

T-13469

Temporary

T-13469

Name David CorreaAddress 31777 Andrews Rd
Echo Oregon 97826Change in PODate Filed 6/15/2020Initial notice date 6/30/2020

DPD issued date

PD issued date

PD notice date

Date of FO 12/31/2020 Vol 118 Page

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(s)

Name of Stream Umatilla river

Trib. of

Use Irrigation County Umatilla

Quantity of water (CFS) No. of Acres

Name of ditch

App# Decree Per # Umatilla river Cert # PR Date 6/15/2020

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID

Date 6-15-2020 Amount \$1,208.00 Receipt # 132784

FEES REFUNDED

Date Amount Receipt #

Assignments:

Irrigation District Westland Irrigation districtAgent William Portily wportily@gmail

CWRE

CC's list Bureau of reclamation
Umatilla County☐ - Oversized map - Location



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 31, 2020

DAVID CORREA
31777 ANDREWS RD
ECHO, OR 97826

REFERENCE: Temporary Transfer Application T-13469

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

The temporary change shall be effective at the **beginning of the irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2020 irrigation season**.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Kelly Starnes, by telephone at (503) 986-0886 or by e-mail at Patrick.K.Starnes@oregon.gov.

Sincerely,

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

cc: Gregory M. Silbernagel, Watermaster Dist. # 5 (via email)
Westland Irrigation District
William Porfily, Agent
Bureau of Reclamation
Umatilla County Planning Department

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A
T-13469, Umatilla County	)	TEMPORARY CHANGE IN PLACE
	)	OF USE

Authority

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

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

Applicant

DAVID CORREA
31777 ANDREWS RD.
ECHO, OR 97826

Agent

BILL PORFILY
PO BOX 643
STANFIELD, OR 97875

Findings of Fact

1. On June 15, 2020, David Correa filed an application to temporarily change the place of use under four adjudicated, un-certificated rights (Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195) for a period of 1 year. These lands also have a supplemental water rights under Permit 7400 and Certificate 31294. The Department assigned the application number T-13469.
2. Notice of the application for transfer was published on June 30, 2020, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On September 16, 2020, the agent for the applicant submitted a revised application and map to clarify the place of use and disposition of layered rights. Transfer application T-13469 contains information in the file of water rights existing on the "TO" lands (Permit S-55061, Permit S-54633, Permit S-55190, Permit 55192) proposed in transfer application T-13469. The Applicant has stated these water rights will not be exercised during the 2020 irrigation season and requested that these water rights not be included as part of this Temporary Transfer application.

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

4. The first right to be temporarily transferred are as follows:

Decree: Water Rights evidenced by Umatilla River Decree, (Vol. 3, Pg 239/ Elmer Reeves) (Vol. 3, Pg. 240/ Geo. Ward) (Vol. 3, Pg. 239/B.F. McCullough, J.A. Mendenhall) and (Vol. 15, Pg. 432 / Frank Correa Sr.) the portions identified as in the name of Pioneer Irrigation Company

Use: IRRIGATION of 49.0 ACRES

Priority Date: JANUARY 9, 1900

Limit/Duty: (subject to the provisions of the Umatilla River Decree Vol. 3 Page 127, Paragraph 33)

Period of Use: usually MARCH 1 TO NOVEMBER 1

Source: UMATILLA RIVER, tributary to the COLUMBIA RIVER

Authorized Place of Use:

IRRIGATION - Vol. 3, Pg. 239 (Reeves)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
4 N	29 E	WM	31	SW SE	1600	7.0

IRRIGATION - Vol. 3, Pg. 240 (Ward)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
4 N	29 E	WM	31	NE SW	1600	2.5
4 N	29 E	WM	31	SE SW	1600	6.0
Total						8.5

IRRIGATION - Vol. 3, Pg. 239, Vol 15. Pg. 432 (Correa Sr.)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	29 E	WM	8	NE SW	2601	8.0
3 N	29 E	WM	8	SE SW	2601	10.0
3 N	29 E	WM	8	NW SE	2601	12.0
3 N	29 E	WM	8	SW SE	2601	3.5
Total						33.5

5. The uses tabulated above in Volume 3, Pages 239 and 240, and Volume 15, Page 432 of the Umatilla River Decree identifies the Pioneer Ditch as the delivery system, but does not describe the location of the point of diversion from the Umatilla River through the Westland Irrigation District canal at #G-2 (the Pioneer/Courtney headgate). Information is available indicating that the point of diversion on the Umatilla River is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
3 N	29 E	WM	21	SW NE	WESTLAND CANAL – NORTH 76 ° 45' 56" EAST, 2913.19 FEET FROM THE W1/4 CORNER OF SECTION 21

6. Temporary Transfer Application T-13469 proposes to change the place of use of the above described rights to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	28 E	WM	12	NE SE	4000	19.0
3 N	28 E	WM	12	SE SE	2601	30.0
Total:						49.0

7. The second right to be temporarily transferred is as follows:

Water Use: Water Right evidenced by Umatilla River Decree, (Vol. 3, Pg. 195) the portion identified as in the name of Allen Ditch Co. (Fred Andrews)
Use: IRRIGATION of 11.0 ACRES
Priority Date: 1870
Limit/Duty: (subject to the provisions of the Umatilla River Decree Vol. 3, Page 127, Paragraph 33)
Period of Use: usually MARCH 1 TO NOVEMBER 1
Source: UMATILLA RIVER, tributary to the COLUMBIA RIVER

Authorized Place of Use:

IRRIGATION - Vol. 3, Pg. 195 /Andrews						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	29 E	WM	7	NE SE	2300	5.5
3 N	29 E	WM	7	SE SW	2300	5.5
Total						11.0

8. The water uses tabulated above in Volume 3, Page 241 of the Umatilla River Decree identifies the Allen Ditch as the delivery system, but does not describe the location of the point of diversion from the Umatilla River through the Westland Irrigation District canal at #G-4C (Allen Ditch headgate). Information is available indicating that the point of diversion on the Umatilla River is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
3 N	29 E	WM	21	SW NE	WESTLAND CANAL - NORTH 76 ° 45' 56" EAST, 2913.19 FEET FROM THE W1/4 CORNER OF SECTION 21

9. The Temporary Transfer Application T-13469 proposes to change the place of use of the above described right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	28 E	WM	12	NE SE	4000	11.0

10. There are several primary irrigation water rights, Permits S-55061, S-55190, S-55192, S-54633 that are appurtenant to portions of the "TO" lands described above in Finding of Fact #6 and #9. During the term of the Temporary Transfer, water use under these rights are either already shut off, not allocated any water this season, do not supply enough water or

have not been activated by mitigation or intended to be used on these acres and thus shall not be exercised

11. The applicant has indicated that the supplemental water rights Certificate 31294 and Permit S-7400 will not be exercised during the term of this temporary transfer.
12. Transfer Application T-13469 proposes to temporarily transfer a water right from within the boundaries of Westland Irrigation District. The district was notified of the proposed temporary transfer and indicated that the applicant has conferred with the district about the proposed transfer and does not object to the transfer.
13. The Department interprets the rate and duty under the terms of the decree to be one-eightieth of one cubic foot per second, not to exceed 3.0 acre-feet per acre for each acre irrigated for these lands.

Temporary Transfer Review Criteria

14. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
15. A diversion structure, pump station, booster pumps, pipeline delivery, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
16. The proposed changes would not result in enlargement of the rights.
17. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary changes in place of use proposed in Temporary Transfer Application T-13469 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

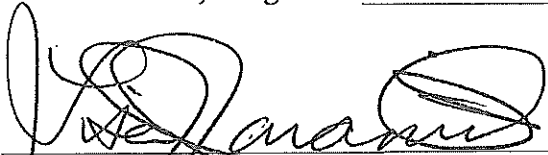
Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-13469 is approved.
2. The former places of use **shall not** be irrigated as part of this water right during the 2020 irrigation season.
3. The proposed change in places of use shall revert to the authorized place of use at the end of the 2020 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water rights.

5. A subsequent application for permanent transfer of Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
7. The use of the remaining water rights described by Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195 shall continue to be in accordance with the terms and conditions of Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195.
8. There are water rights existing on the proposed "TO" lands as identified in Findings of Fact #6 and #9. As described above in Finding #11, water use for primary irrigation under these water rights shall be suspended during the 2020 irrigation season.
9. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.

DEC 31 2020

Dated at Salem, Oregon this _____.



Lisa Jaramillo, Transfer and Conservation Section Manager, for
Thomas M. Byler, Director
Oregon Water Resources Department

DEC 31 2020

Mailing Date: _____

Split a Permit Cover Sheet

Transfer T-13469

Transfer Specialist:

Handwritten signature: KD / Corey

Transfer Type: Temporary Transfer Split a Permit

Applicant Name/Address: DAVID CORREA 31777 ANDREWS RD ECHO, OR 97826	Agent Name/Address: WILLIAM I. PORFELY PO BOX 643 STANFIELD, OR 97875	Other Landowner Name/Address:
	Irr. District Name/Address:	Other Landowner Name/Address: U.S. Bureau Of Reclamation
Commentors: Name/Address:		Other Landowner Name/Address: bmk_transfer_local_govt_name

Water Right Permit Affected

Records Marked	Records Copied	App File No. or Decree Name	Original Permit No.	Replacement Permit	Replacement Permit	Replacement Permit
☐	☐	DECREE	UMATILLA RIVER			

Key Dates & Initial Actions

Fees Paid: June 15, 2020	PLACE OF USE
1208.00 Acknowledgement Letter Sent ☒	WM District: 5 Initial Notice:

Handwritten note: Recv'd 11/2/2020

Processing Dates & Actions

Draft PFO to Data w/draft Permits: _____	
Draft PFO Mailed: _____	Public Notice: _____ Comments Rec'd: Yes / No
Proposed Final Order: _____	Public Notice: _____ Protest Period Ends: _____
Final Order: _____	FO & Permits mailed: _____

DPFO Review (Optional)	PFO Review (Salem)	Final Order Review (Salem)
Reviewer: _____ Date: _____ Changes Made: _____ Date: _____ Mailed: _____	Reviewer: _____ Date: _____ Changes Made: _____ Date: _____ Sig. Bin Date: _____	Reviewer: <i>Scott</i> / <i>1/1/20</i> Date: <i>11-30-20</i> / <i>12/3/20</i> Changes Made: <i>12/10/20</i> <i>cc</i> Date: _____ Sig. Bin Date: <i>12/14/20</i>
Comments/Special Issues:		

Special Order Volume: Vol _____ Pages _____

APPLICATION (OAR 680-325-0040)

CW		CW	
☐	Appropriately signed	☐	Appropriate Fees Paid
☐	All required Attachments Received	☐	Permit "C" Date has not expired
☐	Use is for irrigation, nursery, agricultural, stock watering, or temperature control	☐	Applicant is not a unit of local government, port, water authority, or a district
☐	Is the Permit located within an Irrigation District? District Name and address provided?	☐	Check for any other authorized Permit Amendments that are not reflected on the Permit

DETERMINING THE "SPLIT"

(Make working copy of application and permit to mark on)

PR	CW		PR	CW	
☐	☐	The maps adequately show the lands assigned to each landowner and meet the requirements of OAR 690-325-0050	☐	☐	Application & Permit tabulations match. <i>(Mark on Permit and cert. copies and note corrections needed)</i>

DEPARTMENT REVIEW (OAR 690-325-0070)

PR	CW		YES	NO	
☐	☐	OAR 690-325-0070(1)(a) The mailing address of each owner of the authorized place of use has been verified	☐	☐	Notes:
☐	☐	OAR 690-325-0070(1)(b) The deed(s) supplied with the application match(es) the properties proposed for assignment	☐	☐	Notes:
☐	☐	OAR 690-325-0070(1)(c) The most recent water use under the permit, if any, has been exercised within the relevant terms and conditions of the water right permit.	☐	☐	Notes:
☐	☐	OAR 690-325-0070(1)(d) Will the splitting of the Permit result in enlargement of the original Permit?	☐	☐	Notes:
☐	☐	OAR 690-325-0070(1)(e) Will the splitting of the Permit result in Injury to other water right holders?	☐	☐	Notes:

REPLACEMENT PERMITS (OAR 690-325-0110)

PR	CW		PR	CW	
☐	☐	Are the same conditions from the original permit included on the replacement permits?	☐	☐	Notes:

Transfer Review Checklist

T-13469 (David Correa)

TEMPORARY

Caseworker: Dowden

TYPE OF TRANSFER (Temp.)	
☒	POD, APOD or POA, APOA and/or Place of Use (690-380-2110 and 690-380-2200 and 690-380-8000)
Transfers Requiring Supplemental Review Criteria	
☐	Character of Use (690-380-2300)
☐	Surface Water to Ground Water (SW to GW), ORS 540.531, (690-380-2130)
☐	Instream, ORS 537.348, (690-380-2200, 690-380-2300 and 690-077-065 thru 075)
☐	Supplemental Use to Primary Use (S to P), ORS 540.524, (690-380-2320)
☐	Consent to Injury of Instream (CTI) ORS 540.530, (690-380-5050)
If transfer type not listed above, see separate checklists	

