004, approving a petition by the Vale Oregon Irrigation District under ORS 541.329.

BEFORE THE STATE ENGINEER OF OREGON

Malheur County

IN THE MATTER OF THE APPLICATION)
OF W. A. MOSER AND SON FOR THE)
APPROVAL OF A CHANGE IN POINT OF)
DIVERSION AND PLACE OF USE OF)
WATER FROM SOUTH FORK WILLOW CREEK.)

O R D E R

APPROVING APPLICATION 11-93

On July 24, 1953 W. A. Moser and Son of Ironside, Oregon filed an application for the approval of a change in point of diversion and place of use of water from South Fork Willow Creek, pursuant to the provisions of Section 116-606, O. C. L. A.

By decree of the Circuit Court for Malheur County, Oregon, entered June 6, 1916, in the Matter of the Determination of the Relative Rights of the Various Claimants to the Waters of Willow Creek and Its Tributaries, a water right was adjudicated in the name of Eastern Oregon Land Co. for the irrigation of, among other lands, 2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 9.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, and 1 acre in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28, Township 15 South, Range 38 East, W. M., from South Fork Willow Creek, with a date of priority of 1884. These lands are irrigated through an unnamed ditch, the point of diversion of said ditch being located 3121 feet south and 875 feet west from the northeast corner of Section 28, and being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 28, Township 15 South, Range 38 East, W. M.

The applicants herein, owners of the lands above described, propose to transfer the water rights therefrom, without loss of priority, to 6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 0.5 acre in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 1 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32 and 2.5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 2.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 15 South, Range 38 East, W. M., and to irrigate said lands from a new point of diversion to be located 1089 feet north and 1214 feet west from the southeast corner of Section 32, and being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 32, Township 15 South, Range 38 East, W. M.

Notice by publication as provided by Section 116-606, O. C. L. A., was given in the Malheur Enterprise, a newspaper printed and having general circulation in Malheur County, Oregon, for a period of at least three weeks, being the issues of August 20, 27 and September 3, 1953. The time fixed for hearing in the notice, namely: October 14, 1953, was not less than thirty days after the last publication of said notice.

Mr. W. E. Ross, Watermaster of District No. 1, has filed a statement to the effect that the proposed change in point of diversion and place of use of water may be made without injury to existing rights.

It appearing that the proposed change in point of diversion and place of use of water from South Fork Willow Creek may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water be and the same hereby is approved, and that the water right hereinbefore described as appurtenant to 2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 9.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27 and 1 acre in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28, Township 15 South, Range 38 East, T. M., be severed therefrom and simultaneously and without loss of priority transferred to 6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 0.5 acre in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 1 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32 and 2.5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 2.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 15 South, Range 38 East, T. M.

It is FURTHER ORDERED that the proposed change in point of diversion of water from South Fork Willow Creek, to-wit:

From a point located 3121 feet south and 875 feet west from the northeast corner of Section 28, and being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 28, Township 15 South, Range 38 East, T. M.,

To a point to be located 1089 feet north and 1214 feet west from the southeast corner of Section 32, and being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 32, Township 15 South, Range 38 East, T. M.,

for the irrigation of 6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 0.5 acre in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 1 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32 and 2.5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 2.5 acres in

the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 15 South, Range 38 East, W. M., with a date of priority of 1844, be and the same hereby is approved.

It is FURTHER ORDERED that the construction work shall be done and the change in point of diversion and place of use of water made on or before October 1, 1954, or within such extension of time as may be granted by the State Engineer for good cause shown and that upon the completion of such work, satisfactory proof shall be filed with the State Engineer.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water that is available at the old point of diversion less stream losses and less inflow, if any, between the present and proposed points of diversion.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of the completion of construction work and complete application of water to beneficial use as provided herein, certificate of water right heretofore issued to Eastern Oregon Land Company and recorded at page 1567, Volume 2, shall be cancelled and certificate of water right issued to W. A. Moser and Son to the extent to which the water herein transferred has been applied, and new certificate of water right issued to Eastern Oregon Land Company covering the balance of the lands.

Dated at Salem, Oregon this 21st day of October 1953.

