



Twp	Rng	Mer	Sec	Q-Q	Measured Distance
36 S	2 E	WM	20	SE NE	NORTH FORK LITTLE BUTTE CREEK – 40 FEET NORTH AND 620 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 20
36 S	2 E	WM	29	NE SE	SOUTH FORK LITTLE BUTTE CREEK – 780 FEET SOUTH AND 400 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 29

**Authorized Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	1 W	WM	28	NE NE	200	3.10	RRVID	14-01
1	36 S	1 W	WM	29	SE NW	3000	0.50	RRVID	14-01
1	36 S	1 W	WM	31	SE SW	3400	2.00	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	400	1.70	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	1300	0.80	RRVID	14-01
1	36 S	2 W	WM	35	NW SE	2602	0.20	RRVID	14-01
1	36 S	2 W	WM	36	SE NW	2104	0.90	RRVID	14-01
1	36 S	2 W	WM	36	NE SE	102	1.50	RRVID	14-01
1	36 S	2 W	WM	36	NW SE	102	11.30	RRVID	14-01
1	37 S	1 W	WM	5	SW SW	1600	4.90	RRVID	14-01
1	37 S	1 W	WM	18	SE SW	3200	0.10	RRVID	14-01
1	37 S	2 W	WM	1	SW NE	1400	0.20	RRVID	14-01
1	37 S	2 W	WM	1	NE NW	2600	2.00	RRVID	14-01
1	37 S	2 W	WM	1	SE NW	2600	2.60	RRVID	14-01
<b>Total</b>							<b>31.80</b>		

4. Transfer Application T-11945 proposes to change the place of use of the above described right to:

**Proposed Place of Use:**

PRIMARY IRRIGATION									
POD #	Tw	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36	2 W	WM	26	SW SW	2002	15.50	HORTON	14-01
1	36	2 W	WM	26	SE SW	2002	2.90	HORTON	14-01
1	36	2 W	WM	27	SE SE	2002	0.60	HORTON	14-01
1	36	2 W	WM	34	SE SE	600	1.31	JACKSON COUNTY	14-02
1	36	2 W	WM	35	SW SW	600	4.99	JACKSON COUNTY	14-02
1	37	2 W	WM	2	NE NW	600	0.24	JACKSON COUNTY	14-02
1	37	2 W	WM	2	NW NW	600	4.23	JACKSON COUNTY	14-02
1	37	2 W	WM	3	NE NE	600	2.03	JACKSON COUNTY	14-02
<b>Total</b>							<b>31.80</b>		

5. The portions of the second right to be transferred are as follows:

**Certificate:** 80576, in the name of Rogue River Valley Irrigation District

**Use:** Supplemental Irrigation of 31.80 acres

**Priority Date:** September 6, 1915

**Source:** Agate Reservoir (constructed under Permits R-4563 and R-6175) and Dry Creek, tributaries of Little Butte Creek.

**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 4.5 acre-feet for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to

any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	1 W	WM	25	NW NW	AGATE DAM on DRY CREEK – 1090 FEET SOUTH AND 1250 FEET EAST FROM THE NW CORNER OF SECTION 25

**Authorized Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	1 W	WM	28	NE NE	200	3.10	RRVID	14-01
1	36 S	1 W	WM	29	SE NW	3000	0.50	RRVID	14-01
1	36 S	1 W	WM	31	SE SW	3400	2.00	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	400	1.70	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	1300	0.80	RRVID	14-01
1	36 S	2 W	WM	35	NW SE	2602	0.20	RRVID	14-01
1	36 S	2 W	WM	36	SE NW	2104	0.90	RRVID	14-01
1	36 S	2 W	WM	36	NE SE	102	1.50	RRVID	14-01
1	36 S	2 W	WM	36	NW SE	102	11.30	RRVID	14-01
1	37 S	1 W	WM	5	SW SW	1600	4.90	RRVID	14-01
1	37 S	1 W	WM	18	SE SW	3200	0.10	RRVID	14-01
1	37 S	2 W	WM	1	SW NE	1400	0.20	RRVID	14-01
1	37 S	2 W	WM	1	NE NW	2600	2.00	RRVID	14-01
1	37 S	2 W	WM	1	SE NW	2600	2.60	RRVID	14-01
<b>Total</b>							<b>31.80</b>		