FILE PREPARATION	
CW	
☒	File Assigned (Computer Entry)
☒	Make Copies and Place in Working File: ☒ Application ☒ Map
☒	Verify all Certificates/Permits are shown in WRIS to be non-cancelled ☒ Print Certificates and Place in Working File
☒	Add Working file to T-file
☒	Check Public Comments https://apps.wrd.state.or.us/apps/wr/wr_public_comment_mgmt/default.aspx
CW	
☒	All Stakeholders accurately listed in WRIS with email addresses if available ☒ Irrigation District ☐ BOR ☐ Tribes Is this a Living Certificate? ☐ Yes ☒ No If Certificate in name of District or BOR, attach Additional Living Certificate Processing checklist
☐	Double check all water rights/permits are included in WRIS under Transfer #
☒	Copy and Place in Working File: ☒ Watermaster Review ☐ Groundwater Review ☐ ODFW Review
☐	Public Comments Received? ☐ Yes ☒ No If yes, print comments and place in file ☐ Timely ☐ Untimely Notes:

PR Initials

CC

BASIC APPLICATION REVIEW and NOTICE (OAR 680-380-3000 and -4000)					
CW	N/A		CW	N/A	
☒		Appropriately signed	☐	☐	Check Area of Interest – Print if needed, include in WRIS stakeholder as interested party
☒		All required Attachments Received	☒	☐	Ditch Co., Irr. Dist and/or BOR sent copies
☒		Appropriate Fees Paid	☐	☐	Overpayment of Fees, Refund Request w/FO
☒	☐	Local Government [County] noticed Copy of Acknowledgment Letter	☒	☐	OWRD Land Use Form matches Tax Lots, is signed by proper official and is APPROVED N/A = must meet all 4 criteria for exemption (last 690-380-3000(1))

BASIC APPLICATION REVIEW and NOTICE (OAR 680-380-3000 and -4000) Cont'd					
CW	N/A		CW	N/A	
☒	☐	Supp. Form D or Letter of approval from Irrigation or Water Control District	☒	☐	Evidence of Use is submitted with supporting documentation
☒	☐	Are the supplemental water rights included in the Transfer? ☒ Yes ☐ No If no, are they cancelling? ☐ Yes ☐ No >will remain unexercised during the 5yrs.	☒		Map meets criteria of OAR 690-380-3100
☒		Water Use Subject to Transfer (OAR 690-380-0100(14)) Is the water right(s) proposed for transfer a water use(s) subject to transfer? ☐ Adjudicated or decreed ☒ Certificated ☐ Water use permit with CBU and proof to satisfaction issued ☐ Transfer app for which an order approving change has been issued and proper proof of the completion of the change has been filed	☒		Any application deficiencies that need to be addressed? ☒ Yes ☐ No Notes: Application and maps

PR Initials Cc

Reviewing The "From" and "To" Lands (Use working copy of application and certificates to mark on)			
CW		CW	
☒	<u>From</u> : Only the authorized POD's/POA's and POU's involved are listed.	☒	<u>From</u> : Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
☒	<u>From</u> : Marked on certificate the acreage being affected and remaining by ¼ ¼.	☒	<u>From</u> : Marked on certificate the quantity of water being transferred, cancelled, and remaining
☒	<u>From and To</u> : Print Plat Card(s), check and note conflicts (change in pou and use only)	☒	<u>From and To</u> : Compare water right map to Application tabulation (Table 2) to Application map for accuracy

PR Initials Cc

Amended Application Pages And Maps					
CW	N/A		CW	N/A	Notes/Documentation
☐	☐	Amended Application Pages and Maps	☒	☐	☒ Scan new pages ☒ Update WRIS with new pages ☒ Mark replaced pages in red with 'SUPERSEDED' and place in back of file
☒	☐	Did the amendment change the location of the proposed POD or POA? ☐ Yes ☒ No	☐	☐	☐ For POD changes, re-review from Watermaster or other documentation ☐ For POA changes, re-review from GW section

PR Initials

ce

Layered and Supplemental Water Rights (OAR 690-380-2240)

CW	N/A		CW	N/A	NOTES
☒	☐	OAR 690-380-2240(2) and (3) Transfer of Layered Water Rights and Certificates of Registration (change in use or pou) <i>See definition of layered in OAR 690-380-0100(4) File contains statements as to the disposition of several private and NOWA permits on the "FROM" & "TO" lands. (no active irr. planned)</i>	☐	☐	Are there other layered water uses subject transfer, permits or certificates of registration which were not included in the application? ☒ Yes ☐ No Yes, sent e-mail. They revised the application to include this information If yes, provide applicant 30 days to: ☐ Submit application for concurrent changes ☐ Submit affidavits for voluntary cancellations ☐ Withdraw the application
☐	☐	OAR 690-380-2240(5) Transfer of Supplemental Irrigation water right separately from associated primary water right.	☐	☐	Does the new primary irrigation water right have similar reliability as the associated primary irrigation water right? ☐ Yes ☐ No New primary right priority date: _____ Prior primary right priority date: _____ History of regulation? ☐ Yes ☐ No <i>Watermaster Review</i>

COORD INITIALS

PR Initials

cc

TRANSFER REVIEW Criteria (OAR 690-380-4010)

CW		CW	DOCUMENTATION
☒	Validity of the Right; Not Forfeited OAR 690-380-4010(2)(a) The right has been used over the past five years according to the terms and conditions of the right and the right is not subject to forfeiture under ORS 540.610.	☒	☒ Evidence of Use & supporting documentation ☐ Confirming Cert issued within last 5 years ☐ Rebuttal to forfeiture (ORS 540.610(2)) _____
☒	Ready, Willing, and Able OAR 690-380-4010(2)(b) The water user is ready, willing and able to use the full amount of water allowed under the right.	☒	☒ Current delivery system description in Part 5 of Application Notes: _____ Delivery system has the capacity to fully divert and use the rate/duty of the right
☒	Enlargement OAR 690-380-4010(2)(c) The proposed transfer would result in enlargement ☐ Yes ☒ No Notes: (Must make a positive finding of "No enlargement").	☒	No expansion of the right: ☒ No greater rate or duty per acre than currently allowed ☐ Cannot increase acreage under the right ☒ Must prevent the original place of use from receiving water from the same source ☒ Cannot divert more water at the new POD or POA than is legally available to that right at the original point of diversion/appropriation See deficient rate right guidance See micro irrigation guidance

TRANSFER REVIEW Criteria Cont'd (OAR 690-380-4010)

☒	<i>Injury</i> OAR 690-380-4010(2)(d) The proposed transfer would result in injury ☐ Yes ☒ No Notes: _____ _____ (Must make a positive finding of "No injury").	☒	The proposed transfer would result in another, existing water right not receiving previously available water to which it is legally entitled ☒ Watermaster Review. ☐ Yes ☒ No ☐ Groundwater Review. ☐ Yes ☐ No ☒ N/A ☐ ODFW Review. ☐ Yes ☐ No ☒ N/A If yes, can the injury be mitigated? ☐ Yes ☐ No Conditions: _____ _____ <i>Also see Injurious Transfers (690-380-5030 to 5050)</i>
☒	<i>Other requirements</i> OAR 690-380-4010(2)(e) Any other requirements for water right transfers are met.	☐	Attach supplemental criteria checklist for transfer type marked on page 1 ☐ Character of Use ☐ SW to GW ☐ Instream ☐ Supplemental to Primary ☐ Consent to Injury of Instream Water Right

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Additional Findings of Fact

CW	N/A		CW	N/A	SAMPLE FINDING
☒	☐	Add Finding for submission of amended application pages or amended map	☐	☐	On _____, the applicant submitted an amended application page/map clarifying
☐	☐	Add Finding for timely comments received	☐	☐	On (date), timely comments were received from (name), asserting (issues). The Department has considered the comments and finds: (do they assert injury/enlargement or forfeiture?)
☐	☐	Add Watermaster Review	☐	☐	The District _____ Watermaster reviewed the proposed transfer application and concluded the proposed transfer would not result in enlargement of the right or injury to existing water rights. or would result in injury or enlargement of the right unless it was conditioned

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Additional Conditions and Provisions under Review Criteria

CW	N/A		CW	N/A	SAMPLE FINDING
☒	☐	Add Watermaster conditions	☐	☐	See Supplemental Language (Measurement devices) or requirements to prevent injury or enlargement
☐	☐	Add ODFW fish screen requirements <i>N/A</i>	☐	☐	See Supplemental Language Fish Screen Requirements
☐	☐	Add ground water conditions <i>N/A</i>	☐	☐	See Groundwater Review / Supplemental Language

Additional Conditions and Provisions under Review Criteria (Cont'd)					
CW	N/A		CW	N/A	SAMPLE FINDING
☐	☐	Additional finding for evaluation of comments received and any actions or conditions to address comments	☐	☐	
☒	☐	Add any other special provisions <i>(Findings on disposition of NOWA permits)</i>	☐	☐	Additional findings to support determination of additional review criteria listed
☐	☐	Any cancellation/diminishment submitted? ☐ Yes ☐ No	☐	☐	If yes: (See Supplemental Language Document) ☐ Add Authority after 1 st paragraph ☐ Add finding(s) to document cancellation/diminishment
☐	☐	Are the existing water rights issued in the name of a District or Bureau of Reclamation? ☐ Yes ☒ No	☐	☐	If yes, a Finding of Fact and an Order item identifying the name in which the confirming certificate will be issued and who is responsible for COBL. Notes: <i>See Supplemental Language Document for Living Certificates</i>

COORD INITIALS PR Initials

Determination and Conclusions of Law	
FINDINGS	DETERMINATION AND PROPOSED ACTION / CONCLUSIONS OF LAW
Based on review of the evidence submitted, the Department finds the water right(s) has/have been used [within the last five years] or [within the five-year period prior to submittal of the transfer application] according to the terms and conditions of the right(s) and the right(s) is/are not subject to forfeiture.	The right(s) has/have been used [within the past five years] or [within the five-year period prior to submittal of the transfer application] according to the terms and conditions of the right(s). or Confirming water right Certificate XXXXX was issued within the last five years prior to submission of Transfer Application T-XXXXX.
Based on the information submitted [and Department records], a diversion structure and ditch sufficient to use the full amount of water allowed under the existing right(s) were present within the five-year period prior to submittal of the transfer application. or Based on the information submitted [and Department records], a pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right(s) were present within the five-year period prior to submittal of the transfer application.	The Applicant is ready, willing, and able to use the full quantity of water under the right. There is no evidence in the record to suggest the right is subject to forfeiture.
[As conditioned,] the proposed change(s) would not result in enlargement of the right. <i>Or, if denial</i> The lands currently irrigated under the right would continue to receive water from the same source resulting in enlargement of the right(s).	The proposed change(s) will not enlarge the right. Or The proposed change(s) would result in enlargement of the right.

Determination and Conclusions of Law (Cont'd)

Based on review of the record, the proposed change(s) would not result in injury to other water rights.

Or, if denial

The proposed change(s) would result in the routing of return flows around at least one diversion of other existing water rights, resulting in injury to those rights. Or

An instream water right, Certificate XXXXX, exists for the reach of the river in which the authorized point of diversion would be moved upstream, and streamflows within the reach are frequently below the levels allocated under the instream water right. Thus, the instream water right would be injured as a result of the proposed change in point of diversion.

The proposed change(s) would not result in injury to other water rights.

Or

The proposed change would result in injury to other water rights.

Or

The proposed change would result in injury to the instream water right. *[See consent to injury]*

☐ The application is complete. Or

☒ The application is incomplete

☒ All other application requirements are met. Or

☐ The application is incomplete because . . .

Ensure all conditions are carried forward in Order section.

