

CLAIM OF BENEFICIAL USE for Surface Water Permits claiming more than 0.1 cfs



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

**A fee of \$345 must accompany this form for permits
with priority dates of July 9, 1987, or later.**

Enter the date the priority date of the permit:

June 26, 1978

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:

<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Go to "Resources for Water Right Examiners (CWRE)" Page

<https://www.oregon.gov/OWRD/programs/WaterRights/COBU/Pages/default.aspx>

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

SECTION 1

GENERAL INFORMATION

1. File Information:

APPLICATION # S-57572	PERMIT # S-43401	PERMIT AMENDMENT # N/A
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MAR 20 2025
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2. Property Owner (current owner information):

APPLICANT/BUSINESS NAME Dan Cummings / City of Ontario, Oregon		PHONE No. 541-881-3223	ADDITIONAL CONTACT No.
ADDRESS 444 S.W. 4th Street			
CITY Ontario	STATE Oregon	ZIP 97914	E-MAIL dan.cummings@ontariooregon.org

If the current property owner is not the permit holder of record, it is recommended that an assignment be filed with the Department. ***Each permit holder of record must sign this form.***

3. Permit or holder of record (this may, or may not, be the current property owner):

PERMIT HOLDER OF RECORD City of Ontario		
ADDRESS 444 S.W. 4th Street		
CITY Ontario	STATE Oregon	ZIP 97914

ADDITIONAL PERMIT HOLDER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

September 24, 2025

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Casey Mordhorst	September 24, 2025	Public Works Director
Dustin Mosher	September 24, 2025	Water Supervisor

6. County:

Malheur County

7. If any property described in the place of use of the permit final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):

OWNER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

Received
 March 20 2025
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**SECTION 2
SIGNATURES**

Received
MAR 20 2026
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CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



CWRE NAME Brandon A. Mahon		PHONE NO. 541-963-8309	ADDITIONAL CONTACT NO.
ADDRESS 1901 N. Fir Street			
CITY La Grande	STATE Oregon	ZIP 97850	E-MAIL bmahon@andersonperry.com

Permit Holder(s) of Record Signature or Acknowledgement

Each permit holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Dan Cummings	City Manager	3/6/2026

**SECTION 3
CLAIM DESCRIPTION**

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MAR 20 2026
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1. Point of diversion name or number:

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)
POD 1

2. Point of diversion source and tributary:

POD NAME OR NUMBER	SOURCE	TRIBUTARY
POD 1	Snake River	Columbia River

3. Developed use(s), period of use, and rate for each use:

POD NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
POD 1	Municipal	N/A	All Year	13.39 cfs
Total Quantity of Water Used				See Attachment A

4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion to the place of use:

Raw water is pumped from the existing intake screen and pipe at POD 1 to the City's nearby water treatment facility where it is then sent to one 16-inch and two 12-inch pipes that lead to the City's eastside and westside storage reservoirs and distribution system in the City's service area.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, or permit amendment final order? If yes, describe below.

YES NO

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

N/A

6. Claim Summary:

POD NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD 1	20.1 cfs	13.5 cfs	13.39 cfs	Municipal	N/A	N/A

SECTION 4 SYSTEM DESCRIPTION

Are there multiple PODs? YES NO

If "YES" you will need to copy and complete a separate Section 4 for each POD.

POD Name or Number this section describes (only needed if there is more than one):

N/A

A. Place of Use

1. Is the right for municipal use? YES NO

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion to the place of use.

1. Is a pump used? YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information:

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
US Motors		9104599-218	Turbine		
US Motors			Turbine		
US Elect Peerless		80611	Centrifugal		

3. Motor Information:

MANUFACTURER	HORSEPOWER
US Motors (Pump No. 1)	40 Hp
US Motors (Pump No. 2)	75 Hp
US Elect Peerless (Auxiliary Pump)	60 Hp

4. Theoretical Pump Capacity:

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
40 Hp	13.8	25 feet	0	6.69 cfs
75 Hp	13.8	25 feet	0	10.48 cfs

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MAR 20 2026
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5. Provide pump calculations:

$$Q_{PUMP} = \frac{(Hp)(Head\ Efficiency)}{(Total\ Head)}$$

$$\begin{aligned} \text{Total head} &= 25 \text{ feet (lift from river to pump)} \\ &+ 35 \text{ feet (estimated pressure head and discharge lift)} \\ &= 60 \text{ feet} \end{aligned}$$

$$Q_{PUMP\ 1} = (40)(7.04) / 60 \text{ feet} = 4.7 \text{ cfs}$$

$$Q_{PUMP\ 2} = (75)(7.04) / 60 \text{ feet} = 8.8 \text{ cfs}$$

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MAR 20 2025
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6. Measured Pump Capacity (using meter if meter was present and system was operating):

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
13,787,096 Kgal	13,787,769 Kgal	112 minutes	13.39 cfs

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped? YES NO

If "NO" items 8 through item 13 may be deleted.

