

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: MALHEUR 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: [Signature] 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 JACA BROTHERS

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 **Jaca Well No. 5**

a tributary of **Jordan Creek** for the purpose of irrigation of **2.2 acres** and supplemental irrigation of **368.2 acres**

under Permit No. **G-1905** 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 5, 1961**

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 **4.63 cubic feet 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 **SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, T. 30 S., R. 46 E., W. M.** Well located **1290 feet North and 6500 feet East from the SW Corner, Section 9.**

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **3 acre feet per acre** for each acre irrigated during the irrigation season of each year;

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:

Primary	Supplemental	
	5.5 acres	NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8
	35.9 acres	NE $\frac{1}{4}$ SW $\frac{1}{4}$
	24.0 acres	NW $\frac{1}{4}$ SW $\frac{1}{4}$
2.2 acres	36.8 acres	SW $\frac{1}{4}$ SW $\frac{1}{4}$
	39.0 acres	SE $\frac{1}{4}$ SW $\frac{1}{4}$
	39.5 acres	NE $\frac{1}{4}$ SE $\frac{1}{4}$
	39.5 acres	NW $\frac{1}{4}$ SE $\frac{1}{4}$
	38.2 acres	SW $\frac{1}{4}$ SE $\frac{1}{4}$
	32.8 acres	SE $\frac{1}{4}$ SE $\frac{1}{4}$
		Section 9
	29.3 acres	NE $\frac{1}{4}$ SW $\frac{1}{4}$
	38.5 acres	NW $\frac{1}{4}$ SW $\frac{1}{4}$
	8.8 acres	SW $\frac{1}{4}$ SW $\frac{1}{4}$
	0.4 acre	NW $\frac{1}{4}$ SE $\frac{1}{4}$
		Section 10

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. **May 24, 1967**

.....**CHRIS L. WHEELER**.....
 State Engineer

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