COORD INITIALS

PR Initials

☐ N/A

Denial of Transfer (OAR 690-380-4010(3))

OAR 690-380-4010(3)(a)

Describe the basis for the denial

☐

☐ Injury

☐ Enlargement

☐ Deficiencies not rectified

OAR 690-380-4010(3)(b)

Identify conditions or restrictions that, if included in the transfer, would allow approval of the transfer

☐

Examples: consent to injury; amend application to remove well

☐ Yes Approve with conditions

☐ No Must be denied

COORD INITIALS

PR Initials

DRAFT FINAL ORDER DETERMINATION**Document Preparation**

☐	☐ N/A	Additional Supplemental Review Criteria Checklist attached	
CW		CW	
☒	Check tenses (Find and Replace (s), is/are, was/were	☒	Add agent, receiving landowner, if applicable, etc.
☒	Compare authorized PODs/POAs with marked up Certificate	☒	Compare "from" lands with marked up Table 2 of Application and Certificate
☐	Compare Proposed PODs/POAs with Table 1 of Application and Map	☒	Compare Proposed Place of Use with Table 2 of Application and Map

Remaining Right Certificate(s) N/A

☐	Check tenses (Find and Replace (s), is/are, was/were	☒	Table format matches current template
☐	Content format matches original certificate (e.g., rate/duty limitation)	☒	Name and address matches originating certificate Note: Remaining rights can only be issued in the name of the current landowner(s) of the remaining rights IF 1) the Report of Ownership information supplied for the transfer covers all of the remaining right lands (as well as the right being transferred) and 2) the applicant asks for the remaining right to be issued in its name. Otherwise, the name(s) on the remaining right will be the same as the original water right involved in the transfer.
☐	Determination and remaining acres combined match acres under originating certificate?	☐	All water accounted for
		☐	Document is "Spell checked"

Cover Letter

CW	N/A		CW	N/A	
☐	☐	Correct Name and Address including email address	☐	☐	Attach supporting documents to cover letter ☐ Completed Watermaster Contact Sheet ☐ ODFW Contact sheet
☐	☐	Include email addresses for agent and other interested parties (in cc section) of letter	☐	☐	Any special conditions explained
			☐		Document is "Spell checked"

COMMENTS

--

COORD INITIALS

PR Initials

PRELIMINARY DETERMINATION

Public/Newspaper Notice

CW	N/A		CW	N/A	
☐	☐	Prepare public/newspaper notice using template	☐	☐	Send letter to Applicant/Agent regarding newspaper notice cost
☐		Notice and Letter are "Spellchecked"	☐	☐	Funds received from Applicant/Agent for newspaper notice
☐	☐	Forward Draft Newspaper Notice to Coordinator	☐	☐	Affidavit of Publication Received

Ownership Verification

CW		CW	
☒	The Deed/ROI matches the "from" lands	☐	Compare with current tax lot map
☒	All owners on the Deed/ROI have signed the application	☒	☐ N/A Notarized, signed statement of consent

Document Preparation

CW		CW	
☒	Save dfp document as a new document XXXXX-pd.doc	☐	Hidden Findings unveiled (control "a", select Font, unmark hidden box)
☐	Any substantive changes/amendments as result of DPD ☐ Yes ☐ No If yes, issue revised DPD	☐	Remove "DRAFT" from document title and any extra "carriage" returns
☐	Update the hidden paragraph following the received notice and amendments findings (regarding is authorized to pursue transfer, etc.)	☐	Select the appeals language in the first page footer for the preliminary determination
☐	Protest language is listed following document preparation box	☐	Notice Regarding Service Members is showing
		☐	Document is "Spell checked"

Cover Letter

☐	Cover letter prepared	☐	Email addresses checked for accuracy
		☐	Document is "Spell checked"

Data Center Review

CW		CW	
☐	Prepare Route Slip	☐	☐ Prepare Revised DPD if <i>substantive changes</i> OR ☐ Issue Preliminary Determination
☐	File Returned		

COMMENTS

COORD INITIALS

PR Initials

FINAL ORDER

Document Preparation

CW		CW	
☐	Save PD document as new document XXXXX-ord-approve.doc	☐	Hidden Findings unveiled (control "a", select Font, unmark hidden box)
☐	Update the hidden paragraph following the received notice and amendments findings (regarding issuance of PD)	☐	Remove "PRELIMINARY DETERMINATION" from document title and replace with "FINAL ORDER", Replace "PROPOSING APPROVAL/DENIAL OF" with APPROVING/DENYING"
☐	Unhide and Select the appeals language in the first page footer for the "Final Order" language; unhide Special Order Volume and page	☐	Change "Determination and Proposed Action" to "Conclusions of Law" and update paragraph
☐	Replace "If application T-XXXXX is approved . . ." with Now, therefore, it is ORDERED:	☐	Select text below "It is ORDERED" section and turn off Italics. Restart numbering at "1".
☐	Delete Protest language, Document preparation box, and Notice Regarding Service members; Insert "Mailing Date: _____"	☐	Final Check: All Conclusions of Law have Findings to support them
		☐	Document is "Spell checked"

Remaining Right Certificate

N/A

CW		CW	
☐	Assign Certificate Number from Spreadsheet	☐	Update footer to read: T-XXXXX.rr.YYYYY.ini, where YYYYY is original certificate number, and ini stands for your initials
☐	Input new certificate number on right side of footer	☐	Print on Certificate paper
		☐	Document is "Spell checked"

COMMENTS

Standard Individual 1-year TEMPORARY for POU change.

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T- **13469**

Review Due Date:

Applicant Name: **David Correa**

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

Reviewer(s): **Greg Silbermangel**

Date of Review: **11/2/2020**

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available
4. In your estimation, after the proposed transfer, the distribution of water for the right(s) result in regulation of other water rights that would not occur if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes" explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:
- ☐ N/A
7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:
- ☒ N/A
8. For instream transfers that propose protection of a reach beyond the mouth of the source stream: ☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No
9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain:
10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☒ No If "Yes", explain:
11. For POU changes that involve micro-irrigation: ☒ N/A
- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?
- ☐ Yes ☐ No If "Yes", explain:

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

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

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:
- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:
- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:
- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:
- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

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

- i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☐ No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

☐ Yes ☒ No If "Yes", explain:

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

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☒ No ☐ Yes, as checked and provided below:

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

☐ A Headgate should be required prior to diverting water.

☐ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a **totalizing flow meter***, or, with prior approval of the Director, another suitable measuring device, ☐ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

b. The water user shall maintain the meters or measuring devices in good working order.

c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install **staff gages***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐

Weir

☐

Submerged Orifice

☐

Parshall Flume

☐

Flow Restrictor

☐

Other: _____

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

Transfer #: T-

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

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

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

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

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

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

 Watermaster signature

 District

 Date

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

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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

RECEIPT # **132784**

INVOICE # _____

RECEIVED FROM: CFCI LLC

BY: _____

APPLICATION	
PERMIT	
TRANSFER	<u>7-13469</u>

CASH: ☐ CHECK # 12015 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,208.00

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	\$ <u>1,208.00</u>		

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: **132784**

DATED: 6-15-2020 BY: [Signature]

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

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



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

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 1: Umatilla Decrees Pioneer Irrigation Company Vol. 3 Page 239, (Elmar Reeves); Vol. 3 Page 240, (Geo. Ward) & Vol. 3 Page 241, (Geo. Ward), & Vol. 15 Page 432, (Frank Correa Sr.), & 2: Umatilla Decrees Pioneer Irrigation Company Vol. 15 Page 195, (Fred Andrews).**
Please include a separate list of water rights on page 6)
- ☒ ☐ N/A For standard Temporary Transfer Application: **Year: Nov 1, 2020.** **Start Date: March 1, 2020 End Date:**
- ☐ ☒ N/A Temporary Drought Transfer Application: **declared drought)**

Attachments:

- ☒ Completed Temporary Transfer Application Map
- ☒ Completed Evidence of Use
- ☒ Current recorded deed for the land upon which the water right is temporarily being moved.
- ☒ ☐ N/A Affidavit(s) of Consent from Land Use Authority for the land upon which the water right is located
- ☒ ☐ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☐ ☒ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

- ☐ Application fee not enclosed/or is insufficient
- ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required
- ☐ Part is incomplete

Revised 5/13/

TACS

NEWEST

REC'D 9/16/2020

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- ☒ ☐ N/A If more than three water rights are involved, separate maps are needed for each water right.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☐ ☒ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
2	Number of water rights included in transfer: <u>2 (2a)</u> Subtract 1 from the number in 3a above: <u>1(2b)</u> If only one water right this will be 0 Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »	2	260.00
3	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 3 » » » » » » » » » » » » » » » » ☐ Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	0
4	Do you propose to change the place of use for an irrigation use? ☐ No: enter 0 on line 4 » » » » » » » » » » » » » » » » ☒ Yes: enter the number of acres for the portions of the rights to be transferred: _____ (4a) Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	138.00
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	
6	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »	6	0
7	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » » Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:	7	\$1208

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

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate does not list total cfs, but identifies the allowable use as $1/40$ or $1/80$ of a cfs per acre; multiply number of acres proposed for change by either 0.025 ($1/40$) or 0.0125 ($1/80$). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs , since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME David Correa			PHONE NO. (541) 376-8183	ADDITIONAL CONTACT NO. (541) 379-5675 cell
ADDRESS 31777 Andrews Road			FAX NO.	
CITY Echo	STATE OR.	ZIP 97826	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME William I. Porfily			PHONE NO.	ADDITIONAL CONTACT NO. (541) 561-7259 cell.
ADDRESS P.O. Box 643			FAX NO.	
CITY Stanfield	STATE OR.	ZIP 97875	E-MAIL wporfily@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.				

Explain in your own words what you propose to accomplish with this transfer application and why:
We propose to transfer small areas irrigated with hand lines and flood irrigation to an area under a center pivot. The irrigation with a center pivot is a much more economically, (financially), and efficiently, (less water used), use of the irrigation water.

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

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

_____ Applicant signature	<u>David Correa Owner</u> Print Name (and Title if applicable)	_____ Date
_____ Applicant signature	<u>Robert Emert Owner</u> Print Name (and Title if applicable)	_____ Date
_____ Applicant signature	<u>Dan Mills an Owner</u> Print Name (and Title if applicable)	_____ Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☒ No: Two of three of the right involved in From Areas in this Transfer are owned by third parties (Mills and Emert) and they have signed the application.

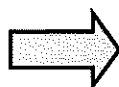
If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME Westland Irrigation District	ADDRESS P.O. Box 944	
CITY Hermiston	STATE OR.	ZIP 97838

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

ENTITY NAME U.S. Bureau of Reclamation, Pacific N.W. Region	ADDRESS 1150 N. Curtis Rd.	
CITY Boise	STATE Idaho	ZIP 83706-1234



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Umatilla County	ADDRESS 216 S.E. 4th	
CITY Pendleton	STATE OR.	ZIP 97801

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # Umatilla Decrees Pioneer Irrigation Company Vol. 3 Page 239, (Elmar Reeves); Vol. 3 Page 240, (Geo. Ward) & Vol. 3 Page 239, & Vol. 15 Page 432, (Frank Correa Sr.)

Description of Water Delivery System:

System capacity: 6.0 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. These Rights are served by the Pioneer Irrigation Company through the Pioneer Ditch. The Pioneer Ditch received water from the Westland Irr. Dist. Main Canal Headgate # G-2, (Pioneer – Courtney head gate), about 1 mile from the Westland Irr. Dist. Point of Diversion from the Umatilla River.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
W.I D. Div.	☒ Authorized ☐ Proposed	N/A	3 N	29 E	21	SW NE		N.76°45'56"E, 2913.19' from W. ¼ Cor. Sec. 21
	☐ Authorized ☐ Proposed							

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

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

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

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

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

- ☐ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

**Table 2. Description of Temporary Changes to Water Right Certificate # Certificate # Umatilla Decrees Pioneer Irrigation Company Vol. 3 Page 239.
(Elmar Reeves); Vol. 3 Page 240, (Geo. Ward) & Vol. 3 Page 239, & Vol. 15 Page 432, (Frank Correa Sr.)**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
Elmar Reeves - Emert																				
4	N	29	E 31	SW SE	1600	7.0	Umatilla River		1/9/1900	POU										
Geo Ward - Emert																				
4	N	29	E 31	SE SW	1600	1.5	Umatilla River		1/9/1900											
4	N	29	E 31	SE SW	1600	8.5	Umatilla		1/9/1900	POU										
B. F. McCullough & Frank Correa Sr.*- Correa																				
3	N	29	E 8	NE SW	2601	8.0	Umatilla River		1/9/1900	POU	3	N	29 28	E 12	NE SE	4000	19.0			1/9/1900
3	N	29	E 8	SE SW	2601	10.0	Umatilla River		1/9/1900	POU	*3	N	28	E 12	SE SE	4000	30			1/9/1900
3	N	29	E 8	NW SE	2601	12.0	Umatilla River		1/9/1900	POU							49.0			
3	N	29	E 8	SW SE	2601	3.5	Umatilla River		1/9/1900	POU							0			
TOTAL ACRES						49.0					TOTAL ACRES						49.0			

Additional remarks: *Some of the irrigated acres described above have appurtenant supplemental water rights for irrigation described in Permit 7400 and Certificate 31294. No supplemental water Rights under Permit 7400 or Certificate 31294 will be transferred for use on the "to" lands, and no supplemental water will be used on the "Proposed" land during the 1 year period. also some of these acres are covered by permits 55061, 55142, 55190, & 54430 there is was an "No Planned Active Irrigation" proposed this year so AN's of these water rights is 0 in this temporary transfer. **Please see ORS 540.523; OAR 690-380-8020.**

For Place of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: Permit 7400

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

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide: N/A

- ☐ Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

Certificate Umatilla Decree Allen Ditch Company Vol. 3 Page 195, (Fred Andrews).

