

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
9 S	4 W	WM	33	SE NE		49	POD #1 - 3610 FEET NORTH AND 560 FEET EAST FROM THE SW CORNER OF LOVELADY DLC 49
9 S	4 W	WM	34	SE NW		68	POD #2 - 3880 FEET NORTH AND 3420 FEET EAST FROM THE SW CORNER OF LOVELADY DLC 49
9 S	4 W	WM	34	SE SW	4		POD #3 - 90 FEET NORTH AND 4180 FEET EAST FROM THE SW CORNER OF LOVELADY DLC 49

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
9 S	4 W	WM	33	NE NE		68	5.1
9 S	4 W	WM	33	NE NE		49	8.2
9 S	4 W	WM	33	SE NE		49	4.7
9 S	4 W	WM	34	NE NE		68	6.5
9 S	4 W	WM	34	NW NE		49	9.7
9 S	4 W	WM	34	NW NE		68	12.2
9 S	4 W	WM	34	SW NE		49	16.1
9 S	4 W	WM	34	SE NE		68	8.2
9 S	4 W	WM	34	NE NW		68	1.0
9 S	4 W	WM	34	NW NW		49	2.9
Total							74.6

4. Temporary Transfer Application T-13435 proposes to temporarily change the place of use of the right to:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
9 S	4 W	WM	33	NW NW		69	21.1
9 S	4 W	WM	33	SW NW		69	34.9
9 S	4 W	WM	33	NE NW	4		0.6
9 S	4 W	WM	33	NW SW		69	18.0
Total							74.6

Temporary Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
- The proposed change would not result in enlargement of the right.
- 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.

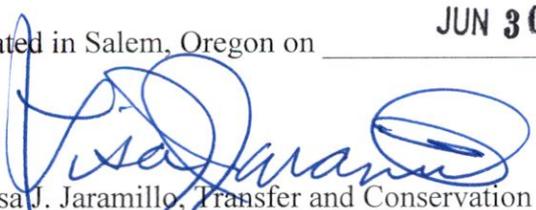
Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-13435 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-13435 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2020, 2021, 2022, 2023, and 2024 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2024 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 41962 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 41962.
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 totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing)
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
9. The use of the remaining water right described by Certificate 41962 shall continue to be in accordance with the terms and conditions of Certificate 41962.

Dated in Salem, Oregon on JUN 30 2020


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

Mailing Date: JUL 01 2020