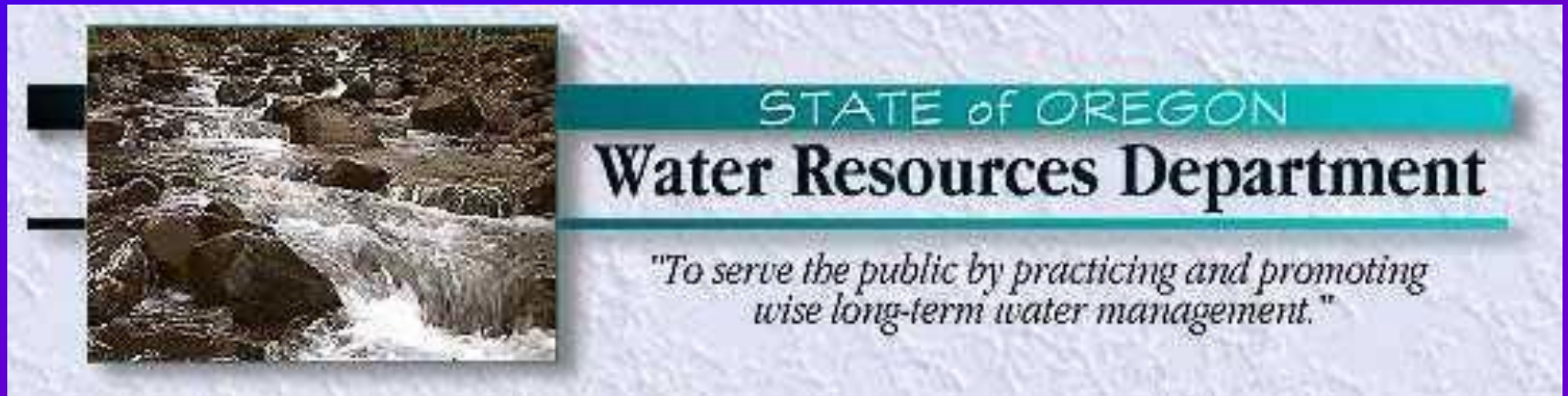


Groundwater Rights

Ron Jacobs

District #9 Watermaster



<http://www.wrd.state.or.us>



7/10/2014 9:39 am

N

Central Oregon Hwy

Vale

Ontario

Payette

New Plymouth

52

95

Nyssa

Parma

452

5453

84

© 2014 Google

Google earth

Imagery Date: 6/6/2014 43°53'56.74" N 117°06'28.99" W elev 2635 ft Sea alt 39.90 mi

(1) LAND OWNER

Owner Well I.D. _____
First Name ~~XXXX~~ Last Name ~~XXXXXX~~
Company _____
Address ~~XXXXXXXXXX~~
City ~~XXXX~~ State OR Zip 97913

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Conversion
☐ Alteration (complete 2a & 10) ☐ Abandonment (complete 5a)

(2a) PRE-ALTERATION

Dia + From To Gauge Stl Plstc Wld Thr
Casing: _____
Material From To Amt sacks/lbs
Seal: _____

(3) DRILL METHOD

☒ Rotary Air ☒ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud
☐ Reverse Rotary ☐ Other _____

(4) PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Community
☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering
☐ Thermal ☐ Injection ☐ Other _____

(5) BORE HOLE CONSTRUCTION

Depth of Completed Well 574.00 ft. Special Standard ☐ (Attach copy)

BORE HOLE			SEAL			To	Amt	sacks/ lbs
Dia	From	To	Material	From	To			
22	0	331	Cement	0	331	370	S	
15	331	410						
8	410	574						

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E
☐ Other _____

Backfill placed from _____ ft. to _____ ft. Material _____
Filter pack from _____ ft. to _____ ft. Material _____ Size _____

Explosives used: ☐ Yes Type _____ Amount _____

(5a) ABANDONMENT USING UNHYDRATED BENTONITE

Proposed Amount _____ Actual Amount _____

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thr
<input checked="" type="radio"/>	<input checked="" type="radio"/>	16	<input checked="" type="checkbox"/>	1.5	231	.250	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
<input type="radio"/>	<input type="radio"/>	16	<input type="checkbox"/>	231	331	.375	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>		<input type="checkbox"/>				<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>		<input type="checkbox"/>				<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>		<input type="checkbox"/>				<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>		<input type="checkbox"/>				<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s) _____
Temp casing ☐ Yes Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method _____
Screens Type _____ Material _____
Perf/ Casing/Screen Scm/slot Slot # of Tele/
Screen Liner Dia From To width length slots pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