Description of Water Delivery System

System capacity: 14.0 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. The authorized place of use was flood irrigated from the Allen Ditch Delivery System. The Allen Ditch, 8 ft. wide x 3 ft. deep, diverts water from the Westland Irrigation District's Westland Canal at #G-4C Allen Ditch Headgate. The Allen Ditch delivers water approximately 2.5 miles from this head gate to the Danny Mills parcel. The Danny Mills parcel is irrigated by two center pivots. The acreage in the corners around the pivots in this application are flood irrigated.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-_____)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
W.I.D. Div.	☒ Authorized ☐ Proposed	N/A	3 N	29 E	21	SW NE		N.76°45'56" E. 2913.19' from W. ¼ Cor. Sec. 21
	☐ Authorized ☐ Proposed							

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

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

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

- ☐ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # Umatilla Decree Alen Dich Company Vol. 3 Page 195, (Fred Andrews).

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
								Fred Andrews- Danny L. Mills													
3 N	29 E	7	NE SE	2300		5.5	Umatilla River		12/31/ 1870	POU	3 N	28 E	12	NE SE	4000		11.0			12/31/18 70	
3 N	29 E	7	SE SE	2300		5.5	Umatilla River		12/31/ 1870												
TOTAL ACRES						11.0					TOTAL ACRES						11.0				

Additional remarks: Section 7 of the Decree was described in parcels S506, S507, S510, & S533 there is nothing to be changed proposed this year as 100% of these lands involved in this temporary transfer.

For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the “from” or the “to” lands? ☒ Yes ☐ No

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

Pursuant to ORS 540.525, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:

- ☐ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (**Tip:** You may search for well logs on the Department’s web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide “a best estimate” for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
N/A										

POA changes that do not access the same source aquifer.

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



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

**This temporary transfer application will be returned if Parts 1 through 5
and all required attachments are not completed and included.**

For questions, please call (503) 986-0900, and ask for Transfer Section.

RECEIVED

JUN 15 2020

FOR ALL TEMPORARY TRANSFER APPLICATIONS

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 1: Umatilla Decrees Pioneer Irrigation Company Vol. 3 Page 239, (Elmar Reeves); Vol. 3 Page 240, (Geo. Ward) & Vol. 3 Page 239, & Vol. 15 Page 432, (Frank Correa Sr.), & 2: Umatilla Drcree Alen Dich Company Vol. 3 Page 195, (Fred Andrews).**

Please include a separate Part 5 for each water right. (See instructions on page 6)

- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: March 1, 2020 End Year: Nov 1' 2020.**

- ☐ ☒ N/A Temporary Drought Transfer (one to five years) **declared drought)**

Attachments:

- ☒ Completed Temporary Transfer Application Map
- ☒ Completed Evidence of Use
- ☒ Current recorded deed for the land upon which the water right is located
- ☒ ☐ N/A Affidavit(s) of Consent from the land upon which the water right is located
- ☒ ☐ N/A Supplemental Form D – For water right use is temporarily transferred
- ☐ ☒ N/A Oregon Water Resources Department approval and authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

Superseded

(For Staff Use Only)

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

- ☐ Application fee not enclosed/or is insufficient
- ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Part _____ is incomplete
- ☐ Additional signature(s) required

Revised 5/13/

TACS

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- ☒ ☐ N/A If more than three water rights are involved, separate maps are needed for each water right.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☐ ☒ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

13469 -

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
2	Number of water rights included in transfer: <u>2 (2a)</u> Subtract 1 from the number in 3a above: <u>1(2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »	2	260.00
3	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 3 » » » » » » » » » » » » » » » » ☐ Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	0
4	Do you propose to change the place of use for an irrigation use? ☐ No: enter 0 on line 4 » » » » » » » » » » » » » » » » ☒ Yes: enter the number of acres for the portions of the rights to be transferred: <u>60 (4a)</u> Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	138.00
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	
6	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	6	0
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	\$1208

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

*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

JUN 15 2020

Part 4 of 5 – Applicant Information and Signature

Applicant Information

OWRD

APPLICANT/BUSINESS NAME David Correa			PHONE NO. (541) 376-8183	ADDITIONAL CONTACT NO. (541) 379-5675 cell
ADDRESS 31777 Andrews Road			FAX NO.	
CITY Echo	STATE OR.	ZIP 97826	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME William I. Porfily			PHONE NO.	ADDITIONAL CONTACT NO. (541) 561-7259 cell.
ADDRESS P.O. Box 643			FAX NO.	
CITY Stanfield	STATE OR.	ZIP 97875	E-MAIL wporfily@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.				

Explain in your own words what you propose to accomplish with this transfer application and why:
We propose to transfer small areas irrigated with hand lines and flood irrigation to an area under a center pivot. The irrigation with a center pivot is a much more economically, (financially), and efficiently, (less water used), use of the irrigation water.

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

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

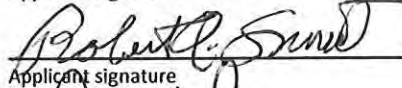


Applicant signature

David Correa Owner
Print Name (and Title if applicable)

Date

6-11-20



Applicant signature

Robert Emert Owner
Print Name (and Title if applicable)

Date

06-02-2020



Applicant signature

Dan Mills an Owner
Print Name (and Title if applicable)

Date

5/21/2020

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☒ No: **Two of three of the right involved in From Areas in this Transfer are owned by third parties (Mills and Emert) and they have signed the application.**

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

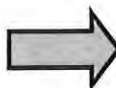
13469 -

☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME Westland Irrigation District	ADDRESS P.O. Box 944	
CITY Hermiston	STATE OR.	ZIP 97838

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

ENTITY NAME U.S. Bureau of Reclamation, Pacific N.W. Region	ADDRESS 1150 N. Curtis Rd.	
CITY Boise	STATE Idaho	ZIP 83706-1234

 To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Umatilla County	ADDRESS 216 S.E. 4th	
CITY Pendleton	STATE OR.	ZIP 97801

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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- 13469 -

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # Umatilla Decrees Pioneer Irrigation Company Vol. 3 Page 239, (Elmar Reeves); Vol. 3 Page 240, (Geo. Ward) & Vol. 3 Page 239, & Vol. 15 Page 432, (Frank Correa Sr.)

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Description of Water Delivery System:

System capacity: 6.0 cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. These Rights are served by the Pioneer Irrigation Company through the Pioneer Ditch. The Pioneer Ditch received water from the Westland Irr. Dist. Main Canal Headgate # G-2, (Pioneer – Courtney head gate), about 1 mile from the Westland Irr. Dist. Point of Diversion from the Umatilla River.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec		¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
W.I.D. Div.	☒ Authorized ☐ Proposed	N/A	3	N	29	E	21		SW	NE		N.76°45'56"E. 2913.19' from W. ¼ Cor. Sec. 21
	☐ Authorized ☐ Proposed											

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

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

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

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

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

- ☐ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

13469 -

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

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

**Table 2. Description of Temporary Changes to Water Right Certificate # Certificate # Umatilla Decrees Pioneer Irrigation Company Vol. 3 Page 239.
(Elmar Reeves); Vol. 3 Page 240, (Geo. Ward) & Vol. 3 Page 239, & Vol. 15 Page 432, (Frank Correa Sr.)**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
Elmar Reeves - Emert																									
4	N	29	E	31	SW	SE	1600		7.0	Umatilla River	1/9/1900	POU													
Geo Ward - Emert																									
4	N	29	E	31	SE	SW	1600		8.5		1/9/1900	POU													
D. F. McCullough & Frank Correa Sr.*- Correa																									
3	N	29	E	8	NE	SW	2601		8.0	Umatilla River	1/9/1900	POU	3	N	29	E	12	NE	SE	4000		19.0	1/9/1900		
3	N	29	E	8	SE	SW	2601		10.0	Umatilla River	1/9/1900	POU	*3	N	28	E	12	SE	SE	4000		30	1/9/1900		
3	N	29	E	8	NW	SE	2601		12.0	Umatilla River	1/9/1900	POU									49.0				
3	N	29	E	8	SW	SE	2601		3.5	Umatilla River	1/9/1900	POU									0				
TOTAL ACRES							49.0						TOTAL ACRES							49.0					

Additional remarks: *Some of the irrigated acres described above have appurtenant supplemental water rights for irrigation described in Permit 7400 and Certificate 31294. No supplemental water Rights under Permit 7400 or Certificate 31294 will be transferred for use on the "to" lands, and no supplemental water will be used on the "Proposed" land during the 1 year period. Please see ORS 540.523; OAR 690-380-8020.

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For Place of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: Permit 7400

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

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide: N/A

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☐ Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

☐ Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

Certificate Umatilla Drcree Alen Dich Company Vol. 3 Page 195, (Fred Andrews).

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Description of Water Delivery System

System capacity: 14.0 cubic feet per second (cfs) **OR**
 _____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. The authorized place of use was flood irrigated from the Allen Ditch Delivery System. The Allen Ditch, 8 ft. wide x 3 ft. deep, diverts water from the Westland Irrigation District's Westland Canal at #G-4C Allen Ditch Headgate. The Allen Ditch delivers water approximately 2.5 miles from this head gate to the Danny Mills parcel. The Danny Mills parcel is irrigated by two center pivots. The acreage in the corners around the pivots in this application are flood irrigated.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
W.I D. Div.	☒ Authorized ☐ Proposed	N/A	3	N	29	E	21	SW	NE		N.76°45'56" E. 2913.19' from W. ¼ Cor. Sec. 21
	☐ Authorized ☐ Proposed										

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

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

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

- ☐ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- ☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # Umatilla Drcree Alen Dich Company Vol. 3 Page 195, (Fred Andrews).

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
								Fred Andrews- Danny L. Mills															
3	N	29	E 7	NE SE	2300		5.5	Umatilla River		12/31/ 1870	POU	3	N	28	E 12	NE SE	4000		11.0			12/31/18 70	
3	N	29	E 7	NE SE	2300		5.5	Umatilla River		12/31/ 1870													
TOTAL ACRES						11.0						TOTAL ACRES						11.0					

Additional remarks: _____.

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For Place of Use Changes

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

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

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if necessary to convey the water to the new temporary place of use:

- ☐ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (**Tip:** You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
N/A										

POA changes that do not access the same source aquifer.

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Pioneer Irrigation Co.
continued.

Ward, C.J.
Echo, Ore.

(Finding #9
Contests 17,96)

Vested 41
.51
sec.ft.

Jan.1 20
1918

20 a. in NE-SW
7 a. in NW-SE
14 a. in SW-SE
Sec. 5
T. 3 N.R. 29 E.
(Vol.30. p.27,281)

20 a. in NE-SW
Sec. 5
T. 3 N.R. 29 E.

Ward, Geo. L.
Stanfield, Ore.

(Finding #9
Contests 17,98)

Vested 79
.99
sec.ft.

Jan.1 20
1918

14 a. in NE-SW
30 a. in NW-SW
35 a. in SE-SW
Sec. 31, T.4 N.R.29 E
(Vol.30,p.28,616)

15 a. in NE-SW
5 a. in SE-SW
Sec. 31
T. 4 N.R. 29 E.

*674 in Transfer to
D. H. H.
of all water - 100 ft. 100 ft.
Sec. 31, T. 4 N.R. 29 E.
Vol. 1 p. 281.*

*MAP
-2.5
-6.0*

UNATICA
RIVER DECREE

VOL. 3, PG. 240

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
- - Andrews, Fred Echo, Ore. (Finding #9 Contests #16, 212, 197)	1870	2.3	184	Irrigation	Allen	Main	40 a. NW SW 40 a. SW SW Sec. 8 40 a. NE SE 30 a. NW SE 17 a. SW SE 17 a. SE SE Sec. 7 T. 3 N. R. 29 E. W. M.

