

**STATE OF OREGON**

**COUNTIES OF CROOK AND JEFFERSON**

**ORDER APPROVING ADDITIONAL POINTS OF APPROPRIATION**

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6741 submitted by

ROBERT L. COATS  
63285 SKYLINE RANCH ROAD  
BEND, OREGON 97701

The first right to be modified, as evidenced by Certificate 27107, was perfected under Permit G-442 with a date of priority of DECEMBER 13, 1956. The right allows the use of BUCKNER WELL 1, in the CROOKED RIVER BASIN, for IRRIGATION OF 107.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.35 cubic feet per second, if available at the original well; NE¼ SE¼, SECTION 33, T 13 S, R 14 E, W.M.; 858 FEET SOUTH AND 20 FEET WEST FROM THE E¼ CORNER OF SECTION 33, or its equivalent in case of rotation, measured at the well.

The second right to be modified, as evidenced by Certificate 36847, was perfected under Permit G-1913 with a date of priority of JULY 28, 1961. The right allows the use of BUCKNER WELL 1, in the CROOKED RIVER BASIN, for IRRIGATION OF 22.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 85.9 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.36 cubic feet per

**This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).**

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

second, if available at the original well; NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.; 858 FEET SOUTH AND 20 FEET WEST FROM THE E $\frac{1}{4}$  CORNER OF SECTION 33, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The third right to be modified, as evidenced by Certificate 61078, was perfected under Permit G-7907 with a date of priority of SEPTEMBER 29, 1977. The right allows the use of WELLS 2 AND 3, in the CROOKED RIVER BASIN, for IRRIGATION OF 153.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 169.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 4.03 cubic feet per second, if available at the original wells; SW $\frac{1}{4}$  SE AND SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.; WELL 2 - 420 FEET NORTH AND 2260 FEET WEST; WELL 3 - 200 FEET NORTH AND 150 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 33, or its equivalent in case of rotation, measured at the well.

The fourth right to be modified, as evidenced by Certificate 61079, was perfected under Permit G-7908 with a date of priority of SEPTEMBER 29, 1977, FOR 2.51 CUBIC FEET PER SECOND (CFS) AND FEBRUARY 8, 1978, FOR 1.6 CFS. The right allows the use of WELL 4 in the CROOKED RIVER BASIN, for SUPPLEMENTAL IRRIGATION OF 322.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 4.01 cubic feet per second, if available at the original well; SW $\frac{1}{4}$  SE, SECTION 33, T 13 S, R 14 E, W.M.; WELL 2 - 420 FEET NORTH AND 2240 FEET WEST FROM THE SE CORNER OF SECTION 33, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right shall be limited to any deficiency in the

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

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized places of use are as follows:

PERMIT G-442

PRIMARY

NE $\frac{1}{4}$  SE $\frac{1}{4}$  36.0 ACRES  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  39.0 ACRES  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  23.6 ACRES  
SE $\frac{1}{4}$  SE $\frac{1}{4}$  9.0 ACRES  
SECTION 33

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

PERMIT G-1913

PRIMARY

SUPPLEMENTAL

LOT 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ )	10.0 ACRES	
SW $\frac{1}{4}$ NW $\frac{1}{4}$	10.0 ACRES	
	SECTION 3	
LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$ )	1.5 ACRES	7.8 ACRES
LOT 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$ )		18.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$		39.6 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	1.0 ACRE	11.1 ACRES
LOT 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ )		0.5 ACRE
SE $\frac{1}{4}$ NW $\frac{1}{4}$		1.2 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$		0.5 ACRE
NW $\frac{1}{4}$ SE $\frac{1}{4}$		7.2 ACRES

SECTION 4

TOWNSHIP 14 SOUTH, RANGE 14 EAST, W.M.

PERMIT G-7907

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE $\frac{1}{4}$ SW $\frac{1}{4}$	13.0 ACRES	
SW $\frac{1}{4}$ SW $\frac{1}{4}$	8.7 ACRES	
SE $\frac{1}{4}$ SW $\frac{1}{4}$	38.9 ACRES	
NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.8 ACRES	36.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		39.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	4.4 ACRES	26.8 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	6.9 ACRES	27.0 ACRES

SECTION 33

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

LOT 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$ )	6.3 ACRES	
SW $\frac{1}{4}$ NE $\frac{1}{4}$	6.8 ACRES	
LOT 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ )	17.4 ACRES	
LOT 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ )	7.4 ACRES	10.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	6.9 ACRES	10.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	16.7 ACRES	

SECTION 3

LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$ )		9.9 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$		10.3 ACRES
LOT 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ )	7.2 ACRES	
LOT 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ )	10.8 ACRES	

SECTION 4

TOWNSHIP 14 SOUTH, RANGE 14 EAST, W.M.