Noted on Decree
Vol. 3, p 289
Cert. 1567

Chas E Stricklin
CHAS. E. STRICKLIN
State Engineer

Helson Ditch
~~2007~~
 Amie
 2007

Bell A. 1886 - 1065
 (Drunkwater) 1889 - 160

Rattlesnake - 1887 - 216
 (Clemens) - ~~1888~~ 1889 - 160
 1893 - 120
 1900 240

(20 AC may be BLMT-)

Shum 1886 123
 1887 160
 1897 160

Blue Mt. 1887 - 160
 1888 - 320

Woodell 1900 100
2984

CFs	Priority	Area	Accu CF
14.85	1886 -	1188	14.8
6.7	1887 -	536	21.5
4.0	1888 -	320	25.5
4.0	1889 -	320	29.5
	1890 -		
1.5	1893 -	120	31.0
2.0	1897	160	33.0
4.25	1900 -	340	37.3
37.3			

~~2664~~
2984

Dons White 1886
 Dorothy Hammel 1886

120 AC for Chapman St. not included of this total. 1889
 24-31-10

10-23-73

* (Woodell) requested we be allocated 100 Ac w/ part depending on Bell A Sec. 28 tailgate
10-23-73

RIGHT	PRIORITY	Twp.	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				SOURCE	DITCH
					NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$		
SA Decree Pg.	1886	23	31	27					20	40	40	40	40	40	40	40		25	40		Bell A	345
"	"	"	"	28														100 Ac.			"	100
0 Ac. Decree Pg.	1900	28	31	33	← 100 Ac. →																Woodell	100
Decree Pg.	1900	"	"	"									40			40	40	40	40		(Rattlesnake) Clemens	240
Decree Pg.	1889	28	31	34									40	40	40	40					Rattlesnake	160
Decree Pg.	"	"	"	"					40	40	40	40									(Bell A) Drink water	160
Decree Pg.	1886	24	31	3	15	47	40		48	49	40	40	40	40	40	40	40	40	40	40	Bell A	600
Decree Pg.	1887	"	"	4	40	40			30	26			20				40	20			(Rattlesnake) Clemens	240
"	1893	"	"	"			40	40				40									"	120

REMARKS:

	Total	1886	1887	1888	1889	1900	1893	1897
Bell A	1188	1188						
Root/Bl.mts. Clemens	736		216		160	240	120	
(Bell A) Drink water	160				160			
(Shrim/Bl.mts) Stringer (Fine)	920		320	320	120			
Woodell	100					100		160
Total Acres	3104	1188	536	320	440	340	120	160
Cfs.	33.8	14.85	6.7	4.0	5.5	4.3	1.5	2.0
Decreed Flow Nelson Ditch/Line Agreement	14.95	21.55	25.55	31.05	35.30	36.80	28.80	

* (this is Chapman SI for same)