VOL. 3. PG 195

pg. 39 of 88 of SCAN
from WRS DOCUMENT

CONT. PIONEER IRR. COMPANY
(Jan. 9, 1900)

Name and Postoffice Address of Appropriator	Date of Relative Priority	Time Amount -cubic feet per second- limit	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
	1/9/1900	for complete application.					
Reeves, Elmer Stanfield, Ore.		Vested .09 sec.ft.	7				7 a. in SW-SE- Sec. 31 T. 4 N.R. 29 E. (Vol.30, p.31) -7.0 ac
(Finding #9, Contests 12,207)		Jan 1 1918	3				3 a. in SW-SE- Sec. 31 T. 4 N.R. 29 E. UMATILLA RIVER

UMATILLA
RIVER DECREE

VOL. 3, PG. 239

UMATILLA RIVER DECREE

VOL. 15, PG. 432

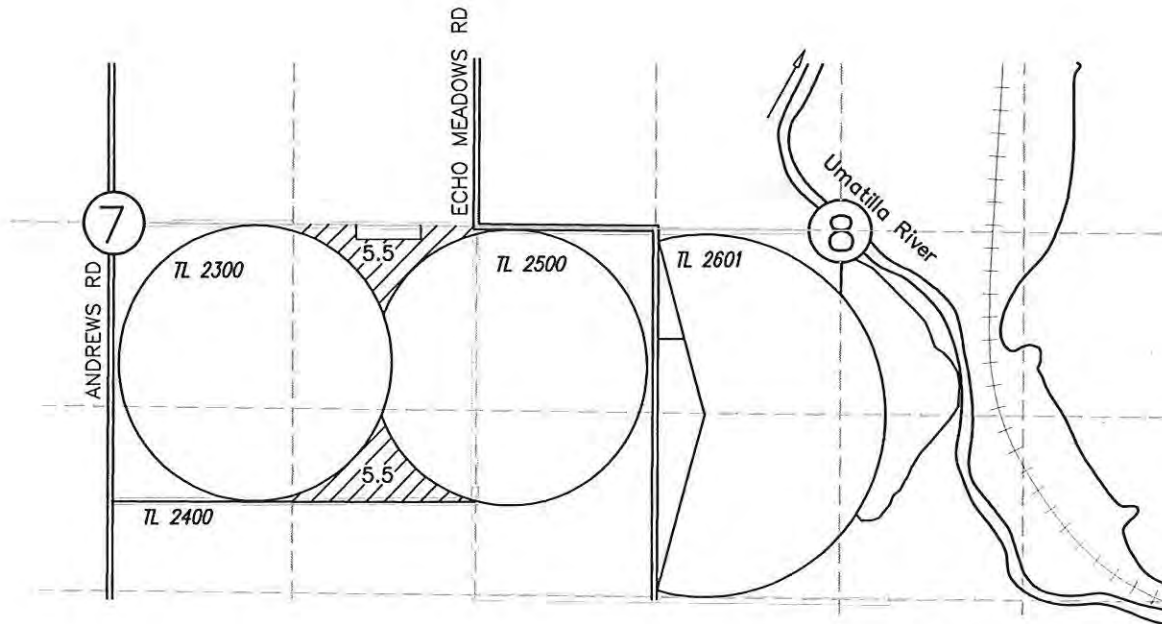
Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Pioneer Irrigation Company. Stanfield, Oregon. Finding No. 22 Ed Coffman	Jan. 9 1900	188.4 196.4 Amended: Decree Vol. 16 pg 457	11.4 11.4	Irrigation	Pioneer Canal	Umatilla River	(See under names of individual landowners following) 3.8 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5 7.6 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6 T. 3 N., R. 29 E., W.M.
Frank Correa, Sr.		18.0 26.0 Amended: Decree Vol. 16 pg 457 and pg. 458	18.0 26.0		40 ac in the NESW		8.5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.0 4.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8 T. 3 N., R. 29 E., W.M. all being located west of Umatilla River.
Frank Correa, Jr.	All lands under this claim covered by vested rights.						
Jesse Correa, Jr.	All lands under this claim covered by vested rights.						
Mrs. Jesse Correa, Sr.			26.6				6.2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20.4 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5 T. 3 N., R. 29 E., W.M.

Name and Postoffice Address of Appropriator	Date of Relative Priority	Time Amount cubic feet per second limit	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
		for com- plete ap- plication.					
Pioneer Irrigation Co. Continued. McCullough. B.F. Echo, Ore. (Fidding #9 Contests 17,223)		Vested 1.01 sec.ft	84				37 a. in NE-SW -8.0 37 a. in SE-SW -10.0 8 a. in NW-SE 2 a. in SW-SE Sec. 8 T. 3 N.R. 29 E. (Vol.30, p. 30)

Vol. 3, Pg. 239

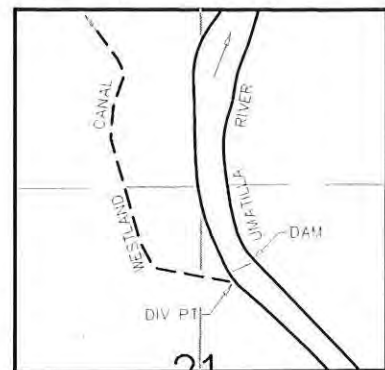
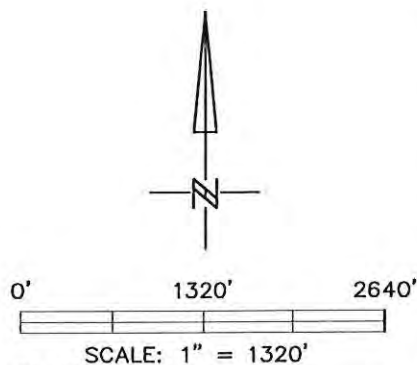
DAVID CORREA (MILLS TO CORREA) 2020 1 YEAR TEMPORARY TRANSFER

MAP 2 OF 3
UMATILLA COUNTY
T3N, R29E, WM



FROM
ALLAN DITCH CO
UMATILLA RIVER DECREE VOL 3
PAGE 195 IN THE NAME OF
FRED ANDREWS, 12/31/1870

T.3N., R.29E., W.M.



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

DIV PT LCT N.76°45'56"E. 2913.19' FROM W.1/4 COR. SEC 21

DRAWING: \\RWF\FILES\Public\Project\30-08-016 - Porfily Water Rights Consulting\00 Misc Engineering\Cad\correa\30-08-016 CORR BEAR 2020 2-3.dwg
PRINTED By: rwillard on 09/15/20 07:26 AM

Revised 9/16/2020 HD

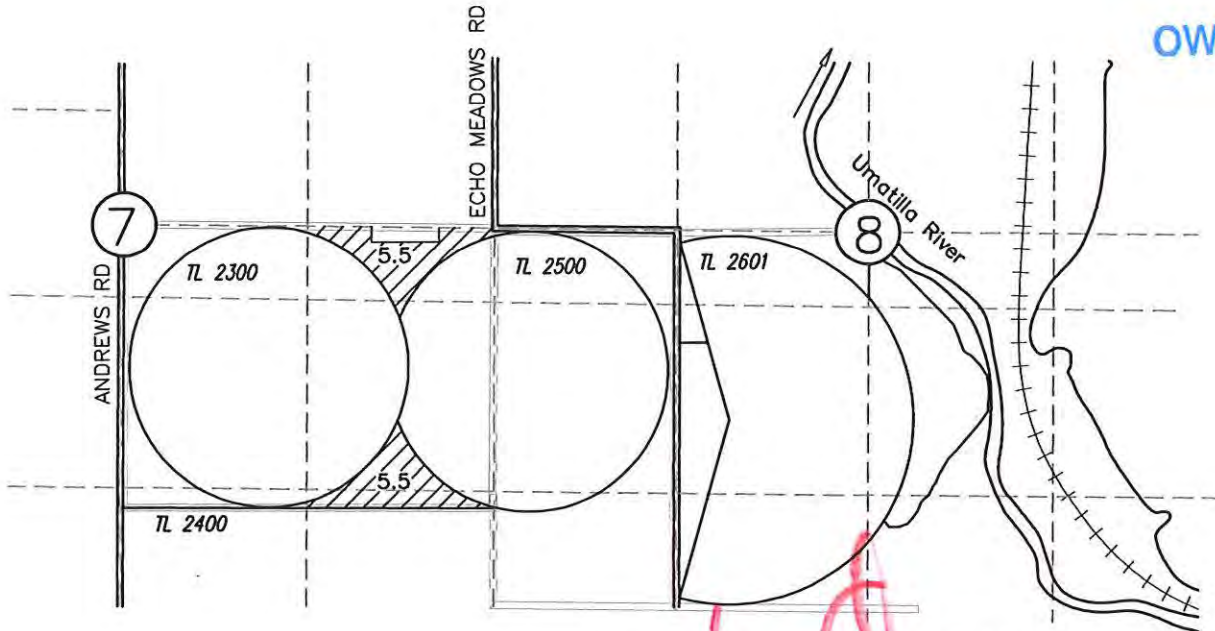
DAVID CORREA (MILLS TO CORREA) 2020 1 YEAR TEMPORARY TRANSFER

MAP 2 OF 3
UMATILLA COUNTY
T3N, R29E, WM

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JUN 15 2020

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FROM

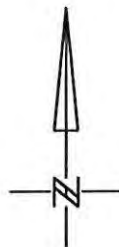
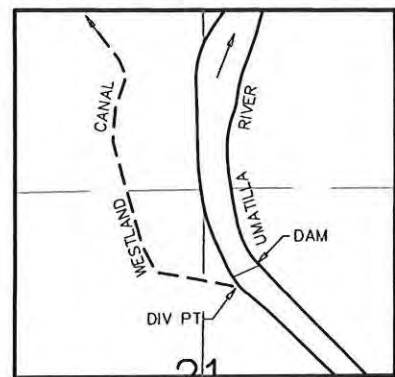


11.0

ALLAN DITCH CO

UMATILLA RIVER DECREE VOL 3
PAGE 195 IN THE NAME OF
FRED ANDREWS, 12/31/1870

T.3N., R.29E., W.M.



0' 1320' 2640'

SCALE: 1" = 1320'

NOTE:

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

DRAWING: \\KWKFILES\Public\Project\30-08-016 - Porfily Water Rights Consulting\--00 Misc Engineering\Cad\correa\30-08-016 CORR BEAR 2020 2-3.dwg
PRINTED BY: rwillard on 04/16/20 05:51 AM

13469 -

DAVID CORREA

2020 1 YEAR TEMPORARY TRANSFER

MAP 1 OF 3

UMATILLA COUNTY

FROM

49.0

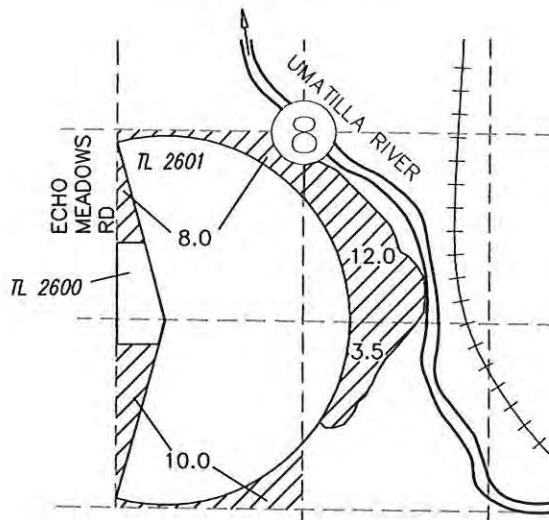
PIONEER IRRIGATION CO.
UMATILLA RIVER DECREE VOL 3
PAGE 239 IN THE NAME OF
B.F. McCULLOUGH, 01/09/1900
UMATILLA RIVER DECREE VOL 15
PAGE 432 IN THE NAME OF
FRANK CORREA SR, 01/09/1900
UMATILLA RIVER DECREE VOL 3
PAGE 239 IN THE NAME OF
ELMER REEVES, 01/09/1900
UMATILLA RIVER DECREE VOL 15
PAGE 240 IN THE NAME OF
GEO. WARD, 01/09/1900

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JUN 15 2020

OWRD

T3N, R29E, WM
CORREA TO CORREA



T4N, R29E, WM
EMERT TO CORREA



NO PER
← 7400
here

0' 1320' 2640'

SCALE: 1" = 1320'

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

DRAWING: \\KWKFILES\Public\Project\30-08-016 - Porfily Water Rights Consulting\--00 Misc Engineering\Cad\correa\30-08-016 CORR BEAR 2020 1-3.dwg
PRINTED BY: rwillard on 04/21/20 02:31 PM

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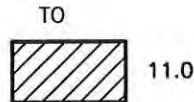
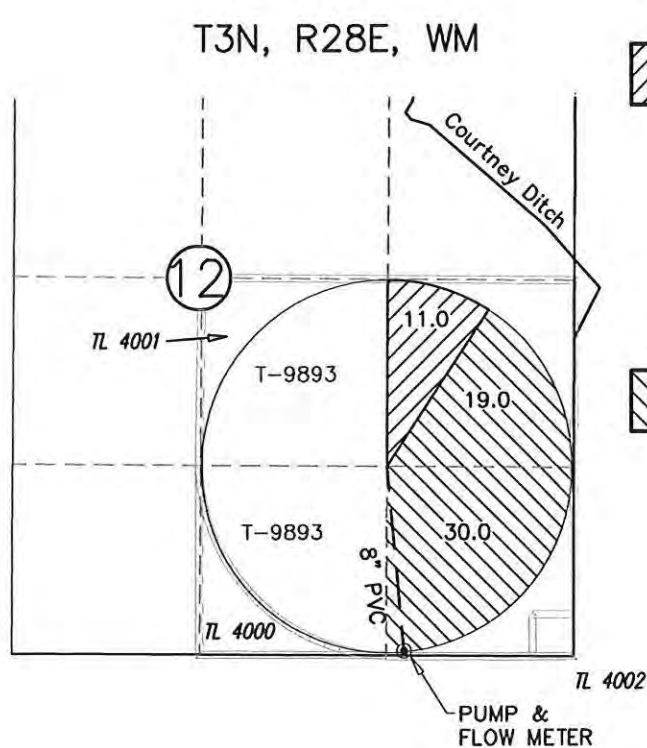
DAVID CORREA 2020 1 YEAR TEMPORARY TRANSFER

