

6. The portion of the first right to be transferred is as follows:

Certificate: 80849 issued in the name of KENNETH H. COPPINGER (perfected under Permit G-6626)

Use: IRRIGATION of 352.2 ACRES

Priority Dates: DECEMBER 29, 1975

Rate: 3.72 CUBIC FEET 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 ONE-EIGHTIETH of one cubic foot per second per acre, or the equivalent for 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 WELLS #1 AND #2, BOTH WITHIN THE STAGE GULCH BASIN

Authorized Points of Diversion:

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 EAST ¼ CORNER OF SECTION 24
3 N	29 E	WM	24	SE NE	COPPINGER WELL #2: 960 FEET NORTH AND 30 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 24

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Gov Lot	Acres
3 N	29 E	WM	24	NE NE	8600	11.7
3 N	29 E	WM	24	NW NE	8600	9.7
3 N	29 E	WM	24	SW NE	8600	10.2
3 N	29 E	WM	24	SE NE	8600	11.7
3 N	29 E	WM	24	NE SE	8700	37.1
3 N	29 E	WM	24	NW SE	8700	40.0
3 N	29 E	WM	24	SW SE	8700	40.0
3 N	30 E	WM	24	SE SE	8700	40.0
3 N	30 E	WM	19	NE NW	600	26.2
3 N	30 E	WM	19	NW NW	600	11.2
3 N	30 E	WM	19	SW NW	600	10.4
3 N	30 E	WM	19	SE NW	600	26.9
3 N	30 E	WM	19	NE SW	800	29.8
3 N	30 E	WM	19	NW SW	800	10.3
3 N	30 E	WM	19	SW SW	800	9.2
3 N	30 E	WM	19	SE SW	800	27.8
Total:						352.2

7. Transfer Application T-13136 also proposed to change the points of appropriation under Certificate 80849, as described below, to serve the proposed place of use.

Proposed Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	WELL ID	Measured Distances
4 N	30 E	WM	35	SW SE	UMAT 3010	LORENZEN WELL: 1860 FEET SOUTH AND 2920 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 35

Twp	Rng	Mer	Sec	Q-Q	WELL ID	Measured Distances
3 N	30 E	WM	30	NE SW	UMAT 1369	DITCHEN WELL #1: 30 FEET SOUTH AND 640 FEET WEST FROM THE CENTER ¼ CORNER OF SECTION 30
3 N	30 E	WM	30	SW SW	UMAT 1361	DITCHEN WELL #2: 100 FEET NORTH AND 80 FEET EAST FROM THE SW ¼ CORNER OF SECTION 20

8. Transfer Application T-13136 proposes to change the place of use to

Proposed Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed Well
3 N	30 E	WM	2	NE NE	301	38.5	Lorenzen Well
3 N	30 E	WM	2	NW NE	301	34.2	Lorenzen Well
3 N	30 E	WM	2	SW NE	301	12.3	Lorenzen Well
3 N	30 E	WM	2	SE NE	301	13.5	Lorenzen Well
3 N	30 E	WM	2	NE SW	400	5.2	Lorenzen Well
3 N	30 E	WM	2	NW SW	400	12.3	Lorenzen Well
3 N	30 E	WM	2	SE SW	400	7.0	Lorenzen Well
3 N	30 E	WM	2	NE SE	301	14.2	Lorenzen Well
3 N	30 E	WM	2	NW SE	301	33.4	Lorenzen Well
3 N	30 E	WM	2	SW SE	301	38.3	Lorenzen Well
3 N	30 E	WM	2	SE SE	301	16.4	Lorenzen Well
3 N	30 E	WM	3	NE SE	301	0.3	Lorenzen Well
3 N	30 E	WM	20	NE SW	1000	31.2	Ditchen Wells #1 & #2
3 N	30 E	WM	20	NW SW	1000	31.3	Ditchen Wells #1 & #2
3 N	30 E	WM	20	SW SW	1000	31.2	Ditchen Wells #1 & #2
3 N	30 E	WM	20	SE SW	1000	31.2	Ditchen Wells #1 & #2
4 N	30 E	WM	35	SW SE	3704	0.7	Lorenzen Well
4 N	30 E	WM	35	SE SE	3704	1.0	Lorenzen Well
Total:						352.2	

9. The portion of the second right to be transferred is as follows:

Certificate: 80850 issued in the name of H-4 FARMS, INC., RICK HALE, PRESIDENT
(perfected under Permit G-5215)

Use: PRIMARY IRRIGATION of 124.6 ACRES

Priority Dates: FEBRUARY 16, 1973

Rate: 0.94 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 ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for 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.

