



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.

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 checked="" type="checkbox"/> Other Transfer		

COPY

1. APPLICANT INFORMATION

Name: Rogue River Valley Irrigation District

Address: 3139 Merriman Road

City: Medford State: OR Zip: 97505

Phone: _____ State: _____ Zip: _____

*Fax: (541) 773-5420 *E-Mail address: rrvid@charter.net

**Optional information*

2. AGENT INFORMATION

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

Name: Herb Farber

Address: PO Box 5286

City: Central Point State: OR Zip: 97502

Phone: _____ State: _____ Zip: _____

*Fax: 541-664-5603 *E-Mail address: hfarber@charter.net

**Optional information*

T-10160

Last revised: 10/23/2004

Transfer Application/1

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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 not be used for the portion of the water right affected by the transfer.) <input checked="" 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 instead of 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"/> Irrigation <input checked="" type="checkbox"/> Municipal <input type="checkbox"/> Quasi-municipal <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Instream (complete Supplemental Form 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: The City of Eagle Point desires to secure water supply for municipal use.

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.)

The portion of Certificate 80573 being converted to municipal use is 1.25 CFS, delivery limited to the irrigation season. The capacity of the canal which diverts the water from Little Butte Creek is 140 CFS as listed on said Certificate dated 2004

System capacity: 140 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.)

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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>80573</u> Certificate Number	<u>S 407</u> Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Un-certificated Right	<u></u> Name of Decree	<u></u> Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	<u></u> Permit Number	<u></u> Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	<u></u> Previous Transfer Number	<u></u> Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for which an Amendment is Requested	<u></u> Permit Number	<u></u> Completion Date of Permit

Name on Permit, Certificate, or Decree: Rogue River Valley and Medford Irrigation District

County: Jackson Authorized Use(s): Manufacturing, Domestic

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: Four Mile Reservoir and Fish Lake Reservoir

Tributary to: Klamath River Basin and Rogue River Basin

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? S 23210 (un-related municipal)
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: It is the intension of this application to convert the attached manufacturing water right to municipal use and move the place of use to the city limits of the City of Eagle Point. The authority of RRVID to apply for this transfer is represented by the attached quit claim deeds in the name of White City Steel, successor to P&M Cedar and Jackson County Airport Authority, listed on the certificate as US Forest Service who operates the tanker base on land owned by the Jackson County Airport Authority.

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Certificate Number or other identifying number from **Page 3**: 80573

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	¼ ¼ Section	Gov't Lot or DLC	Survey Coordinates (coordinates from a recognized survey corner)
						NA (requesting additional POD)

Location of Existing Authorized Place of Use to be Changed:

Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
36	S	1	W	WM 30	NE NE	0.75 CFS
37	S	1	W	WM 7	NW SW	0.50 CFS

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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**: 80573 _____

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

Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Survey Coordinates (coordinates from a recognized survey corner)
36	S	2	W	WM	13	SW NW	41	S25*25' 28"E, 4386.6 Ft. from the NE Cor.
								DLC 42, Sec 11, T36S, R2W, WM.

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	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
					See attached	Table 1

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: The land listed in Table 1 constitutes the land in the city limits of the City of Eagle Point on June 1, 2005.

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Table 1

35 S	SE NE SW NE SE NW NE SW SE SW NE SE NW SE SW SE SE SE 1 W	S 34	36 S	SE NE NE SE SESE 1 W	S 4
35 S	SW NW NW SW SW SW 1 W	S 35	36 S	NE NE SE NE 1 W	S 9
36 S	NW NW SW NW SE NW NE SW NW SW SW SW SE SW 1 W	S 2	36 S	NE NE NW NE SW NE SE NE NE NW NW NW SW NW SE NW NE SW NW SW 1 W	S 10
36 S	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 1 W	S 3	36 S	NW NE SW NE NE NW NW NW SW NW SE NW NE SW NW SW NW SE 1 W	S 11

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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:

Rogue River Valley Irrigation District, 3139 Merriman RD, Medford, OR 97501
Eagle Point Irrigation District, PO Box 157, Eagle Point, Oregon 97524
Medford Water Commission, 200 S. Ivy St, Room 177, Medford, Oregon 97501

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).

Rogue River Valley Irrigation District, 3139 Merriman RD, Medford, OR 97501
Medford Irrigation District, 1340 Myers Lane, Medford, Oregon 97501
Eagle Point Irrigation District, PO Box 157, Eagle Point, Oregon 97524
Medford Water Commission, 200 S. Ivy St, Room 177, Medford, Oregon 97501

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): Medford Airport Authority
First Last
Address: 10 Oakdale
Medford, OR 97501
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): Residents of the City of Eagle Point represented by City of Eagle Point
First Last
Address: 17 Buchanan Ave. South PO Box 779
Eagle Point, OR 97524
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.

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8. ATTACHMENTS

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

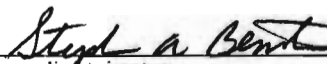
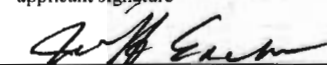
<p>Form A – Evidence of Use Affidavits</p> <p><input type="checkbox"/> At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original, not a copy.</p> <p>Form B – Instream Water Right Transfer</p> <p><input type="checkbox"/> Required for instream transfers only.</p> <p>Map</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>Evidence of Lien Holder Notification</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>Recorded Deed</p> <p><input type="checkbox"/> Required for temporary transfers only.</p>	<p>Land Use Information Form:</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"> ❶ In EFU zone or irrigation district, ❷ Change in place of use only, ❸ No structural changes needed, including diversion works, delivery facilities, other structures, and ❹ Irrigation only. <p>Water Well Reports/Well Logs:</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>Fees:</p> <p><input type="checkbox"/> Amount enclosed: \$ <u>1400</u> <u>4225</u> See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.</p>
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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	Steve Benston, President RRVID _____ name (print)	<u>4/19/06</u> _____ date
 _____ applicant signature	Jeff Eicher, Secretary RRVID _____ name (print)	<u>4/19/06</u> _____ 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.

