



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1271  
 (503) 986-0900  
 www.wrd.state.or.us

# Application for Water Right Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a". Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/publication/reports/index.shtml](http://www.wrd.state.or.us/publication/reports/index.shtml).

## APPLICATION FOR:

Please check one		
<input checked="" type="checkbox"/> Water Right Transfer	<input type="checkbox"/> Temporary Transfer (number of years _____)	<input type="checkbox"/> Drought Transfer
<input type="checkbox"/> Historic Change in POD	<input type="checkbox"/> Permit Amendment	<input type="checkbox"/> Point of Diversion Change Due to Government Action
<input type="checkbox"/> To Instream Use		
<input type="checkbox"/> Other Transfer		

### 1. APPLICANT INFORMATION

Name: ROBERT M COOK  
First Last

Address: 32041 Cartney Dr.  
Harrisburg OR 97446  
City State Zip

Phone: \_\_\_\_\_  
Home Work Other

\*Fax: (541) 995-6906 \*E-Mail address: rmcookfarm@hotmail.com  
*\*Optional information*

### 2. AGENT INFORMATION

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

Name: Sally Gorbet  
First Last

Address: 32041 Cartney Dr.  
Harrisburg OR 97446  
City State Zip

Phone: \_\_\_\_\_  
Home Work Other

\*Fax: (541) 995-6906 \*E-Mail address: rmcookfarm@hotmail.com  
*\*Optional information*

T 10140

RECEIVED

APR 17 2006

WATER RESOURCES DEPT.  
 SALEM, OREGON

RECEIVED

OCT 19 2005

WATER RESOURCES DEPT.  
 SALEM, OREGON FSD

**3. TYPE OF CHANGE PROPOSED**

Please check all that apply

Point of Diversion or Appropriation	Place of Use	Character of Use (n/a for Permit Amendments)
<input type="checkbox"/> Change (The old point of diversion or appropriation will <b>not</b> be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Additional (Both the old and new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Historic Point of Diversion (Unauthorized point of diversion used for more than 10 years.) <input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used <b>instead of</b> the old point of diversion and not as an additional point of appropriation.)	<input checked="" type="checkbox"/> All, or a portion, of the right will be exercised at a different location than currently authorized. (Use of water at the current location will be discontinued.) <input type="checkbox"/> Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	Proposed new use: <input type="checkbox"/> Municipal <input type="checkbox"/> Quasi-municipal <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Instream (complete <b>Supplemental Form B</b> ) <input type="checkbox"/> Domestic (indicate number of households) _____ <input type="checkbox"/> Other _____  <input type="checkbox"/> Substitution (A supplemental ground water right will be substituted for a primary surface water right.)

Reason for changes: Change Temporary Transfer to Permanent

Describe the **current** water delivery system. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use.

*The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right. (Not applicable to applications for Permit Amendments.)*

40HP irrigation pump to supply land line irrigation system

System capacity: .89 cubic feet per second (cfs)

Attach one or more **Evidence of Use Affidavits** (Supplemental Form A) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years or that a presumption of forfeiture for non-use could be rebutted. (Not applicable to applications for Permit Amendments.)

**RECEIVED**

APR 17 2006

WATER RESOURCES DEPT  
SALEM, OREGON

**RECEIVED**

OCT 19 2005

WATER RESOURCES DEPT  
SALEM, OREGON

T 10140

Transfer Application/2

**4. CURRENT WATER RIGHT INFORMATION**

*A separate page providing the information in this section must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.*

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

<input checked="" type="checkbox"/> Certificated Right	<u>76691</u> Certificate Number	<u>S-17510</u> Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Un-certificated Right	_____ Name of Decree	_____ Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	_____ Permit Number	_____ Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	_____ Previous Transfer Number	_____ Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for which an Amendment is Requested	_____ Permit Number	_____ Completion Date of Permit

Name on Permit, Certificate, or Decree: Muddy Creeks Irrigation

County: LINN Authorized Use(s): IRRIGATION

Are there multiple **Priority Dates** identified on the water right? Yes  No   
*If "Yes", any information provided on Page 4 must identify which priority date is associated with each of the proposed points of diversion/appropriation and places of use. In addition, list those priority dates:* \_\_\_\_\_

Source(s) of Water Listed on Right: Muddy Creek + McKenzie River

Tributary to: Willamette River

Are there other **Sources** listed on the water right?  Yes  No  
*If "Yes", any information provided on Page 4 must identify which source is associated with each of the proposed points of diversion/appropriation and proposed places of use. In addition, list those other sources:* \_\_\_\_\_