This is an 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 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Source: TWO WELLS, BOTH WITHIN THE UMATILLA RIVER BASIN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	11	SE SE	WELL #5: 60 FEET NORTH AND 590 FEET WEST FROM THE SE CORNER OF SECTION 11
3 N	29 E	WM	14	SW NW	WELL #8 : 1350 FEET SOUTH AND 50 FEET WEST FROM THE NE CORNER OF THE NW NW OF SECTION 14

Authorized Place of Use:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	11	NE SW	304	3.6
3 N	29 E	WM	11	NE SE	304	1.8
3 N	29 E	WM	11	NW SE	304	7.8
3 N	29 E	WM	11	SE SE	304	3.3
3 N	29 E	WM	12	NW SW	3603	0.1
3 N	29 E	WM	12	SW SW	3603	29.2
3 N	29 E	WM	12	SE SW	3603	24.4
3 N	29 E	WM	14	NW NE	3900	10.3
3 N	29 E	WM	14	SW NE	3900	7.6
3 N	29 E	WM	14	SE NE	3900	5.3
3 N	29 E	WM	14	NE NW	4100	10.3
3 N	29 E	WM	14	NW NW	4100	4.3
3 N	29 E	WM	14	SE NW	4100	7.2
3 N	29 E	WM	14	SW SW	4100	9.1
3 N	29 E	WM	14	SE SW	4100	0.3
Total:						124.6

10. Transfer Application T-13136 also proposed to change the points of appropriation under Certificate 80850, as described below, to serve the entire proposed place of use.

Proposed Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	WELL ID	Measured Distances
4 N	30 E	WM	35	SW SE	UMAT 3010	LORENZEN WELL: 1860 FEET SOUTH AND 2920 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 35

11. Transfer Application T-13136 proposes to change the place of use to

Proposed Place of Use:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	30 E	WM	1	NE SW	200	29.2
3 N	30 E	WM	1	NW SW	200	33.1
3 N	30 E	WM	1	SW SW	200	31.1
3 N	30 E	WM	1	SES W	200	29.8
3 N	30 E	WM	2	NW SW	400	0.8
3 N	30 E	WM	2	NE SE	300	0.4
3 N	30 E	WM	2	SE SE	300	0.2
Total						124.6

12. The portion of the third right to be transferred is as follows:

Certificate: 85124 issued in the name of ROBERT C. HALE, RICK L. HALE, and DOUGLAS L. HALE (perfected under Permit G-4969)

Use: PRIMARY IRRIGATION of 115.4 ACRES and SUPPLEMENTAL IRRIGATION of 111.55 ACRES

Priority Dates: JUNE 8, 1971

Rate: 2.11 CUBIC FEET PER SECOND (CFS), being 0.18 CFS from Wells #1, 2, 4, 6 & 7, and 1.93 CFS from Well #3

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WELLS 1, 2, 3, 4, 6 & 7, ALL WITHIN THE STAGE GULCH BASIN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Subarea of Stage Gulch Critical GWA
3 N	30 E	WM	7	NW NW	WELL 1: 4340 FEET NORTH AND 1830 FEET WEST FROM THE SOUTH ¼ CORNER OF SECTION 7	D
3 N	30 E	WM	6	NW SW	WELL 2: 2010 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 6	D
3 N	30 E	WM	7	SW SW	WELL 3: 1420 FEET SOUTH AND 40 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 7	H
3 N	29 E	WM	2	SE NE	WELL 4: 180 FEET NORTH AND 260 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 2	D
3 N	29 E	WM	11	SW NE	WELL 6: 132 FEET NORTH AND 2190 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 11	D
3 N	29 E	WM	12	NW NW	WELL 7: 1010 FEET SOUTH AND 40 FEET EAST FROM THE NW CORNER OF SECTION 12	D