PERMIT G-7908

SUPPLEMENTAL

NE $\frac{1}{4}$  SW $\frac{1}{4}$  13.0 ACRES  
SW $\frac{1}{4}$  SW $\frac{1}{4}$  8.7 ACRES  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  38.9 ACRES  
NE $\frac{1}{4}$  SE $\frac{1}{4}$  37.8 ACRES  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  39.0 ACRES  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  31.2 ACRES  
SE $\frac{1}{4}$  SE $\frac{1}{4}$  33.9 ACRES  
SECTION 33

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

LOT 2 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ ) 6.3 ACRES  
SW $\frac{1}{4}$  NE $\frac{1}{4}$  6.8 ACRES  
LOT 3 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ) 17.4 ACRES  
LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ) 17.4 ACRES  
SW $\frac{1}{4}$  NW $\frac{1}{4}$  16.9 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  16.7 ACRES  
SECTION 3

LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) 9.9 ACRES  
SE $\frac{1}{4}$  NE $\frac{1}{4}$  10.3 ACRES  
LOT 3 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ) 7.2 ACRES  
LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ) 10.8 ACRES  
SECTION 4

TOWNSHIP 14 SOUTH, RANGE 14 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes additional points of appropriation located:

PERMIT G-442

WELL 2 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
420 FEET NORTH AND 2260 FEET WEST FROM THE SE CORNER OF SECTION 33.

WELL 4 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
420 FEET NORTH AND 2240 FEET WEST FROM THE SE CORNER OF SECTION 33.

WELL 6 - NW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 4, T 14 S, R 14 E, W.M.;  
2660 FEET SOUTH AND 1720 FEET WEST FROM THE NE CORNER OF SECTION  
4.

WELL 7 - LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ), SECTION 5, T 14 S, R 14 E,  
W.M.; 365 FEET SOUTH AND 260 FEET WEST FROM THE NE CORNER OF  
SECTION 5.

WELL 8 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
445 FEET NORTH AND 1970 FEET WEST FROM THE SE CORNER OF SECTION  
33.

PERMIT G-1913

WELL 3 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
200 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 6 - NW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 4, T 14 S, R 14 E, W.M.;  
2660 FEET SOUTH AND 1720 FEET WEST FROM THE NE CORNER OF SECTION  
4.

WELL 7 - LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ), SECTION 5, T 14 S, R 14 E,  
W.M.; 365 FEET SOUTH AND 260 FEET WEST FROM THE NE CORNER OF  
SECTION 5.

WELL 8 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
445 FEET NORTH AND 1970 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 9 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
150 FEET NORTH AND 40 FEET WEST FROM THE SE CORNER OF SECTION 33.

WELL 10 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
540 FEET NORTH AND 330 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 11 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
1155 FEET NORTH AND 300 FEET WEST FROM THE SE CORNER OF SECTION  
33.

PERMITS G-7907 AND G-7908

WELL 1 - NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
858 FEET SOUTH AND 20 FEET WEST FROM THE E $\frac{1}{4}$  OF SECTION 33.

WELL 2 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
420 FEET NORTH AND 2260 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 3 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
200 FEET NORTH AND 150 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 4 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
420 FEET NORTH AND 2240 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 6 - NW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 4, T 14 S, R 14 E, W.M.;  
2660 FEET SOUTH AND 1720 FEET WEST FROM THE NE CORNER OF SECTION  
4.

WELL 7 - LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ), SECTION 5, T 14 S, R 14 E,  
W.M.; 365 FEET SOUTH AND 260 FEET WEST FROM THE NE CORNER OF  
SECTION 5.

WELL 8 - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
445 FEET NORTH AND 1970 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 9 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
150 FEET NORTH AND 40 FEET WEST FROM THE SE CORNER OF SECTION 33.

WELL 10 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
540 FEET NORTH AND 330 FEET WEST FROM THE SE CORNER OF SECTION  
33.

WELL 11 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 33, T 13 S, R 14 E, W.M.;  
1155 FEET NORTH AND 300 FEET WEST FROM THE SE CORNER OF SECTION  
33.

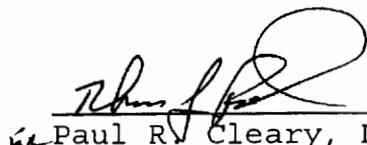
A scrivener's error was found in the total number of supplemental acres authorized under Certificate 61079. The certificate lists supplemental irrigation of 320.5 acres, while the correct authorized acres total 322.2 acres.

THE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 2003.
2. The quantity of water diverted at the new points of appropriation (wells), together with the quantity diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation.
3. The water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used from each well. If Crook County Improvement District #1's ditch system is used for delivery of the ground water, a suitable metering system shall be installed on the re-diversion from the ditches. The type and plans of the measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. Water shall be acquired from the same aquifer as the original points of appropriation.

Certificates 27107, 36847, 61078 and 61079 are cancelled. When satisfactory proof of the completed changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,  
affixed JAN 09 2002.

  
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Paul R. Cleary, Director