

FINAL ORDER

February 23, 1998

WATER
RESOURCES
DEPARTMENT

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

Watermaster

RE: Approval of District Temporary Transfer File T-7901

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 irrigation season. The changes requested are enumerated on the attached sheet. Notice of the request was published in summary form by the Water Resources Department on January 6, 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 irrigation season.

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 or the start of the irrigation season, being March 1, 1998. The notice was received December 31, 1997.
2. The "FROM" lands will receive no water under the rights involved with T-7901 for the 1998 irrigation season.
3. The "FROM" lands will receive no water under any other rights appurtenant to these lands for the 1998 irrigation season, unless water rights are transferred to the "FROM" lands. In no case shall a temporary transfer allow the enlargement of the water right.
4. All restrictions and limitations contained in the decree or permit of the subject rights will apply to the "TO" lands. Water use from the wells shall not exceed the limits imposed by the Butter Creek and Stage Gulch Critical Groundwater Areas.
5. 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.



6. 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

attachment

TEMPORARY TRANSFER, 1998 IRRIGATION SEASON
WESTLAND IRRIGATION DISTRICT

L & L FARMS

- 1) **Certificate 75125; Permit G-6893:** Irrigation; Priority Date - July 19, 1976;
Authorized Source - Well #1

Authorized Point of Diversion

SW¼ SE¼, Section 23, Township 3 North, Range 28 East, W.M.; 960 Feet North and 30 Feet East from the S¼ Corner, Section 23

- 2) **Certificate 75123; Permit G-7036:** Supplemental Irrigation; Priority Date -
December 2, 1976; Authorized Source - Well #3

Authorized Point of Diversion

NW¼ NW¼, Section 23, Township 3 North, Range 28 East, W.M.; 60 Feet South and 820 Feet East from the Northwest Corner, Section 23

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75125 & 75123	3N	28E	32	SWNE	8105	7/19/1976 & 12/2/1976	IRRIG & SUPP	7.4
75125 & 75123	3N	28E	32	SENE	8105	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	3N	28E	32	NENW	8105	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	3N	28E	32	NWNW	8105	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3

75125 & 75123	3N	28E	32	SWNW	8105	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	3N	28E	32	SENW	8105	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
IRRIG TOTAL								163.9
SUPP TOTAL								163.9

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75125 & 75123	2N	28E	4	SWNE	800	7/19/1976 & 12/2/1976	IRRIG & SUPP	7.4
75125 & 75123	2N	28E	4	SENE	800	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	2N	28E	4	NENW	800	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	2N	28E	4	NWNW	800	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	2N	28E	4	SWNW	800	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
75125 & 75123	2N	28E	4	SENW	800	7/19/1976 & 12/2/1976	IRRIG & SUPP	31.3
IRRIG TOTAL								163.9
SUPP TOTAL								163.9

- 1) **Certificate 75120; Permit 25924:** Irrigation; Priority Date - June 27, 1958;
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 2313.19 Feet from the W ¼ Corner, Section 21

- 2) **Certificate 75121; Permit G-8570:** Supplemental Irrigation; Priority Date -
April 19, 1979; Authorized Source - Wells #1, 2 and 3

Authorized Point of Diversion

Well #1 - SW ¼ SE ¼, Section 23, Township 3 North, Range 28 East, W.M.; 960 Feet
North and 30 Feet East from the S ¼ Corner, Section 23

Well #2 - NW ¼ NE ¼, Section 26, Township 3 North, Range 28 East, W.M.; 930
Feet South from the N ¼ Corner, Section 26

Well #3 - NW ¼ NW ¼, Section 23, Township 3 North, Range 28 East, W.M.; 60 Feet
South and 820 Feet East from the Northwest Corner, Section 23

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120 & 75121	3N	28E	26	NWNW	7300	6/27/1958 & 4/19/1979	IRRIG & SUPP	4.6
75120 & 75121	3N	28E	27	NENE	7403	6/27/1958 & 4/19/1979	IRRIG & SUPP	36.4
75120 & 75121	3N	28E	27	NWNE	7403	6/27/1958 & 4/19/1979	IRRIG & SUPP	26.8
75120 & 75121	3N	28E	27	SWNE	7403	6/27/1958 & 4/19/1979	IRRIG & SUPP	21.2

