

Application for
Water Right Instream Transfer
 Part 1 of 5 – Minimum Requirements Checklist



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

This transfer application will be returned if Parts 1 through 6 and all required attachments are not completed and included.
 For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL INSTREAM TRANSFER APPLICATIONS

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

- Part 1 – Completed Minimum Requirements Checklist.
 - Part 2 – Completed Map Checklist.
 - FEE** – Application Fee required by ORS 536.050, payable by check to the Oregon Water Resources Department, the online fee calculator is located:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator/.
 Note: Instream transfers are considered both a change in place of use and character of use. In addition, an automatic 50% fee waiver applies to all instream transfers.
 - Part 3 – Completed Applicant Information and Signature.
 - Part 4 – Completed Instream Use Information.
 - Part 5 – Information about the Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 5636, 32364**
 Please include a separate Part 6 for each water right. (See instructions on page 8)
- Attachments:**
- Completed Instream Transfer Application Map.
 - Completed Evidence of Use Affidavit and supporting documentation.
 - N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
 - N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
 - Land Use Notice - Notice of the intent to file an instream transfer application must be provided to each affected local government along the proposed reach. Copies of the notices must be enclosed with the instream transfer application.

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete

Other/Explanation _____

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

Part 2 of 5 – Map Checklist

Part 3 of 5 – Applicant Information and Signature

Your transfer application will be returned if any of the map requirements listed below are not met.

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For list of CWREs see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/.
- OR**
- N/A Waiver of requirement that map be prepared by a CWRE. Completed map waiver form is signed by the Department's Regional Manager and included in the application. The map **must** still meet Department mapping requirements described below.
- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, quarter-quarter, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- Existing diversion point(s) with distance and bearing or coordinates from a recognized survey corner. This information can generally be found in your water right certificate or permit.

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Is this a Permanent Instream Transfer or Time-Limited Instream Transfer?

Applicant Information

APPLICANT/BUSINESS NAME Dan C. Petroff, Jr. and Ivan Petroff			PHONE NO. 541-370-5718	ADDITIONAL CONTACT NO.
ADDRESS 5157 Fifteenmile Rd			FAX NO.	
CITY The Dalles	STATE OR	ZIP 97058	E-MAIL petroffwcllc@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

PETROFFWCLLC@GMAIL.COM

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

AGENT/BUSINESS NAME Washington Water Trust			PHONE NO. 509-934-7426	ADDITIONAL CONTACT NO.
ADDRESS 103 E 4th Ave, Ste. 208B			FAX NO.	
CITY Ellensburg	STATE WA	ZIP 98926	E-MAIL nina.lottsfeldt@washingtonwatertrust.org	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

NINA.LOTTSFELDT@WASHINGTONWATERTRUST.ORG

Explain in your own words what you propose to accomplish with this transfer application, and why:
The proposed transfer application seeks to improve habitat conditions for fish and aquatic species in Fifteenmile Creek by temporarily transferring these water rights to instream use.
If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Check one box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); OR
- I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- I affirm that the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

I understand that prior to Department approval of the transfer, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: THE DALLES CHRONICLE

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



<u><i>[Signature]</i></u> Applicant Signature	<u>Ivan Petroff</u> Print Name (and Title if applicable)	<u>4/22/25</u> Date
<u><i>[Signature]</i></u> Applicant Signature	<u>Dan C. Petroff</u> Print Name (and Title if applicable)	<u>4/22/25</u> Date

[Signature]
NINA LOTTSFELDT
05/22/2026

Yes No Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

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14869 -

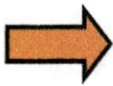
Check the following boxes that apply:

- Check here if any of the water rights proposed for transfer are located within or served by an irrigation district or other water district before the transfer. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

- Check here if water for any of the rights is supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the proposed instream reach will be located.

ENTITY NAME Wasco County, Planning Division	ADDRESS 2705 E 2nd St	
CITY The Dalles	STATE OR	ZIP 97058

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Part 4 of 5 – Proposed Instream Use Information

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Identify the Public Use for which the instream right is requested (check at least one box):

- Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.
- Recreation
- Navigation
- Pollution Abatement

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Instream use proposed to be created by the instream transfer:

Originating Water Right Number (as identified in Part 5)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
5636	1875	Fifteenmile Creek	July 1 - October 29	0.14	33.9
32364	1961	Fifteenmile Creek	May 1 - August 29	0.28	66.0
TOTAL VOLUME					99.9

***Tip:** To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

****Tip:** To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

Note: The instream rate may not exceed the max rate allowed by the existing right(s) and the total volume may not exceed to max volume or duty allowed by the existing right(s).