Final

WR source shows Chapman
blough

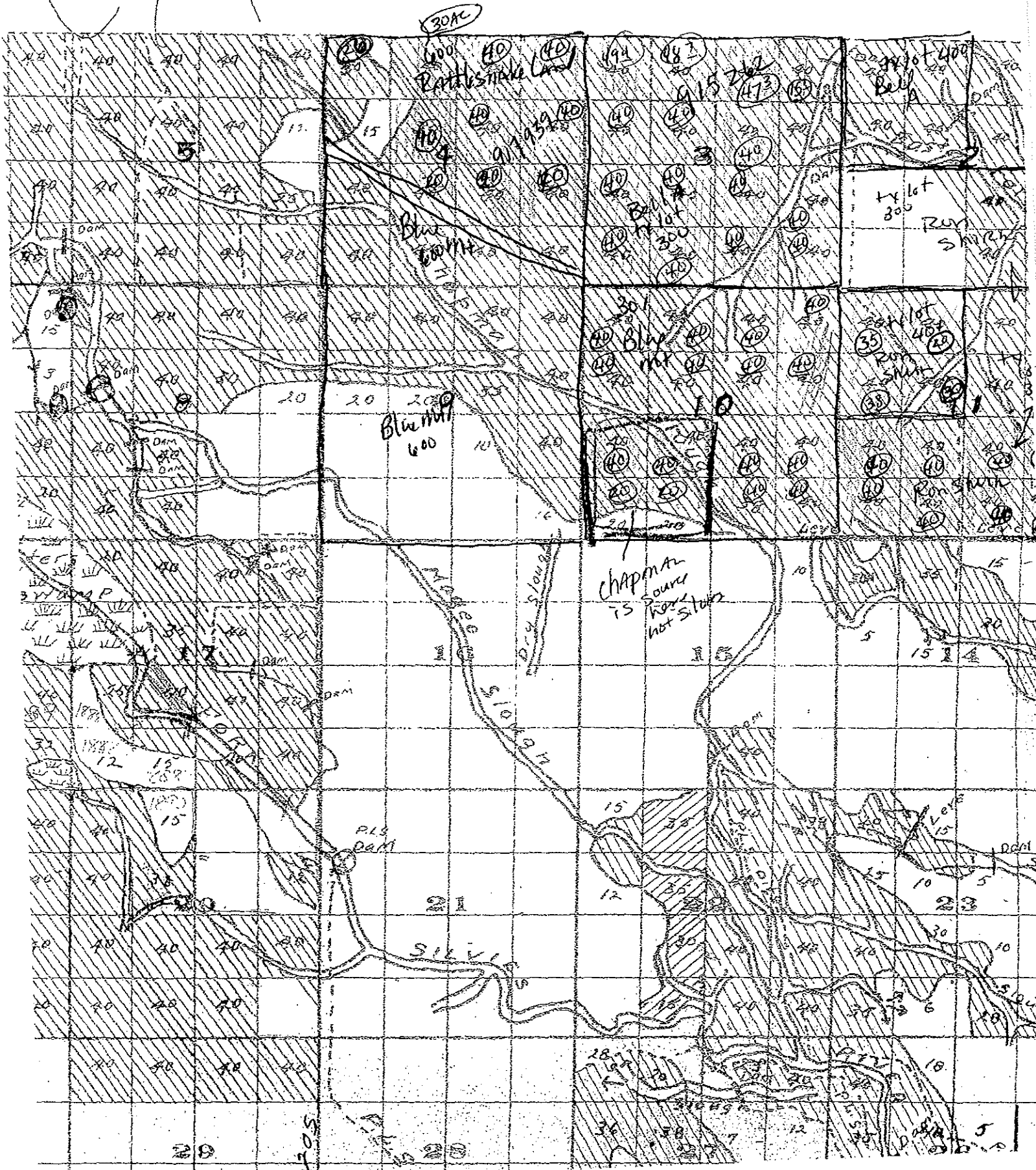
RIGHT	PRIORITY	Twp.	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				SOURCE	DITCH
					NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$		
	1889	24	31	10									40	40	20	20					Blue Mt. Str. (P. 100)	
	1887	"	"	"													40	40	40	40	Blue Mt. "	" 160
	1888	"	"	"	40	40	40	40	40	40	40	40									Blue Mt. "	" 320
	1887	24	31	11									40	40			40	40			Ran Shinn "	" 160
	1897	"	"	"											40	40			40	40	Ran Shinn "	" 160
	1886	"	"	"					20	35	38	30									Ran Shinn Bella	123

REMARKS:

Proctor's
ditch
supreme
Court

Nelson Ditch
Irrigation
draft
11/1/07
gm

Township 24 S, Range 31



AC = 3144.53

Platcard Report

Township 23S Range 31E Section 27 of (27, 28, 33, 34)

					NE				NW				SW				SE					
	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
1	12/31/1886	15262 P-153	Silvies River, 1926		40.0 IR	40.0 IR	60.0 IR	40.0 IR	20.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	75.0 IR 25'	40.0 IR	40.0 IR		

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Run Time: 1 seconds

TOTAL 1886 = 365 AC

Platcard Report

Township 23S Range 31E Section 28 of (27, 28, 33, 34)

					NE				NW				SW				SE					
	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
i	12/31/1886	-	Silvies River, 1926		40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR						
i	-	20165	Silvies River, 1926																	40.0 IR		
	12/31/1886																40.0 IR	40.0 IR	40.0 IR			

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— 100 —

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Run Time: 0 seconds

TOTAL 1886 = 100 AC.