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	1	NESE	100	8.6
3 N	29 E	WM	1	SESE	100	1.0
3 N	29 E	WM	12	NENE	100	1.4
3 N	29 E	WM	12	NESE	100	5.3
3 N	29 E	WM	12	NWSE	100	2.5
3 N	29 E	WM	12	SWSE	100	4.8
3 N	30 E	WM	6	NENW	300	32.8
3 N	30 E	WM	6	SESW	300	36.3
3 N	30 E	WM	6	NWSW	300	15.9
3 N	30 E	WM	7	NESW	1500	6.8
Total:						115.4

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	30 E	WM	1	NESE	100	0.50
3 N	30 E	WM	1	SESE	100	0.20
3 N	30 E	WM	6	NWSW	300	3.63
3 N	30 E	WM	6	SWSW	300	10.22
3 N	30 E	WM	7	NENW	1500	9.30
3 N	30 E	WM	7	SWNW	1500	23.80
3 N	30 E	WM	7	SENE	1500	23.60
3 N	30 E	WM	7	NESW	1500	33.20
3 N	30 E	WM	7	NWSW	1600	7.10
Total:						111.55

13. Transfer Application T-13136 also proposed to change the points of appropriation under Certificate 85124, as described below, to serve portions of the proposed place of use.

Proposed Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	WELL ID	Measured Distances	Subarea of Stage Gulch Critical GWA
4 N	30 E	WM	35	SW SE	UMAT 3010	LORENZEN WELL: 1860 FEET SOUTH AND 2920 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 35	H
3 N	29 E	WM	11	SE SE	UMAT 1282	HALE WELL #5: 60 FEET NORTH AND 590 FEET WEST FROM THE SE CORNER OF SECTION 11	D
3 N	29 E	WM	14	SW NW	UMAT 1300	HALE WELL #8: 1350 FEET SOUTH AND 50 FEET WEST FROM THE NE CORNER OF THE NW NW OF SECTION 14	D
3 N	30 E	WM	9	NW SW	UMAT 1351	REESE WELL: 2068 FEET NORTH AND 911 FEET EAST FROM THE SW CORNER OF SECTION 9	H

14. Transfer Application T-13136 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed or Authorized Well
3 N	29 E	WM	1	SW SE	100	1.3	Hale Wells #1, #2, #3, #4, #7
3 N	29 E	WM	11	SE SW	304	3.5	Hale Wells #5 & #8
3 N	29 E	WM	12	NW NE	100	0.8	Hale Wells #1, #2, #3, #4, #7
3 N	29 E	WM	12	SW NE	100	0.7	Hale Wells #1, #2, #3, #4, #7
3 N	30 E	WM	2	NE SW	400	15.6	Lorenzen Well
3 N	30 E	WM	2	NW SW	400	14.7	Lorenzen Well
3 N	30 E	WM	2	SW SW	400	36.5	Lorenzen Well
3 N	30 E	WM	2	SE SW	400	14.5	Lorenzen Well
3 N	30 E	WM	3	NE SE	400	7.5	Lorenzen Well
3 N	30 E	WM	3	SE SE	400	7.7	Lorenzen Well
3 N	30 E	WM	7	SW NE	1300	12.6	Hale Wells #1, #2, #3, #4, #7
Total:						115.4	

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed or Authorized Well
3 N	30 E	WM	5	SW SE	500	0.20	Reese Well & Hale Well #3
3 N	30 E	WM	5	SE SE	500	0.20	Reese Well & Hale Well #3
3 N	30 E	WM	8	NE NE	1200	3.20	Reese Well & Hale Well #3
3 N	30 E	WM	8	NW NE	1200	19.00	Reese Well & Hale Well #3
3 N	30 E	WM	8	NE SE	1200	2.65	Reese Well & Hale Well #3
3 N	30 E	WM	8	NW SE	1200	26.90	Reese Well & Hale Well #3
3 N	30 E	WM	8	SW SE	1200	27.80	Reese Well & Hale Well #3
3 N	30 E	WM	8	SE SE	1200	31.10	Reese Well & Hale Well #3
3 N	30 E	WM	9	NW SW	800	0.20	Reese Well & Hale Well #3
3 N	30 E	WM	9	SW SW	800	0.30	Reese Well & Hale Well #3
Total:						111.55	