6. Transfer Application T-11945 proposes to change the place of use of the above described right to:

**Proposed Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	2 W	WM	26	SW SW	2002	15.50	HORTON	14-01
1	36 S	2 W	WM	26	SE SW	2002	2.90	HORTON	14-01
1	36 S	2 W	WM	27	SE SE	2002	0.60	HORTON	14-01
1	36 S	2 W	WM	34	SE SE	600	1.31	JACKSON COUNTY	14-02
1	36 S	2 W	WM	35	SW SW	600	4.99	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NE NW	600	0.24	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NW NW	600	4.23	JACKSON COUNTY	14-02
1	37 S	2 W	WM	3	NE NE	600	2.03	JACKSON COUNTY	14-02
<b>Total</b>							<b>31.80</b>		

7. The portions of the next right to be transferred are as follows:

**Certificate:** 80577, in the name of Rogue River Valley Irrigation District

**Use:** Supplemental Irrigation of 21.70 acres

**Priority Date:** September 6, 1915

**Source:** Griffin Creek and Jackson Creek, tributaries of Bear Creek.

**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 ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the irrigation season of each year.

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
37 S	2 W	WM	15	SW NE	GRIFFIN CREEK INTO HOPKINS CANAL – 2700 FEET NORTH AND 2050 FEET WEST FROM THE SE CORNER OF SECTION 15
37 S	2 W	WM	15	SW NW	JACKSON CREEK INTO HOPKINS CANAL – 3000 FEET NORTH AND 4000 FEET WEST FROM THE SE CORNER OF SECTION 15

**Authorized Places of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	1 W	WM	28	NE NE	200	3.10	RRVID	14-01
1	36 S	1 W	WM	29	SE NW	3000	0.50	RRVID	14-01
1	36 S	1 W	WM	31	SE SW	3400	2.00	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	400	1.70	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	1300	0.80	RRVID	14-01
1	36 S	2 W	WM	35	NW SE	2602	0.20	RRVID	14-01
1	36 S	2 W	WM	36	SE NW	2104	0.90	RRVID	14-01
1	36 S	2 W	WM	36	NE SE	102	1.50	RRVID	14-01
1	36 S	2 W	WM	36	NW SE	102	11.30	RRVID	14-01
1	37 S	1 W	WM	5	SW SW	1600	4.90	RRVID	14-01
1	37 S	1 W	WM	18	SE SW	3200	0.10	RRVID	14-01
1	37 S	2 W	WM	1	SW NE	1400	0.20	RRVID	14-01
1	37 S	2 W	WM	1	NE NW	2600	2.00	RRVID	14-01
1	37 S	2 W	WM	1	SE NW	2600	2.60	RRVID	14-01
<b>Total</b>							<b>31.80</b>		

8. Transfer Application T-11945 proposes to change the place of use of the above described right to:

**Proposed Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	2 W	WM	26	SW SW	2002	15.50	HORTON	14-01
1	36 S	2 W	WM	26	SE SW	2002	2.90	HORTON	14-01
1	36 S	2 W	WM	27	SE SE	2002	0.60	HORTON	14-01
1	36 S	2 W	WM	34	SE SE	600	1.31	JACKSON COUNTY	14-02
1	36 S	2 W	WM	35	SW SW	600	4.99	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NE NW	600	0.24	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NW NW	600	4.23	JACKSON COUNTY	14-02
1	37 S	2 W	WM	3	NE NE	600	2.03	JACKSON COUNTY	14-02
<b>Total</b>							<b>31.80</b>		

9. The portion of the next supplemental right to be transferred is as follows  
**Certificate:** 85876 in the name of Rogue River Valley Irrigation District  
**Use:** Supplemental Irrigation of 42.70 acres.  
**Priority Date:** March 31, 1910  
**Limit/Duty:** Total diversion through the Main Canal from North Fork and South Fork Little Butte Creek shall not exceed 140 cfs at any one time. The amount of water used for irrigation is limited to a diversion of ONE-EIGHTIETH of one cfs (or its equivalent) per acre for each acre irrigated during the irrigation season of each year.

**Source:** Water is conveyed from Four Mile Reservoir, via the Cascade Canal and stored in Fish Lake Reservoir. Water is redirected and released into the main canal then split between the Hopkins Canal and the Medford Canal.

