



4. On December 10, 2020, the applicant requested to extend the time for completion of the water to a beneficial use to October 1, 2024, in order to irrigate the full acres through crop rotation.
5. On March 3, 2021, the Department issued a Preliminary Determination proposing to approve Transfer T-13487 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on March 9, 2021, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
6. The right to be transferred is as follows:

**Certificate:** 87452 in the name of PEMBROKE FARMS (perfected under Permit G-9522)

**Use:** SUPPLEMENTAL IRRIGATION of 73.3 ACRES

**Priority Date:** MARCH 23, 1981

**Rate:** 0.74 CUBIC FOOT PER SECOND

**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, 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:** A SUMP, tributary to ABIQUA CREEK

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 W	WM	23	NW SW	SUMP - 2000 FEET NORTH AND 1000 FEET EAST FROM THE SW CORNER OF SECTION 23

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 W	WM	22	NE SE	8.3
6 S	1 W	WM	22	SE SE	7.6
6 S	1 W	WM	23	NE SW	8.0
6 S	1 W	WM	23	NW SW	17.4
6 S	1 W	WM	23	SW SW	26.9
6 S	1 W	WM	23	SE SW	5.1
Total					73.3

7. Transfer Application T-13487 proposes to move the authorized point of appropriation approximately 104 feet from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 W	WM	23	NW SW	POA POND SUMP - 2035 FEET NORTH AND 900 FEET EAST FROM THE SW CORNER OF SECTION 23

**Transfer Review Criteria (OAR 690-380-4010)**

8. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
9. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-13487.
10. The proposed change would not result in enlargement of the right.
11. The proposed change would not result in injury to other water rights.
12. All other application requirements are met.

**Conclusions of Law**

The change in point of appropriation proposed in Transfer Application T-13487 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

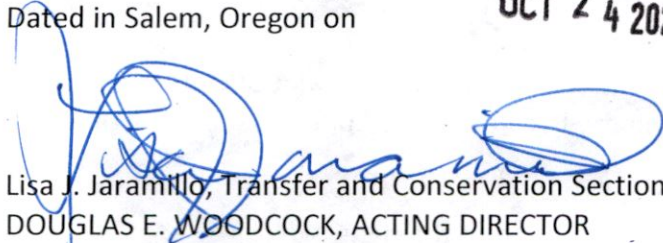
**Now, therefore, it is ORDERED:**

1. The change in point of appropriation proposed in Transfer Application T-13487 is 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 Certificate 87452 and any related decree.
3. Water right Certificate 87452 is cancelled.
4. The quantity of water diverted at the new point of appropriation (POA Pond Sump), shall not exceed the quantity of water lawfully available at the original point of appropriation (Sump).
5. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2025**. 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 change and full beneficial use of the water.

7. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on

**OCT 24 2023**

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources Department

Mailing date:            **OCT 25 2023**