

**BEFORE THE WATER RESOURCES DEPARTMENT
FOR THE
STATE OF OREGON**

Order of Proof of a Change in Point of
Diversion Under Transfer T-11648

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Final Order

THIS ORDER ISSUED TO

DILLON IRRIGATION COMPANY
PO BOX 398
ECHO OR 97826

confirms the right to use the waters of UMATILLA RIVER, a tributary of the COLUMBIA RIVER for IRRIGATION, LIVESTOCK, AND DOMESTIC OF 753.4 ACRES

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page127. The date of priority is NOVEMBER 17, 1897 and 1907.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 9.42 CUBIC FEET PER SECOND (CFS); BEING 4.54 CFS WITH A PRIORITY DATE OF 1897 AND 4.875 CFS WITH A PRIORITY DATE OF 1907 (subject to the provisions of the UMTILLA RIVER DECREE, Paragraph 33).

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Measured Distances
3 N	29 E	WM	21	SW NE	100	NORTH 76 DEGREES 45 MINUTES 56 SECONDS EAST, 2913.19 FEET FROM W1/4 CORNER, SECTION 21

A description of the place of use is as follows:

PRIORITY DATE: NOVEMBER 17, 1897						
IRRIGATION, LIVESTOCK, AND DOMESTIC						
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot
3 N	28 E	WM	1	NE NE	40.0	100
3 N	28 E	WM	1	NW NE	19.8	100
3 N	28 E	WM	1	NW NE	15.2	400
3 N	28 E	WM	1	SW NE	10.2	400
3 N	28 E	WM	1	SW NE	13.8	401
3 N	28 E	WM	1	SE NE	14.0	400

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

PRIORITY DATE: NOVEMBER 17, 1897						
IRRIGATION, LIVESTOCK, AND DOMESTIC						
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot
3 N	28 E	WM	1	NE NW	10.0	400
3 N	29 E	WM	6	NW NW	50.0	600
3 N	29 E	WM	6	SW NW	42.9	600
4 N	28 E	WM	36	NW NE	2.0	2902
4 N	28 E	WM	36	SW NE	14.4	2902
4 N	28 E	WM	36	SW NE	12.6	3000
4 N	28 E	WM	36	SE NE	18.9	2600
4 N	28 E	WM	36	SE NE	9.9	2700
4 N	28 E	WM	36	SE NE	9.7	2800
4 N	28 E	WM	36	NE SE	36.0	3100
4 N	28 E	WM	36	SE SE	37.0	3100
4 N	29 E	WM	31	NW SW	3.5	1700
4 N	29 E	WM	31	SW SW	3.5	1700

PRIORITY DATE: 1907						
IRRIGATION, LIVESTOCK, AND DOMESTIC						
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot
3 N	28 E	WM	1	NE NW	5.0	400
4 N	28 E	WM	35	NE NE	13.0	3402
4 N	28 E	WM	35	NW NE	12.0	3402
4 N	28 E	WM	35	SW NE	20.0	3407
4 N	28 E	WM	35	SE NE	20.0	3490
4 N	28 E	WM	35	NE NW	18.0	3400
4 N	28 E	WM	35	NW NW	9.7	3400
4 N	28 E	WM	35	SW NW	7.0	3400
4 N	28 E	WM	35	SE NW	19.0	3400
4 N	28 E	WM	36	NE NW	19.1	3200
4 N	28 E	WM	36	NW NW	20.0	3490
4 N	28 E	WM	36	SW NW	40.0	3490
4 N	28 E	WM	36	SE NW	40.0	3200
4 N	28 E	WM	36	NE SW	39.1	3200
4 N	28 E	WM	36	NW SW	36.1	3490
4 N	28 E	WM	36	SW SW	8.0	3406
4 N	28 E	WM	36	SE SW	31.0	3200
4 N	29 E	WM	31	NW SW	16.5	1700
4 N	29 E	WM	31	SW SW	16.5	1700

The right to the use of water is restricted to beneficial use at the place of use described, and is subject all other conditions and limitations contained in the Umatilla River Decree Volume3, Page 127-251 and any related decree.

The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Measured Distances
3 N	29 E	WM	8	SE NW	1200	1475 FEET SOUTH AND 2285 FEET EAST FROM NW CORNER, SECTION 8

The water user shall ensure the existing measurement device is maintained and operated and shall make sure improvements as may be required by the Department. If in the judgement of the Watermaster a different type of measuring device is needed an alternate measuring device may be required. The Western Land Canal NR Echo gaging station on the Umatilla River (Station number 14030500) is the current measuring point for this right.

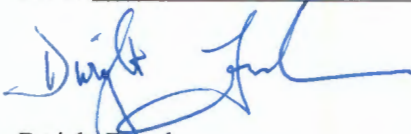
The water user shall allow the Watermaster access to the meter or measuring device provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.

The water user shall operate and maintain an approved fish screen at the new point of diversion. If Oregon Department of Fish and Wildlife (ODFW) determine the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that Oregon Water Resources Department (OWRD) regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree.

This order is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered August 9, 2018, at Special Order Volume 109, Page 54, approving Transfer Application T-11648, affecting a portion of Umatilla Decree, State record of Water Rights.

Issued JUL 09 2021.



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department