150		300	1
150		574	1

Temperature 80 °F Lab analysis ☐ Yes By _____

Water quality concerns? ☐ Yes (describe below) TDS amount
From To Description Amount Units

(9) LOCATION OF WELL (legal description)

County MALHEUR Twp 21.00 S N/S Range 45.00 E E/W WM
Sec 13 NW 1/4 of the NE 1/4 Tax Lot 1400
Tax Map Number _____ Lot _____
Lat _____ " or 43.74794400 DMS or DD
Long _____ " or -117.16139300 DMS or DD
☐ Street address of well ☒ Nearest address

(10) STATIC WATER LEVEL

Existing Well / Pre-Alteration	Date	SWL (psi)	+	SWL (ft)
Completed Well	5/1/2014			21
Flowing Artesian?	<input type="checkbox"/>			
Dry Hole?	<input type="checkbox"/>			

WATER BEARING ZONES

Depth water was first found 330.00

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)
4/12/2014	30	46	10			20
5/12/2014	74	112	10			20
4/12/2014	254	280	10			20
5/1/2014	330	360	150			21.5

(11) WELL LOG

Ground Elevation _____

Material	From	To
topsoil	0	2
sand and clay	2	30
gravel	30	46
green clay	46	50
blue/grey clay	50	74
cemented sand	74	112
blue clay / shale	112	133
siltstone	133	134
sandy shale	134	160
soft sticky blue clay	160	226
siltstone	226	227
sandy shale	227	254
cemented sand and gravel	254	280
blue and grey clay / shale	280	309
hard green clay or soft green rock	309	330
gritty grey soft decomposed rock &	330	360
grey clay W/B potential caving zone	330	360
soft grey rock & red clay layers	360	366
grey clay and soft grey rock	366	383

Date Started 4/11/2014 Complete 5/1/2014

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number _____ Date _____

Signed _____

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1818 Date 5/4/2014

Signed DANIEL MCCLERAN (E-filed)

Contact Info (optional) _____

WELL I.D. # 91014
START CARD # 1000 743

Signed Alan Weinstein



Water Resources Department

Oregon's Integrated Water Resources Strategy



The State of Oregon has launched its first Integrated Water Resources Strategy. Adopted by the Water Resources Commission on August 2, 2012, the Strategy provides a blueprint for understanding and meeting Oregon's water quantity, water quality, and ecosystem needs now and into the future. Using a process that involved extensive public outreach, the Strategy identifies the most critical water-related challenges facing communities throughout Oregon. It offers recommendations in 13 different issue areas to address these challenges.

The Strategy and its Executive Summary are now available online. [Click Here](#)

2 of 2

Agency Resources

Resources For:

[Wells and Well Construction](#)
[Exempt Use Water Well Recording](#)
[Realtors®](#)
[Certified Water Right Examiners](#)
[Water Conservation](#)
[Drought Watch](#)
[Conservation and Supply Resources and Programs](#)
[Deschutes Basin Mitigation Program](#)
[Environmental Justice](#)
[Gold Mining: FAQ](#)
[Assignments and Ownership Updates](#)

Lookup Information:

[Lookup Water Rights](#)
[Find Out if a Property has a Water Right](#)
[Find a Well Log](#)
[Well ID Application Form](#)
[Find a Document \(Vault\)](#)
[Near Real Time Streamflow Data](#)
[Ground Water Data](#)
[Dams in Oregon](#)
[Work Groups](#)
[View Reported Water Use **NEW!!**](#)

Maps:

[Water Right Mapping Tool](#)
[Mapping Resources](#)

Agency Spotlight

Oregon Water Resources Department News Release

Tom Byler named Oregon Water Resources Department Director.
[Click here](#) to view the press release.

December 11, 2014 Rules Advisory Committee Meeting Scheduled for Off-Project Area Upper Klamath Groundwater Rules

Public Meetings on Rules Planned for Early 2015.
[Click here](#) for more information.