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distance
36 S	2 E	WM	8	SW SW	BRADSHAW DROP - NOT SPECIFIED ON CERTIFICATE
36 S	2 E	WM	20	SE NE	NORTH FORK LITTLE BUTTE CREEK – 40 FEET NORTH AND 620 FEET WEST FROM THE E1/4 CORNER OF SECTION 20
36 S	5 E	WM	9	SW NW	FOUR MILE LAKE DAM – 3600 FEET NORTH AND 4200 FEET EAST FROM THE SW CORNER OF SECTION 9
37 S	4 E	WM	4	SE SE	FISH LAKE DAM – 4000 FEET SOUTH AND 600 FEET EAST FROM THE NE CORNER OF SECTION 4

**Authorized Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	1 W	WM	28	NE NE	200	3.10	RRVID	14-01
1	36 S	1 W	WM	29	SE NW	3000	0.50	RRVID	14-01
1	36 S	1 W	WM	31	SE SW	3400	2.00	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	400	1.70	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	1300	0.80	RRVID	14-01
1	36 S	2 W	WM	35	NW SE	2602	0.20	RRVID	14-01
1	36 S	2 W	WM	36	SE NW	2104	0.90	RRVID	14-01
1	36 S	2 W	WM	36	NE SE	102	1.50	RRVID	14-01
1	36 S	2 W	WM	36	NW SE	102	11.30	RRVID	14-01
1	37 S	1 W	WM	5	SW SW	1600	4.90	RRVID	14-01
1	37 S	1 W	WM	18	SE SW	3200	0.10	RRVID	14-01
1	37 S	2 W	WM	1	SW NE	1400	0.20	RRVID	14-01
1	37 S	2 W	WM	1	NE NW	2600	2.00	RRVID	14-01
1	37 S	2 W	WM	1	SE NW	2600	2.60	RRVID	14-01
<b>Total</b>							<b>31.80</b>		

10. Transfer Application T-11945 proposes to change the place of use of the above described right to:

**Proposed Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice
1	36 S	2 W	WM	26	SW SW	2002	15.50	HORTON	14-01
1	36 S	2 W	WM	26	SE SW	2002	2.90	HORTON	14-01
1	36 S	2 W	WM	27	SE SE	2002	0.60	HORTON	14-01
1	36 S	2 W	WM	34	SE SE	600	1.31	JACKSON COUNTY	14-02
1	36 S	2 W	WM	35	SW SW	600	4.99	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NE NW	600	0.24	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NW NW	600	4.23	JACKSON COUNTY	14-02
1	37 S	2 W	WM	3	NE NE	600	2.03	JACKSON COUNTY	14-02
<b>Total</b>							<b>31.80</b>		

11. The portions of the next right to be transferred are as follows:

**Certificate:** 85877, in the name of Rogue River Valley Irrigation District

**Use:** Supplemental Irrigation of 42.70 acres.

**Priority Date:** June 24, 1913

**Source:** Antelope Creek, tributary to Little Butte Creek

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other prior right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the irrigation season of each year.

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distance
36 S	1 E	WM	30	SW NE	HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E1/4 CORNER OF SECTION 30

**Authorized Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice #
1	36 S	1 W	WM	28	NE NE	200	3.10	RRVID	14-01
1	36 S	1 W	WM	29	SE NW	3000	0.50	RRVID	14-01
1	36 S	1 W	WM	31	SE SW	3400	2.00	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	400	1.70	RRVID	14-01
1	36 S	2 W	WM	35	NE SE	1300	0.80	RRVID	14-01
1	36 S	2 W	WM	35	NW SE	2602	0.20	RRVID	14-01
1	36 S	2 W	WM	36	SE NW	2104	0.90	RRVID	14-01
1	36 S	2 W	WM	36	NE SE	102	1.50	RRVID	14-01
1	36 S	2 W	WM	36	NW SE	102	11.30	RRVID	14-01
1	37 S	1 W	WM	5	SW SW	1600	4.90	RRVID	14-01
1	37 S	1 W	WM	18	SE SW	3200	0.10	RRVID	14-01
1	37 S	2 W	WM	1	SW NE	1400	0.20	RRVID	14-01
1	37 S	2 W	WM	1	NE NW	2600	2.00	RRVID	14-01
1	37 S	2 W	WM	1	SE NW	2600	2.60	RRVID	14-01
<b>Total</b>							<b>31.80</b>		