15. Certificate 85124 authorizes points of appropriation from two different subareas (D and H) of the Stage Gulch Critical Ground Water Area. Water use from an authorized point of appropriation within a specific subarea may not be transferred to a different subarea. Therefore, the combined water use from the Lorenzo Well, Reese Well, and Well #3 (all located within Subarea H) under Certificate 85124 as proposed in this transfer, may not exceed 1.93 CFS, and is further limited as ordered for the 2019 Annual Allocation of Groundwater in the Stage Gulch Critical Groundwater Area, Subarea H, under Certificate 85124 (Special Order Volume 110, Pages 463-472).

16. The portion of the fourth right to be transferred is as follows:

Certificate: 87111 issued in the name of HALE FARMS, LLC (perfected under Permit S-37121)

Use: PRIMARY IRRIGATION of 401.8 ACRES, being 62.0 ACRES at 3.0 ACRE-FEET (AF) per ACRE, and 339.8 at 1.0 AF per ACRE,

Priority Dates: October 3, 1973, plus one minute for 62.0 acres; and December 11, 1973, plus one minute for 339.8 acres

Rate: 0.67 CUBIC FOOT PER SECOND for 62.0 acres, and 1.89 CUBIC FEET PER SECOND for 339.8 acres

Limit/Duty: **AT 3.0 AC-FT PER ACRE ON 62.0 ACRES:** 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-SIXTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

AT 1.0 AC-FT PER ACRE ON 339.8 ACRES: Limited to a diversion of not to exceed 1.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. To conserve use of water in the critical ground water area, the 339.8 AC-FT of water may be used by the water user for primary irrigation on the 339.8 acres covered by additional rights.

Source: The COLUMBIA RIVER, tributary of the PACIFIC OCEAN

Authorized Point of Diversion

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	30 E	WM	8	SW NW	2910 FEET NORTH AND 120 FEET EAST FROM THE SW ¼ CORNER OF SECTION 8

Authorized Place of Use:

IRRIGATION AT 3.0 Acre-Feet per acre						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	14	NE SE	4000	31.0
3 N	29 E	WM	14	SE SE	4000	31.0
Total:						62.0

IRRIGATION AT 1.0 Acre-Foot per acre							
Twp	Rng	Mer	Sec	G-Lot	Q-Q	Tax Lot	Acres
3 N	29 E	WM	1		SWSE	100	9.8
3 N	29 E	WM	1		SESE	100	9.4
3 N	29 E	WM	12		NENE	100	37.8
3 N	29 E	WM	12		NWNE	100	38.2
3 N	29 E	WM	12		SWNE	100	24.7
3 N	29 E	WM	12		SENE	100	20.7
3 N	29 E	WM	12		NENW	100	0.1
3 N	29 E	WM	12		NESE	100	27.6
3 N	29 E	WM	12		NWSE	100	37.3
3 N	29 E	WM	12		SWSE	100	8.0
3 N	29 E	WM	12		SESE	100	4.8
3 N	30 E	WM	6	5	SWNW	300	3.6
3 N	30 E	WM	6		SESW	300	3.5
3 N	30 E	WM	6		NESW	300	34.9
3 N	30 E	WM	6	6	NWSW	300	36.9
3 N	30 E	WM	6	6	SWSW	300 &	23.3
3 N	30 E	WM	6	6	SESW	300 &	19.2
Total:							339.8

17. Transfer Application T-13136 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION AT 3.0 Acre-Feet per acre						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	13	NE SW	4000	31.1
3 N	29 E	WM	13	SE SW	4000	29.1
3 N	29 E	WM	13	SW SE	3700	1.8
Total:						62.0