75120 & 75121	3N	28E	27	SENE	7403	6/27/1958 & 4/19/1979	IRRIG & SUPP	6.8
75120 & 75121	3N	28E	27	SENW	7403	6/27/1958 & 4/19/1979	IRRIG & SUPP	0.6
IRRIG TOTAL								96.4
SUPP TOTAL								96.4

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120 & 75121	3N	28E	28	NESE	7500	6/27/1958 & 4/19/1979	IRRIG & SUPP	7.8
75120 & 75121	3N	28E	28	NWSE	7500	6/27/1958 & 4/19/1979	IRRIG & SUPP	27.5
75120 & 75121	3N	28E	28	SWSE	7500	6/27/1958 & 4/19/1979	IRRIG & SUPP	30.7
75120 & 75121	3N	28E	28	SESE	7500	6/27/1958 & 4/19/1979	IRRIG & SUPP	30.4
IRRIG TOTAL								96.4
SUPP TOTAL								96.4

- 1) **Certificate 75120; Permit 25924:** Irrigation; Priority Date - June 27, 1958;
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 2313.19 Feet from the W ¼ Corner, Section 21

- 2) **Certificate 75125; Permit G-6893:** Supplemental Irrigation; Priority Date -
July 19, 1976; Authorized Source - Well #1

Authorized Point of Diversion

Well #1 - SW ¼ SE ¼, Section 23, Township 3 North, Range 28 East, W.M.; 960 Feet
North and 30 Feet East from the S ¼ Corner, Section 23

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120 & 75125	3N	28E	32	NENE	8105	6/27/1958 & 7/19/1976	IRRIG & SUPP	31.9
75120 & 75125	3N	28E	32	NWNE	8105	6/27/1958 & 7/19/1976	IRRIG & SUPP	31.6
75120 & 75125	3N	28E	32	SWNE	8105	6/27/1958 & 7/19/1976	IRRIG & SUPP	23.9
IRRIG TOTAL								87.4
SUPP TOTAL								87.4

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120 & 75125	2N	28E	4	NENE	800	6/27/1958 & 7/19/1976	IRRIG & SUPP	31.9
75120 & 75125	2N	28E	4	NWNE	800	6/27/1958 & 7/19/1976	IRRIG & SUPP	31.6
75120 & 75125	2N	28E	4	SWNE	800	6/27/1958 & 7/19/1976	IRRIG & SUPP	23.9
IRRIG TOTAL								87.4
SUPP TOTAL								87.4

- 1) **Certificate 75120; Permit 25924:** Irrigation; Priority Date - June 27, 1958; 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 2313.19 Feet from the W ¼ Corner, Section 21

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120	3N	28E	23	NWSW	7100	6/27/1958	IRRIG & SUPP	10.4
75120	3N	28E	28	NENE	7500	6/27/1958	IRRIG & SUPP	33.0

75120	3N	28E	28	NWNE	7500	6/27/1958	IRRIG & SUPP	33.0
75120	3N	28E	28	SWNE	7500	6/27/1958	IRRIG & SUPP	29.4
75120	3N	28E	28	SENE	7500	6/27/1958	IRRIG & SUPP	29.4
75120	3N	28E	28	NENW	7500	6/27/1958	IRRIG & SUPP	30.7
75120	3N	28E	28	NWNW	7500	6/27/1958	IRRIG & SUPP	30.6
75120	3N	28E	28	SWNW	7500	6/27/1958	IRRIG & SUPP	29.5
75120	3N	28E	28	SENW	7500	6/27/1958	IRRIG & SUPP	29.5
75120	3N	28E	28	NESE	7500	6/27/1958	IRRIG & SUPP	26.7
75120	3N	28E	28	NWSE	7500	6/27/1958	IRRIG & SUPP	27.5
75120	3N	28E	28	SWSE	7500	6/27/1958	IRRIG & SUPP	30.7
75120	3N	28E	28	SESE	7500	6/27/1958	IRRIG & SUPP	30.4
IRRIG TOTAL								370.8
SUPP TOTAL								370.8