Are there **Other Water Rights** or permits associated with this land? Yes  No   
*If "Yes", what are the Permit or Certificate Numbers?* \_\_\_\_\_  
*Pursuant to ORS 540.510, any right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled.*

Remarks: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**RECEIVED**

APR 17 2006

WATER RESOURCES DEPT  
SALEM, OREGON

Transfer Application/3

T 10140

**RECEIVED**  
 OCT 19 2005  
 WATER RESOURCES DEPT  
 SALEM, OREGON

Certificate Number or other identifying number from **Page 3**: T 8872

T-10140  
B24 4/13/05

*A separate page providing the following information must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.*

Is the entire water right identified on **Page 3** affected by this transfer?  Yes  No

*If "Yes", the remainder of this page need not be completed.*

*If "No", the following information must be provided only for those points of diversion/appropriation and places of use that are involved in the transfer.*

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

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

Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Survey Coordinates (coordinates from a recognized survey corner)
14	S	4	W	WM	35	NESW. 35
						3150' South and 1610' West from NE corner of Sec 35

**Location of Existing Authorized Place of Use to be Changed:**

Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
14	S	4	W		NE NE 35	1.8
14	S	4	W		SW NE 35	28.7
14	S	4	W		SE NE 35	16.4
14	S	4	W		NE SE 35	.2
14	S	4	W		NW SE 35	6.9

54.0 acres

**RECEIVED**

FEB 21 2007

**WATER RESOURCES DEPT  
SALEM, OREGON**

**RECEIVED**

APR 17 2006

WATER RESOURCES DEPT  
SALEM, OREGON

**RECEIVED**

OCT 19 2005

WATER RESOURCES DEPT  
SALEM, OREGON

Transfer Application 14

T 10140

## 5. PROPOSED CHANGES TO THE WATER RIGHT

*A separate page providing the information in this section must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.*

Certificate Number or other identifying number from **Section 4**: T10140

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

Township		Range		Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Survey Coordinates (coordinates from a recognized survey corner)
14	S	4	W		30	NE NE	30	40' South and 1120' East from NW Corner, Section 30
						SE NE		

*Attach additional copies as necessary to describe locations of other proposed points of diversion or appropriation. Clearly mark each of the additional copies with the appropriate Certificate Number or other identifying number. Not applicable to applications for transfers to instream water rights.*

### Location of Proposed Place of Use:

Township		Range		Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
14	S	4	W		25	NE NE		0.5
14	S	4	W		25	SE NE		4.5
14	S	3	W		30	NE NW		23.10
14	S	3	W		30	NN NW		12.90
14	S	3	W		30	SW NW		13.0

*Attach additional copies as necessary to describe locations of other proposed places of use. Clearly mark each of the additional copies with the appropriate Certificate Number or other identifying number. Not applicable to applications for transfers to instream water rights.*

Remarks: See attached letter from Muddy Creeks  
Irrigation Project, (DeWall)

**RECEIVED**

SEP 26 2007  
WATER RESOURCES DEPT  
SALEM OREGON

**6. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS**

Are any of the water rights proposed for transfer located within or served by an irrigation or other water district?  Yes  No

Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer?  Yes  No

Is water for any of the rights supplied under a water service agreement or other contract for stored water with a Federal agency?  Yes  No

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

Muddy Creeks Irrigation Project  
32255 Bower Dr.  
Harrisburg, OR 97446

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

Linn County  
\_\_\_\_\_  
\_\_\_\_\_

**7. LAND OWNERSHIP**

Does the applicant own the lands FROM which the right is being transferred?  Yes  No

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

Names of Current Landowner(s): \_\_\_\_\_  
First Last

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

City State Zip

Does the applicant own the lands TO which the right is being transferred?  Yes  No

If "No", provide the following information:

Names of Receiving Landowner(s): Robert M. Cook  
First Last

Address: 32041 Cartney Dr

Harrisburg OR 97446  
City State Zip

Check one of the following:

The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.