Department Rulemaking

[Click here](#) to view information on current rulemaking activities, including how to submit public comment.

Senate Bill 839 Task Force Meetings

The SB 839 Governance and Seasonally Varying Flows task forces are underway. Senate Bill 839 allows Oregon to take a more active role in meeting instream and out-of-stream water needs, recognizing the challenges created by a growing population, drier and warmer seasons, and declining federal involvement. [Click here](#) to view the public notice of the Governance and SVF Task Force Meeting on December 1, 2014. [Click here](#) to visit task force webpages to view participants, meeting materials, and meeting schedule.

Klamath Basin Comprehensive Agreement and Legislation

[Click here](#) for more information.

Klamath Regulation Update

Please [click here](#) for more information.

Agency Success

In 2011, Water Resources Department enjoyed significant successes in the areas of Instream Flows and Process Improvement Accomplishment.

For more information please click on a link below:

[2013 Instream Accomplishments](#)
[2011 Process Improvement Accomplishments](#)

Stay Informed

Sign up for our free announcements via email.



Groundwater

Surface Water

Water Law

Water Rights Quick Links

Rulemaking

OWRD Legislative Updates

Public Records Request

Featured Links

Fee Schedule

[Learn About Water Rights in Oregon](#)

[Water Rights Public Notice](#)

[Water Use Reporting](#)

[Agency Performance Measures](#)

[Locate My Local Watermaster](#)

Water Resources Department

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Agency Forms

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[Water Right Application Forms](#)

[Supplemental Application Forms](#)

[Transfer of Water Right and Permit Amendment Forms](#)

[Instream Leasing Forms](#)

[Allocation of Conserved Water Form](#)

[Cancellation and Diminishment of Water Right Forms](#)

[Reporting Forms \(Water Use and/or Water-Level\)](#)

[Pump Test Forms](#)

[Well Identification Forms](#)

[Well Log Report Forms](#)

[Special Standards Request Form](#)

[Well Constructor Bond Forms](#)

[Well Constructor License Renewal Forms](#)

[Landowner Water Well Bond Form](#)

[Ground Water Forms](#)

[Other Forms](#)

[Application Criteria and Review](#)

Fee Schedule for Application Forms

**Contact Your
Watermaster for More
Info**

[Watermasters in Oregon](#)

**Application Criteria
and Review**

[Summaries](#)

**Reimbursement
Authority**

[Expedited processing of
water right transfers,
claims of beneficial use,
and more](#)

FORMS CHANGE FREQUENTLY

Water Right Application Forms

NEW: Application for Surface Water
Permits

[\[DOC 310 KB\]](#)

Feb 2012

[\[PDF 127 KB\]](#)

Guidebook

[\[PDF 121 KB\]](#)

NEW: Application for Ground Water
Permits

[\[DOC 392 KB\]](#)

Feb 2012

[\[PDF 142 KB\]](#)

Guidebook

[\[PDF 121 KB\]](#)

Application to Store Water:
Standard Process

[\[PDF 88 KB\]](#)

Mar 2014

Application to Store Water:
Alternate Process

[\[PDF 352 KB\]](#)

May 2012

*This application is for impoundments
less than 10 feet in height or storing less
than 9.2 acre feet of water.*

Application for Limited Water Use License

[\[PDF 30 KB\]](#)

Jan 2011

Minor Hydroelectric Application

[\[PDF 53 KB\]](#)

Sep 2005

Minor Hydroelectric Guidebook

[\[PDF 233 KB\]](#)

Jan 2014

Application to Develop Hydroelectric Use
as Part of an Existing Certificated Water
Right

[\[PDF 607 KB\]](#)

Mar 2014

[Drought Applications](#)



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Drought Permit Application Forms

Groundwater Application	[DOC 249 KB] [PDF 60 KB]
Surface Water Application	[PDF 60 KB]

Temporary Drought Transfer or Substitution Forms

Transfer Application Form	[DOC 398 KB] [PDF 364 KB]
Evidence of Use Affidavit	[DOC 127 KB] [PDF 34 KB]
Land Use Form	[DOC 139 KB] [PDF 326 KB]

