

THE CONFEDERATED TRIBES

of the

WAPINAC SPRINGS

RESERVATION



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		

1. APPLICANT INFORMATION

Name: The Confederated Tribes of Warm Springs Reservation of Oregon

Address: P. O. Box C

Warm Springs Oregon 97761

City State Zip

Phone: 541-553-2039

Home Work Other

*Fax: 541-553-1994 *E-Mail address: forrestranch@ortelco.net

*Optional information Lead Contact - Brent Smith (Forrest Conservation Area Manager)
 68073 Hwy. 26
 Prairie City, OR 97869 Ph# 5541-820-3568

2. AGENT INFORMATION

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

Name: N/A

Address: _____

City State Zip

Phone: _____

Home Work Other

*Fax: _____ *E-Mail address: _____

*Optional information

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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>24909</u> Certificate Number	<u>John Day Basin Adjudication</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: Nettie Blinn

County: Grant 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: Tract 1 = 1869 & Tract 2 = 1870

Source(s) of Water Listed on Right: John Day River

Tributary to: Columbia 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: N/A

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: N/A

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STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

This Is to Certify, That NETTIE BLINN

of Prairie City, State of Oregon, has a right to the use of the waters of John Day River for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1869 - Tract #1 1870 - Tract #2

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated from April 1 to Sept. 30; further limited to one acre-foot per acre per calendar month to July 1 and 3/4 acre-foot per acre thereafter; total five acre-feet per acre for season, measured at point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

Table with 2 columns: Tract #1 and Tract #2. Tract #1 includes 6 acres in SW1/4SW1/4 Section 1, 4.2 acres in NW1/4NE1/4, 12.0 acres in NE1/4NW1/4, 16.5 acres in NW1/4NW1/4 Section 12, T. 13 S., R. 33 E., W. M. Tract #2 includes 17.0 acres in SW1/4SW1/4, 13.6 acres in SE1/4SW1/4, 2.1 acres in SW1/4SE1/4 Section 1, 18.9 acres in NW1/4NE1/4, 19.5 acres in NE1/4NW1/4, 3.5 acres in NW1/4NW1/4 Section 12, T. 13 S., R. 33 E., W. M.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

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WATER RESOURCES DEPT SALEM, OREGON

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 19 59.

LEWIS A. STANLEY

State Engineer

10282

Recorded in State Record of Water Right Certificates, Volume 17, page 24909



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

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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		

1. APPLICANT INFORMATION

Name: The Confederated Tribes of Warm Springs Reservation of Oregon

Address: P. O. Box C

Warm Springs Oregon 97761
City State Zip

Phone: 541-553-2039

Home Work Other

*Fax: 541-553-1994 *E-Mail address: forrestranch@ortelco.net

*Optional information Lead Contact - Brent Smith (Forrest Conservation Area Manager)
 68073 Hwy. 26
 Prairie City, OR 97869 Ph# 5541-820-3568

2. AGENT INFORMATION

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

Name: N/A

Address: _____

City State Zip

Phone: _____

Home Work Other

*Fax: _____ *E-Mail address: _____

*Optional information

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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>82305 (previously T-4791)</u> Certificate Number	<u>John Day Basin Adjudication</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: John Forrest

County: Grant 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: N/A

Source(s) of Water Listed on Right: John Day River

Tributary to: Columbia 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: N/A

Are there **Other Water Rights** or permits associated with this land? Yes No
If "Yes", what are the Permit or Certificate Numbers? N/A
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: N/A

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Transfer Application/3

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 WATER RESOURCES DEPT
 SALEM, OREGON

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 either 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.

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN FORREST
ROUTE 2, BOX 920
PRAIRIE CITY, OREGON 97869

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for the purpose for IRRIGATION of 17.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at page 461. The date of priority is 1875.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated from April 1 to September 30 and shall be further limited to one acre-foot per acre per calendar month to July 1 and 3/4 acre-foot per acre thereafter; for a diversion of not to exceed five acre-feet per acre for each acre irrigated during the irrigation season of each year, (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SMALL DITCH: NW 1/4 NW 1/4, SECTION 12, T 13 S, R 33 E, W.M.; 500 FEET SOUTH AND 200 FEET EAST FROM THE NW CORNER, SECTION 12).