The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

T 10140

Transfer Application/6

APR 17 2006  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
OCT 19 2005  
WATER RESOURCES DEPT  
SALEM, OREGON

## 8. ATTACHMENTS

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

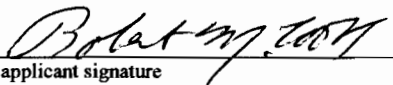
<p><b>Form A – Evidence of Use Affidavits</b></p> <p><input checked="" type="checkbox"/> At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original, not a copy.</p> <p><b>Form B – Instream Water Right Transfer</b></p> <p><input type="checkbox"/> Required for instream transfers only.</p> <p><b>Map</b></p> <p><input checked="" type="checkbox"/> Permanent Water Right Transfer The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.</p> <p><input type="checkbox"/> Permit Amendment, Temporary Transfer, or Other Application A map meeting the requirements of OAR 690-380-3100 must be included but need not be prepared by a Certified Water Right Examiner.</p> <p><b>Evidence of Lien Holder Notification</b></p> <p><input type="checkbox"/> Copies of the written notification of the proposed transfer provided by the applicant to each lien holder, unless the water right has been quit claimed.</p> <p><b>Recorded Deed</b></p> <p><input type="checkbox"/> Required for temporary transfers only.</p>	<p><b>Land Use Information Form:</b></p> <p><input type="checkbox"/> Enclosed</p> <p><input type="checkbox"/> Not Required if all of the following are met:</p> <ul style="list-style-type: none"> <li>● In EFU zone or irrigation district,</li> <li>● Change in place of use only,</li> <li>● No structural changes needed, including diversion works, delivery facilities, other structures, and</li> <li>● Irrigation only.</li> </ul> <p><b>Water Well Reports/Well Logs:</b></p> <p><input type="checkbox"/> The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.</p> <p><input type="checkbox"/> Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.</p> <p><input type="checkbox"/> The application is for a surface water transfer and water well reports are not required.</p> <p><b>Fees:</b></p> <p><input type="checkbox"/> Amount enclosed: \$ _____ See the Department's Fee Schedule at <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> or call (503) 986-0900.</p>
---	--

## 9. SIGNATURES

I (we) understand that prior to approval of a permanent transfer and after issuance of a draft preliminary determination by the Department, I (we) must submit:

- (1) A report on ownership and lien information prepared by a title company within the last three months if required under OAR 690-380-3000(18), and
- (2) If I (we) are not the landowners, proof that the landowner or entity to which the water right has been quitclaimed consents to the transfer or that ownership information is not required.

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

 applicant signature	Robert M. Cook name (print)	10-17-05 date
_____ applicant signature	_____ name (print)	_____ date