MAP 3 OF 3
UMATILLA COUNTY
T3N, R29E, WM

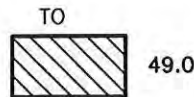
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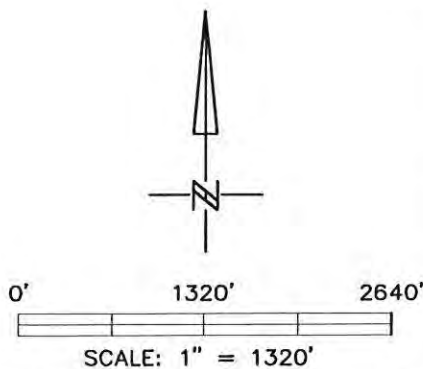
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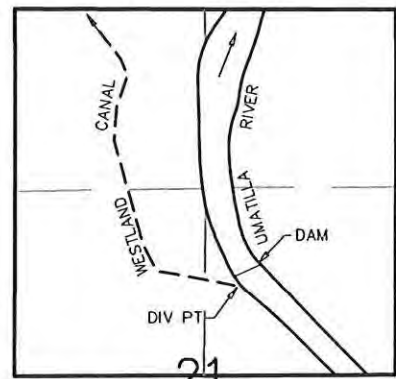
ALLAN DITCH CO.
UMATILLA RIVER DECREE VOL 3
PAGE 195 IN THE NAME OF
FRED ANDREWS, 12/31/1870



PIONEER IRRIGATION CO.
UMATILLA RIVER DECREE VOL 3
PAGE 239 IN THE NAME OF
B.F. McCULLOUGH, 01/09/1900
UMATILLA RIVER DECREE VOL 15
PAGE 432 IN THE NAME OF
FRANK CORREA SR, 01/09/1900
UMATILLA RIVER DECREE VOL 3
PAGE 239 IN THE NAME OF
ELMER REEVES, 01/09/1900
UMATILLA RIVER DECREE VOL 15
PAGE 240 IN THE NAME OF
GEO. WARD, 01/09/1900



T.3N., R.29E., W.M.



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

DIV PT LCT N.76°45'56"E. 2913.19' FROM W.1/4 COR. SEC 21

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

In the Matter of Transfer Application
T-13469, Umatilla County

)
)
)

FINAL ORDER APPROVING A
TEMPORARY CHANGE IN PLACE
OF USE

Authority

Oregon Revised Statute (ORS) 540.505 to 540.580 establish the holder may submit a request to temporarily transfer the place of the water to the temporary place of use, the point of diversion at right.

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

Applicant

DAVID CORREA
31777 ANDREWS RD.
ECHO, OR 97826

Agent

BILL PORFILY
PO BOX 643
STANFIELD, OR

Findings of Fact

1. On June 15, 2020, David Correa filed an application to temporarily change the place of use under four adjudicated, un-certificated rights (Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195) for a period of 1 year. These lands also have a supplemental water rights under Permit 7400 and Certificate 31294. The Department assigned the application number T-134691.
2. Notice of the application for transfer was published on June 30, 2020, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On September 16, 2020, the agent for the applicant submitted a revised application and map to clarify the place of use and disposition of layered rights. Transfer application T-13469 contains information in the file of water rights existing on the "TO" lands (Permit S-55061, Permit S-54633, Permit S-55190, Permit 55192) proposed in transfer application T-13469. The Applicant has stated these water rights will not be exercised during the 2020 irrigation season and requested that these water rights not be included as part of this Temporary Transfer application.
4. The FIRST rights to be temporarily transferred are as follows:

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

Decree: Water Rights evidenced by Umatilla River Decree, (Vol. 3, Pg 239/ Elmer Reeves) (Vol. 3, Pg. 240/ Geo. Ward) (Vol. 3, Pg. 239/B.F. McCullough, J.A. Mendenhall) and (Vol. 15, Pg. 432 / Frank Correa Sr.) the portions identified as in the name of Pioneer Irrigation Company

Use: IRRIGATION of 49.0 ACRES

Priority Date: JANUARY 9, 1900

Limit/Duty: (subject to the provisions of the Umatilla River Decree Vol. 3 Page 127, Paragraph 33)

Period of Use: usually MARCH 1 TO NOVEMBER 1

Source: UMATILLA RIVER, tributary to the COLUMBIA RIVER

Authorized Place of Use:

IRRIGATION - Vol. 3, Pg. 239 (Reeves)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
4 N	29 E	WM	31	SW SE	1600	7.0

IRRIGATION - Vol. 3, Pg. 240 (Ward)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
4 N	29 E	WM	31	NE SW	1600	2.5
4 N	29 E	WM	31	SE SW	1600	6.0

IRRIGATION - Vol. 3, Pg. 239, Vol 15, Pg. 432 (Correa Sr.)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	29 E	WM	8	NE SW	2601	8.0
3 N	29 E	WM	8	SE SW	2601	10.0
3 N	29 E	WM	8	NW SE	2601	12.0
3 N	29 E	WM	8	SW SE	2601	3.5

5. The uses tabulated above in Volume 3, Pages 239 and 240, and Volume 15, Page 432 of the Umatilla River Decree identifies the Pioneer Ditch as the delivery system, but does not describe the location of the point of diversion from the Umatilla River through the Westland Irrigation District canal at #G-2 (the Pioneer/Courtney headgate). Information is available indicating that the point of diversion on the Umatilla River is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
3 N	29 E	WM	21	SW NE	WESTLAND CANAL – NORTH 76 DEGREES 45 MINUTES 56 SECONDS EAST, 2913.19 FEET FROM THE W¼ CORNER OF SECTION 21

6. Temporary Transfer Application T-13469 proposes to change the place of use of the above described rights to:

IRRIGATION (IR)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	28 E	WM	12	NE SE	4000	19.0
3 N	28 E	WM	12	SE SE	2601	30.0
TOTAL:						49.0

7. The SECOND right to be temporarily transferred is as follows:

Water Use: Water Right evidenced by Umatilla River Decree, (Vol. 3, Pg. 195) the portion identified as in the name of Allen Ditch Co. (Fred Andrews)

Use: IRRIGATION of 11.0 ACRES
Priority Date: 1870
Limit/Duty: (subject to the provisions of the Umatilla River Decree Vol. 3, Page 127, Paragraph 33)
Period of Use: usually MARCH 1 TO NOVEMBER 1
Source: UMATILLA RIVER, tributary to the COLUMBIA RIVER
Authorized Place of Use:

IRRIGATION - Vol. 3, Pg. 195 /Andrews						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	29 E	WM	7	NE SE	2300	5.5
3 N	29 E	WM	7	SE SW	2300	5.5

8. The water uses tabulated above in Volume 3, Page 241 of the Umatilla River Decree identifies the Allen Ditch as the delivery system, but does not describe the location of the point of diversion from the Umatilla River through the Westland Irrigation District canal at #G-4C (Allen Ditch headgate). Information is available indicating that the point of diversion on the Umatilla River is located as follows:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
3 N	29 E	WM	21	SW NE	WESTLAND CANAL – NORTH 76 DEGREES 45 MINUTES 56 SECONDS EAST, 2913.19 FEET FROM THE W¼ CORNER OF SECTION 21

9. The Temporary Transfer Application T-13469 proposes to change the place of use of the above described right to:

IRRIGATION (IR)						
Twp	Rng	Mer	Sec	Q - Q	Tax lot	Acres
3 N	28 E	WM	12	NE SE	4000	11.0
TOTAL:						11.0

10. There are several primary irrigation water rights, Permits S-55061, S-55190, S-55192, S-54633 that are appurtenant to portions of the "TO" lands described above in Finding of Fact #6 and #9. During the term of the Temporary Transfer, water use under these rights are either already shut off, not allocated any water this season, do not supply enough water or have not been activated by mitigation or intended to be used on these acres and thus shall not be exercised
11. The applicant has indicated that the supplemental water rights Certificate 31294 and Permit S-7400 will not be exercised during the term of this temporary transfer.
12. Transfer Application T-13469 proposes to temporarily transfer a water right from within the boundaries of Westland Irrigation District. The district was notified of the proposed temporary transfer and indicated that the applicant has conferred with the district about the proposed transfer and does not object to the transfer.
13. The Department interprets the rate and duty under the terms of the decree to be one-eightieth of one cubic foot per second, not to exceed 3.0 acre-feet per acre for each acre irrigated for these lands.

Temporary Transfer Review Criteria

14. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
15. A diversion structure, pump station, booster pumps, pipeline delivery, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
16. The proposed changes would not result in enlargement of the rights.
17. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

The temporary changes in place of use proposed in Temporary Transfer Application T-13469 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-13469 is approved.
2. The former places of use **shall not** be irrigated as part of this water right during the 2020 irrigation season.
3. The proposed change in places of use shall revert to the authorized place of use at the end of the 2020 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water rights.
5. A subsequent application for permanent transfer of Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
7. The use of the remaining water rights described by Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195 shall continue to be in accordance with

the terms and conditions of Umatilla River Decree, Volume 3, Page 239, Volume 3, Page 240 and Volume 3, Page 195.

8. There are water rights existing on the proposed "TO" lands as identified in Findings of Fact #6 and #9. As described above in Finding #11, water use for primary irrigation under these water rights shall be suspended during the 2020 irrigation season.
9. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.

Dated at Salem, Oregon this _____ day of October, 2020.

Lisa Jaramillo, Transfer and Conservation Section Manager, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing Date: _____