Additional Information: _____.

Identify the location of the proposed instream water right.

- Water is requested to be protected at a point.
Location (i.e. the point of diversion (POD) – use the POD Name or Number from Table 1): _____.
- Water is requested to be protected within a reach:
Location of proposed reach (If an instream water right reach is requested, identify the upstream and downstream extent of the reach): **From POD 1 to the mouth of Fifteenmile Creek.**

Recommendations for conditions on the instream use to avoid taking away or impairing existing water rights.

- None
- Other (such conditions may include, but are not limited to, reductions in the instream flow levels in cfs per month or total ac-ft, the effective reach(es) or lake levels of the instream flow, measuring locations and the strategy for monitoring the instream flow or lake levels): _____.

Are there any existing instream water rights on the same point or within the same requested reach(es) or lake, or on a portion thereof?

No Yes (identify other instream water rights): OWRD has a list of existing instream water rights within the beneficial reach.

Note: New instream water rights are generally (but not always) additive to instream water rights established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of instream water rights established under ORS 537.341 (state agency application process) or ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date.

Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 and ORS 537.470 and replace a portion of any instream water right established under ORS 537.341 and ORS 537.346 with an earlier priority date?

Yes No. If no, please explain your intent: _____.

If the proposed conversion would add to the amounts of an existing instream water right(s) established under ORS 537.341 or 537.346, provide documentation demonstrating why additional instream flows are necessary. Supporting documentation should include information from the Oregon Dept. of Fish and Wildlife (ODFW) (fish life), Dept. of Environmental Quality (DEQ) (pollution abatement), and/or Parks and Recreation Dept. (recreation).

Is the requested instream flow intended to exceed the estimated average natural flow or level occurring from the drainage system?

- No; **OR**
- Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); **OR**
- Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:
- The requested flow does not exceed the maximum amount of any instream water right application applied for under ORS 537.341 (state agency instream water right application process) for the same reach or portion thereof, and the requested public use is for the same public use as the afore mentioned instream water right application, **and**
 - For the specified time period that flows are requested to exceed the estimated average natural flow or lake level, the stream is in an ODFW flow restoration priority watershed. A copy of the priority watershed map indicating the specific watershed involved should be included with the application. Priority watershed maps may be found on the OWRD web page; **or**
 - The stream is listed as water quality limited and DEQ has provided scientific information that demonstrates that increased flows would improve water quality. The scientific information provided by DEQ should be included with the transfer application.

For a Time Limited Instream Transfer, please answer the following:

- The time-limited instream transfer is for a specific number of years:
2026 Begin Year to **2035** End Year
- Time-limited instream transfer is to terminate based upon other conditions:
Conditions: _____.

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Please use a separate Part 5 for each water right being changed. See instructions on page 9, to copy and paste additional Part 56s, or to add additional rows to tables within the form.

CERTIFICATE # 5636

Name on Certificate: Mace Fulton

Date(s) of Priority: 1875

Source(s) of Water to be Affected by the Transfer: Fifteenmile Creek, tributary of Columbia River

Description of Water Delivery System

System capacity: _____ cubic feet per second (cfs) **OR**
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. Water right was leased instream under IL-1332, therefore no water delivery system was used.

Other Water Rights

Are there other water right certificates, water use permits or ground water registrations associated with the "from" lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: 32364.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

Table 1. Location of Authorized Point(s) of Diversion (POD)

(Note: If the POD name is not specified on the certificate, assign it a name or number here.
 Also, if the POD is not described in the Certificate, provide a description below)

POD Name or Number	Priority Date (if different between PODs)	Twp		Rng		Sec		¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1		2	N	15	E	32	SE	NE	0100	132 FEET NORTH AND 561 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 32

Will the proposed instream transfer affect the entire water right?

- Yes Then Table 2 on Page 8 does not need to be completed.
 No Then complete all of Table 2 to describe the portion of the water right to be changed

Please use a separate Part 5 for each water right being changed. See instructions on page 9, to copy and paste additional Part 56s, or to add additional rows to tables within the form.