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T-4791.JWG

WATER RESOURCES DEPT
SALEM, OREGON

Certificate Number 82305

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right.

The point of diversion is located as follows:

SE 1/4 NE 1/4, SECTION 12, T 13 S, R 33 E, W.M.; 1660 FEET SOUTH AND 980 FEET WEST FROM THE NE CORNER OF SECTION 12.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NE 1/4 NE 1/4 17.0 ACRES
SECTION 11
TOWNSHIP 13 SOUTH, RANGE 33 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and shall be subject to all other conditions and limitations contained in said decree.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

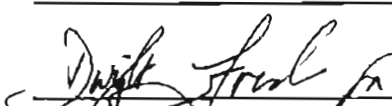
the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered SEPTEMBER 8, 1981, and together with certificate 50366, supersedes certificate 24931, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed

SEP 08 2006


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82305

T-4791.JWG

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WATER RESOURCES DEPT
SALEM, OREGON

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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.

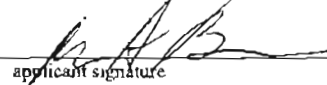
<p>Form A – Evidence of Use Affidavits</p> <p><input checked="" type="checkbox"/> At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original, not a copy.</p> <p>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 checked="" 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 checked="" type="checkbox"/> Amount enclosed: \$ <u>350.00</u> <i>Total</i> 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.

 _____ <small>applicant signature</small>	<i>Robert A. Brunoe</i> _____ <small>name (print)</small>	<i>11-20-06</i> _____ <small>date</small>
_____ <small>applicant signature</small>	_____ <small>name (print)</small>	_____ <small>date</small>

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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Transfer Application/7

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WATER RESOURCES DEPT
SALEM, OREGON

DANIEL HARRIS



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		

1. APPLICANT INFORMATION

Name: Daniel Harris
First Last

Address: P. O. 451
Prairie City Oregon 97869
City State Zip

Phone: 541-820-3552
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

2. AGENT INFORMATION

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

Name: N/A
First Last

Address: _____
City State Zip

Phone: _____
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

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 DEC 18 2006 FSD
 WATER RESOURCES DEPT
 SALEM, OREGON

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>25052</u> Certificate Number	<u>John Day Basin Adjudication</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: Patsy Daly

County: Grant 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: N/A

Source(s) of Water Listed on Right: John Day River

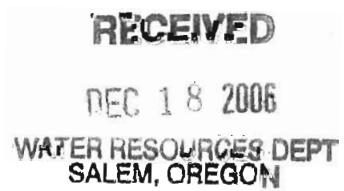
Tributary to: Columbia River

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: N/A

Are there **Other Water Rights** or permits associated with this land? Yes No
If "Yes", what are the Permit or Certificate Numbers? N/A
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: N/A

T 10282



STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

This Is to Certify, That PATSY DALY

of Prairie City, State of Oregon, has a right to the use of
the waters of John Day River
for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1869

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated from April 1 to Sep. 30; further limited to one acre-foot per acre per calendar month to July 1 and 3/4 acre-foot per acre thereafter; total five acre-feet per acre for season, measured at point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

0.92 acres in SE 1/4 SW 1/4
Section 2,
T. 13 S., R. 33 E., W. M.

described as: being within Lot 3 of Reservoir Addition to
Prairie City, Oregon.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 1959.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 25052

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WATER RESOURCES DE
SALEM, OREGON

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8. ATTACHMENTS

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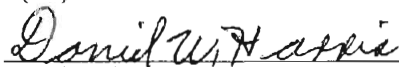
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9. SIGNATURES

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	DANIEL W. HARRIS name (print)	10-18-2006 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.

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Transfer Application#7

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WATER RESOURCES DEPT
SALEM, OREGON

~~T.A. & MARGUERITE
HARRIS~~

BOTH NOW
DECEASED.

