

# Transfers of Stored Water



**Tom Byler, Director**

**Racquel Rancier, Senior Policy  
Coordinator**

# 101 on Storage

<b>Right to Use Water (S)</b>	<b>Storage Right (R)</b>
source of water (reservoir , stream or well)	source of water (stream or well)
use	purpose for which the water is being stored
the duty (acre-feet) and rate of diversion (cfs)	volume (acre-feet )that may be stored
the priority date	the priority date
point of diversion place of use	point of diversion (sometimes) the location of the area to be submerged / location of the reservoir
n/a	the name of the reservoir, the dam location (if a dam exists)
when water may be used (sometimes)	when water may be diverted for storage (sometimes)

# Storage



R-Source =  
Stream

R-POD

R-Location of  
Reservoir

S-Source =  
Reservoir

S-Place  
of Use



Primary R Right:  
To store water for  
irrigation

Secondary S Right:  
To use stored  
water for  
Irrigation

- Defines a storage right subject to transfer
- Allows for change in the type of use identified in the storage right
- Specifies application criteria that are better suited to storage rights than the existing transfers law, while mirroring it
  - see 540.510 for existing
- Ties into existing transfers statutes and processes where appropriate for storage and type of use changes
  - See reference to ORS 540.520 and 540.530
- Allows for changes to secondary rights to be jointly filed and considers that the holders may be different
- Identifies process for handling proposed transfer when proposal would result in the storage right conflicting with existing secondary rights

- Requires amendments
  - Primarily in subsections 4 and 5
  - Most of the amendments are technical changes to address improper use of terms “permit,” and “water use subject to transfer”
  - Interested in working with others on any other amendments
  
- WRD interested in working with others on the larger fix



# STATE OF OREGON

COUNTY OF

MARION

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** PAUL L. GOLLIDAY

of 4185 Shaw Hwy. SE, Aumsville, State of Oregon, 97325, has made

proof to the satisfaction of the Water Resources Director, of a right to store the waters of an unnamed stream, tributary of Beaver Creek appropriated under Permit No. 19911

for the purposes of  
fish culture and recreation  
under Reservoir Permit No. R-1085, and that said right to store said waters has been  
perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed  
dates from March 30, 1949

that the amount of water entitled to be stored each year under such right, for the purposes afore-  
said, shall not exceed 8.0 acre feet

The reservoir is located in

E $\frac{1}{2}$  SW $\frac{1}{4}$

W $\frac{1}{2}$  SE $\frac{1}{4}$

Both as projected within Geer DLC 51

Section 18

T. 8 S., R. 1 W., W. M.

This certificate is issued to confirm a change in use of water approved by an order of the Water Resources Director entered March 20, 1968 and supersedes certificate of water right recorded on page 22130, Volume 16, State Record of Water Right Certificates.



# CERTIFICATE OF WATER RIGHT

*This Is to Certify, That* PAUL L. GOLLIDAY

of 4185 Shaw Hwy. SE, Aumsville, State of Oregon, 97325, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of unnamed stream and reservoir constructed under Permit No. R-1085

a tributary of Beaver Creek for the purpose of fish culture and recreation

under Permit No. 19911 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 March 30, 1949

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 0.21 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within Geer DLC 51, Section 18, T. 8 S., R. 1 W., W. M., 1760 feet South and 1370 feet East from the NW Corner, Geer DLC 51

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 ----- 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:

E $\frac{1}{2}$  SW $\frac{1}{4}$   
W $\frac{1}{2}$  SE $\frac{1}{4}$   
Both as projected within Geer DLC 51  
Section 18  
T. 8 S., R. 1 W., W. M.

This certificate is issued to confirm a change in use of water approved by an order of the Water Resources Director entered March 20, 1968 and supersedes certificate of water right recorded on page 22131, Volume 16, State Record of Water Right Certificates.