



Source	Tributary	Priority Date	Twp	Rng	Mer	Sec	Q-Q	Measured Distances/Description
Bear Creek	Rogue River	7/31/1915	38S	1E	WM	33	SE SW	OAK STREET DAM: 150 FEET NORTH AND 2020 FEET EAST FROM THE SW CORNER OF SECTION 33
Neil Creek	Bear Creek	7/31/1915	39S	2E	WM	30	SE SW	ASHLAND LATERAL: 600 FEET NORTH AND 1350 FEET EAST FROM THE SW CORNER OF SECTION 30
Ashland Creek	Bear Creek	7/31/1915	39S	1E	WM	4	NE NW	710 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 4
Emigrant Creek	Bear Creek	7/31/1915	40S	2E	WM	2	SW NE	ASHLAND LATERAL: 520 FEET NORTH AND 1900 FEET WEST FROM THE E1/4 CORNER OF SECTION 2
Wagner Creek	Bear Creek	7/31/1915	39S	1W	WM	2	SW SE	UPPER WEST LATERAL: 100 FEET NORTH AND 1800 FEET WEST FROM THE SE CORNER OF SECTION 2
Wagner Creek	Bear Creek	7/31/1915	38S	1W	WM	35	SE SW	WEST LATERAL: 600 FEET NORTH AND 3600 FEET WEST FROM THE SE CORNER OF SECTION 35
Anderson Creek	Bear Creek	7/31/1915	38S	1W	WM	33	NE SE	2100 FEET NORTH AND 600 FEET WEST FROM THE SE CORNER OF SECTION 33
Anderson Creek	Bear Creek	7/31/1915	38S	1W	WM	34	NE NW	WEST LATERAL: 800 FEET SOUTH AND 2400 FEET EAST FROM THE NW CORNER OF SECTION 34
Anderson Creek	Bear Creek	7/31/1915	38S	1W	WM	27	NE NW	TALENT MIDDLE CANAL: 4000 FEET NORTH AND 2500 FEET EAST FROM THE SW CORNER OF SECTION 27
Coleman Creek	Bear Creek	9/06/1915	38S	1W	WM	20	SE NW	2100 FEET SOUTH AND 1500 FEET EAST FROM THE NW CORNER OF SECTION 20
Coleman Creek	Bear Creek	9/06/1915	38S	1W	WM	17	SE SE	TALENT MIDDLE CANAL: 900 FEET NORTH AND 1100 FEET WEST FROM THE SE CORNER OF SECTION 17
Kenutchen Creek (Knudsen Creek)	Bear Creek	9/06/1915	38S	1E	WM	18	SW NW	1450 FEET SOUTH AND 700 FEET EAST FROM THE NW CORNER OF SECTION 18
Meyers Creek (Myers Creek)	Bear Creek	9/06/1915	38S	1E	WM	20	SE SE	700 FEET NORTH AND 20 FEET WEST FROM THE SE CORNER OF SECTION 20
Butler Creek	Bear Creek	9/06/1915	38S	1E	WM	28	SE NW	2500 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Keene Creek and Keene Creek Reservoir (Hyatt Reservoir)	Jenny Creek	5/23/1912	--	--	--	--	--	SOURCES ARE TRIBUTARIES OF JENNY CREEK IN THE KLAMATH RIVER BASIN. LIMITED TO 100 CFS
Keene Creek	Jenny Creek	9/06/1915	39S	3E	WM	16	SE SE	HYATT RESERVOIR; 15 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER OF

Source	Tributary	Priority Date	Twp	Rng	Mer	Sec	Q-Q	Measured Distances/Description
								SECTION 16
Keene Creek	Jenny Creek	9/06/1915	39S	3E	WM	20	SE SE	REDIVERSION-LITTLE HYATT POOL DIVERSION; 800 FEET NORTH AND 750 FEET WEST FROM THE SE CORNER OF SECTION 20
Keene Creek	Jenny Creek	9/06/1915	39S	3E	WM	33	SW SW	REDIVERSION AT KEENE CREEK DIVERSION DAM (beginning point of Green Springs Tunnel); 1200 FEET NORTH AND 1200 FEET EAST FROM THE SW CORNER OF SECTION 33
Emigrant Reservoir	Emigrant Creek	1/27/1920	39S	2E	WM	20	SE SE	POINT OF DIVERSION IS LOCATED AT THE TOE OF EMIGRANT DAM