Now SON BILLY.



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

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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		

1. APPLICANT INFORMATION

Name: T. A. and Marguarite Harris
First Last

Address: P.O. 16

Prairie City Oregon 97869
City State Zip

Phone: 541-820-3741
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

2. AGENT INFORMATION

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

Name: N/A
First Last

Address: _____

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

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 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:

N/A

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).

N/A

N/A

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): _____
First Last

Address: _____
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 10282

RECEIVED
DEC 18 2006
WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

This Is to Certify, That W.W. DIXON

of Prairie City, State of Oregon, has a right to the use of the waters of John Day River for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from 1867

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated from April 1 to Sept. 30; further limited to one acre-foot per acre per calendar month to July 1 and 3/4 acre-foot per acre thereafter; total five acre-feet per acre for season, measured at point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

2.85 acres in SE 1/4 SW 1/4 Section 2, T. 13 S., R. 33 E., W. 4.

described as: Being within Lots 20, 21, 22, and 23, Kilbourns Addition to Prairie City, Oregon

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 1959.

LEWIS A. STANLEY State Engineer

RECEIVED T 10282

DEC 18 2006

WATER RESOURCES DEPT SALEM, OREGON

Recorded in State Record of Water Right Certificates, Volume 17, page 25097

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 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>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 checked="" 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 checked="" type="checkbox"/> Amount enclosed: \$ _____ 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.

<i>T.A. HARRIS</i>	<i>J. A. Harris</i>	<i>10-25-2006</i>
applicant signature	name (print)	date
<i>MARGUERITE HARRIS</i>	<i>Marguerite Harris</i>	<i>10-25-2006</i>
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 10282

Transfer Application/7

RECEIVED

DEC 18 2006

WATER RESOURCES DEPT
SALEM, OREGON

BONNIE NANCE



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		

1. APPLICANT INFORMATION

Name: Bonnie Nance
First Last

Address: P. O. 103
Prairie City Oregon 97869
City State Zip

Phone: 541-820-3578
Home Work Other

*Fax: _____ *E-Mail address: _____
**Optional information*

2. AGENT INFORMATION

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

Name: N/A
First Last

Address: _____
City State Zip

Phone: _____
Home Work Other

*Fax: _____ *E-Mail address: _____
**Optional information*

T 10282

RECEIVED
 DEC 18 2006
 WATER RESOURCES DEPT FSD
 SALEM, OREGON

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 checked="" 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 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 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 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: To consolidate current POD with another existing POD which, currently has a headgate, water measuring device, and lay flat diversion which requires little maintenance and provides year round fish passage. The consolidation would reduce maintenance, eliminate a push dam diversion and increase fish passage in the river reach.

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 current delivery system uses a pushup dam instream to divert water into an open ditch. At the head of the ditch is a headgate for water control and a fish screen. The open ditch conveys the water to the authorized places of use where it is applied by flood irrigation technique. The ditch size is sufficient to handle the full capacity of the water rights.

System capacity: 4.92 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.)*

T 10282

Transfer Application/2

RECEIVED
DEC 18 2006
WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **B. R. McHALEY**

of **P.O. Box 51, Prairie City, State of Oregon**, has a right to the use of
 the waters of **John Day River**
 for the purpose of **Irrigation**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
 the STATE ENGINEER, in Volume **15**, at page **461**; that the priority of the right thereby
 confirmed dates from **1869**

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
 amount actually beneficially used for said purposes, and shall not exceed **1/40 cubic foot per
 second per acre irrigated from April 1 to Sept. 30; further limited to one acre-
 foot per acre per calendar month to July 1 and 3/4 acre-foot per acre thereafter;
 total five acre-feet per acre for season, measured at point of diversion.**
 A description of the lands irrigated under such right, and to which the water is appurtenant
 (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

25.2 acres in SW¹SE²
 25.0 acres in SE¹SE²
 Section 2,
 16.0 acres in NW¹NE²
 4.8 acres in NE¹NW²
 Section 11,
 T. 13 S., R. 33 E., W. M.

