



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

North Central Region
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Pendleton, OR 97801
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FINAL ORDER

April 1, 1998

Westland Irrigation District
P.O. Box 416
Stanfield, Oregon 97875

RE: Approval of District Temporary Transfer File T-7898 (Craig Parks)

Pursuant to ORS 540.570, Westland Irrigation District filed a request to move the place of use of certain water rights within the District for the 1998, 1999 and 2000 irrigation seasons. The changes requested are enumerated on the attached sheet. Notice of the request was originally published in summary form by the Water Resources Department on January 6, 1998. However, the petition was amended and a new notice was published in summary form by the Water Resources Department on March 24, 1998. Public comments were accepted for 30 days following publication. No comments were received.

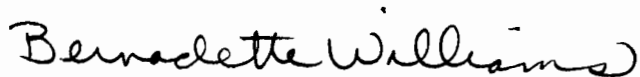
Pursuant to ORS 540.570 (3) and OAR 690-21-060 (2) staff has reviewed the requested changes. This review finds that the proposed changes do not injure existing rights or result in enlargement of the subject rights. Therefore, the request as enumerated on the attached sheet and as conditioned below, is approved for the 1998, 1999 and 2000 irrigation seasons.

1. Pursuant to 540.570 (2), water will not be used on the subject lands until 60 days after the District's notice was received. The notice was received December 31, 1997. However, the petition was amended and re-received on March 9, 1998 and a new notice was published on March 24, 1998. Therefore, water will not be used on the subject lands until April 22, 1998.
2. The "FROM" lands will receive no water under the rights involved with T-7898 for the 1998, 1999 and 2000 irrigation seasons.
3. The "FROM" lands will receive no water under any other rights appurtenant to these lands for the 1998, 1999 and 2000 irrigation seasons, unless water rights are transferred to the "FROM" lands. In no case shall a temporary transfer allow the enlargement of the water right.

4. There is an existing water right evidenced by Permit 27583 on portions of the land to which this application requests to move water. The water user shall not use water under the existing rights evidenced by Permit 27583 on this land during the 1998, 1999 and 2000 irrigation seasons.
5. All restrictions and limitations contained in the decree or permit of the subject rights will apply to the "TO" lands.
6. Pursuant to 540.570 (6) the Department may further condition or revoke a temporary transfer at any time to the extent necessary to avoid injury if the department finds the transfer is causing injury to an existing water right.
7. Pursuant to 540.570 (7), upon expiration of the temporary transfer period, all uses of water for which a temporary transfer is allowed under this section shall revert automatically to the terms and conditions of the original water right permit, certificate or an adjudication proceeding under ORS chapter 539 as evidenced by a court decree.

Copies of the approved request and associated maps are on file at the Department's North Central Region office in Pendleton.

Sincerely,



Bernadette Williams
Field Water Rights Technician

cc: Tony Justus, District 5 Watermaster
Mike Ladd, North Central Region Manager
Bill Porfily, CWRE

attachment

TEMPORARY TRANSFER - 1998, 1999 and 2000 IRRIGATION SEASONS
WESTLAND IRRIGATION DISTRICT

CRAIG PARKS

- 1) **Umatilla River Decree - Volume 3, Page 248 and Volume 15, Page 439:** Irrigation; Priority Date - July 1907; Authorized Source - Umatilla River

Authorized Point of Diversion

SW ¼ NE ¼, Section 21, Township 3 North, Range 29 East, W.M.; North 76 Degrees 45 Minutes 56 Seconds East 2913 Feet from the Southwest Corner of the NW ¼, Section 21

- 2) **Permit 27583:** Irrigation; Priority Date - April 12, 1961; Authorized Source - Umatilla River

Authorized Point of Diversion

SW ¼ NE ¼, Section 21, Township 3 North, Range 29 East, W.M.; North 76 Degrees 45 Minutes 56 Seconds East 2913 Feet from the Southwest Corner of the NW ¼, Section 21

- 3) **Permit 7400:** Supplemental Irrigation; Priority Date - July 7, 1924; Authorized Source - McKay Reservoir

Authorized Point of Diversion

SW ¼ NE ¼, Section 21, Township 3 North, Range 29 East, W.M.; North 76 Degrees 45 Minutes 56 Seconds East 2913 Feet from the Southwest Corner of the NW ¼, Section 21

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Decree & 7400	3N	27E	2	NWSW	2100	July 1907 & 7/7/1924	IRRIG & SUPP	2.8
Decree & 7400	3N	27E	3	SWSE	3700	July 1907 & 7/7/1924	IRRIG & SUPP	4.4
Decree & 7400	3N	27E	3	SESE	3800	July 1907 & 7/7/1924	IRRIG & SUPP	6.8
27583 & 7400	3N	27E	3	SWSE	3700	4/12/1961 & 7/7/1924	IRRIG & SUPP	3.6
27583 & 7400	3N	27E	3	SESE	3800	4/12/1961 & 7/7/1924	IRRIG & SUPP	5.0
27583 & 7400	3N	27E	10	NENE	3900	4/12/1961 & 7/7/1924	IRRIG & SUPP	5.8
27583 & 7400	3N	27E	10	NWNE	3900	4/12/1961 & 7/7/1924	IRRIG & SUPP	8.0
IRRIG TOTAL								36.4
SUPP TOTAL								36.4

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Decree & 7400	3N	27E	10	NENE	3900	July 1907 & 7/7/1924	IRRIG & SUPP	6.0
Decree & 7400	3N	27E	10	SENE	4400	July 1907 & 7/7/1924	IRRIG & SUPP	8.0
27583 & 7400	3N	27E	10	SENE	4400	4/12/1961 & 7/7/1924	IRRIG & SUPP	20.5
27583 & 7400	3N	27E	10	NESE	4500	4/12/1961 & 7/7/1924	IRRIG & SUPP	1.9
IRRIG TOTAL								36.4
SUPP TOTAL								36.4