



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

# Application for District Permanent Water Right Transfer

*Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app\\_criteria\\_review](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review).*

Change in Place of Use Only

## 1. APPLICANT INFORMATION

District: EAGLE POINT IRRIGATION DISTRICT

Address: P.O. BOX 157

EAGLE POINT	OR	97524	
City	State	Zip	

Phone: (541) 826-3411 Other

Fax: (541) 826-8738 E-Mail address: \_\_\_\_\_

## 2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Certificate	Permit / Previous Transfer	Decree
1.	68741	6396	NA
2.	75429	6396	NA
3.			
4.			
5.			
6.			
7.			
8.			

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**3. TRANSFER OF WATER RIGHT(S) FOR NONUSE UNDER ORS 540.572**

- A. Is this transfer application for a change in place of use of the water right(s) appurtenant to land no longer irrigated or susceptible of irrigation?  Yes  No

If "No", proceed to Section 4.

- B. Does the district employ a full-time manager?  Yes  No

- C. Is the district implementing a water management and conservation plan approved by the Water Resources Department?  Yes  No

If "No" to either B or C, the district cannot transfer water rights without the written authorization of the landowner(user) to which the rights are appurtenant.

- D. Has the district provided appropriate notice to the user of intent to transfer the right(s) and provided the user an opportunity to resolve the matter in the manner prescribed by ORS 540.572 and OAR 690-385-5400 and 690-385-5600?  Yes  No

If "Yes", attach a copy of the notice mailed by the district to the user under OAR 690-385-5100, a copy of any timely objections to the proposed transfer received by the district in response to the notice, and a copy of findings, determinations and conclusions resulting from any hearing held by the district to consider objections received by the district in response to the notice.

**4. 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>Supplemental Form A –</b> <b>Description of Proposed Change(s) to a Water Right</b> <input checked="" type="checkbox"/> A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.</p> <p><b>Map</b> <input checked="" type="checkbox"/> Permanent Transfer A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner.</p>	<p><b>Transfer for Nonuse:</b> <input type="checkbox"/> Notice to user under OAR 690-385-5100. <input type="checkbox"/> Objections received in response to the notice provided to user under OAR 690-385-5100. <input type="checkbox"/> Findings, determinations and conclusions of a hearing held to consider objections received in response to the notice provided to user under OAR 690-385-5100.</p> <p><b>Fees:</b> <input type="checkbox"/> Amount enclosed: \$ 600.00 See the Department's Fee Schedule at <a href="http://www1.wrd.state.or.us/pdfs/fees2003.pdf">www1.wrd.state.or.us/pdfs/fees2003.pdf</a> or call (503) 986-0900.</p>
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**5. SIGNATURES**

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district; and
- (3) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.

*Hazel Ellefson*  
District Manager signature

HAZEL ELLEFSON  
name (print)

12-23-2008  
date

OR

\_\_\_\_\_  
Authorized District Representative signature

\_\_\_\_\_  
name (print)

\_\_\_\_\_  
date

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

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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**Water Right Transfer Supplemental Form A**  
**DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT**

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

**1. CURRENT WATER RIGHT INFORMATION**

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

Certificated Right	68741	
	Certificate Number	
Adjudicated, Non-certificated Right	Name of Decree	Page Number
Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
Transferred Right for which Proof has been	Previous Transfer Number	Date Claim of Beneficial Use Submitted
Permit for Supplemental Irrigation	Permit Number	

- Name on Permit, Certificate, or Decree: EAGLE POINT IRRIGATION DISTRICT
- Priority Date(s): APRIL 21, 1915

*If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each place of use.*

- Source(s) of Water to be Affected by Transfer: BIG BUTTE CREEK

Tributary to: ROGUE RIVER

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

If "No", enter N/A in the following space: NA

If "Yes", what are the Permit, Registration or Certificate Numbers? \_\_\_\_\_

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Any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled.

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▪ Certificate Number or other identifying number: 68741

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The following information **must be provided only** for those points of diversion or appropriation that **are involved in the transfer**. If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

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 (POD) or Appropriation (POA):**  
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD / POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	SURVEY COORDINATES
1	35S	2E	10	NENE			1130 FEET SOUTH & 700 FEET WEST FROM THE NE CORNER SEC. 10
2	35S	2E	3	NWNW		4	1030 FEET SOUTH & 290 FEET EAST FROM THE NW CORNER SECTION 3

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Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this 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.