**Before submitting your application, be sure you have:**

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

T 10140

APR 17 2006  
 Transfer Application 7  
 WATER RESOURCES DEPT  
 SALEM, OREGON

RECEIVED

OCT 19 2005

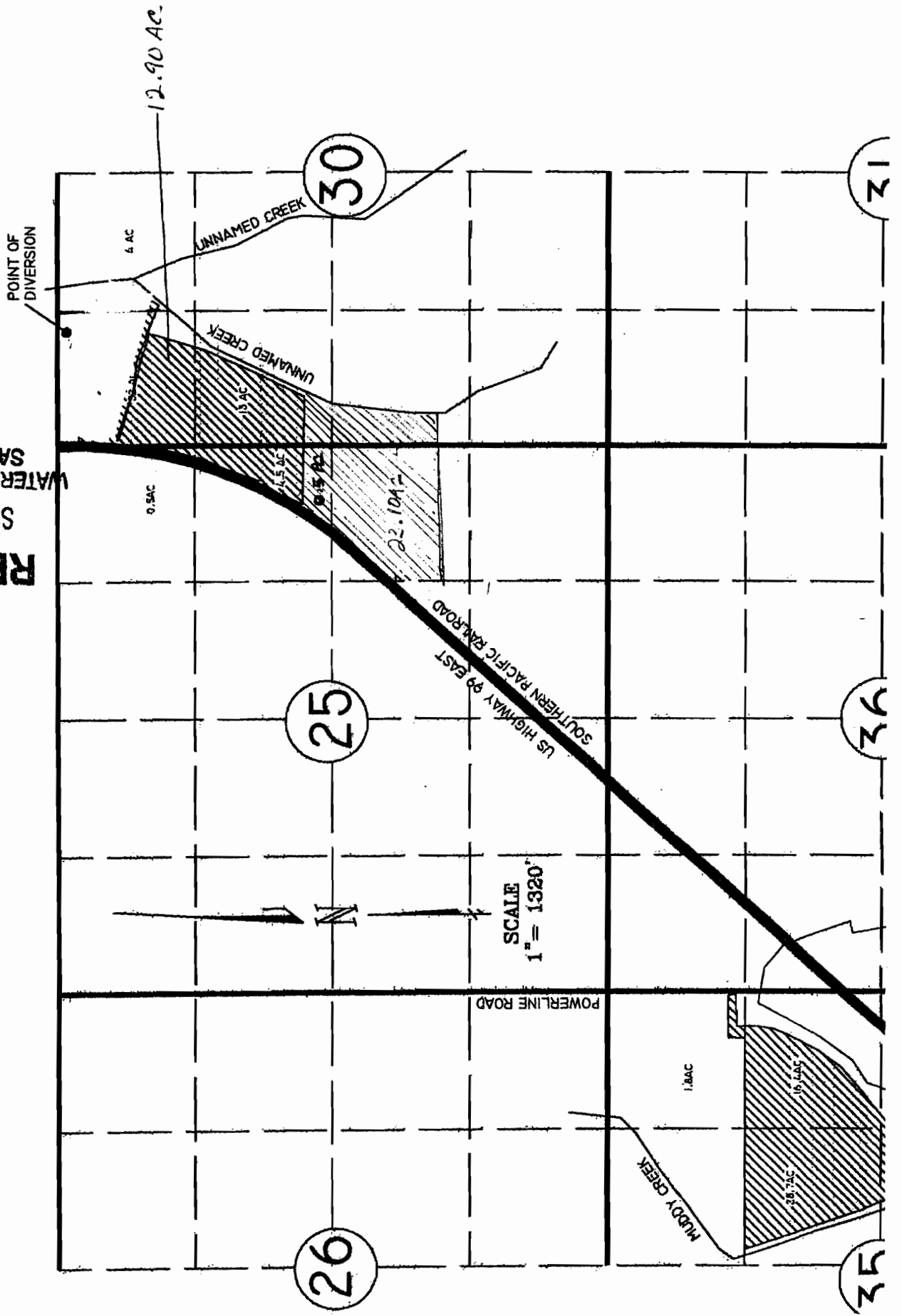
WATER RESOURCES DEPT  
 SALEM, OREGON

2nd revision of map

TOWNSHIP 14 SOUTH,  
RANGE 3 WEST, W.M.

**RECEIVED**  
SEP 26 2007  
WATER RESOURCES DEPT  
SALEM OREGON

TOWNSHIP 14 SOUTH, RANGE 4 WEST, W.M.