CONFLICTS

Permit S-55061 ✓

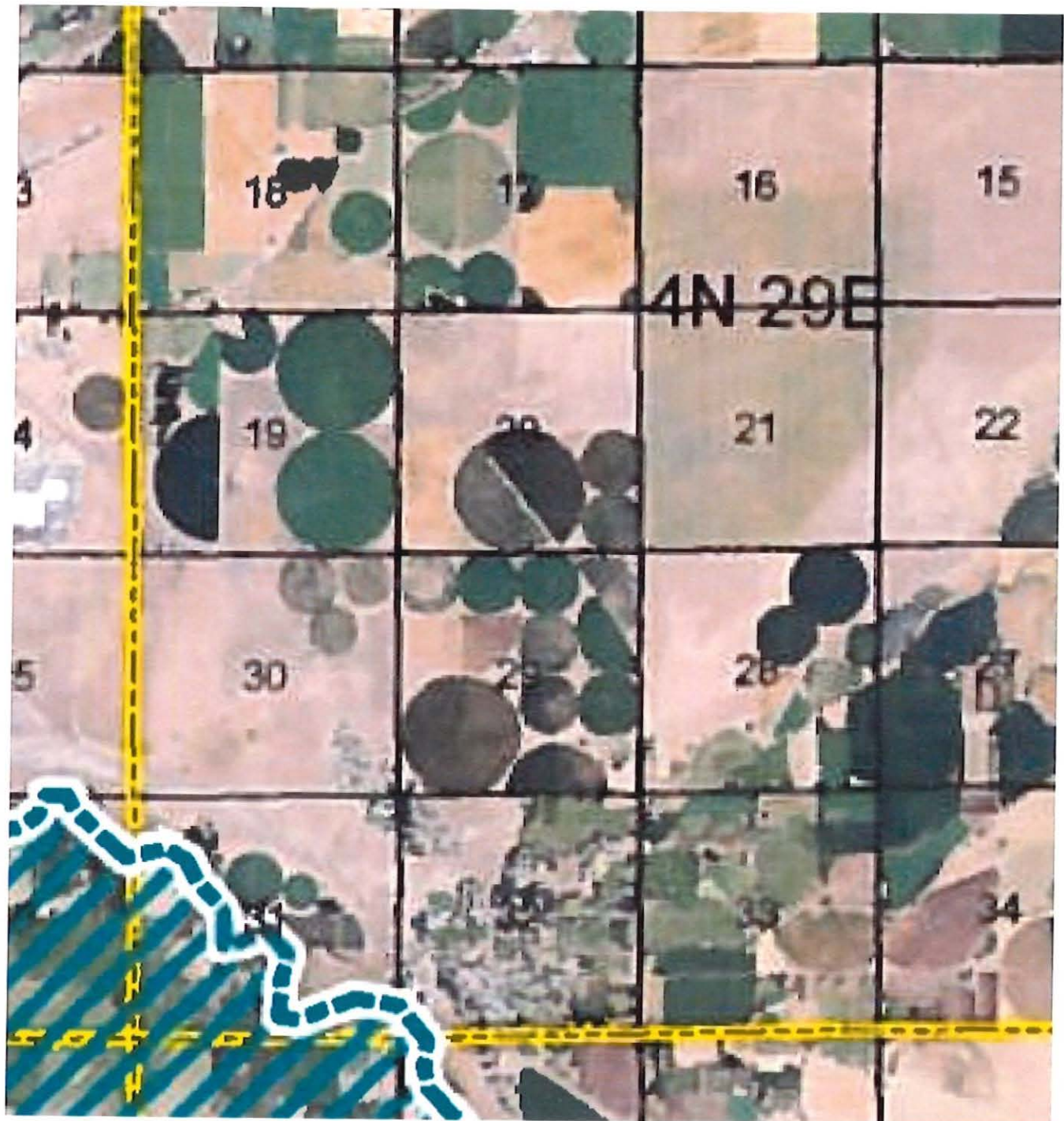
~~Permit S-55190~~

Permit S-55192

Permit S-54633



Proposed Place of Use - West





Oregon Water Resources Department Water Rights Platcard Report

FROM

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Search Criteria

Meridian:
 Township:
 North
 Range:
 East
 Section:
 Records per Page:
 Search

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Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown QQ
Select Permit: S 55061 * Additional Info: PORT OF MORROW App: S88161 Permit: S55061		12/24/2015	IRRIGATION					40	40	40	40	40	56	56	40	41	56	56	41	41	41	41	41	
NEED STATEMENT																								
Select Permit: S 55190 * Additional Info: PORT OF MORROW App: S88288 Permit: S55190		T13097 9/12/2016	IRRIGATION					40	40	40	40	40	56	56	40	41	56	56	41	41	41	41	41	
NEED STATEMENT																								
Select Permit: S 55192 * Additional Info: PORT OF MORROW App: S88289 Permit: S55192		9/12/2016	IRRIGATION					40	40	40	40	40	56	56	40	41	56	56	41	41	41	41	41	
NEED STATEMENT																								
Select Permit: S 54633 * Additional Info: WESTLAND IRRIGATION DISTRICT App: S88162 Permit: S54633		12/24/2015	IRRIGATION					40	40	40	40	40	56	56	40	41	56	56	41	41	41	41	41	
NEED STATEMENT																								
Select Decree: Vol:3 Page:127 [Umatilla River] * Additional Info: ALLEN DITCH CO. Decree: UMATILLA RIVER		T7703, T10594, T10770, T11022	12/31/1870	IRRIGATION												40	40	40	40	40	30	17	32	
SUBJECT RIGHT																								
12345678																								

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

Search Criteria

Meridian: Wilamette 

Township:

Range: 29 East

Section: 31

Records per Page: 5

Search

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[illegible]

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

Search Criteria

Meridian: Township: Range: Section: Records per Page: [Platcards Maps!](#) [Learn about](#) [View Map](#)

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	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select App: S 88287 *		9/12/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
Additional Info: EAST IMPROVEMENT DISTRICT App: S88287																								
Select Permit: S 55114 *		4/8/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
Additional Info: EAST IMPROVEMENT DISTRICT App: S88206 Permit: S55114																								
Select Permit: S 55263 *		9/12/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
Additional Info: EAST IMPROVEMENT DISTRICT App: S88286 Permit: S55263																								
Select Permit: S 55262 *		9/12/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
Additional Info: EAST IMPROVEMENT DISTRICT App: S88290 Permit: S55262																								
Select Cert:79829 CR *		12/7/1979	IRRIGATION																	8.9	17.8			
Additional Info: A E STANLEY MANUFACTURING CO. App: S45370 Permit: S45370 Cert: 79829																								



Search Criteria

Meridian: Wilamette

Township: North

Range: 29 East

Section: 31 v

Records per Page: 5

Search

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Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q(40): Q(100)	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 QQ
Select App: S 88287 *		9/12/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
NCR Additional Info: EAST IMPROVEMENT DISTRICT App: S88287			East side of River																					
Select Permit: S 55114 *		4/8/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
NCR Additional Info: EAST IMPROVEMENT DISTRICT App: S88206 Permit: S55114			East side of River																					
Select Permit: S 55263 *		9/12/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
NCR Additional Info: EAST IMPROVEMENT DISTRICT App: S88286 Permit: S55263			East side of River																					
Select Permit: S 55262 *		9/12/2016	IRRIGATION					39.27	39.4	39.54	39.41	40.08	54.69	10.14	39.91	14.04				40.2	37.88	24.15	17.06	
NCR Additional Info: EAST IMPROVEMENT DISTRICT App: S88290 Permit: S55262			East side of River																					
Select Cert:2574 OR CN		12/31/1903	IRRIGATION, CN																	-17-			-5-	
Additional Info: L T KENNISON Decree: UMATILLA RIVER Cert: 2574			LIVESTOCK AND DOMESTIC																					

1 2 3 4 5 6 7 8 9 10 ... >>

Acreage Legend: 12.25 Regular
acreage

~~12.25~~ Acreage is on a canceled
night

(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 Right Transfer
EVIDENCE OF USE AFFIDAVIT**

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State of Oregon)
) ss
County of Umatilla)

I, David Correa, in my capacity as Lessee and Land Owner,
mailing address 31777 Andrews Road, Echo, OR. 97826
telephone number (541) 379-5675, being first duly sworn depose and say:

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 Certificates

Umatill River Decree Vol. 3 Pages 195, 239 and 240; **OR**

☐ My knowledge is specific to the use of water at the following locations within the last 5 yrs.:

Certificate #	Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
Vol. 3 Page 239	3	N	29	E		8	NE SW	2300	8.0
Vol. 3 Page 239	3	N	29	E		8	SE SW	2601	10.
Vol. 3 Page 239 & Vol 15 Page 432	3	N	29	E		8	NW SE	2601	12.0
Vol. 3 Page 239	3	N	29	E		8	SW SE	2601	3.5
Vol.3 Page 195	3	N	29	E		7	NE SE	2300	5.5
Vol.3 Page 195	3	N	29	E		7	SE SE	2300	5.5
Vol. 3 Page 239	4	N	29	E		31	SW SE	1600	7.0
Vol. 3 Page 240	4	N	29	E		31	NE SW	1600	8.5

OR

☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); **OR**

☐ Water has been used at the actual current point of diversion or appropriation for more than 10

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

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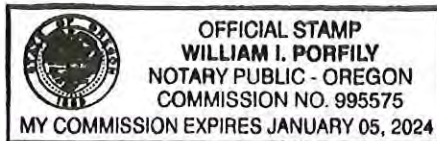
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years for Certificate # _____ (For Historic POD/POA Transfers)

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

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.


 Signature of Affiant David Correa
6-11-20
 Date
Signed and sworn to (or affirmed) before me this 11 day of June, 2020.

 Notary Public for Oregon
My Commission Expires: 01-05-2024

Supporting Documents	Examples
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
Copies of receipts from sales of irrigated crops or for expenditures related to use of water:	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers <u>2019 Westland Irrigation Dist. Ditch Riders Records</u>	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agriculture Stabilization Plan • CREP Report
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
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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

2020

Water Right Transfer Supplemental Form D

WATER RIGHTS ISSUED IN THE NAME OF AN IRRIGATION DISTRICT

The Department encourages applicants to coordinate with districts during the planning and preparation of transfer applications involving water rights issued in the name of an irrigation district or involving the transfer of water rights located within the boundaries of an irrigation district.

This form must be included with your transfer application if the transfer involves rights issued in the name of an irrigation district.

1. APPLICANT INFORMATION

Name: David Correa

Address: 31777 Andrews Road

City: Echo, State: OR. Zip: 97826

Home Phone: _____ Work Phone: (541) 379 -5675 Other Phone: (541) 376 -8183

Fax: _____ E-Mail address: _____

2. DISTRICT INFORMATION

District Name: Westland Irrigation District

Address: P.O. Box 944

City: Hermiston State: OR Zip: 97838

Home Phone: _____ Work Phone: (541) 667-2030 Other Phone: _____

Fax: _____ E-Mail address: Mike Wick mwick@westlandirrigation.com>

Water rights involved in this transfer are not inside the Westland Irrigation District but are served by Districts Delivery System

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3. WATER RIGHT(S) ISSUED IN THE NAME OF AN IRRIGATION DISTRICT(S)

Water right(s) issued in the name of a district proposed for transfer:

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

4. DISTRICT CONCURRENCE WITH PROPOSED WATER RIGHT TRANSFER

The district certifies the following:

- (1) The applicant has conferred with the district about the proposed water right transfer application;
- (2) The district has reviewed the applicant's proposed water right transfer application and maps; and
- (3) The district concurs with the proposed water right transfer application.


District-Manager Signature

Mike Wick
Name (print) _____ Date _____

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SEND TAX STATEMENTS TO:

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AFTER RECORDING RETURN TO:

STATUTORY SPECIAL WARRANTY DEED

Nels R. Nelson and Barbara A. Nelson, husband and wife, as Grantor, hereby conveys and specially warrants to Robert A. Emert and Jerri V. Emert, Trustees of the Robert and Jerri Emert Living Trust dated June 17, 2008, and any amendments thereto, Grantee, the following described real property free of encumbrances created or suffered by the Grantor except as specifically set forth herein, situated in Umatilla County, Oregon to-wit:

The real property described on Exhibit "A" which is attached hereto and by this reference incorporated herein.

The true and actual consideration for this conveyance is \$360,000.00. This deed is in fulfillment of a Land Sale Contract dated June 17, 2014.

BEFORE SIGNING AND ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES, OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

13469 -

DATED this 18th day of June, 2014.

Nels R. Nelson
Nels R. Nelson, Grantor

Barbara A. Nelson
Barbara A. Nelson, Grantor

State of OREGON
County of Umatilla

This record was acknowledged before me on June 18th, 2014 by Nels R. Nelson and Barbara A. Nelson.

Amy Gail Freeman
Notary Public – State of Oregon

PREPARED BY:

David Wm. Hadley, OSB No. 81252
Attorney At Law
130 SE 3rd Street
Hermiston, OR 97838

nelsonemertdeed363



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TOWNSHIP 4 NORTH, RANGE 29, E.W.M.

Section 31: All that portion of the West Half of the Southeast Quarter lying Southerly and Westerly of the Umatilla River as it was located on January 1, 1980.

Section 31: East Half of the Southwest Quarter.

Excepting therefrom, beginning at the center of said Section 31; thence South along the North-South centerline of said Section, a distance of 18 rods (297 feet); thence Northwesterly, along a straight line, a distance of 80 rods (1,320 feet) more or less to a point in the West line of the Northeast Quarter of the Southwest Quarter of said Section, that is 13 rods (214.5 feet) South of the Northwest corner of said Northeast Quarter of the Southwest Quarter of Section 31; thence North along the West line of the Northeast Quarter of the Southwest Quarter of Section 31, a distance of 13 rods (214.5 feet) to the Northwest corner thereof; thence East along the East-West centerline of Section 31, a distance of 80 rods (1,320 feet) more or less to the point of beginning.

Excepting therefrom any portion of the described lands lying within the County Road right-of-way.

All being East of the Willamette Meridian, Umatilla County, Oregon.

Together with a 1979 Marlette Manufactured Home, Manufactured Serial No. 014270FBK60835, License No. X-245282, Home ID No. 290341, which is firmly affixed to the property and a part of it.

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SUBJECT TO:

1. As disclosed by the tax rolls the premises herein described have been zoned or classified for special use. At any time that said land is disqualified for such use said property will be subject to additional taxes and interest.
2. The premises herein described are within the boundaries of the Pioneer Ditch and Irrigation Company and this property is therefore subject to all easements, levies and assessments thereof.
3. Easement, including the terms and provisions thereof,
Grantee : Pacific Power & Light Company
Recorded : June 13, 1941 in Book 160, Page 198, Deed Records.
4. Grant and Agreement of Easements, including the terms and provisions thereof, between
First Party : Maria L. Norval, etal
Second Party : Stephen Mueller
Recorded : January 22, 1996 in Microfilm R-283, Page 1397, Office of Umatilla County Records.
5. Right of the public and of governmental bodies in and to that portion of the premises herein described lying below the mean high water mark of the Umatilla River and any adverse claim based upon the assertion that some portion of said lands have been removed from or brought within the boundaries thereof by an avulsive movement of the Umatilla River or has been formed by the process of accretion or reliction or has been created by artificial means or has accreted to such portion so created, if any such exist.

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EXHIBIT A
PAGE 2 of 2

13469 -

WARRANTY DEED

2003 4500491

KNOW ALL MEN BY THESE PRESENTS, That MANUEL J. CORREA who acquired title as MANUAL J. CORREA and IRENE M. CORREA, husband and wife, as tenant by the entirety hereinafter called grantor, for the consideration hereinafter stated, to grantor paid by DAVID M. CORREA and SUE ELLEN CORREA, husband and wife, as tenants by the entirety hereinafter called grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of UMATILLA and State of Oregon, described as follows, to-wit: SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

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OCT 23 2003
UMATILLA COUNTY
RECORDS

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except

AS SET FORTH ON ATTACHED EXHIBIT "A"

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$100,000.00. ~~However, the actual consideration consists of or includes other property or value given or promised which is the whole/part of the consideration (indicate which). (The sentence between the symbols - if not applicable should be deleted. See ORS 93.030.)~~

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

In Witness Whereof, the grantor has executed this instrument this 22 day of OCTOBER 2003; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS, BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWS ITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Manuel J. Correa
MANUEL J. CORREA
Irene M. Correa
IRENE M. CORREA

STATE OF OREGON

County of Umatilla } ss.

