



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

# Certificate of Water Right Ownership Update

## NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. ***If for multiple rights, a separate form for each right will be required.***

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

*Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.*

### PROPERTY SELLER INFORMATION

Applicant(s): Dale Herr  
First Last  
 Mailing Address: 707 Foothill Drive  
Ontario OR 97914  
City State Zip  
 Phone: 541-212-6021  
Home Work Other

RECEIVED BY OWRD

### PROPERTY BUYER INFORMATION

Applicant(s): Robert Milner JUL 24 2015  
First Last  
 Mailing Address: 2076 S. Union Rd. SALEM, OR  
Manteca CA 95337  
City State Zip  
 Phone: 209-479-3057  
Home Work Other

### PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Malheur Township: 18 S. Range: 46 E. Section: 2  
 Tax Lot Number(s): 1600

Street address of water right property: 737 Foothill Drive, Ontario, OR 97914

Water Right Information (attach copy of water right permit or certificate & final proof map):

Application #: S-39601 Permit #: \_\_\_\_\_ Certificate or Page #: 75701

Will all the lands associated with this water right be owned by the buyer?  Yes  No

Name of individual completing this form: Sharon L. Miles Phone: 541-889-7625

Signature: Sharon L. Miles Date: 7-21-15

**Please be sure to attach a copy of your property deed or legal description of the property.**

STATE OF OREGON  
COUNTY OF MALHEUR  
CERTIFICATE OF WATER RIGHT

RECEIVED BY OWRD

JUL 24 2015

SALEM, OR

THIS CERTIFICATE ISSUED TO

DALE HERR  
737 FOOTHILL DRIVE  
ONTARIO, OREGON 97914

confirms the right to use the waters of **MALHEUR RIVER**, tributary of SNAKE RIVER for the purpose of **SUPPLEMENTAL IRRIGATION of 11.3 ACRES.**

This right was perfected under Permit 29516. The date of priority is **MARCH 4, 1964.** The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed **0.282 CUBIC FOOT PER SECOND** or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 2, T. 18 S., R. 46 E., W.M.; 1600 FEET EAST AND 10 FEET SOUTH FROM NW CORNER, SW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to **ONE-FORTIETH** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **3 acre-feet** for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE $\frac{1}{4}$  SW $\frac{1}{4}$  TAX LOT 1600 11.30 ACRES  
SECTION 2  
TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.

This Certificate describes the new location and type of use of the water right confirmed by Certificate 34673 State Record of Water Right Certificates, modified by the provisions of an order of the Water Resources Director entered on JAN 25 1999 approving a petition by the Owyhee Irrigation District under ORS 541.329. This Certificate together with Certificate 75702 supersedes Certificate 34673.

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use herein described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream water rights.

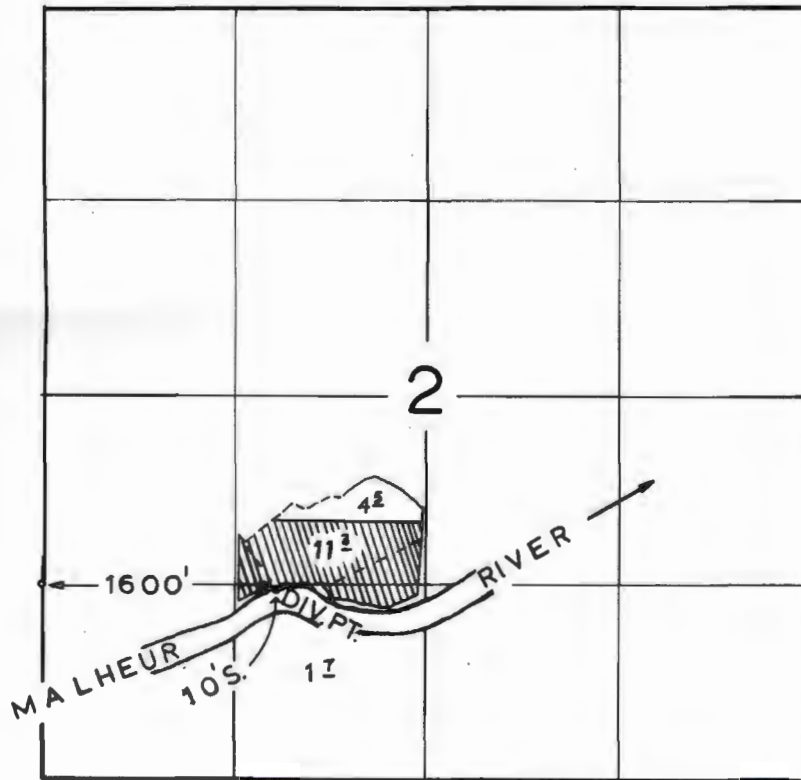
Witness the signature of the Water Resources Director, affixed 1/25/99

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JUL 24 2015

SALEM, OR

T.18S.R.46E.W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. 396.01..... Permit No. 29516.....  
IN NAME OF

S. C. CHANDLER

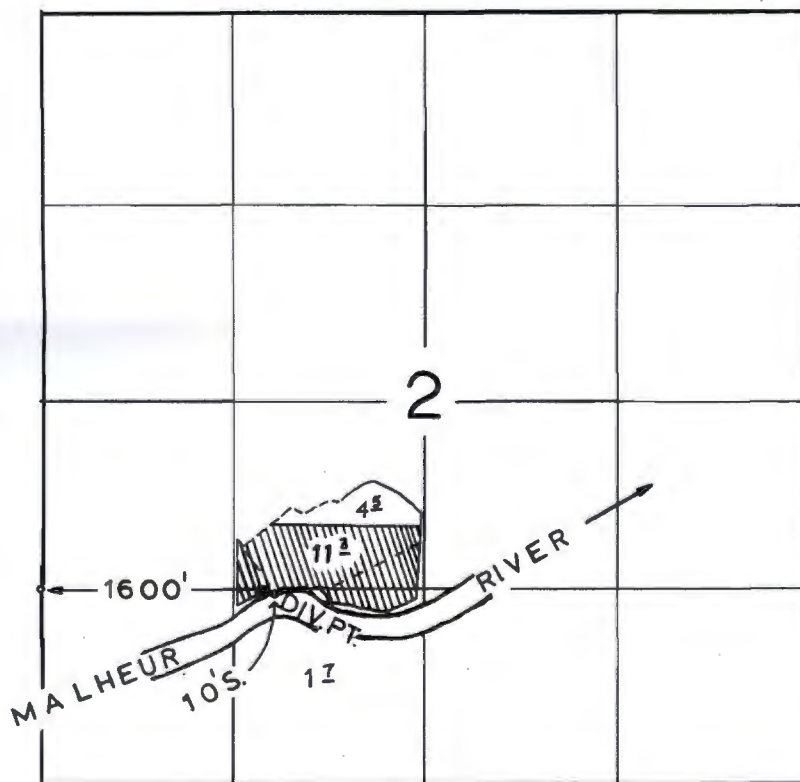
Surveyed OCT. 23. 1967., by F. ELFERING.....

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JUL 24 2015

SALEM, OR

T.18S.R.46E.W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. 39601 Permit No. 29516

IN NAME OF

S. C. CHANDLER

Surveyed OCT. 23, 1967, by F. ELFERING