(NOTE: This land has a supplemental supply from Slaughter House Gulch
 under numerous unnamed ditches with priority of 1872.)

And said right shall be subject to all other conditions and limitations contained in said decree.
 The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
 use herein described.

RECEIVED

DEC 18 2006

WATER RESOURCES DEPT
 SALEM, OREGON

10282

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 19 59

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume **17**, page **25525**

8. ATTACHMENTS

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

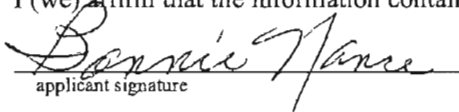
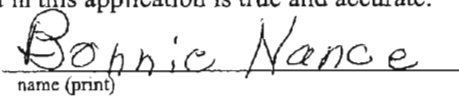
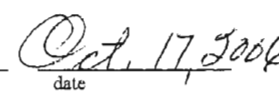
<p>Form A – Evidence of Use Affidavits</p> <p><input checked="" type="checkbox"/> At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original, not a copy.</p> <p>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 checked="" 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 checked="" type="checkbox"/> Amount enclosed: \$ _____ 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	 name (print)	 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.

RECEIVED

1 10282

Transfer Application/7

DEC 18 2006
WATER RESOURCES DEPT
SALEM, OREGON

BONNIE NANCE



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		

1. APPLICANT INFORMATION

Name: Bonnie Nance
First Last

Address: P. O. 103

Prairie City Oregon 97869
City State Zip

Phone: 541-820-3578
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

2. AGENT INFORMATION

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

Name: N/A
First Last

Address: _____

_____ _____ _____
City State Zip

Phone: _____
Home Work Other

*Fax: _____ *E-Mail address: _____

**Optional information*

1 10282

RECEIVED
 DEC 18 2006
 WATER RESOURCES DEPT^{FSD}
 SALEM, OREGON

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 checked="" 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 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 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.)	<p style="text-align: center;">Proposed new use:</p> <input type="checkbox"/> Irrigation <input 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: To consolidate current POD with another existing POD which, currently has a headgate, water measuring device, and lay flat diversion which requires little maintenance and provides year round fish passage. The consolidation would reduce maintenance, eliminate a push dam diversion and increase fish passage in the river reach.

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 current delivery system uses a pushup dam instream to divert water into an open ditch. At the head of the ditch is a headgate for water control and a fish screen. The open ditch conveys the water to the authorized places of use where it is applied by flood irrigation technique. The ditch size is sufficient to handle the full capacity of the water rights.

System capacity: 4.92 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.)

1 10282

Transfer Application/2

RECEIVED

DEC 18 2006

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

This Is to Certify, That RUSSELL H. SULLENS

of Prairie City, State of Oregon, has a right to the use of the waters of John Day River for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grant County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby confirmed dates from December 26, 1877

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/40 cubic foot per second per acre irrigated from April 1 to Sept. 30; further limited to one acre-foot per acre per calendar month to July 1 and 3/4 acre-foot per acre thereafter; total five acre-feet per acre for season, measured at point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

0.3 acre in SE 1/4 SW 1/4
0.4 acre in SW 1/4 SE 1/4
Section 2,
0.1 acre in NW 1/4 NE 1/4
0.1 acre in NE 1/4 NW 1/4
Section 11,
T. 13 S., R. 33 E., W. M.
Lot 25 in Kilbourn Addition
to Prairie City, Oregon.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of May, 19 59.

LEWIS A. STANLEY
State Engineer

T 10282

Recorded in State Record of Water Right Certificates, Volume 17, page 25885

RECEIVED

DEC 18 2006

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>Form A – Evidence of Use Affidavits</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>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 checked="" 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 checked="" type="checkbox"/> Amount enclosed: \$ _____ 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.

Bonnie Nance Bonnie Nance Oct. 17, 2006
applicant signature name (print) 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.

RECEIVED

T 10282

Transfer Application/7

DEC 18 2006

WATER RESOURCES DEPT
 SALEM, OREGON