



# Oregon

John A. Kitzhaber, M.D., Governor

## FINAL ORDER

### Water Resources Department

North Central Region  
116 S.E. Dorion Avenue  
Pendleton, OR 97801  
Phone (541) 278-5456  
FAX (541) 278-0287

May 4, 1998

Walla Walla River Irrigation District  
605 North Lamb  
Milton Freewater, Oregon 97862

RE: Approval of District Temporary Transfer File T-7945

Pursuant to ORS 540.570, the Walla Walla 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 March 10, 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. The notice was received March 2, 1998. Water will not be used on the subject lands until May 1, 1998.
2. The "FROM" lands will receive no water under the rights involved with T-7945 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 water rights involved with T-7945 will become supplemental to any underlying rights for the 1998 irrigation season.
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  
Tom Johnson, Assistant Watermaster (Milton-Freewater)

attachment

Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

TEMPORARY TRANSFER, 1998 IRRIGATION SEASON  
WALLA WALLA RIVER IRRIGATION DISTRICT

- 1) **Walla Walla River Decree - Certificate 12891:** Irrigation; Priority Date - 1895;  
Authorized Source - Ford Branch Little Walla Walla River

Authorized Point of Diversion

Powell/Pleasant View POD - SE ¼ SE ¼, Section 35, Township 6 North, Range 35  
East, W.M.; 5 Feet North and 1100 Feet West from the Southeast Corner, Section 35

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Brumbach	12891	5N	35E	2	NENW	705	1895	IR	4.0

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORI TY	USE	ACRES
Baker	12891	5N	35E	2	NWNW	300	1895	IR	4.0

Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

- 2) **Walla Walla River Decree - Certificate 12961:** Irrigation; Priority Date - 1890;  
Authorized Source - Walla Walla River

Authorized Point of Diversion

Milton Ditch POD - SW ¼ NW ¼, Section 18, Township 5 North, Range 35 East,  
W.M.; 410 Feet North and 63 Feet East from the West ¼ Corner, Section 18

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORI TY	USE	ACRES
Margaret Waliser	12961	5N	35E	3	NWNE	1700	1890	IR	1.0

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Wilmont	12961	6N	35E	33	SWSE	1000	1890	IR	1.0

Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

- 3) **Walla Walla River Decree - Certificate 13057:** Irrigation; Priority Date - 1875;  
Authorized Source - Walla Walla River

Authorized Point of Diversion

Milton Ditch POD - SW ¼ NW ¼, Section 18, Township 5 North, Range 35 East,  
W.M.; 410 Feet North and 63 Feet East from the West ¼ Corner, Section 18

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Bill Kelly	13057	5N	35E	3	SWNE	2700	1875	IR	1.5

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Brown & Sons	13057	5N	35E	3	NENW	1400	1875	IR	1.5

Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

- 4) **Permit 1216, Certificate 50401:** Irrigation; Priority Date - 1912; Authorized Source - Ford Branch Little Walla Walla River

Authorized Point of Diversion

Powell/Pleasant View POD - SE ¼ SE ¼, Section 35, Township 6 North, Range 35 East, W.M.; 5 Feet North and 1100 Feet West from the Southeast Corner, Section 35

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
McKibben-Waliser	50401	6N	35E	33	NWSW	500	1912	IR	2.0

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Waliser	50401	5N	35E	2	NENW	200	1912	IR	2.0

Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

- 5) **Walla Walla River Decree, Certificate 12514:** Irrigation; Priority Date - 1900;  
Authorized Source - Ford Branch Little Walla Walla River

**Walla Walla River Decree, Certificate 13097:** Irrigation; Priority Date - 1900;  
Authorized Source - Ford Branch Little Walla Walla River

Authorized Point of Diversion

Powell/Pleasant View POD - SE ¼ SE ¼, Section 35, Township 6 North, Range 35  
East, W.M.; 5 Feet North and 1100 Feet West from the Southeast Corner, Section 35

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Marvin Sams	12514	5N	35E	3	NENE	200	1900	IR	0.27
Marvin Sams	12514	5N	35E	3	NENE	201	1900	IR	0.38
Marvin Sams	13097	5N	35E	3	NENE	800	1900	IR	0.51

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Waliser	12514	6N	35E	34	SENE	1501	1900	IR	0.65
Waliser	13097	6N	35E	34	SENE	1501	1900	IR	0.51

Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

- 6) **Walla Walla River Decree, Certificate 13312:** Irrigation; Priority Date - 1905;  
Authorized Source - Ford Branch Little Walla Walla River

Authorized Point of Diversion

Powell/Pleasant View POD - SE ¼ SE ¼, Section 35, Township 6 North, Range 35  
East, W.M.; 5 Feet North and 1100 Feet West from the Southeast Corner, Section 35

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Marvin Sams	13312	5N	35E	3	NWNE	500	1905	IR	0.40

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Marvin Sams	13312	6N	35E	34	SESW	1700	1905	IR	0.40



Walla Walla Irrigation District Temporary Transfer, 1998 Irrigation Season

- 7) **Walla Walla River Decree - Certificate 12992:** Irrigation; Priority Date - 1877;  
Authorized Source - Walla Walla River

**Walla Walla River Decree - Certificate 12993:** Irrigation; Priority Date - 1877;  
Authorized Source - Walla Walla River

Authorized Point of Diversion

Milton Ditch POD - SW¼ NW¼, Section 18, Township 5 North, Range 35 East,  
W.M.; 410 Feet North and 63 Feet East from the West¼ Corner, Section 18

FROM LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Brown & Sons	12992	5N	35E	2	SENW	100	1877	IR	4.0
Brown & Sons	12993	5N	35E	2	SENW	100	1877	IR	2.5

TO LANDS									
NAME	W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Bob Dougherty	12992	5N	35E	3	NENW	1400	1875	IR	1.5
Bob Dougherty	12992	5N	35E	3	NENW	1300	1875	IR	1.07
Bob Dougherty	12992	5N	35E	3	SENW	1300	1875	IR	1.43
Bob Dougherty	12993	5N	35E	3	SENW	1300	1875	IR	2.50