

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

In the Matter of Temporary Transfer) ORDER TERMINATING A PORTION
T-12642, Klamath County, Oregon) OF A TEMPORARY TRANSFER AT
) THE REQUEST OF THE WATER USER

Authority

OAR 690-380-8002(3) and 690-380-8004(7) provide that the uses authorized under a temporary transfer revert to the terms and conditions of the originating water right on the written request of the applicant.

Applicant

US FISH AND WILDLIFE SERVICE
911 NE 11TH AVENUE
PORTLAND OR 97232

Findings of Fact

1. On August 8, 2017, the Water Resources Department issued an order approving the temporary changes proposed in Application T-12642. The order was recorded in Special Order Volume 105, Page 487.
2. Under the order, the water rights would revert to their authorized places of use at the end of the 2021 irrigation season.
3. The most recent use of water at the places of use authorized under the temporary transfer was during the 2018 irrigation season.
4. US Fish and Wildlife Service, the applicant, submitted a written request to terminate a portion of the temporary transfer so that 5277.3 acres of irrigation under Certificate 42581 and 24.0 acres of primary irrigation under Certificate 42583 be voluntarily reverted back to the original places of use under Certificates 42581 and 42583. The 4104.7 acres of primary irrigation under Certificate 42582 and 4104.7 acres of supplemental irrigation under Certificate 42583 will remain in place through the 2021 irrigation season.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

Now, therefore, it is ORDERED:

Temporary Transfer T-12642, recorded as Special Order Volume 105, page 498 is partially terminated by this order. The use of water to irrigate 5277.3 acres under Certificate 42581 shall revert to the place of use authorized under Certificate 42581. The use of water to irrigate 24.0 acres under Certificate 42583 shall revert to the place of use authorized under Certificate 42583. Water may not be used at the authorized place of use during the same season in which water was used under the Temporary Transfer.

Dated at Salem, Oregon this APR 25 2019,



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date: APR 26 2019