**Authorized Places of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
38E	1W	WM	10	NW NW	4.18	100	ARROWHEAD LAND & CATTLE	11-4
38E	1W	WM	24	NW SE	3.94	100	NAUMES, INC.	13-1
38E	1W	WM	24	NE SW	4.48	100	NAUMES, INC.	13-1
38E	1W	WM	35	SW SW	0.20	2200	HILLIER	13.2
38E	2W	WM	2	SE NW	0.50	100	BACKEN	12-3
<b>Total:</b>					<b>13.30</b>			

4. Transfer Application T-11705 proposes to change the places of use to:

**Proposed Places of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
39E	1E	WM	11	SW SE	2.31	ROW	ODOT	11-4
39E	1E	WM	14	NW NE	1.87	ROW	ODOT	11-4
38E	2W	WM	1	NW SE	0.28	1500	NICKELL	12-3
38E	2W	WM	1	SW SE	0.22	1500	NICKELL	12-3
38E	2W	WM	1	SW SE	0.20	1500	NICKELL	13-2
38E	2W	WM	12	NW SE	0.28	101	NAUMES	13-1
38E	2W	WM	12	SE SE	1.58	101	NAUMES	13-1
38E	2W	WM	12	SW SE	6.56	101	NAUMES	13-1
<b>Total:</b>					<b>13.30</b>			

5. The portion of the second right to be transferred is as follows:

**Certificate:** 83727 (perfected under Permit S-25915) in the name of U. S. Bureau of Reclamation

**Use:** Primary Irrigation of 4.70 acres and Supplemental Irrigation of 13.30 Acres

**Priority Dates:** June 8, 1953 for Soda Creek and Little Beaver Creek and September 6, 1915 for all other streams.

**Authorized Source, Tributaries and description of points of diversion:**

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Emigrant Creek and Emigrant Reservoir	Bear Creek	39S	2E	WM	20	SE SE	THE POINT OF DIVERSION IS LOCATED AT THE OUTLET OF EMIGRANT RESERVOIR.

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
South Fork Little Butte Creek	Little Butte Creek	37S	4E	WM	16	SE SE	1240 FEET NORTH AND 1100 FEET WEST FROM THE SE 1/4 CORNER OF SECTION 16
Conde Creek	South Fork Little Butte Creek	38S	3E	WM	9	SW SW	1320 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER OF SECTION 9
Dead Indian Creek	South Fork Little Butte Creek	38S	3E	WM	15	SE SW	1310 FEET NORTH AND 1100 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 15
Daley Creek	South Fork Little Butte Creek	37S	4E	WM	34	SW SE	750 FEET NORTH AND 480 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 34
Beaver Dam Creek	South Fork Little Butte Creek	38S	4E	WM	4	NE SW	2000 FEET NORTH AND 1800 FEET EAST FROM THE SW CORNER OF SECTION 4
Pole Bridge Creek	South Fork Little Butte Creek	37S	4E	WM	28	SE NW	1380 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Deadwood Creek	South Fork Little Butte Creek	38S	4E	WM	6	NE SE	NOT SPECIFIED ON CERTIFICATE.
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	16	SE SE	HYATT RESERVOIR; 15 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER OF SECTION 16
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	20	SE SE	REDIVERSION AT LITTLE HYATT POOL DIVERSION; 800 FEET NORTH AND 750 FEET WEST FROM THE SE CORNER OF SECTION 20
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	33	SW SW	KEENE CREEK DIVERSION DAM (beginning of Green Springs Tunnel); 1200 FEET NORTH AND 1200 FEET EAST FROM THE SW CORNER OF SECTION 33
Grizzly Creek and Howard Prairie Reservoir	Jenny Creek	38S	4E	WM	32	E 1/2 of SW 1/4	NOT SPECIFIED ON CERTIFICATE
Soda Creek	Grizzly Creek	39S	4E	WM	8	SW NW	2200 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER OF SECTION 8
Little Beaver Creek	Jenny Creek	39S	4E	WM	19	SE SW	600 FEET NORTH AND 1930 FEET EAST FROM THE SW CORNER OF SECTION 19