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120	3N	28E	26	NWNW	7300	6/27/1958	IRRIG & SUPP	4.6
75120	3N	28E	27	NENE	7403	6/27/1958	IRRIG & SUPP	36.4
75120	3N	28E	27	NWNE	7403	6/27/1958	IRRIG & SUPP	26.8
75120	3N	28E	27	SWNE	7403	6/27/1958	IRRIG & SUPP	35.2
75120	3N	28E	27	SENE	7403	6/27/1958	IRRIG & SUPP	19.6
75120	3N	28E	27	SENE	7403	6/27/1958	IRRIG & SUPP	0.6
75120	3N	28E	27	NESW	7403	6/27/1958	IRRIG & SUPP	4.1
75120	3N	28E	27	NESE	7403	6/27/1958	IRRIG & SUPP	38.8
75120	3N	28E	27	NWSE	7403	6/27/1958	IRRIG & SUPP	39.9
75120	3N	28E	27	SWSE	7403	6/27/1958	IRRIG & SUPP	16.0
75120	3N	28E	27	SESE	7403	6/27/1958	IRRIG & SUPP	13.6

75120	3N	28E	32	NENE	8105	6/27/1958	IRRIG & SUPP	31.9
75120	3N	28E	32	NWNE	8105	6/27/1958	IRRIG & SUPP	31.6
75120	3N	28E	32	SWNE	8105	6/27/1958	IRRIG & SUPP	31.3
75120	3N	28E	32	SENE	8105	6/27/1958	IRRIG & SUPP	31.3
75120	3N	28E	33	NESE	8103	6/27/1958	IRRIG & SUPP	9.1
IRRIG TOTAL								370.8
SUPP TOTAL								370.8

- 1) **Certificate 75119; Permit 25920:** Irrigation; Priority Date - April 22, 1955;
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 2313.19 Feet from the W ¼ Corner, Section 21

- 2) **Certificate 75121; Permit G-8570:** Supplemental Irrigation; Priority Date -
April 19, 1979; Authorized Source - Wells #1, 2 and 3

Authorized Point of Diversion

Well #1 - SW ¼ SE ¼, Section 23, Township 3 North, Range 28 East, W.M.; 960 Feet
North and 30 Feet East from the S ¼ Corner, Section 23

Well #2 - NW ¼ NE ¼, Section 26, Township 3 North, Range 28 East, W.M.; 930
Feet South from the N ¼ Corner, Section 26

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75119 & 75121	3N	28E	27	SWNE	7300	4/22/1955 & 4/19/1979	IRRIG & SUPP	14.0
75119 & 75121	3N	28E	27	SENE	7403	4/22/1955 & 4/19/1979	IRRIG & SUPP	12.8
75119 & 75121	3N	28E	27	NESW	7403	4/22/1955 & 4/19/1979	IRRIG & SUPP	4.1
75119 & 75121	3N	28E	27	NESE	7403	4/22/1955 & 4/19/1979	IRRIG & SUPP	38.8
75119 & 75121	3N	28E	27	NWSE	7403	4/22/1955 & 4/19/1979	IRRIG & SUPP	39.9
75119 & 75121	3N	28E	27	SWSE	7403	4/22/1955 & 4/19/1979	IRRIG & SUPP	16.0
75119 & 75121	3N	28E	27	SESE	7403	4/22/1955 & 4/19/1979	IRRIG & SUPP	13.6
IRRIG TOTAL								139.2
SUPP TOTAL								139.2

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75119 & 75121	2N	28E	28	NENW	7500	4/22/1955 & 4/19/1979	IRRIG & SUPP	30.7
75119 & 75121	2N	28E	28	NWNW	7500	4/22/1955 & 4/19/1979	IRRIG & SUPP	30.6
75119 & 75121	2N	28E	28	SWNW	7500	4/22/1955 & 4/19/1979	IRRIG & SUPP	29.5
75119 & 75121	2N	28E	28	SESW	7500	4/22/1955 & 4/19/1979	IRRIG & SUPP	29.5
75119 & 75121	2N	28E	28	NESE	7500	4/22/1955 & 4/19/1979	IRRIG & SUPP	18.9
IRRIG TOTAL								139.2
SUPP TOTAL								139.2