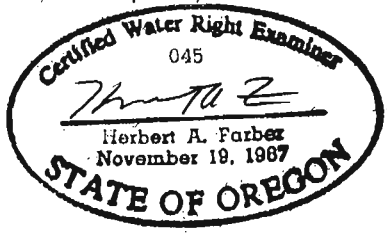
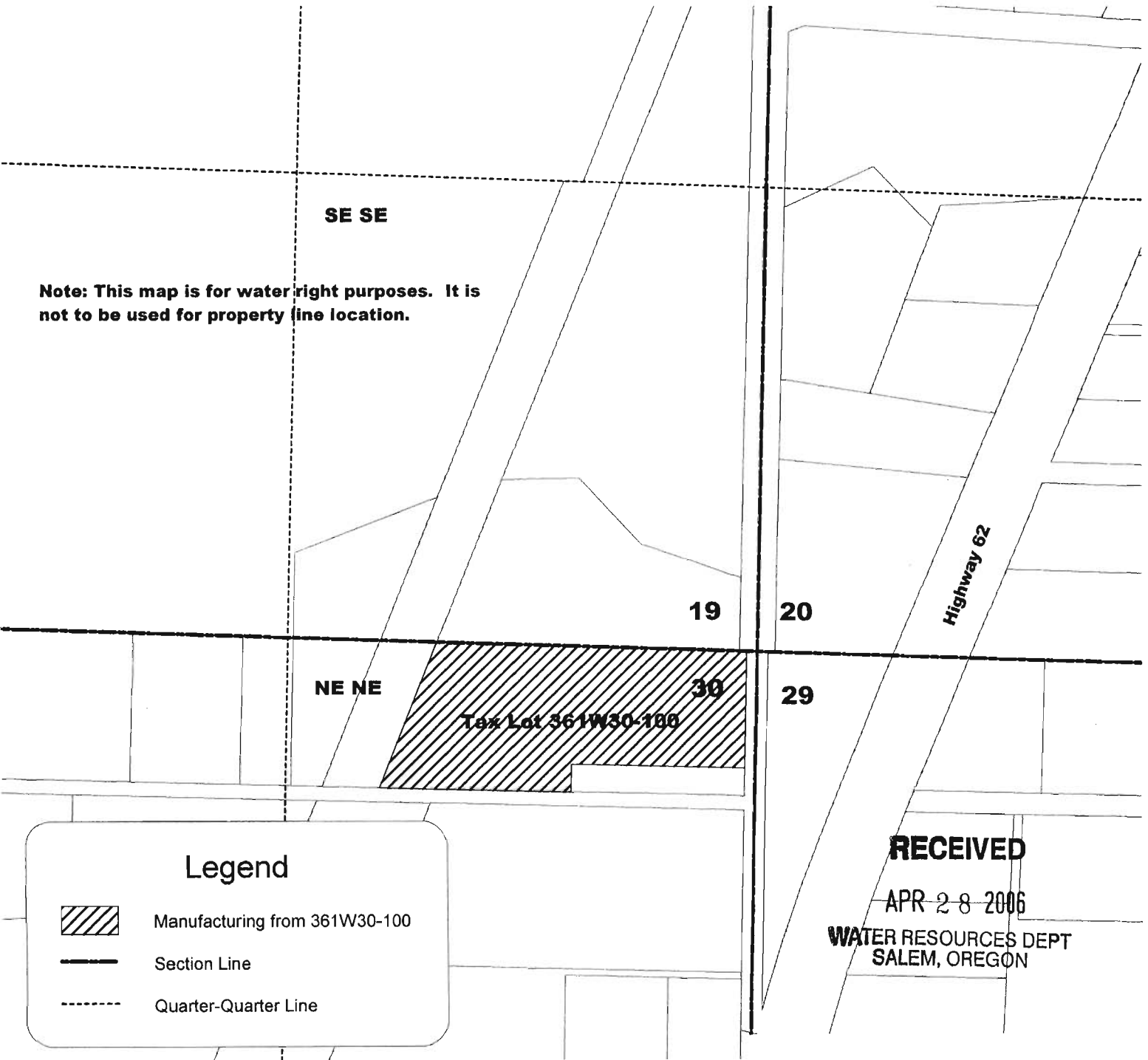
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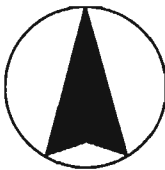
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**Transfer of Water Right
From
Rogue River Valley Irrigation District
T 36 S, R 1 W, Sec 19 & 30, WM**



RENEWAL DATE 12-31-07


Scale 1" = 400'


FARBER SURVEYING
 PO Box 5286
 Central Point, Oregon 97502
 Phone 541-664-5599
 Fax 541-664-5603
 Email: hfarber@farbersurveying.com
 Farber & Sons, Inc.
 431 Oak Street
 Central Point, Oregon
 Tax ID: 02-1057172