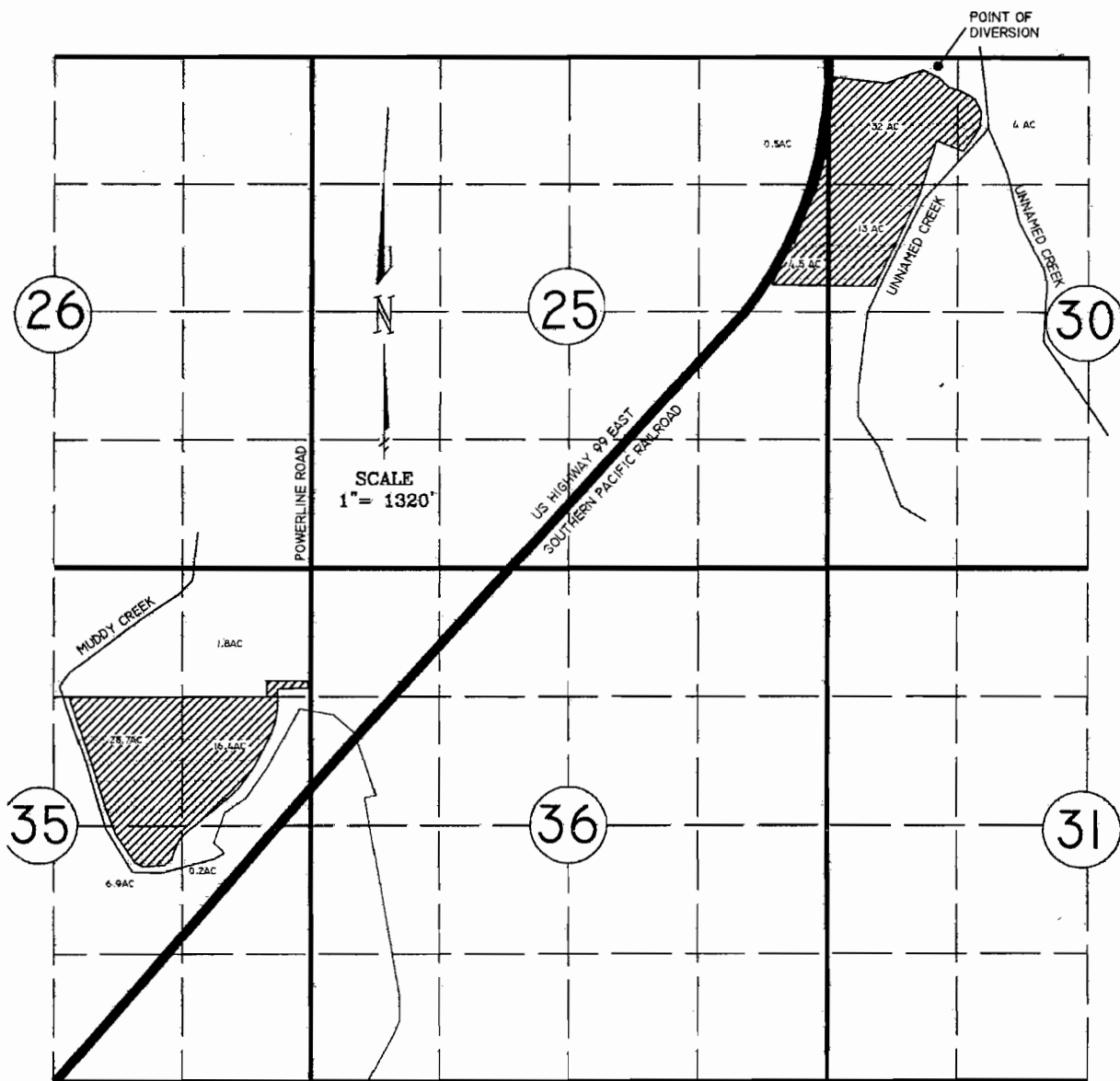





Superseded by map received  
4/21/07

TOWNSHIP 14 SOUTH, RANGE 4 WEST, W.M.

TOWNSHIP 14 SOUTH,  
RANGE 3 WEST, W.M.



POINT OF DIVERSION LOCATION:  
40 FEET SOUTH AND 1120 FEET EAST  
FROM THE NW CORNER, SECTION 30 OF  
TOWNSHIP 14 SOUTH, RANGE 3 WEST, W.M.

 DENOTES AREA OF  
PROPOSED TRANSFER

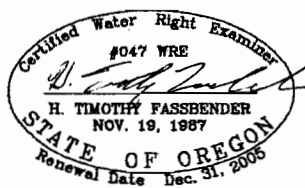
THE PURPOSE OF THIS APPLICATION MAP  
IS TO APPLY FOR PERMANENT TRANSFER OF  
THAT TEMPORARY TRANSFER PER T-8872  
WATER RIGHT.

NOTE:  
THIS MAP WAS PREPARED FOR THE  
PURPOSE OF IDENTIFYING THE  
LOCATION OF THE WATER RIGHT ONLY.  
IT IS NOT INTENDED TO PROVIDE  
DIMENSIONS OR LOCATION OF  
PROPERTY OWNERSHIP LINES.