Certificate Number or other identifying number: 68741

**TABLE 1. – AUTHORIZED PLACE OF USE**

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT			
1,2	4/21/1915	IR	35S	1W	34	SWNE			703		DAVID & RUTH MCFALL	001-08
1,2	4/21/1915	IR	35S	1W	34	NWSE		2	703		DAVID & RUTH MCFALL	001-08
1,2	4/21/1915	IR	35S	1W	34	SWNE			1302		DAVID & RUTH MCFALL	001-08
1,2	4/21/1915	IR	35S	1W	34	NWSE		2	1302		DAVID & RUTH MCFALL	001-08
1,2	4/21/1915	IR	35S	1W	34	SWNE			705		SOUTHERN OREGON DEVELOPMENT	001-08
1,2	4/21/1915	IR	35S	1W	34	NWSE		2	705		SOUTHERN OREGON DEVELOPMENT	001-08
1,2	4/21/1915	IR	35S	1W	34	SWNE			800		FUTURE CONCEPTS, LLC	001-08
										TOTAL:	14.9	

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▪ Certificate Number or other identifying number: 68741

**TABLE 2. – PROPOSED PLACE OF USE**

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION								ACRES	USER NAME	DINN		
			TWP	RNG	SEC	QQ	DLC	GOVT LOT	TAX LOT						
1,2	4/21/1915	IR	35S	1W	35	NENE					100	7.9	GEORGANNA HAPPEL	001-08	
1,2	4/21/1915	IR	35S	1W	36	NWNW					201	7.0	GEORGANNA HAPPEL	001-08	
											TOTAL:	14.9			

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District Permanent Transfer Application  
Supplemental Form A

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**Water Right Transfer Supplemental Form A**  
**DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT**

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

**1. CURRENT WATER RIGHT INFORMATION**

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

Certificated Right	75429	
	Certificate Number	
Adjudicated, Non-certificated Right	Name of Decree	Page Number
Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
Transferred Right for which Proof has been	Previous Transfer Number	Date Claim of Beneficial Use Submitted
Permit for Supplemental Irrigation	Permit Number	

- Name on Permit, Certificate, or Decree: EAGLE POINT IRRIGATION DISTRICT
- Priority Date(s): APRIL 21, 1915

*If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each place of use.*

- Source(s) of Water to be Affected by Transfer: BIG BUTTE CREEK

Tributary to: ROGUE RIVER

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

If "No", enter N/A in the following space: NA

If "Yes", what are the Permit, Registration or Certificate Numbers? \_\_\_\_\_

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Any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled.

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- Certificate Number or other identifying number: 75429

The following information **must be provided** only for those points of diversion or appropriation that are involved in the transfer. If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

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 (POD) or Appropriation (POA):**  
*(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)*

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD / POA#	TWP	RNG	SEC	QQ	DLC	GOVT LOT	SURVEY COORDINATES
1	35S	2E	10	NE/NE			1130 FEET SOUTH & 700 FEET WEST FROM NE CORNER SECTION 10
2	35S	2E	3	NW/NW		4	1030 FEET SOUTH & 290 FEET EAST FROM NW CORNER SECTION 3

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*Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this 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.*

Certificate Number or other identifying number: 75429

**TABLE 1. - AUTHORIZED PLACE OF USE**

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	DINN		
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT				TAX LOT	
1,2	4/21/1915	IR	35S	1W	22	SE/NW				2601		PATRICK & SUSAN FAHEY	002-08
1,2	4/21/1915	IR	35S	1W	22	SE/NW				2603		PATRICK & SUSAN FAHEY	002-08
1,2	4/21/1915	IR	35S	1W	34	SE/NW				1201		VERNON & ANNA HOUSE	003-08
1,2	4/21/1915	IR	35S	1W	34	NE/SW			3	1201		VERNON & ANNA HOUSE	003-08
1,2	4/21/1915	IR	35S	1W	34	SE/NW				1202		VERNON & ANNA HOUSE	003-08
1,2	4/21/1915	IR	35S	1W	34	NE/SW			3	1202		VERNON & ANNA HOUSE	003-08
1,2	4/21/1915	IR	35S	1W	34	NE/SW				1204		VERNON & ANNA HOUSE	003-08
1,2	4/21/1915	IR	36S	1W	10	SW/NW			3	401 (now 600)		GARY FORAN	004-08
1,2	4/21/1915	IR	36S	1W	3B	NW/NW				200		C. T. GREB	005-08
1,2	4/21/1915	IR	36S	1W	11C	NW/SW				100		SOUTHERN OREGON DEVELOPMENT	006-08
										TOTAL:			30.5

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