Platcard Report

Township 23S Range 31E Section 33 of (27, 28, 33, 34)

					NE				NW				SW				SE					
App#	Permit/	Claim/	Status		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt	DLC
Priority	Certificate	Decree	dlc/lot																		Lot	
12/31/1900	17939 PG 183	Silvies River, 1926	xfr#: E1		40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR		
G6443 02/26/1974	G6045 61059	WOODALL WILL			28.8 IS (s)	38.8 IS (s)	14.5 IS (s)	2.5 IS (s)	24.0 IS (s)													

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Run Time: 0 seconds

TOTAL 1900 = 340 AC.

Platcard Report

Township 23S Range 31E Section 34 of (27, 28, 33, 34)

				NE				NW				SW				SE					
App#	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
12/31/1887	-	Silvies River, 1926	xfr#: E1	40.0 IR	40.0 IR	40.0 IR	40.0 IR									40.0 IR	40.0 IR	40.0 IR	40.0 IR		
12/31/1889	179.39 P. - 184		xfr#: E1					40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR						

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SMITH
CLOWNS
HOMER PLACE
S.C.

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Run Time: 1 seconds

TOTAL 1889 = 320 AC.

Platcard Report

Township 24S Range 31E Section 3 of (3, 10, 11)

					NE				NW				SW				SE						
	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC	
1	12/31/1883	-	Silvies River, 1926	lot: 5	11.41 IR																		
1	12/31/1886	15262 P. 156	Silvies River, 1926	EF S 250 15.1			40.0 IR	40.0 IR	?		40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR			
	12/31/1886	2		lot: 1	46.6 IR																		
	12/31/1886			lot: 2		47.3 IR																	
	12/31/1886			lot: 3					48.22 IR														
	12/31/1886			lot: 4						49.41 IR													

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TOTAL 1886 = 600.03

Platcard Report

Township 24S Range 31E Section 4 of (3, 4, 10, 11)

					NE				NW				SW				SE					
App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
12/31/1887	17939 P. 184	Silvies River, 1926	xfr#: E1										40.0 IR	40.0 IR	40.0 IR	32.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR		
12/31/1887			xfr#: E1 lot: 1	40.0 IR																		
12/31/1887			xfr#: E1 lot: 2	40.0 IR																		
12/31/1887			xfr#: E1 lot: 3					30.5 IR														
12/31/1887			xfr#: E1 lot: 4					26.0 IR														
12/31/1893			xfr#: E1			40.0 IR	40.0 IR			11.5 IR	40.0 IR											

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$$\begin{aligned} \text{TOTAL} &= 1887 = 216.5 \\ &= 1893 = 120 \end{aligned}$$

$$\text{TOTAL} = 336.5$$

Platcard Report

Township 24S Range 31E Section 10 of (3, 4, 10, 11)

					NE				NW				SW				SE					
	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
i	12/31/1889	14533 P-145	Silvies River, 1926										40.0 IR	40.0 IR	20.0 IR	20.0 IR						
i	12/31/1887	17939 P-185	Silvies River, 1926	xfr#: E1													40.0 IR	40.0 IR	40.0 IR	40.0 IR		
	12/31/1888	17939 P-185		xfr#: E1	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR	40.0 IR										

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$$\begin{array}{r}
 1887 = 320 \\
 1888 = 160 \\
 1889 = 120 \\
 \hline
 600
 \end{array}$$

T-E1 = 2-424
4/12/1935

Platcard Report

Township 24S Range 31E Section 11 of (3, 4, 10, 11)

					NE				NW				SW				SE					
	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Govt Lot	DLC
1	12/31/1887	17939 P. 185	Silvies River, 1926	xfr#: E1									40.0 IR	40.0 IR			40.0 IR	40.0 IR				
	12/31/1888			xfr#: E1	40.0 IR	40.0 IR	40.0 IR	40.0 IR														
	12/31/1897	17939 P. 186		xfr#: E1											40.0 IR	40.0 IR			40.0 IR	40.0 IR		
1	12/31/1886	15262 P. 156	Silvies River, 1926						20.0 IR	35.0 IR	38.0 IR	30.0 IR										

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1886 = 123
1887 = 160
1897 = 160
483

T-10333 and T-10338 Historic Point of Diversion Change

