

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

In the Matter of the Completion of a Change)
in Place of Use Under Transfer Application) DETERMINATION OF
T-11177, Umatilla County) SATISFACTORY PROOF

Authority

ORS 540.530 and OAR 690-385-7600 describe the process for the Water Resources Department to issue or modify a water right certificate upon determination that an applicant has made satisfactory proof of the completion of the changes.

Applicant

STANFIELD IRRIGATION DISTRICT
PO BOX 416
STANFIELD, OR 97875

Findings of Fact

1. On December 1, 2011, the Department signed a final order, which was mailed on December 7, 2011, and recorded in Special Order Volume 85, Pages 746-759, approving Transfer Application T-11177 involving Certificates 87035, 86203, 86205 and 86377. The final order established October 1, 2013, as the date for completion of the authorized changes in place of use.
2. On September 23, 2015, the Department received a Claim of Beneficial Use (CBU) and associated maps from the applicant for Transfer Application T-11177.
3. The Department reviewed the CBU and map(s) submitted by the applicant for Transfer Application T-11177.
4. On February 14, 2017, the Department received revised maps for Transfer Application T-11177.
5. The CBU did not contain a map of the point of diversion from the source. However, since the transfer involved the transfer of places of use only within an irrigation district and did not involve a change in the point of diversion, the existing maps on file with the Department are sufficient to identify the point of diversion from the source.

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.

6. The proposed place of use as approved the final order for Transfer Application T-11177, and as recorded in Special Order Volume 85, Pages 746-759 is shown in the table below:

Table 1:

IRRIGATION UNDER CERTIFICATE 86203								
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	User Name	Notice
4 N	29 E	WM	19	SE NE	100	2.40	WINDBLOWN	AMSTAD/WINBLOWN
4 N	29 E	WM	25	NE NW	204	0.50	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	SE NW	204	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NW SW	200	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NE SE	200	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NW SE	204	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NW SE	200	9.50	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	SW SE	200	17.83	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	SE SE	200	23.90	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	26	NE SE	4001	6.00	COOPER	PT 2010 - COOPER
4 N	29 E	WM	26	NW SE	4001	17.08	COOPER	PT 2010 - COOPER
4 N	29 E	WM	26	SW SE	4001	19.20	COOPER	PT 2010 - COOPER
4 N	29 E	WM	26	SE SE	4001	2.85	COOPER	PT 2010 - COOPER
Total:						102.26		
IRRIGATION UNDER CERTIFICATE 87035								
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	User Name	Notice
4 N	29 E	WM	32	NE SE	1400	0.50	TORRES	PT 2010 - TORRES
Total:						0.50		
SUPPLEMENTAL IRRIGATION UNDER CERTIFICATE 86377								
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	User Name	Notice
4 N	29 E	WM	19	SE NE	100	2.40	WINDBLOWN	AMSTAD/WINBLOWN
4 N	29 E	WM	26	NE SE	4001	6.00	COOPER	PT 2010 - COOPER
4 N	29 E	WM	26	NW SE	4001	17.08	COOPER	PT 2010 - COOPER
4 N	29 E	WM	26	SW SE	4001	19.20	COOPER	PT 2010 - COOPER
4 N	29 E	WM	26	SE SE	4001	2.85	COOPER	PT 2010 - COOPER
4 N	29 E	WM	32	NE SE	1400	0.50	TORRES	PT 2010 - TORRES
Total:						48.03		
SUPPLEMENTAL IRRIGATION UNDER CERTIFICATE 86205								
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	User Name	Notice
4 N	29 E	WM	25	NE NW	204	0.50	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	SE NW	204	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NW SW	200	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NE SE	200	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NW SE	204	0.75	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	NW SE	200	9.50	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	SW SE	200	17.83	DITCHEN LAND CO.	PT 2010- DITCHEN
4 N	29 E	WM	25	SE SE	200	23.90	DITCHEN LAND CO.	PT 2010- DITCHEN
Total:						54.73		

7. Satisfactory proof of the changes was submitted with evidence showing that water was used in the locations and for the purpose as authorized by the final order approving Transfer Application T-11177.

Conclusions of Law

Pursuant to ORS 540.530 and OAR 690-385-7600, the Department may issue or modify a certificate upon a determination the application of water to beneficial use under the terms of the final order approving a permanent district transfer was completed to the extent authorized.

Now, therefore, it is ORDERED:

1. The water has been applied to beneficial use to the extent authorized under the terms of the final order approving Transfer Application T-11177 and shown in Table 1, above.
2. Water right certificates 87035, 86203, 86205 and 86377 are modified. The Department will issue superseding certificates describing the rights when it determines it is necessary for record keeping.

Signed at Salem, Oregon this 23 day of February, 2017.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director

Mailing date: MAR 01 2017