



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

North Central Region
116 S.E. Dorion Avenue
Pendleton, OR 97801
Phone (541) 278-5456
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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-8150 (Lohman to Gass)

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-8150 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.
4. All restrictions and limitations contained in the decree or permit of the subject rights will apply to the "TO" lands.

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

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

LOHMAN TO GASS

- 1) **Umatilla River Decree - Volume 15, Page 441:** Irrigation; Priority Date - July 1907;
Authorized Source - Umatilla River

Authorized Point of Diversion

SW ¼ NE¼, 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 7400:** Supplemental Irrigation; Priority Date - July 7, 1924; Authorized Source
- McKay Reservoir

Authorized Point of Diversion

SW ¼ NE¼, 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
Vol 15 Page 441	4N	28E	31	SWSW	6900	July 1907	IR	21.39
Permit 7400	4N	28E	31	SWSW	6900	7/7/1924	SUPP	21.39
Vol 15 Page 441	4N	28E	31	SESW	6900	July 1907	IR	9.4
Permit 7400	4N	28E	31	SESW	6900	7/7/1924	SUPP	9.4
IRRIG TOTAL								30.79
SUPP TOTAL								30.79

Westland Irrigation District Temporary Transfer, 1999 Irrigation Season

TO LANDS								
W/R #	T.	R.	SEC	Q/Q	T.L.	PRIORITY	USE	ACRES
Vol 15 Page 441	4N	28E	30	SWSE	3503	July 1907	IR	27.1
Permit 7400	4N	28E	30	SWSE	3503	7/7/1924	SUPP	27.1
Vol 15 Page 441	4N	28E	30	SESW	3507	July 1907	IR	3.69
Permit 7400	4N	28E	30	SESW	3507	7/7/1924	SUPP	3.69
IRRIG TOTAL								30.79
SUPP TOTAL								30.79