TRANSFER APPLICATION MAP

FOR  
ROBERT M. COOK  
32041 CARTNEY DRIVE  
HARRISBURG, OR. 97446  
541-995-6836

BY  
H. TIMOTHY FASSBENDER, PLS, CWRE  
2896 SARAH LANE  
EUGENE, OR 97408  
541-485-3136



WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
APR 17 2005

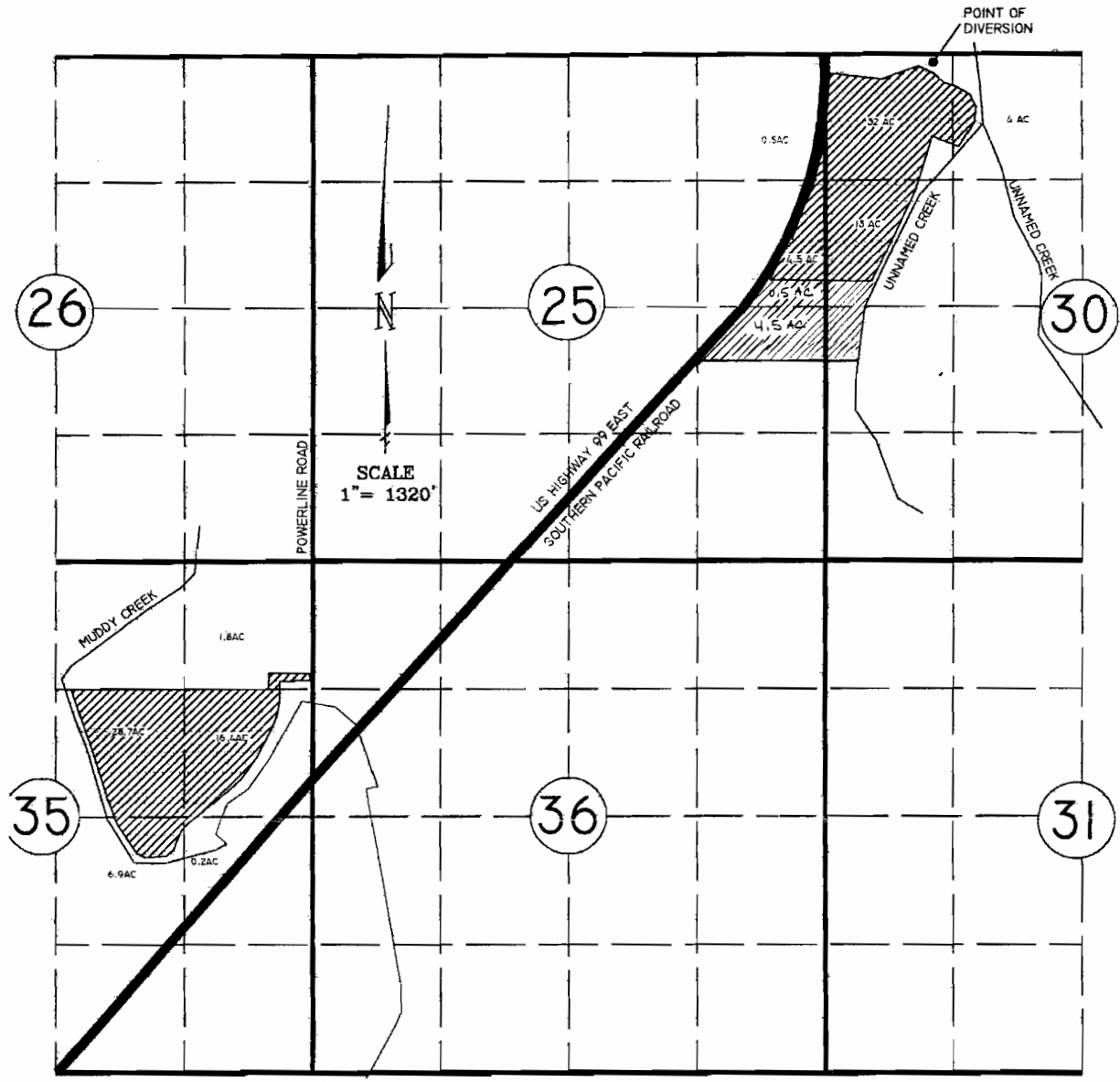
T 10140

RECEIVED  
OCT 19 2005  
WATER RESOURCES DEPT  
SALEM, OREGON


*Revised map  
Superseded by revision  
received 9/26/07*

TOWNSHIP 14 SOUTH, RANGE 4 WEST, W.M.

TOWNSHIP 14 SOUTH,  
RANGE 3 WEST, W.M.



POINT OF DIVERSION LOCATION:  
40 FEET SOUTH AND 1120 FEET EAST  
FROM THE NW CORNER, SECTION 30 OF  
TOWNSHIP 14 SOUTH, RANGE 3 WEST, W.M.

 DENOTES AREA OF  
PROPOSED TRANSFER

THE PURPOSE OF THIS APPLICATION MAP  
IS TO APPLY FOR PERMANENT TRANSFER OF  
THAT TEMPORARY TRANSFER PER T-8872  
WATER RIGHT.

NOTE:  
THIS MAP WAS PREPARED FOR THE  
PURPOSE OF IDENTIFYING THE  
LOCATION OF THE WATER RIGHT ONLY.  
IT IS NOT INTENDED TO PROVIDE  
DIMENSIONS OR LOCATION OF  
PROPERTY OWNERSHIP LINES.

TRANSFER APPLICATION MAP

FOR  
ROBERT M. COOK  
32041 CARTNEY DRIVE  
HARRISBURG, OR. 97446  
541-995-6836

BY  
H. TIMOTHY FASSBENDER, PLS, CWRE  
2896 SARAH LANE  
EUGENE, OR 97408  
541-485-3136