8. Mainline Information:

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
The City's distribution system has pipe sizes including 4-, 6-, 8-, 10-, 12-, 14-, 16-, 20-, and 24-inch.	The City's distribution system has more than 480,000 feet (91 miles) of piping.	The City's distribution system piping consists of asbestos cement, ductile iron, polyvinyl chloride, and steel piping.	Buried

9. Lateral or Handline Information:

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
N/A			

10. Sprinkler Information:

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
N/A					

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Drip Emitter Information:

SIZE	OPERATING PSI	EMITTER OUTPUT (GPM)	TOTAL NUMBER OF EMITTERS	MAXIMUM NUMBER USED	TOTAL EMITTER OUTPUT (CFS)
N/A					

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 MAR 20 2026
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**SECTION 5
 CONDITIONS**

All conditions contained in the permit, permit amendment, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit or permit extension of time:

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	September 27, 1978		
BEGIN CONSTRUCTION (A)	September 27, 1979	Summer 1979	Construction began in summer 1979.
COMPLETE CONSTRUCTION (B)	October 1, 1995	October 1988	Reported water use in 1988 shows construction was completed.
COMPLETE APPLICATION OF WATER (C)	October 1, 2000	September 2000	For reported water use from 1989 to 2000, see Attachment A.

* MUST BE WITHIN PERIOD BETWEEN PERMIT OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? YES NO

If "NO", items a and b relating to this section may be deleted.

3. Measurement Conditions:

a. Does the permit, permit amendment, or any extension final order require the installation of a meter or approved measuring device? YES NO

If "NO", items b through f relating to this section may be deleted.

4. Recording and reporting conditions:

a. Is the water user required to report the water use to the Department? YES NO

If "NO", item b relating to this section may be deleted.

b. Have the reports been submitted? YES NO

If the reports have not been submitted, attach a copy of the reports if available.

5. Fish Screening:

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? YES NO

If "NO", items b through e relating to this section may be deleted.

Received
MAR 20 2026

OWRD

6. By-pass Devices:

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

YES NO

If "NO", items b and c relating to this section may be deleted.

7. Other conditions required by some permits, permit amendment final orders, or extension final orders:

a. Was the water user required to restore the riparian area if it was disturbed?

YES NO

b. Was a fishway required?

YES NO

c. Was submittal of a water management and conservation plan required?

YES NO

d. Other conditions?

YES NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s) in the box below. If the condition required the approval of a plan, submit documentation that the plan was approved.

N/A

**SECTION 6
ATTACHMENTS**

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Attachment A	OWRD Water Use Reporting

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SECTION 7

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- Map on polyester film
- Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map) **1"= 2,000 feet**
- Township, Range, Section, Donation Land Claims, and Government Lots
- N/A** If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- N/A** Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- Point(s) of diversion or appropriation (illustrated and coordinates)
- Tax lot boundaries and numbers
- Quarter-Quarters illustrated and named (NE NE, NW NE, etc.)
- Source illustrated if surface water
- Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- Application and permit number or transfer number
- North arrow
- Legend
- CWRE stamp and signature

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MAR 20 2026
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ATTACHMENT A
Water Use Report from the Oregon
Water Resources Department Website

Facility Water Use Report



SNAKE R Report ID 11909

SNAKE RIVER;
1353 FEET SOUTH AND 2545 FEET EAST FROM NW CORNER, SECTION 11
(18S-47E-11-)
Permit: S 43401 *
CITY OF ONTARIO

