

Season 2: Limited to 1/62 cfs per acre
 Season 3: Limited to 1/33.45 cfs per acre

Maximum Duty that can be applied to an acre:

Not to exceed 9.58 acre-feet (af) per acre per year.

The above listed rates and duty reflect allowance of a 43% transmission loss as determined by decree of the Circuit Court of Deschutes County, dated March 24, 1933. Those lands not served by direct pumping from the Deschutes River, are not allowed the 43% transmission loss and shall not exceed 5.46 af per acre per year.

Source: The DESCHUTES RIVER, tributary to the COLUMBIA RIVER

Authorized Points of Diversion:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3	17 S	12 E	WM	29	SE NE	SWALLEY MAIN CANAL- 985 FEET NORTH AND 617 FEET WEST FROM THE E ¹ / ₄ CORNER OF SECTION 29
10	16 S	12 E	WM	30	SE SE	192 FEET NORTH AND 1069 FEET WEST FROM THE SE CORNER OF SECTION 30
11	16 S	12 E	WM	30	SE SE	1248.59 FEET NORTH AND 38 FEET WEST FROM THE SE CORNER OF SECTION 30
15	15 S	12 E	WM	14	NW SE	2170 FEET NORTH AND 1350 FEET WEST FROM THE SE CORNER OF SECTION 14

Authorized Place of Use:

IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice	POD
16 S	12 E	WM	14	SE NW	0.47	702	RUSSELL	n/a	3 & 15
16 S	12 E	WM	29	SW NE	0.18	300	GELLING	n/a	3 & 15
16 S	12 E	WM	29	SW NE	0.05	303	GELLING	n/a	3 & 15
16 S	12 E	WM	29	SW SW	0.17	3402	BABCOCK	n/a	11
16 S	12 E	WM	29	SW SW	0.28	4600	SUMMER	n/a	11
16 S	12 E	WM	30	SE SE	0.10	806	HARRISON	n/a	10
16 S	12 E	WM	30	SE SE	0.26	807	HARRISON	n/a	10
16 S	12 E	WM	30	SE SE	0.25	808	GOODMAN	n/a	10
16 S	12 E	WM	33	NW NW	0.45	1400	HAAS	n/a	3 & 15
16 S	12 E	WM	33	NW NW	0.59	1500	SCHLECHT	n/a	3 & 15
17 S	12 E	WM	05	SW NE	0.83	2402	PRATT	n/a	3 & 15
17 S	12 E	WM	05	SW NE	1.05	2403	MILTON	n/a	3 & 15
17 S	12 E	WM	05	NE NW	1.04	800	FAULKNER	n/a	3 & 15
17 S	12 E	WM	09	NE NE	0.68	2001	QUITCLAIM - SPINK	n/a	3 & 15
17 S	12 E	WM	09	NW NE	1.20	2000	QUITCLAIM - SPINK	n/a	3 & 15
17 S	12 E	WM	09	NWNE	0.12	2001	QUITCLAIM - SPINK	n/a	3 & 15
17 S	12 E	WM	09	NE SE	0.87	6700	SHAMROCK TARPONAIRE LLC	n/a	3 & 15
Total:					8.59				

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice	POD
16 S	12 E	WM	14	SE NW	0.47	702	RUSSELL	n/a	3 & 15
16 S	12 E	WM	29	SW NE	0.18	300	GELLING	n/a	3 & 15
16 S	12 E	WM	29	SW NE	0.05	303	GELLING	n/a	3 & 15
16 S	12 E	WM	29	NWSW	0.17	3400	BABCOCK	n/a	11
16 S	12 E	WM	29	SW SW	0.28	4600	SUMMER	n/a	11
16 S	12 E	WM	30	SE SE	0.10	806	HARRISON	n/a	10
16 S	12 E	WM	30	SE SE	0.26	807	HARRISON	n/a	10
16 S	12 E	WM	30	SE SE	0.25	808	GOODMAN	n/a	10
16 S	12 E	WM	33	NW NW	0.45	1400	HAAS	n/a	3 & 15
16 S	12 E	WM	33	NW NW	0.59	1500	SCHLECHT	n/a	3 & 15
17 S	12 E	WM	05	SW NE	0.83	2402	PRATT	n/a	3 & 15
17 S	12 E	WM	05	SW NE	1.05	2403	MILTON	n/a	3 & 15
17 S	12 E	WM	05	NE NW	1.04	800	FAULKNER	n/a	3 & 15
17 S	12 E	WM	05	NW SW	1.74	1100	MOELLER/MARTIN	n/a	3 & 15
17 S	12 E	WM	05	SW SW	0.26	1100	MOELLER/MARTIN	n/a	3 & 15
17 S	12 E	WM	09	NE SE	0.66	6700	SHAMROCK TARPONAIRE LLC	n/a	3 & 15
17 S	12 E	WM	09	NW SE	0.10	6700	SHAMROCK TARPONAIRE LLC	n/a	3 & 15
17 S	12 E	WM	09	SE SE	0.11	6700	SHAMROCK TARPONAIRE LLC	n/a	3 & 15
Total:					8.59				

6. Certificate 74145 contains errors in the location descriptions for POD 11 and POD 15, which were corrected in Special Order Volume 61, Page 634. The correct locations for the PODs are as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11	16 S	12 E	WM	30	SE SE	1248.59 FEET NORTH AND 138 FEET WEST FROM THE SE CORNER OF SECTION 30
15	15 S	12 E	WM	14	NE SE	2065.82 FEET NORTH AND 1401.41 FEET EAST FROM THE S¼ CORNER OF SECTION 14

7. The Department finds that the district permanent transfer application satisfies the criteria of OAR 690-385-4000 and contains the information required under OAR 690-385-4200 and includes maps meeting the requirements of OAR 690-385-4300.
8. The water right is subject to transfer as defined in OAR 690-385-0100(17).
9. The proposed change in place of use will not result in enlargement of the right.
10. The proposed change in place of use will not result in injury to other water right.

Conclusions of Law

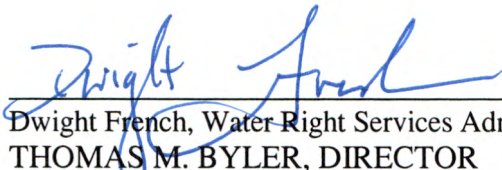
The proposed changes in place of use as proposed in Transfer Application T-12547 satisfy the requirements of ORS 540.574(3) and 540.580.

Now, therefore, it is ORDERED:

1. The proposed change in place of use to the water right evidenced by Certificate 74145 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 74145 and any related decree.

3. The former places of use shall no longer be irrigated as part of this water right.
4. The water user shall maintain and operate the existing measurement device 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, 2018**. A Claim of Beneficial Use shall be submitted by SID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. Water right certificate 74145 is modified. The Department will issue a superseding certificate describing the right when it determines it is necessary for record keeping.

Signed at Salem, Oregon this 31 day of March 2017.



Dwight French, Water Right Services Administrator for
THOMAS M. BYLER, DIRECTOR
Oregon Department of Water Resources

Mailing Date: APR 01 2017