

**OREGON WATER RESOURCES DEPARTMENT
WATER RIGHT OWNERSHIP UPDATE FORM**

NOTICE TO SELLERS & BUYERS:

By law all water belongs to the public (ORS 537.110). In almost every instance, a permit ("water right") from the Water Resources Department is needed before using, diverting, or storing any water (ORS 537.130). However, most domestic wells do not require water rights. A water right stays with the land. In order to keep track of water right ownership, ORS 537.330 requires persons selling property that has a water right to: 1) provide evidence of the water right to the buyer and 2) notify the Water Resources Department of the water right involved with the real estate transaction. Sellers are exempted from this requirement if the water uses are served by a water district or a city.

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)378-8455.

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

PROPERTY SELLER INFORMATION:

Name: JACA BROS., INC., AN OREGON CORPORATION C/O ELIAS JACA, PRESIDENT
Street Address: 817 BLAINE AVE.
City: NAMPA State: ID Zip: 83651
Phone: _____

PROPERTY BUYER INFORMATION:

Name: ROY HALL AND BEA MARIE HALL (COPIES OF 2 RECORDED DEEDS ATTACHED)
Street Address: P.O. BOX 299
City: JORDAN VALLEY State: OR Zip: 97910
Phone: _____

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: MAHEUR Township: _____ Range: _____ Section: _____
Tax Lot number(s): _____
Meets & bounds description (or attach copy of property deed & tax lot map with the parcels highlighted):

SEE COPIES OF LEGAL DESCRIPTION AND MAPS ATTACHED

WATER RIGHT INFORMATION (attach copy of water right certificate or permit & final proof map if available):

Application #: _____ COPIES OF ALL CERTIFICATE ATTACHED
Permit / Certificate /
Will all lands associated with the water right be owned by the buyer? Yes ☐ No ☐

Name of individual completing this form: SHARON L. MILES Phone: 1-541-889-7625
Signature: *Sharon L. Miles* Date: 11-15-02

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WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOAQUIN and FELIX JACA ⁹⁷⁹¹⁰

of Jordan Valley, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Mud Flat Reservoir, constructed under Permit No. R-369

a tributary of Soldier Creek (Owyhee River) for the purpose of irrigation of 73.0 acres

under Permit No. 3056 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from July 29, 1916

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.91 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, T. 33 S., R. 45 E., W. M.

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-eightieth of one cubic foot per second per acre,

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

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

7.8 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 32
10.1 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
9.8 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
0.8 acre NW $\frac{1}{4}$ SW $\frac{1}{4}$
1.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
35.5 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 33
7.5 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 34
T. 32 S., R. 45 E., W. M.

This certificate is issued pursuant to an order of the State Engineer entered March 31, 1964 so as to correctly describe the lands irrigated and supersedes that certain water right certificate issued to Maria Arritola and recorded at page 8967, Volume 8, State Record of Water Right Certificates.

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 date.

STATE ENGINEER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 29, page 31537

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SALEM, OREGON