



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

## Watermaster Review Form: Water Right Transfer

Transfer Application: T-10312

Review Due Date: 3/14/07

Applicant Name: Stanley E. Tenold

Proposed Changes:  POU  POD  POA  USE  OTHER

Reviewer(s): David S. Williams

Date of Review: Feb. 23, 2007

1. Do you have information suggesting that the water rights may be subject to forfeiture?  
 Yes  No If "Yes", describe the information and indicate if you intend to file a cancellation affidavit or if you need additional time to determine if a cancellation affidavit should be filed: \_\_\_\_\_
2. Is there a history of regulation on the source that serves the right proposed for transfer that has involved the right and downstream water rights?  Yes  No Generally characterize the frequency of any regulation or explain why regulation has not occurred:  
North Myrtle Creek is regulated frequently (perhaps 8 out of every 10 years) for a 1974 ISWR and less frequently (perhaps 5 out of every 10 years) for a 1958 ISWR.
3. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the right?  If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:  
 \_\_\_\_\_
4. Are there upstream water rights that would be affected by the proposed change?  
 Yes  No If "Yes", describe how the rights would be affected and list the rights most affected: \_\_\_\_\_
5. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach?  If you check the box, describe and, if possible, estimate the losses: \_\_\_\_\_
6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized?  
 Yes  No If "Yes", explain: \_\_\_\_\_
7. For POU changes, would the original place of use continue to receive water from the same source?  Yes  No  N/A If "Yes", explain: \_\_\_\_\_
8. For POU or USE changes, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?  Yes  No If "Yes", explain: \_\_\_\_\_

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9. Are there other issues not identified through the above questions?  Yes  No If "Yes", explain: 1) The certificate subject to transfer is an irrigation right limited to the irrigation season. How will the applicant obtain domestic water outside the irrigation season? In the past, department practice was to restrict type of use transfers for irrigation rights to the irrigation season. If this policy has changed, it may be appropriate to mitigate for an extended period of use. 2) The "from" acres (0.8 acres) are identified as strips of land along lot lines and North Myrtle Road. It will likely be difficult for new landowners to discontinue irrigating these narrow strips using sprinklers which apply water in circular patterns. 3) The coordinates listed for POD #1 & 2 on the transfer application map are west (not east) from the SE corner of section 13.
10. What alternatives may be available for addressing any issues identified above: 1) In order to mitigate for any expanded period of use, the rate for the resulting domestic rights may need to be reduced. 2) Reconfigure the "from" acres to form a single rectangular block. 3) Correct the coordinates for POD #1 & 2 to read west and not east from the SE corner of section 13.
11. Have headgate notices been issued for the source that serves the right?  Yes  No
12. What water control and measurement conditions should be included in the transfer:

<b>Measurement Devices</b>	<input type="checkbox"/> Present and should be maintained.	<input type="checkbox"/> Should be required prior to diverting water.	<input checked="" type="checkbox"/> May be required in the future.
<b>Headgates</b>	<input type="checkbox"/> Present and should be maintained.	<input type="checkbox"/> Should be required prior to diverting water.	<input checked="" type="checkbox"/> May be required in the future.

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