

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Measured Distances
9 S	1 W	WM	11	SW SE	2	1800 FEET SOUTH AND 2830 FEET EAST FROM THE W1/4 CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	Water User	Notice
9 S	2 W	WM	8	NW SW	Cornelius 38	0.10	Mae Kreger Trust	1-151

4. Transfer Application T-12154 proposes to change the place of use of the right to:

Proposed Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice
9 S	2 W	WM	7	NE SE	1600	0.10	Mae Kreger Trust	1-152

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

Certificate: 54286 in the name of FRANK H SPEARS, ET AL (confirmed by North Santiam River Decree)
Use: IRRIGATION of 22.6 ACRES
Priority Date: MAY 14, 1909
Limit/Duty: To compensate for losses between the point of diversion to the place of use, an additional amount not exceeding ten percent is allowed. This right shall be subject to all other conditions and limitations contained in said Decree.
Source: NORTH SANTIAM RIVER, tributary to the SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	1 W	WM	11	SW SE	1800 FEET SOUTH AND 2830 FEET EAST FROM THE W1/4 CORNER OF SECTION 11

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	Water User	Notice
7 S	3 W	WM	25	SW SE	78	1.0	Frank H Spears et al	2-151
7 S	3 W	WM	25	SE SE	78	1.2	Frank H Spears et al	2-151
7 S	3 W	WM	36	NE NE	78	4.9	Frank H Spears et al	2-152
7 S	3 W	WM	36	NW NE	78	8.7	Frank H Spears et al	2-152
7 S	3 W	WM	36	SW NE	78	2.0	Frank H Spears et al	2-153
7 S	3 W	WM	36	SE NE	78	4.8	Frank H Spears et al	2-153
						Total	22.6	

6. Transfer Application T-12154 proposes to change the place of use of the right to:

Proposed Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice
7 S	3 W	WM	36	NW NE	520	1.2	Kettle Food Inc.	2-1511

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice
7 S	3 W	WM	36	NW NE	520	0.9	Kettle Food Inc	2-1511
7 S	3 W	WM	36	NW NE	517	0.2	427 SC LLC	2-1511
7 S	3 W	WM	36	SW NE	517	0.1	427 SC LLC	2-1511
7 S	3 W	WM	36	SW NE	515	0.7	Sage Properties LLC	2-1512
7 S	3 W	WM	36	SW NE	511	1.4	Hawthorn Ave LLC	2-1511
7 S	3 W	WM	36	NE NW	520	0.1	Kettle Food Inc	2-1510
8 S	2 W	WM	19	SE NE	300	0.6	Hernandez	2-156
8 S	2 W	WM	29	NE SE	4900	0.5	Daily	2-159
9 S	1 W	WM	10	SW SE	5400	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	5500	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	5600	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	5700	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	6000	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	6100	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	5900	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	5800	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SW SE	6300	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	5900	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	6400	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	6500	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	6600	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	6700	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	6800	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	10	SE SE	6900	0.1	Mill Stream Woods HOA	2-158
9 S	1 W	WM	15	NW NW	700	0.2	Danielson	2-157
9 S	1 W	WM	15	NW NW	2000	0.5	Jepsen	2-157
9 S	2 W	WM	5	SW SW	2700	9.5	Smith Living Trust	2-1516
9 S	2 W	WM	7	SE NE	520	1.2	Van Houten	2-1513
9 S	2 W	WM	7	SE NE	1700	1.7	Mae Kreger Trust	2-1513
9 S	2 W	WM	7	NE SE	1600	0.8	Mae Kreger Trust	2-1515
9 S	2 W	WM	8	SW NW	1600	1.4	Mae Kreger Trust	2-1514
Total						22.6		

7. The portion of the third right to be transferred is as follows:

Certificate: 85457 in the name of VERNON COATES (confirmed by North Santiam River Decree)
Use: IRRIGATION of 51.3 ACRES
Priority Date: MAY 14, 1909
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 1/80 of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: NORTH SANTIAM RIVER, tributary to the SANTIAM RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	Measured Distances
9 S	1 W	WM	11	SW SE	2	1800 FEET SOUTH AND 2830 FEET EAST FROM W1/4 CORNER, SECTION 11

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Gov't Lot	DLC	Acres
8 S	2 W	WM	19	SW NE		60	3.20
8 S	2 W	WM	19	NE NW	2		15.40
8 S	2 W	WM	19	SE NW	3		5.60
8 S	2 W	WM	19	SE NW		60	14.70
8 S	2 W	WM	19	NE SW		60	8.80
8 S	2 W	WM	19	NW SE		60	3.60
Total							51.30

8. Transfer Application T-12154 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice
8 S	1 W	WM	32	NW SE	-	6.7	Benjamin & Karryn Laro	3-157
8 S	1 W	WM	32	SW SE	-	3.0	Benjamin & Karryn Laro	3-157
8 S	2 W	WM	19	SE NE	300	5.3	Joe & Paula Hernandez	3-152
8 S	2 W	WM	19	NE SE	300	1.0	Joe & Paula Hernandez	3-153
8 S	2 W	WM	20	SW NW	300	1.2	Joe & Paula Hernandez	3-154
8 S	2 W	WM	20	NW SW	300	9.6	Joe & Paula Hernandez	3-155
9 S	1 W	WM	15	NW NW	1900	0.5	Timothy & Laura Steele	3-156
9 S	1 W	WM	15	NW NW	600	0.3	Roger & Mary Danielson	3-156
9 S	2 W	WM	05	NE NE	2700	1.94	Smith Living Trust	3-158
9 S	2 W	WM	05	NW NW	2700	4.21	Smith Living Trust	3-158
9 S	2 W	WM	05	SW SW	2700	10.02	Smith Living Trust	3-158
9 S	2 W	WM	05	NE SE	2700	3.64	Smith Living Trust	3-158
9 S	2 W	WM	05	SE SE	2700	3.89	Smith Living Trust	3-158
Total						51.30		

9. 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.
10. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
11. The proposed changes would not result in enlargement of the rights.
12. The proposed changes would not result in injury to other water rights.

Conclusions of Law

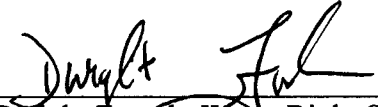
The proposed changes in place of use as proposed in Transfer Application T-11949 satisfy the requirements of ORS 540.574(3) and 540.580.

Now, therefore, it is ORDERED:

1. The changes in place of use proposed in Transfer Application T-12154 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 52798, 54286, 85457, and any related decree.
3. Water right Certificates 52798, 54286, and 85457 are cancelled. New certificates will be issued describing that portion of the rights not affected by this transfer.
4. The former place of use of the transferred rights shall no longer receive water under the rights.
5. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2017**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 3 day of November, 2015.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director

Mailing date NOV 05 2015