

exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: LOSTINE RIVER, a tributary of WALLOWA RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	43 E	WM	27	NE NW	SHEEP RIDGE DITCH: 1200 FEET SOUTH AND 120 FEET WEST FROM THE N1/4 CORNER OF SECTION 27

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	43 E	WM	23	NE NW	18.0
1 S	43 E	WM	23	NW NW	6.4
Total					24.4

4. Temporary Transfer Application T-12270 proposes to temporarily change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	43 E	WM	14	NE SW	15.5
1 S	43 E	WM	14	NW SW	3.9
1 S	43 E	WM	14	NW SE	5.0
Total					24.4

5. Temporary Transfer Application T-12270 proposes to temporarily transfer a water right within the boundaries of Sheep Ridge Ditch Company. The Company was notified of the proposed temporary transfer and indicated that the Company did not object to the transfer.

Temporary Transfer Review Criteria

6. Water has not been used within the last five years according to the terms and conditions of the right. However, evidence has been submitted that would demonstrate that the right is not subject to forfeiture under ORS 540.610 (2).
7. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing right are present.
8. The proposed change would not result in enlargement of the right.
9. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

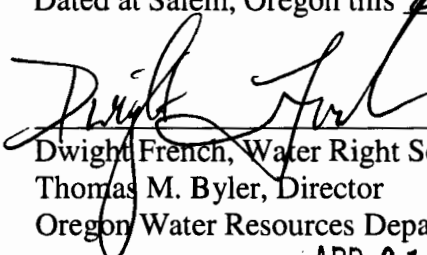
Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-12270 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-12270 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2016, 2017, 2018, 2019 and 2020 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2020 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 65591 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 65591.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. Water use measurement conditions:
 - a. **Before water use may begin** under this order, the water user shall install a Wier, or Flume, or Long Throated Flume, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
 - b. The water user shall maintain the meter or measuring device in good working order.
 - c. 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.
9. Prior to diverting water, the water user shall install a headgate to control and regulate the quantity of water diverted. The type and plans of the headgate must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department. The water user shall maintain the headgate as required by the Department.

Dated at Salem, Oregon this 28 day of March, 2016.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department APR 01 2016
APR 01 2016

Mailing Date: _____