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MAR 20 2026

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Records per page: 50

Acre-feet (AF) of Water Used

Water Year*	Method of Measurement	Acre-feet (AF) of Water Used												Total Water Used	Irrigated Acres
		Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep		
2025	FMT	501.49	426.85	427.31	395.43	363.14	375.33	421.18	660.64	660.64	604.08	689.98	527.05	6053.12	
2024	FMT	528.53	356.61	351.97	423.08	377.23	390.92	434.03	513.64	647.20	745.22	681.85	615.28	6065.55	
2023	FMT	482.49	385.48	439.80	419.83	370.88	407.58	380.76	520.45	358.63	678.26	641.37	573.67	5659.20	
2022	FMT	437.72	331.59	334.69	371.34	341.63	392.57	442.50	466.35	524.04	656.16	703.18	610.43	5612.21	
2021	FMT	434.76	357.17	327.48	304.00	335.90	348.94	439.98	483.46	596.46	713.04	634.22	528.65	5504.08	
2020	FMT	408.38	394.83	268.41	262.43	302.69	336.86	390.03	468.53	517.25	528.99	588.75	485.38	4952.54	
2019	FMT	392.79	356.39	352.95	345.15	297.93	308.26	336.32	442.36	538.93	612.98	535.64	479.33	4999.03	
2018	FMT	430.30	380.98	255.12	325.18	341.72	433.11	407.60	509.41	490.88	525.31	570.08	488.44	5158.12	
2017	FMT	418.78	455.27	340.50	347.91	373.76	435.16	473.25	501.99	603.16	614.95	675.32	594.61	5834.66	
2014	VLM	358.48	346.29	282.28	281.62	297.27	302.31	352.46	438.45	494.28	529.02	578.44	475.39	4736.28	
2013		473.40	337.77	301.67	333.60	341.09	350.18	392.24	359.51	596.40	616.90	697.48	497.67	5297.91	
2012		415.77	330.68	343.31	358.99	386.31	360.14	345.06	439.33	588.37	600.41	672.72	528.61	5369.68	
2011		492.99	372.90	346.33	384.55	381.49	358.00	323.13	570.85	706.09	742.89	872.67	801.04	6352.93	
2010		348.93	333.65	356.08	413.10	352.68	518.34	424.40	534.76	540.71	560.41	560.38	426.48	5369.92	
2009		349.42	361.42	338.32	313.27	357.77	401.66	410.28	520.88	525.70	548.78	578.70	499.43	5205.65	
2008		368.88	335.77	304.71	437.16	422.59	404.79	426.73	515.88	583.58	606.17	540.52	395.73	5342.52	
2007		253.57	359.30	339.71	377.18	376.22	433.05	449.30	492.09	442.72	573.63	571.75	463.08	5131.61	
2006															
2005		480.16	447.60	421.39	460.33	474.27	422.62	417.92	421.94	551.17	682.49	733.44	619.95	6133.28	
2004		531.95	450.39	467.35	501.75	446.36	320.56	453.38	508.07	542.13	615.54	625.77	528.87	5992.13	
2003		590.43	362.02	442.86	431.35	367.44	395.42	341.51	430.97	651.42	622.12	643.04	504.99	5783.57	
2002		381.52	267.79	286.56	358.13	308.00	325.68	317.80	482.95	552.51	672.59	743.89	625.22	5322.62	
2001		415.64	274.16	259.04	304.85	214.74	305.23	376.13	524.18	522.18	597.74	553.27	477.38	4824.54	
2000		575.07	442.40	422.64	472.69	454.06	493.87	501.70	612.79	757.36	794.93	862.42	658.09	7048.01	
1999		364.02	240.39	229.84	322.90	333.24	333.73	349.52	443.98	423.99	507.58	481.44	407.41	4438.03	
1998		327.67	214.08	264.53	287.17	114.18	117.56	273.26	260.59	475.92	456.74	550.71	427.22	3769.64	
1997		298.63	235.57	229.26	258.53	235.39	243.05	254.49	373.52	385.16	408.68	485.97	297.35	3705.60	
1994		291.85	129.92	108.07	200.07	276.34	257.44	298.48	265.61	258.31	331.16	522.73	553.02	3493.01	
1992		246.09	154.00	194.63	196.32	188.61	242.38	265.00	282.28	292.59	411.88	392.82	298.67	3165.26	
1991		244.74	186.59	94.00	62.76	79.61	144.48	210.16	226.48	293.23	249.47	437.16	269.54	2498.24	
1990		178.58	201.04	116.43	129.51	141.81	171.92	220.38	271.17	332.24	417.00	362.93	284.39	2827.41	
1989		233.82	130.86	150.22	182.88	45.24	160.66	166.89	173.64	246.28	284.18	291.45	239.96	2306.06	

*The water year is named for the calendar year in which it ends. Example: the 2014 water year begins Oct. 1, 2013 and ends Sep. 30, 2014.

Method(s) of Measurement:

FMT	Flowmeter (recording monthly readings and then reporting the difference between one month's reading and the next)
VLM	Volume of water pumped per time unit x time of operation (ex: gpm x minutes used per month = gallons)

- Monthly amounts indicate:
 - For diverted rights, the total amount diverted during the month;
 - For storage rights, the amount generally stored in the reservoir/pond during the month, as represented by the volume of water impounded on approximately the same day each month.
- Water Use amounts have all been converted to "acre-feet" (AF), regardless of the original measurement unit reported. One AF is the volume of water that will cover an acre of ground one foot deep = 325,850 gallons.

- Zeroes indicate that a report was received, stating that no water was used during those months; if a year is not listed, no report of water use was received for that year.

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MAR 20 2026
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