IRRIGATION AT 1.0 Acre-Foot per acre						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	11	SE SW	304	11.5
3 N	29 E	WM	11	NE SE	304	4.2
3 N	29 E	WM	11	NW SE	304	8.2
3 N	29 E	WM	11	SW SE	304	39.2
3 N	29 E	WM	11	SE SE	304	35.3
3 N	29 E	WM	12	SW SW	3603	0.6

IRRIGATION AT 1.0 Acre-Foot per acre						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	14	NE NE	3900	29.9
3 N	29 E	WM	14	NW NE	3900	29.7
3 N	29 E	WM	14	SW NE	3900	32.4
3 N	29 E	WM	14	SE NE	3900	26.0
3 N	29 E	WM	14	NE NW	4100	29.6
3 N	29 E	WM	14	NW NW	4100	29.3
3 N	29 E	WM	14	SW NW	4100	31.5
3 N	29 E	WM	14	SE NW	4100	31.8
3 N	29 E	WM	14	NE SW	4100	0.1
3 N	29 E	WM	14	NW SW	4100	0.1
3 N	29 E	WM	14	NE SE	4000	0.2
3 N	29 E	WM	14	NW SE	4000	0.2
Total:						339.8

18. The portion of the fifth right to be transferred is as follows:

Certificate: 87666 issued in the name of HALE FARMS, LLC (perfected under Permit G-5335)

Use: IRRIGATION of 69.8 ACRES

Priority Dates: JULY 19, 1974

Rate: 0.33 CUBIC FOOT PER SECOND, if available at the original point of appropriation

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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 irrigation season used herein shall include any time of each year that water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season, provided the amount of water used at the authorized place of use, together with the amount of water approved for use under Certificate 86680 shall not exceed 1.86 cubic feet per second and 1,014.56 acre feet per year, which reflect the capacity of the well system at the time of perfection attributable to the rights modified by T-10692.

Source: FOUR WELLS, ALL WITHIN THE UMATILLA RIVER BASIN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	14	SW NW	HALE WELL #8: 1350 FEET SOUTH AND 50 FEET WEST FROM THE NE CORNER OF THE NW NW OF SECTION 14
3 N	29 E	WM	23	SE NE	COPPINGER WELL #3: 3960 FEET NORTH AND 1320 FEET WEST FROM THE SE CORNER OF SECTION 23
3 N	29 E	WM	24	SW NE	COPPINGER WELL #1: 20 FEET NORTH AND 1570 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 24

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	7	SW SW	HALE WELL #3: 1420 FEET SOUTH AND 40 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 7

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	23	NE SE	8400	1.6
3 N	29 E	WM	23	NW SE	8400	22.7
3 N	29 E	WM	23	SW SE	8400	24.4
3 N	29 E	WM	23	SE SE	8400	21.1
Total:						69.8

19. Transfer Application T-13136 also proposed to change the points of appropriation under Certificate 87666, as described below, to serve portions of the proposed place of use.

Proposed Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	WELL ID	Measured Distances
4 N	30 E	WM	35	SW SE	UMAT 3010	LORENZEN WELL: 1860 FEET SOUTH AND 2920 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 35
3 N	30 E	WM	9	NW SW	UMAT 1351	REESE WELL: 2068 FEET NORTH AND 911 FEET EAST FROM THE SW CORNER OF SECTION 9

20. Transfer Application T-13136 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Proposed or Authorized Well
3 N	30 E	WM	2	SW NE	301	12.4	Lorenzen Well
3 N	30 E	WM	2	SE NW	400	30.9	Lorenzen Well
3 N	30 E	WM	2	NE SW	400	9.5	Lorenzen Well
3 N	30 E	WM	2	NW SW	400	0.8	Lorenzen Well
3 N	30 E	WM	2	NW SE	301	2.5	Lorenzen Well
3 N	30 E	WM	8	NE NE	1200	0.1	Reese Well & Hale Well #3
3 N	30 E	WM	8	NW NE	1200	9.7	Reese Well & Hale Well #3
3 N	30 E	WM	8	SW NE	1200	3.9	Reese Well & Hale Well #3
Total						69.8	