**Authorized Places of Use:**

PRIMARY IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
39S	1E	WM	25	NW NE	1.22	1500	H. TUCKER LOVING TRUST	12-2
39S	1E	WM	25	NE NW	0.78	1500	H. TUCKER LOVING TRUST	12-2
37S	1W	WM	27	SW NE	0.90	1900	EVANS	13-2
37S	1W	WM	27	SW NE	1.80	2100	DAVIS	13-2
<b>Total:</b>					<b>4.70</b>			

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
38S	1W	WM	10	NW NW	4.18	100	ARROWHEAD LAND & CATTLE	11-4
38S	2W	WM	2	SE NW	0.50	100	BRACKEN	12-3
38S	1W	WM	24	NW SE	3.94	100	NAUMES INC	13-1
38S	1W	WM	24	NE SW	4.48	100	NAUMES INC	13-1
38S	1W	WM	35	SW SW	0.20	2200	HILLIER	13-2
<b>Total</b>					<b>13.30</b>			

6. Transfer Application T-11705 proposes to change the places of use to:

**Proposed Places of Use:**

PRIMARY IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
39S	1E	WM	25	NE SE	2.00	416	TUCKER LOVING TRUST	12-2
38S	2W	WM	1	SW SE	0.90	1500	NICKELL	13.2
38S	2W	WM	1	NW SE	0.90	1500	NICKELL	13-2
38S	2W	WM	1	SW SE	0.90	1500	NICKELL	13-2
<b>Total:</b>					<b>4.70</b>			

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
39S	1E	WM	11	SW SE	2.31	ROW	ODOT	11-4
39S	1E	WM	14	NW NE	1.87	ROW	ODOT	11-4
38S	2W	WM	1	NW SE	0.28	1500	NICKELL	12-3
38S	2W	WM	1	SW SE	0.22	1500	NICKELL	12-3
38S	2W	WM	12	NW SE	0.28	101	NAUMES	13-1
38S	2W	WM	12	SE SE	1.58	101	NAUMES	13-1
38S	2W	WM	12	SW SE	6.56	101	NAUMES	13-1
38S	2W	WM	1	SW SE	0.20	1500	NICKELL	13-2
					<b>13.30</b>			

7. The district permanent transfer application satisfies the criteria of OAR 690-385-4000 contains the information required under OAR 690-385-2000 and includes maps meeting the requirements of OAR 690-385-2200.
8. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
9. The proposed change in places of use will not result in enlargement of the rights.
10. The proposed change in places of use will not result in injury to other water rights.

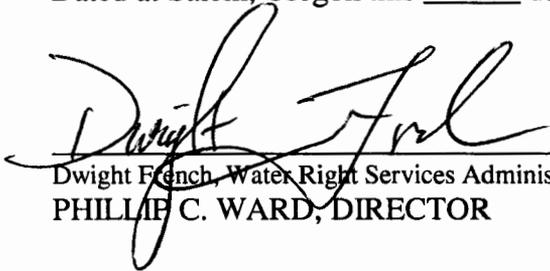
**Conclusions of Law**

The proposed changes in place of use as proposed in Transfer Application T-11705 satisfy the requirements of ORS 540.574(3) and 540.580.

**Now, therefore, it is ORDERED:**

1. The proposed changes in place of use to the water rights evidenced by Certificates 79212 and 83727 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 79212 and 83727 and any related decree.
3. The former places of use shall no longer be irrigated as part of these water rights.
4. The water user shall maintain and operate the existing measurement devices and shall make such improvements as may be required by the Department.
5. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2015**. A Claim of Beneficial Use shall be submitted by Talent Irrigation District to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. Water right certificates 79212 and 83727 are modified. The Department will issue superseding certificates describing the rights when it determines it is necessary for record keeping.

Dated at Salem, Oregon this 15 day of April, 2014.

  
Dwight French, Water Right Services Administrator for  
PHILLIP C. WARD, DIRECTOR

Mailing Date: APR 23 2014