Drought Instream Leases

Temporary Drought Instream Leases	[DOC 184 KB]
Temporary District Drought Instream Leases	[DOC 123 KB]
Temporary District Instream Lease Renewal Form	[DOC 79 KB]
Temporary Drought Split Season	[DOC 97 KB]
Temporary Drought Split Season Measurement Form	[DOC 84 KB]
Schedule of Fees for Drought Applications	[PDF 12 KB]



Application for an Emergency Use Permit for Ground Water (Drought)



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

Emergency Use Permit Application Processing

ORS 536.700-780 and OAR 690-019-0040(1) authorize the Director, after the Governor declares that a severe, continuing drought exists, to issue emergency-use permits to replace water not available under an existing right because of the drought. Each application must be for use in a designated drought area.

1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-019-0040, OAR 690-019-0050, and OAR 690-019-0100 (www.oregon.gov/owrd/law). When an application does not contain all the information and supporting material required by the application form and these rules, the application will be declared incomplete, and the applicant notified. Additionally, the application may be returned with a request for additional information, and the applicant will have 30 days to complete the application. If the applicant fails to complete the application within 30 days, it will be rejected.

2. Public Notice

Public notice of receipt of emergency use applications and approval of such applications will be included in the Department's regular public notice of applications.

3. Final Order Issued

The Director shall approve an application for emergency water use upon findings that the proposed use will not cause injury to existing water rights and will not impair or be detrimental to the public interest. In evaluating whether the proposed use will impair or be detrimental to the public interest, the Director shall consider the factors described in OAR 690-310-0120 and OAR 690-310-0130.

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050, ORS 537.615 & OAR 690-019-0040)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- ☐ SECTION 1: applicant information and signature
 - ☐ SECTION 2: property ownership
 - ☐ SECTION 3: well development
 - ☐ SECTION 4: water use
 - ☐ SECTION 5: water management
 - ☐ SECTION 6: drought information
-

Attachments:

- ☐ Fees - Amount enclosed: \$ _____
\$200 Examination fee
\$400 Recording fee for the first Cubic Foot per Second (CFS) or fraction thereof, and \$100 for each additional CFS or fraction thereof
** one CFS equals 448.831 gallons per minute*
-

Provide a map and check that each of the following items is included:

- ☐ Permanent quality and drawn in ink
- ☐ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☐ North Directional Symbol
- ☐ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☐ Reference corner on map
- ☐ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- ☐ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☐ Number of acres per Quarter/Quarter and hatching to indicate area of use if for supplemental irrigation or nursery
- ☐ Location of main canals, ditches, pipelines or flumes
- ☐ Other: _____

Application for an Emergency Use Permit for Ground Water (Drought)



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME			PHONE (HM)
PHONE (WK)	CELL		FAX
ADDRESS			
CITY	STATE	ZIP	E-MAIL

Organization Information

NAME			PHONE	FAX
ADDRESS			CELL	
CITY	STATE	ZIP	E-MAIL	

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME			PHONE	FAX
ADDRESS			CELL	
CITY	STATE	ZIP	E-MAIL	

Note: Attach multiple copies as needed

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well. Acceptance of this application neither guarantees an emergency use permit will be issued nor indicates that a permanent water right may be obtained.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.



I (we) affirm that the information contained in this application is true and accurate.

Applicant Signature _____	Print Name and title if applicable _____	Date _____
Applicant Signature _____	Print Name and title if applicable _____	Date _____

For Department Use		
App. No. _____	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

☐ Yes

- ☐ There are no encumbrances.
- ☐ This land is encumbered by easements, rights of way, roads or other encumbrances.

☐ No

- ☐ I have a recorded easement or written authorization permitting access.
- ☐ I do not currently have written authorization or easement permitting access.
- ☐ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- ☐ Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: _____

Total maximum rate requested: _____ (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

Complete the table below. If this is an existing well, the following information may be found on the applicable well log. *(If a well log is available, please submit it in addition to completing the table.)* If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

*** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)

Rights affected by drought:

County in which use will occur: _____

Please indicate the total number of acres to be irrigated (*must match map*): _____ acres

List the Permit or Certificate number(s) of the water right(s) affected by drought: _____

Indicate the maximum number of acre-feet you expect to use in an irrigation season: _____

SECTION 5: WATER MANAGEMENT**A. Diversion and Conveyance**

What equipment will you use to pump water from your source?

