



each acre irrigated and is further limited to a total diversion not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year

**Source:** Coppinger Well #1, within the Stage Gulch Basin

**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
3 N	29 E	WM	24	SW NE	COPPINGER WELL #1 - 20 FEET NORTH AND 1570 FEET WEST FROM THE E¼ CORNER OF SECTION 24

**Authorized Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q - Q	Tax Lot	Gov't Lot	Acres	Water User
3 N	29 E	WM	24	NE NE	8600	--	9.0	COPPINGER
3 N	29 E	WM	24	NW NE	8600	--	9.0	COPPINGER
3 N	29 E	WM	24	SW NE	8600	--	9.0	COPPINGER
3 N	29 E	WM	24	SE NE	8600	--	9.0	COPPINGER
3 N	29 E	WM	24	NE SE	8700	--	10.7	COPPINGER
3 N	29 E	WM	24	NW SE	8700	--	13.6	COPPINGER
3 N	29 E	WM	24	SW SE	8700	--	13.6	COPPINGER
3 N	29 E	WM	24	SE SE	8700	--	13.6	COPPINGER
3 N	30 E	WM	19	NE NW	600	--	27.5	COPPINGER
3 N	30 E	WM	19	NW NW	600	1	13.2	COPPINGER
3 N	30 E	WM	19	SW NW	600	2	13.6	COPPINGER
3 N	30 E	WM	19	SE NW	600	--	26.7	COPPINGER
3 N	30 E	WM	19	NE SW	800	--	28.5	COPPINGER
3 N	30 E	WM	19	NW SW	800	3	8.1	COPPINGER
3 N	30 E	WM	19	SW SW	800	4	9.2	COPPINGER
3 N	30 E	WM	19	SE SW	800	--	26.4	COPPINGER
<b>TOTAL:</b>							<b>240.7</b>	

**NOTE:** The applicant has stated that the supplemental water use Permit S-54773 existing on these "FROM" lands will not be used or transferred during the 2015 irrigation season.

5. Transfer Application T-12001 proposes to temporarily change the place of use of the above described right to:

**Proposed Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q - Q	Tax Lot	Acres	Water User
3 N	29 E	WM	13	NE NE	3700	30.0	COPPINGER
3 N	29 E	WM	13	NW NE	3700	30.0	COPPINGER
3 N	29 E	WM	13	SW NE	3700	29.9	COPPINGER
3 N	29 E	WM	13	SE NE	3700	30.0	COPPINGER
3 N	29 E	WM	13	NE SE	3700	30.2	COPPINGER
3 N	29 E	WM	13	NW SE	3700	30.2	COPPINGER
3 N	29 E	WM	13	SW SE	3700	30.2	COPPINGER
3 N	29 E	WM	13	SE SE	3700	30.2	COPPINGER
<b>TOTAL:</b>						<b>240.7</b>	

6. Transfer Application T-12001 also proposes to add points of appropriation to facilitate the change in place of use. The additional points of appropriation are located as follows:

**Proposed Additional Points of Appropriation:**

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
3 N	29 E	WM	24	SW NE	COPPINGER <i>NEW</i> WELL #1 - 20 FEET NORTH AND 1490 FEET WEST FROM THE E¼ CORNER OF SECTION 24
3 N	29 E	WM	23	NE NE	COPPINGER WELL #3 - 3960 FEET NORTH AND 1320 FEET WEST FROM THE SE CORNER OF SECTION 23
3 N	30 E	WM	30	NE SW	DITCHEN WELL #1 - 30 FEET SOUTH AND 640 FEET WEST FROM THE CENTER OF SECTION 30
3 N	30 E	WM	20	SW SW	DITCHEN WELL #2 - 100 FEET NORTH AND 80 FEET EAST FROM THE SW CORNER OF SECTION 20

**Temporary Transfer Review Criteria**

7. Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
8. A well, pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right is present.
9. The proposed changes would not result in enlargement of the right.
10. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

**Conclusions of Law**

The temporary changes in place of use and additional points of appropriation to serve the temporary place of use as proposed in Temporary Transfer Application T-12001 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

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

1. The temporary changes in place of use and additional points of appropriation to serve the place of use as proposed in Transfer Application T-12001 are approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2015 irrigation season.
3. The quantity of water diverted at the additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
4. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

5. The use shall revert to the authorized place of use at the end of the 2015 irrigation season. The authorization to use the temporary point of appropriation shall be terminated concurrently.
6. The District shall not use water under portions of Permit S-54773 on the "FROM" lands place of use described in (Finding of Fact #4) during the 2015 irrigation season.
7. The approval and use of water under this temporary transfer may be conditioned or revoked at any time to the extent necessary to avoid injury if the Department finds the transfer causes injury to any existing water right.
8. A subsequent application for permanent transfer of Certificate 80849 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 385. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
9. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 80849.
10. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
11. The use of water on the lands from which the water right is transferred and at the new temporary place of use during the same irrigation season or calendar year is prohibited and may subject the district and landowner to civil penalties.
12. The water user shall maintain and operate the existing measurement devices and shall make such improvements as may be required by the Department.
13. The use of the remaining water right described by Certificate 80849 shall continue to be in accordance with the terms and conditions of Certificate 80849.

Dated at Salem, Oregon this 30 day of March, 2015.

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

Mailing Date: APR 01 2015