



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

North Central Region
116 S.E. Dorion Avenue
Pendleton, OR 97801
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FINAL ORDER

February 12, 1999

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

RE: Approval of District Temporary Transfer File T-8147 (Double M Ranch)

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 1999 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 5, 1999. 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 1999 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, whichever is later. The notice was received December 28, 1998. Water will not be used on the subject lands until March 1, 1999.
2. The "FROM" lands will receive no water under the rights involved with T-8147 for the 1999 irrigation season.
3. The "FROM" lands will receive no water under any other rights appurtenant to these lands for the 1999 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.

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4. There are existing water rights evidenced by T-3135 (Vol. 31, Page 441), T-5391 (Vol. 37, Page 650) and Permit 51665 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 T-3135, T-5391 and Permit 51665 on this land during the 1999 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

Bernadette Williams
Field Water Rights Technician

cc: Mike Ladd, Region Manager
Tony Justus, Watermaster
Tom Smith, Assistant Watermaster

attachment

TEMPORARY TRANSFER, 1999 IRRIGATION SEASON
WESTLAND IRRIGATION DISTRICT

DOUBLE "M" RANCH

- 1) **Permit 25920; Certificate 75119:** 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 West ¼ Corner, Section 21

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75119	3N	28E	13	SWSE	4190	4/22/1955	IR	34.4
75119	3N	28E	13	SESE	4190	4/22/1955	IR	22.2
IRRIG TOTAL								56.6

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75119	3N	28E	13	NWSE	4190	4/22/1955	IR	17.7
75119	3N	28E	13	NESE	4190	4/22/1955	IR	3.5
75119	3N	28E	13	SWSE	4190	4/22/1955	IR	17.7
75119	3N	28E	13	SESE	4190	4/22/1955	IR	17.7
IRRIG TOTAL								56.6

Westland Irrigation District Temporary Transfer, 1999 Irrigation Season

- 1) **Permit 25924; Certificate 75120:** 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 West ¼ Corner, Section 21

FROM LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120	3N	28E	13	SESE	4190	6/27/1958	IR	14.2
IRRIG TOTAL								14.2

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
75120	3N	28E	13	NESE	4190	6/27/1958	IR	14.2
IRRIG TOTAL								14.2