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CERTIFICATE # 32364

Name on Certificate: George Petroff

Date(s) of Priority: February 20, 1961

Source(s) of Water to be Affected by the Transfer: Fifteenmile Creek, tributary of Columbia River

Description of Water Delivery System

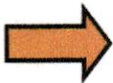
System capacity: _____ cubic feet per second (cfs) **OR**
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. **Water right was leased instream under IL-1332, therefore no water delivery system was used.**

Other Water Rights

Are there other water right certificates, water use permits or ground water registrations associated with the "from" lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: **5636**.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

Table 1. Location of Authorized Point(s) of Diversion (POD)

(Note: If the POD name is not specified on the certificate, assign it a name or number here.
 Also, if the POD is not described in the Certificate, provide a description below)

POD Name or Number	Priority Date (if different between PODs)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1		1 N	15 E	4	NE SE	0700	

Part 5 of 5 – Water Right Information

Will the proposed instream transfer affect the entire water right?

- Yes Then Table 2 on Page 8 does not need to be completed.
- No Then complete all of Table 2 to describe the portion of the water right to be changed.

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Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of WASCO)

I, IVAN PETROFF, in my capacity as LANDOWNER AND WATER RIGHTS HOLDER,
 mailing address 5157 FIFTEENMILE RD, THE DALLES, OR 97058
 telephone number (541)370-5718, being first duly sworn depose and say:

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 MAY 26 2026
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1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

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

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # _____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: IL-1332 (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

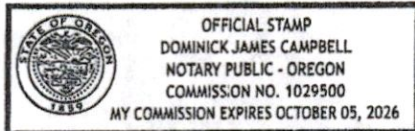
3. The water right was used for: (e.g., crops, pasture, etc.): INSTREAM PURPOSES

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

Juan Petroff
Signature of Affiant

4/28/26
Date

Signed and sworn to (or affirmed) before me this 28th day of April, 2026.



[Signature]
Notary Public for Oregon

My Commission Expires: 10/05/2026

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> ● Power usage records for pumps associated with irrigation use ● Fertilizer or seed bills related to irrigated crops ● Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> ● District assessment records for water delivered ● Crop reports submitted under a federal loan agreement ● Beneficial use reports from district ● IRS Farm Usage Deduction Report ● Agricultural Stabilization Plan ● CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
<input checked="" type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number <u>1L-1332</u>

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**Application for
Water Right Transfer**



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

Consent by Deeded Landowner

State of Oregon)

)ss

County of Wasco)

I Ivan Petroff and Dan C. Petroff, in my/our capacity as landowners and water right holders,
mailing address 5157 Fifteenmile Rd, The Dalles, OR 97058,
telephone number 541-370-5718, duly sworn depose and say that I/We

consent to the proposed change(s) to Water Right Certificate Numbers 5636, 32364

described in a Water Right Transfer Application (T-),

(transfer number, if known) _

submitted by Washington Water Trust

_____ on the property in tax lot number(s) 2N 15E 32 100,

Section 33 Township 2 North, Range 15 East, W.M.,

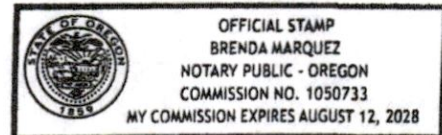
located at 5152 Fifteen Mile Rd, The Dalles, OR 97058
(site address)

Ivan Petroff 4/22/26
Signature of Affiant Date

Dan C. Petroff 4/22/26
Signature of Affiant Date

Subscribed and Sworn to before me this 22nd day of April, 2026.

Brenda Marquez
Notary Public for Oregon



My commission expires August 12th 2028

Revised 7/1/2021

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14869 - OWRD



May 22, 2026

Wasco County Planning Division
2705 E 2nd St, The Dalles, OR 97058

To Whom it May Concern,

Washington Water Trust (WWT) is providing notification of its intention to transfer two water rights to instream use for the conservation of aquatic and fish life on Fifteenmile Creek. The time-limited transfer application seeks to change water right certificates 5636 and 32364 to instream use for a period of ten years. The water rights authorize a combined quantity of up to 0.42 CFS of primary irrigation on a total of 33.30 acres in Wasco County Tax Lot 2N 15E 32 100. WWT intends to temporarily change this quantity to instream flow protected from the authorized Point of Diversion (approx. located at 45.612935, -120.960169) to the mouth of Fifteenmile Creek.

The Oregon Water Resources Department (OWRD) requires applicants to notify all local governments of the application's intent to ensure that the proposed change will not negatively impact land use within the local government jurisdiction.

If you have any questions about the proposed transfer or if you would like to receive additional information, please contact me at 509-934-7426 or nina.lottsfeldt@washingtonwatertrust.org.

Sincerely,

Nina Lottsfeldt

Nina Lottsfeldt
Project Manager

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MAY 26 2026

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Seattle Office

1500 Westlake Ave North, Suite 202, Seattle, WA98109

Ellensburg Office

103 East 4th Ave., Suite 208B, Ellensburg, WA98926

14869 -