12. Transfer Application T-11945 proposes to change the place of use of the above described right to

**Proposed Place of Use:**

PRIMARY IRRIGATION									
POD #	Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Water User	Notice
1	36 S	2 W	WM	26	SW SW	2002	15.50	HORTON	14-01
1	36 S	2 W	WM	26	SE SW	2002	2.90	HORTON	14-01
1	36 S	2 W	WM	27	SE SE	2002	0.60	HORTON	14-01
1	36 S	2 W	WM	34	SE SE	600	1.31	JACKSON COUNTY	14-02
1	36 S	2 W	WM	35	SW SW	600	4.99	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NE NW	600	0.24	JACKSON COUNTY	14-02
1	37 S	2 W	WM	2	NW NW	600	4.23	JACKSON COUNTY	14-02
1	37 S	2 W	WM	3	NE NE	600	2.03	JACKSON COUNTY	14-02
<b>Total</b>							<b>31.80</b>		

13. Groundwater Registration GR-491 exists on some of the same lands as proposed to receive RRVID primary irrigation water rights.
14. The Department has instructed the groundwater registration holder (Jackson County) to file a groundwater modification application to avoid un-layering the groundwater claim from the newly approved place of use identified above.
15. A representative of Jackson County has stated that the county will be filing a Groundwater Modification Application to remove the use of primary irrigation under GR-491 on the relevant property.
16. The irrigation use under GR-491 shall not be used on the parcels receiving RRVID primary irrigation water. The District and Jackson County do not, in any way, intend on layering GR-491 and the incoming District water rights.
17. Based on the findings above, the Department has determined the district water and the groundwater have not been used conjunctively.
18. 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.
19. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
20. The proposed change in place of use would not result in enlargement of the rights.
21. The proposed change in place of use will not result in injury to other water rights.

**Diminution of a Groundwater Registration**

On ~~OCT 01~~ 2015 the applicant submitted a notarized statement requesting diminution of Ground Water Registration GR-729. The portion of the registration to be diminished is as follows:

**GR Claim:** GR-729 in the name of Arthur F. Schmock (Groundwater Registration Certificate GR-705)

**Use:** Irrigation of 18.60 acres.

**Tentative Priority Date:** March 8, 1955

**Source:** a sump, within the Rogue River basin

**Rate:** 110.42 gallons per minute

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distance
36 S	2 W	WM	26	SW SW	815 FEET NORTH AND 598 FEET WEST FROM THE NE CORNER OF DLC 56

**Authorized Place of Use to be Diminished:**

Twp	Rng	Mer	Sec	Q-Q	Acres
36 S	2 W	WM	26	SW SW	15.5
36 S	2 W	WM	26	SE SW	2.90

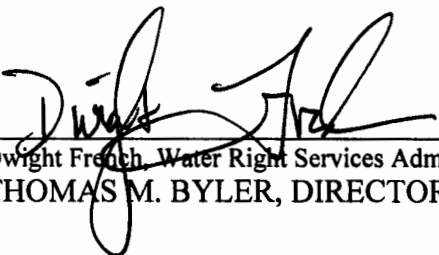
**Conclusions of Law**

The change in place of use proposed in Transfer Application T-11945 satisfies the requirements of ORS 540.574(3) and 540.580

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

1. The proposed change to the water rights evidenced by Certificates 85288, 80576, 85876 and 85877 are approved.
2. The right to the use of water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 85288, 85714, 80575, 80576, 80577, 83729, 85876 and 85877, and any related decree.
3. The former places of use shall no longer be irrigated as part of these water rights.
4. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before October 1, 2016. A Claim of Beneficial Use shall be submitted to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
5. Certificates 85288, 80576, 85876, and 85877 are modified. The Department will issue superseding certificates describing the rights when it determines that is necessary for record keeping.

Dated at Salem, Oregon this 17 day of November, 2015.

  
Dwight French, Water Right Services Administrator for  
THOMAS M. BYLER, DIRECTOR

Mailing date: NOV 19 2015