21. The portion of the sixth right to be transferred is as follows:

Certificate: 87667 issued in the name of HALE FARMS, LLC (perfected under Permit G-5337)

Use: IRRIGATION of 108.95 ACRES

Rate: 1.13 CUBIC FOOT PER SECOND, if available at the original point of appropriation

Priority Dates: OCTOBER 21, 1974

This is an 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 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be 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 irrigation season used herein shall include any time of each year that water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season, provided the amount of water use at the authorized place of use together with the amount of water approved for use under Certificate 86679 shall not exceed 1.86 cubic feet per second and 1,014.56 acre feet per year, which reflect the capacity of the well system at the time of perfection attributable to the rights modified by T-10692.

Source: FOUR WELLS, ALL WITHIN THE UMATILLA RIVER BASIN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	14	SW NW	HALE WELL #8: 1350 FEET SOUTH AND 50 FEET WEST FROM THE NE CORNER OF THE NW NW OF SECTION 14
3 N	29 E	WM	23	SE NE	COPPINGER WELL #3: 3960 FEET NORTH AND 1320 FEET WEST FROM THE SE CORNER OF SECTION 23.
3 N	29 E	WM	24	SW NE	COPPINGER WELL #1: 20 FEET NORTH AND 1570 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 24
3 N	29 E	WM	7	SW SW	HALE WELL #3: 1420 FEET SOUTH AND 40 FEET EAST FROM THE W ¼ CORNER OF SECTION 7

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	23	SW NE	8300	0.05
3 N	29 E	WM	23	SE NE	8300	0.40
3 N	29 E	WM	23	NE SE	8400	30.80
3 N	29 E	WM	23	NW SE	8400	5.10
3 N	29 E	WM	23	SE SE	8400	6.30
3 N	30 E	WM	6	NE SE	400	29.40
3 N	30 E	WM	6	NW SE	400	2.50
3 N	30 E	WM	6	SW SE	400	3.40
3 N	30 E	WM	6	SE SE	400	31.00
Total:						108.95

22. Transfer Application T-13136 also proposed to change the points of appropriation under Certificate 87667, as described below, to serve the entire proposed place of use.

Proposed Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	WELL ID	Measured Distances
4 N	30 E	WM	35	SW SE	UMAT 3010	LORENZEN WELL: 1860 FEET SOUTH AND 2920 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 35

23. Transfer Application T-13136 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	30 E	WM	1	NE NW		23.90
3 N	30 E	WM	1	NW NW		26.75
3 N	30 E	WM	1	SW NW		25.20
3 N	30 E	WM	1	SE NW		24.30
3 N	30 E	WM	2	NW SW		8.80
Total:						108.95

24. The portion of the eighth right to be transferred is as follows:

Certificate: 92001 issued in the name of RICK L. HALE, DOUGLAS L. HALE , and ROBERT C. HALE (perfected under Permit G-2415)

Use: IRRIGATION 111.55 of ACRES

Priority Date: April 8, 1963

Rate: 0.69 CUBIC FOOT PER SECOND, if available at the original point of appropriation

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) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Source: WELLS 1, 2, 4, 6, & 7, ALL WITHIN THE STAGE GULCH BASIN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	30 E	WM	7	NW NW	WELL 1: 4340 FEET NORTH AND 1830 FEET WEST FROM THE SOUTH ¼ CORNER OF SECTION 7
3 N	30 E	WM	6	NW SW	WELL 2: 2010 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 6
3 N	29 E	WM	2	SE NE	WELL 4: 180 FEET NORTH AND 260 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 2
3 N	29 E	WM	11	SW NE	WELL 6: 132 FEET NORTH AND 2190 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 11
3 N	29 E	WM	12	NW NW	WELL 7: 1010 FEET SOUTH AND 40 FEET EAST FROM THE NW CORNER OF SECTION 12

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	30 E	WM	1	NE SE	100	0.50
3 N	30 E	WM	1	SE SE	100	0.20
3 N	30 E	WM	6	NW SW*	300	3.63
3 N	30 E	WM	6	SW SW	300	10.22
3 N	30 E	WM	7	NE NW	1500	9.30
3 N	30 E	WM	7	SW NW	1500	23.80
3 N	30 E	WM	7	SE NW	1500	23.60

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	30 E	WM	7	NE SW	1500	33.20
3 N	30 E	WM	7	NW SW	1600	7.10
Total:						111.55

*This NW SW quarter-quarter is incorrectly listed on Certificate 92001 as the NW NW.