☐ Pump (give horsepower and type): _____

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

B. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent adverse impact to public uses of affected surface waters.

SECTION 6: DROUGHT INFORMATION

Explain how drought conditions have created an inability to obtain water under your existing right(s), and any other remarks to clarify any other information (*attach additional sheets if necessary*).

This image shows a single page of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page, leaving small margins at the top and bottom. There is no handwriting or other markings on the paper.



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

Date _____

(For staff use only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ SECTION 1: _____
- ☐ SECTION 2: _____
- ☐ SECTION 3: _____
- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ Fees _____

MAP

- ☐ Permanent quality and drawn in ink
- ☐ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☐ North Directional Symbol
- ☐ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☐ Reference corner on map
- ☐ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- ☐ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☐ Number of acres per Quarter/Quarter and hatching to indicate area of use if for supplemental irrigation or nursery
- ☐ Location of main canals, ditches, pipelines or flumes
- ☐ Other _____

Water Use Reporting

Water Use Reporting

Overview

Approximately 23 percent of water rights in Oregon require the user to report water use to the Oregon Water Resources Department. ORS 537.099 requires federal and state agencies, cities, counties, schools, irrigation districts and other special districts to annual report water use. Beginning in the early 1990s, many water use permits issued to non-governmental users include a water measurement and annual reporting requirement. [OAR Chapter 690 Division 85](#). describes the procedures and requirements for reporting, and specifies that reports of monthly use shall be submitted for each diversion at the end of each water year (October 1 to September 30).

Index

Report Water Use

[Submit your monthly water use data online](#) - The online reporting tool is available for data submission beginning October 1. Log into your water use reporting account by entering your User ID number. If you do not know your User ID number, send a request to wateruse@ wrd.state.or.us or call (503) 986-0905. [Click here](#) for an instruction sheet for water use reporting online.

Data may be entered for any year not previously reported, and a particular year may be opened multiple times for reporting water use data until all data fields have been filled. To make corrections to reports for the current year, access your online account, select the relevant reporting point and click on the underlined year to return to the data entry screen. After making corrections, re-submit the report. For assistance with corrections, or to correct data for an earlier year, call (503) 986-0905, send a message to: wateruse@ wrd.state.or.us, or mail the information to Water Use Reporting, Oregon Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266.

or

[Submit a paper-version Water Use Report](#). The form is fillable and can be adjusted for each water year by changing the year numbers at the upper left and right corners. Mail the form to: Water Use Reporting, Oregon Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266, or fax to: (503) 986-0902.

View Reported Water Use

[Click here](#) to view reported water use by user, point of diversion, water right, or by area of interest.

District Water Right Transfers

Carrie Matthews



What Can be Transferred?

- Where Water is Diverted
- Where Water is Used
- What Water is Used for

What a Transfer Can't Do

- Change the Source
- Enlarge the Right (Quantity of acres and water can not be larger)
- Injure Existing Water Rights

District Transfers

TYPES

- Temporary Transfers
- Permanent Transfers
- Permanent Transfers for Non-Use

District Temporary Transfers

Type of Changes

- Place of use (POU)
- POD/POA to facilitate POU change
- Application must be in the District's name
- Must have consent from the district

District Temporary Transfers

- Duration = 1 irrigation season
- District has authorization from users
- Changes effective once application is submitted
- Can't use water on both FROM & TO lands in same season timing is everything to submit application
- Rights revert automatically at end of season

District Permanent Transfers

- Place of use only
- Has to be from the same POD/POA
- District has authorization from users
- District must consent to the transfer