BE IT REMEMBERED, That on this 22 day of October, 2003, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named MANUEL J. CORREA and IRENE M. CORREA

known to me to be the identical individual s described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.



Peggy McCall
Notary Public for Oregon.
My Commission expires 7-11-2005

MANUEL J. CORREA

Grantor's Name and Address
DAVID M. CORREA
31777 ANDREWS ROAD
ECHO, OR 97826

Grantee's Name and Address
After recording return to:
PIONEER ESCROW, INC.
PO BOX 187
HERMISTON, OR 97838

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

SAME AS GRANTEE

2003-4500491 1 of 2

STATE : State of Oregon }
: County of Umatilla }
: This instrument was received and recorded on

10-23-03 at 3:15
book/rc
page In the record of instrument
ment/n code type DS-WO
Record
Wi Instrument Number 2003-4500491
affixed Fee 31.00

Office of County Records

Name
By *Deann Hemphill*
Records Officer

PIONEER TITLE CO. 73808-1
128 SE Court, Pend. OR. 97801

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JUN 15 2020

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The East Half of the Southwest Quarter, and the West Half of the Southeast Quarter of Section 8, Township 3 North, Range 29, E.W.M.;

EXCEPT about ten acres of the above, described as follows:

Commencing 1423 feet West of the Southeast corner of the Northeast Quarter of Section 8; thence due West along the East and West line through the center of Section 8, 1090 feet to the middle of the Umatilla River; thence in a Southeasterly direction up the middle of said Umatilla River, 1174.5 feet to a point opposite a large rock on the East bank of said River; thence due East 90 feet to the West boundary of the right of way of the O. W. R. & N. Co.; thence in a Northeasterly direction along the West boundary of said right of way, 1032.5 feet to the point of beginning;

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All being East of the Willamette Meridian in the County of Umatilla and State of Oregon; JUN 15 2020

EXCEPTING any and all water rights of way, ditches and roads;

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ALSO EXCEPTING THEREFROM any and all railroad rights of way;

ALSO EXCEPTING THEREFROM that tract of land conveyed to United States of America, being described as follows, to-wit:

All that portion of the Northwest Quarter of the Southeast Quarter of Section 8, Township 3 North, Range 29, E. W. M., that lies between the Easterly boundary line of the right of way of the Oregon Railroad and Navigation Company (as it traverses said land) and a line parallel to, 50 feet distant from and on the Easterly side of the center line of the so called Umatilla Project Feed Canal, as the same is now located and staked out.

SUBJECT TO:

1. As disclosed by the tax rolls the premises herein described have been zoned or classified for special use. At any time that said land is disqualified for such use said property will be subject to additional taxes and interest.
2. The premises herein described are within the boundaries of the Stanfield Irrigation District and this property is therefore subject to all easements, levies and assessments thereof.
3. Subject to any and all water rights of way.
4. Easement for electric transmission and distribution line easement, including the terms and provisions thereof;
Grantee : Umatilla Electric Cooperative Association
Recorded : April 6, 1938, Book 120, page 428, Deed Records, Umatilla County, Oregon.
5. Right of the public and governmental bodied in and to that portion of said premises herein described lying below the high water mark of the Umatilla River.
6. Any adverse claim based upon the assertion that some portion of said lands have been removed from or brought within the boundaries thereof by an avulsive movement of the Umatilla River, or has been formed by the process of accretion or reliction or has been created by artificial means or has accreted to such portion so created.

2010 5730713



2010-5730713 1 of 5

BARGAIN AND SALE DEED - STATUTORY FORM

Grantors Name:
Mills Mint Farm Inc., an Oregon Corporation

Grantees Name:
Danny L. Mills
June L. Mills

After recording return to:
Monahan, Grove & Tucker
105 North Main
Milton-Freewater, OR 97862

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

Mr. & Mrs. Danny Mills
75944 Echo Meadows Rd.
Echo, OR 97826 - 9005

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DEC 28 2010

UMATILLA COUNTY
RECORDS

State of Oregon)
County of Umatilla)

This instrument was received
and recorded on

12-28-10 at 3:25

In the record of instrument
code type DE-B&S

Instrument Number 2010-5730713
Fee \$1.00

Office of County Records

Records Officer

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JUN 15 2020

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Mills Mint Farm, Inc. Grantor, conveys to Danny L. Mills and June L. Mills,
husband and wife, Grantees, the following described real property.

See Exhibit A attached which is hereby referred to and made a part hereof.

The portion of tax lot 2500 which will be attached to tax lot 2300 is described in Exhibit
B. The revised description of tax lot 2300 is attached hereto as Exhibit C.

The true consideration for this conveyance is the exchange of other property
interests.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S
RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND
SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT
DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS
INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND
REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE
PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH
THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY
THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY
ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO
VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY

13469 -



2010-5730713 2 of 5

LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS
DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF
NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301
AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON
LAWS, 2007.

Dated this 22 day of December, 2010.

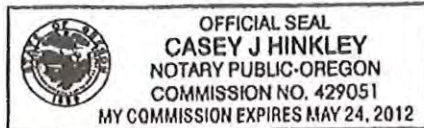
Mark D. Mills
Mills Mint Farm Inc., President

Marvin Mills
Mills Mint Farm, Inc. Secretary

STATE OF OREGON)
) ss
County of Umatilla)

December 22, 2010.

Personally appeared Monk mills and marvin mills, who
being duly sworn, did say that they are the President and Secretary of Mills Mint Farm,
Inc., an Oregon corporation, and that said instrument was signed in behalf of said
Corporation by authority of its Board of Directors; and they acknowledged the foregoing
instrument to be their voluntary act and deed. Before me.



Casey J Hinkley
NOTARY PUBLIC FOR OREGON
My Commission Expires: May 24,

2012

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EXHIBIT A



February 4, 2010

DESCRIPTION OF REVISED TAX LOT 2500, ASSESSOR MAP NO. 3N 29B:

A tract of land located in the West half of the Southwest Quarter of Section 8, Township 3 North, Range 29 East, W.M., Umatilla County, Oregon, described as follows:

BEGINNING at the Southwest corner of the Southwest Quarter of said Section 8, thence North 00°08'29" East along the West line of said Southwest Quarter a distance of 502.42 feet; thence North 89°33'33" East a distance of 1324.59 feet to a point on the Westerly right-of-way line of Umatilla County Road No. 1347, A.K.A. Echo Meadows Road; thence South 00°18'34" West along said Westerly right-of-way line a distance of 490.25 feet to a point on the South line of the Southwest Quarter of said Section 8; thence South 89°01'54" West along said South line a distance of 1323.33 feet to the POINT OF BEGINNING.

Subject to any and all water rights-of-way and roads and canals.

Tract contains 15.08 acres, more or less.

\\danmillsrevt12500

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EXHIBIT B

February 4, 2010



2010-5730713 4 of 5

DESCRIPTION OF PORTION OF TAX LOT 2500, ASSESSOR MPA NO. 3N 29B TO
ATTACH TO TAX LOT 2300, ASSESSOR MAP NO. 3N 29D:

A tract of land located in the West half of the Southwest Quarter of Section 8, Township 3 North,
Range 29 East, W.M., Umatilla County, Oregon, described as follows:

The West Half of the of the Southwest Quarter, excepting therefrom, that portion of said West
Half of the Southwest Quarter described as follows:

BEGINNING at the Southwest corner of the Southwest Quarter of said Section 8, thence
North 00°08'29" East along the West line of said Southwest Quarter a distance of 502.42
feet; thence North 89°33'33" East a distance of 1324.59 feet to a point on the Westerly
right-of-way line of Umatilla County Road No. 1347, A.K.A. Echo Meadows Road; thence
South 00°18'34" West along said Westerly right-of-way line a distance of 490.25 feet to a
point on the South line of the Southwest Quarter of said Section 8; thence South 89°01'54"
West along said South line a distance of 1323.33 feet to the POINT OF BEGINNING.

Subject to any and all water rights-of-way and roads and canals.

Tract contains 63.10 acres, more or less.

\\danmillstl2500totl2300

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2010-5730713 5 of 5

February 4, 2010

DESCRIPTION OF REVISED TAX LOT 2300, ASSESSOR MAP NO. 3N 29B:

That portion of the Southeast Quarter of Section 7, Township 3 North, Range 29 East, W.M., Umatilla County, Oregon, described as follows:

Beginning at a point on the West line of the Southeast Quarter of said Section 7, said point being 766.425 feet North of the Southwest corner of said Section 7; thence East and parallel with the South line of said Southeast Quarter to the East line of said Southeast Quarter; thence North along the East line of said Southeast Quarter to the Northeast corner of said Southeast Quarter; thence West along the North line of said Southeast Quarter to the Northwest corner of said Southeast Quarter; thence South along the West line of said Southeast Quarter to the point of beginning;

Subject to any and all water rights of way and roads, and canals.

The West Half of the Southwest Quarter of Section 8, Township 3 North, Range 29 East, W.M., Umatilla County, Oregon, excepting therefrom, the following tract:

BEGINNING at the Southwest corner of the Southwest Quarter of said Section 8, thence North 00°08'29" East along the West line of said Southwest Quarter a distance of 502.42 feet; thence North 89°33'33" East a distance of 1324.59 feet to a point on the Westerly right-of-way line of Umatilla County Road No. 1347, A.K.A. Echo Meadows Road; thence South 00°18'34" West along said Westerly right-of-way line a distance of 490.25 feet to a point on the South line of the Southwest Quarter of said Section 8; thence South 89°01'54" West along said South line a distance of 1323.33 feet to the POINT OF BEGINNING.

Subject to any and all water rights-of-way and roads and canals.

Land described contains 174.69 acres, more or less.

\\danmillsrevtl2300

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William Porfily

From: Tina Richardson <trichardson@westlandirrigation.com>
Sent: Thursday, June 11, 2020 8:17 AM
To: wporfily@gmail.com
Cc: Mike Wick
Subject: Porfily Correa Transfer
Attachments: Porfily Correa transfer Aug 2019 data.xlsx

Dear Bill,

I am Tina Richardson, the new Office Manager at Westland Irrigation District. Mike asked me to forward the data requested for August 2019.

If you have any questions, please let us know.

--

Tina Richardson
Office Manager
Westland Irrigation District
PO Box 944
Hermiston, OR 97838
(541) 667-2030
(541) 667-2031 fax
trichardson@westlandirrigation.com

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Headgate #	Name	Meter	Pump Capacity	Total	notes
	ALLEN EXCHANGE-JEFF SPIKE		13.5 / 11.8	267.30	Jeff Spike Allen Exchange
	ALLEN EXCHANGE-DAN MILLS		13.5 / 11.8	213.84	Dan Mills Alle Exchange
G-2	PIONEER/COURTNEY			1103.06	PIONEER/COURTNEY
G-2	DAVID CORREA - PRIVATE			0.00	David Correa private
	DRL - DAN MILLS - PRIVATE			0.00	Dan Mills private
	DICK CORREA - PRIVATE			0.00	Dick Correa private
	DAN BAREMORE - PRIVATE			0.00	Dan Baremore private
G-2A	CORREA/MILLS PIONEER EXCHANGE USE			17.50	
	PIONEER EXCHANGE - DAVID CORREA			20.79	David Correa Pioneer Exchange
	PIONEER EXCHANGE - DAN MILLS			0.00	Dan Mills Pioneer Exchange
	COURTNEY EXCHANGE - DAVID CORREA			0.00	David Correa Courtney Exchange
	COURTNEY EXCHANGE - DAN MILLS			0.00	Dan Mill/Spike Ranch Courtney Exchange
G-8B	CORREA, DAVID	93-18-0853		16.94	

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Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

June 25, 2020

DAVID CORREA
31777 ANDREWS RD
ECHO, OR 97826

Reference: Application T- 13469

On June 15, 2020, we received your water right Transfer application. The application was accompanied by \$1208.00. Our receipt number 132784 is enclosed.

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

Except as provided under ORS 540.510(3) for municipalities, you may not *temporarily* use water at the new place of use until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands from which an irrigation water right is to be temporarily transferred and the land to which the right is to be temporarily transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

If the land is sold before the temporary transfer is approved, the buyer's consent to the temporary transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

Cc: Watermaster Dist. #5 (via email)
Umatilla County
William I. Porfily, Agent
Westland Irrigation District
Bureau of Reclamation

Enclosure

Regular Temporary Water Right Transfer Application Checklist

Checked by Joan

Date 6/17/20

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

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

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

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

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