District Permanent Transfers

TWO WAYS TO FILE

1) Notice + Application

or

2) Application

Permanent District Transfers

1) Notice + Application

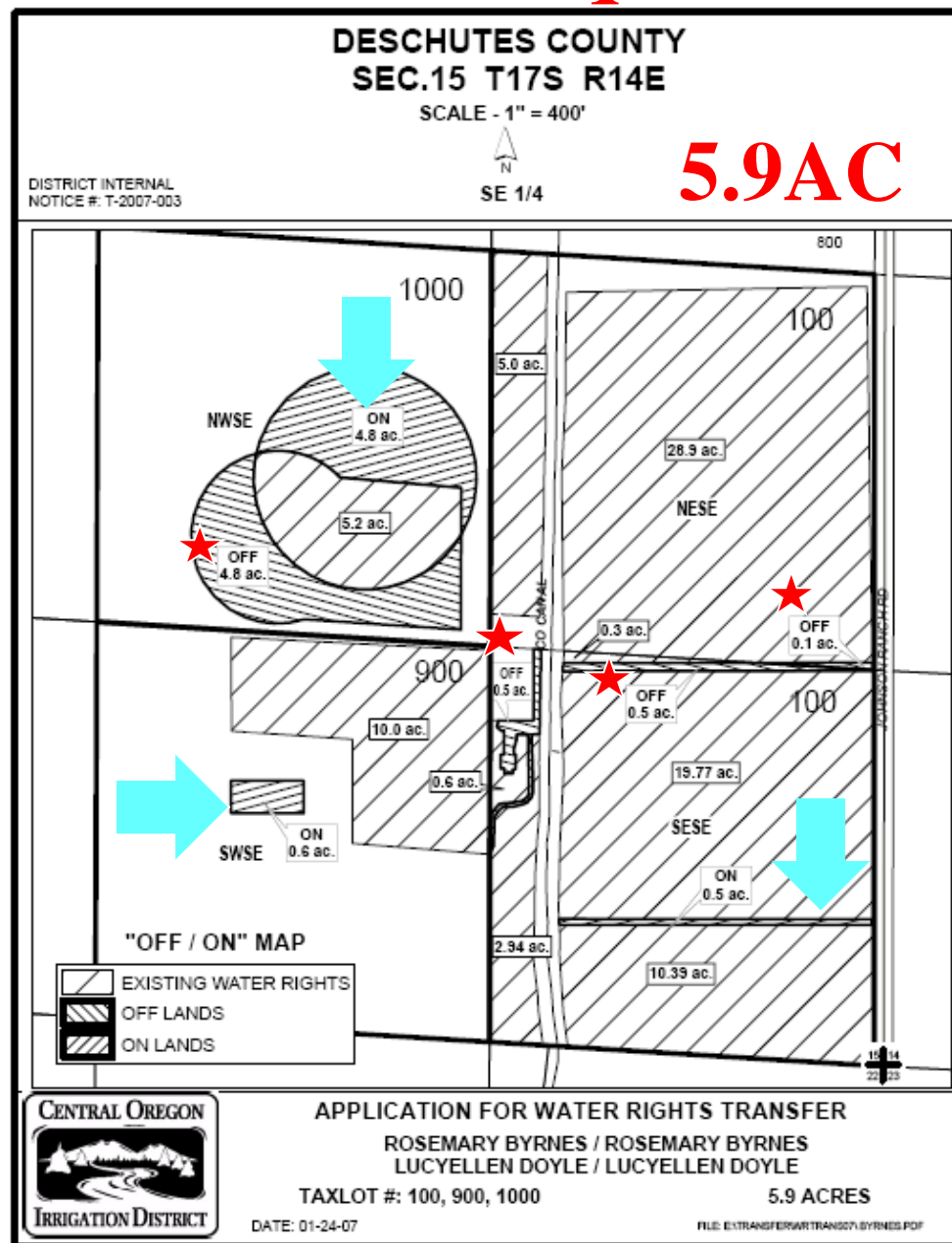
- Send Notice and Map to Watermaster & Salem (notice only, no map)
- Submit Permanent Application before end of calendar year to Salem
 - Group all changes actually made into one application
- Re-notice for next season those changes not made

Permanent District Transfers

2) Application sent to Salem

- The order has to be approved before the change can be occur
- Processing time could be up to 6 months or longer

All Transfers Require a Map



All Transfers Will Receive an Order



Approval

No Injury

or

Enlargement



Denial

Injury

or

Enlargement

Permanent District Transfers for Non-Use

- A tool for the Districts to protect their water rights that could be subject to forfeiture for non- use
- Place of use only
- Has to be from the same POD/POA
- Full-time manager & implementing an approved Water Management and Conservation Plan
- Notice requirements

Permanent District Transfers for Non-Use

- Notice (First Step)
 - Notice goes to user and security interest holders of non-use and mentions intent to transfer (690-385-5100)
 - Notice sent in 4th year to provide user opportunity to use water or object to transfer
- 2nd notice goes out when Application is filed
 - Goes to the affected users with a copy of application

Permanent District Transfers for Non-Use

- Application Process
 - Submit prior to end of the fifth year of non-use
 - Include copy of notice mailed to user
 - Include copy of any objections by user
 - Include findings on any hearing held by district regarding user objections



CENTRAL OREGON IRRIGATION DISTRICT

1055 SW LAKE COURT, REDMOND, OR 97756

PHONE: 541.548.6047 FAX: 541.548.0243

www.coid.org

A MUNICIPAL CORPORATION OF THE STATE OF OREGON

October 13, 2006

Customer #: 002389

Ronny & Donita Rice
PO Box 850
Bend, OR 97709

RE: Tax Map #: 181208BA00900, 2.9 Acres Water Rights

Dear Ronny & Donita Rice,

By this letter, the District is serving you notice of our intent to confiscate the water right for failure to beneficially use the water for the last 5 consecutive years. (see OAR 690-385-5000 and ORS 540.572 to 540.578). A copy of this letter is being sent to any security interest holders listed against your property as well as the Oregon Water Resources Dept (as required by statute).

Our records indicate that you have failed to beneficially use your full water right for the last 5 consecutive years. Multiple attempts were made by the District to inform you of the rules that you must use your full water right at least 1 year in a 5 consecutive year time period and your non-use of those water rights, and our willingness to work with you in any manner legally possible to obtain the beneficial use required by the State. The District does not take this action lightly, in fact two certified letters were sent, one at the end of the 2005 irrigation season and one during the 2006 irrigation season, along with multiple letters sent via first class mail during the years of 2003 through 2006 informing you of your non-use and any options available to assist you in fulfilling the beneficial use requirements, and the District has received no return communication from you. In addition, multiple site visits were also completed during 2006 to review any signs of beneficial use attempts with digital photos being taken to show what may or may not have been accomplished.

Oregon Revised Statute 540.610 clearly states the requirement of beneficial use:

540.610 Use as measure of water right; presumption of forfeiture of right for nonuse; basis for rebutting presumption; confirmation of rights of municipalities. (1) Beneficial use shall be the basis, the measure and the limit of all rights to the use of water in this state. Whenever the owner of a perfected and developed water right ceases or fails to use all or part of the water appropriated for a period of five successive years, the failure to use shall establish a rebuttable presumption of forfeiture of all or part of the water right.

Failure to prove beneficial use as stated is a very serious matter and is cause for forfeiture of the unused water right. I have enclosed the District Confiscation Policy as well as a water right map indicating where your water should be used.

If you wish to dispute this action, you have 30 days from the date of mailing of this letter to notify the District in writing of your objection. If you object, a meeting will be scheduled with the District Manager to try to resolve the issue with you; and if unable to do so, a District hearing before the COID Board of Directors will be held in November to determine if a petition to transfer the water off the lands should be filed with the OWRD Director. Failure to contact the District within 30 days will cause the water to be permanently transferred off of your property.

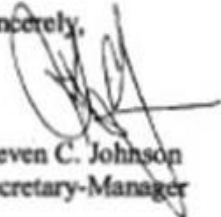
If you have any evidence that you have used all of your water right at any time during the last 5 years, please have the evidence ready to present at the time of your meeting with the District Manager and/or subsequent hearing with the Board of Directors.

Evidence accepted by OWRD (specific to the years 2002-2006):

- ☐ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water
- ☐ Records such as Farm Service Agency crop reports, an NRCS farm management plan
- ☐ Dated aerial photographs of the lands (Bend Mapping & Blue Print or NRCS)
- ☐ Dedicated power usage records or receipts (Specific to irrigation pumps)

If you filed bankruptcy or your property was in foreclosure in the last 5 years, please submit copies of all recorded Court documents to the District. Bankruptcy and/or foreclosure demonstrating financial hardship may be accepted by OWRD as evidence of inability to fully use the water right (690-017-0800(3)(a-c)).

Sincerely,



Steven C. Johnson
Secretary-Manager

Enc.

cc: OWRD
Washington Mutual Bank
Oregon Business Development Corp

Sent by certified mail October 13, 2006.

Copy sent by first class mail.