25. Transfer Application T-13136 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	30 E	WM	5	SW SE	500	0.20
3 N	30 E	WM	5	SE SE	500	0.20
3 N	30 E	WM	8	NE NE	1200	3.20
3 N	30 E	WM	8	NW NE	1200	19.00
3 N	30 E	WM	8	NE SE	1200	2.65
3 N	30 E	WM	8	NW SE	1200	26.90
3 N	30 E	WM	8	SW SE	1200	27.80
3 N	30 E	WM	8	SE SE	1200	31.10
3 N	30 E	WM	9	NW SW	800	0.20
3 N	30 E	WM	9	SW SW	800	0.30
Total:						111.55

26. The portion of the ninth right to be transferred is as follows:

Certificate: 94107 issued in the name of FARMLAND RESERVE, INC., C/O AGRINORTHWEST (perfected under Permit G-7183)

Use: IRRIGATION of 13.9 ACRES

Priority Date: FEBRUARY 25, 1977

Rate: 0.17 CUBIC FOOT PER SECOND, if available at the original Well #2

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 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Source: SEIBEL WELL WITHIN THE UMATILLA RIVER BASIN

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	9	SE SW	SEIBEL WELL: 380 FEET NORTH AND 3120 FEET WEST FROM THE SE CORNER OF SECTION 9

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	15	SWSE	600	5.6
3 N	29 E	WM	15	SESE	600	8.3
Total:						13.9

27. Transfer Application T-13136 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
3 N	29 E	WM	13	SWSE	3700	13.2
	29 E	WM	13	SESE	3700	0.7
Total:						13.9

28. The authorized and proposed places of use as described in prior Findings of Facts in this final order are layered with Water Right Permit S-55114, which is for use of water from the Columbia River, tributary to the Pacific Ocean. The applicant has stated that this permit will not be exercised on any parcels associated with this transfer during the regular 2019 irrigation season.

29. Portions of water rights for primary irrigation at authorized places of use are layered with Permit S-54773 for supplemental irrigation. The application does not include the transfer of layered supplemental irrigation under this permit. On March 22, 2019, Mike Vickery, Manager of EID, submitted a statement pursuant to OAR 690-385-3110, stating supplemental water use under Permit S-54773 appurtenant to the authorized places of use for primary irrigation would not be exercised during the period of this temporary transfer.

30. Portions of the proposed place of use will become layered with Certificates 83134, inchoate lands under T-11473 having May 10, 1979 priority date, and Certificate 84095; however, none of these lands received an allocation of groundwater for the year 2019 (see Special Order Volume 110, Pages 445, 531, and 611).

31. Portions of the proposed place of use will become layered with primary irrigation under Permit S-54773. The applicant stated that primary irrigation under Permit S-54773 on these layered lands would only occur November 1 – February 29, which is outside of the regular season of use March 1 – October 31.

32. The district temporary transfer application satisfies the criteria of ORS 540.570 and OAR 690-385-3000, contains the information required under OAR 690-385-3200, and includes a map meeting the requirements of OAR 690-385-3300.

33. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

34. The water rights are subject to transfer as defined in OAR 690-385-0100(17).

35. Diversion structures, district canals, pumps, pump stations, ditches, pipeline, and sprinkler systems sufficient to use the full amount of water allowed under the existing rights are present.

36. The proposed changes in places of use and points of appropriation will not result in enlargement of the rights as defined in OAR 690-385-0100(6).

37. The proposed changes in places of use and points of appropriation would not result in injury to other water rights as defined in OAR 690-385-0100(4).
38. All other applicable requirements for district temporary water right transfers are met.

Conclusions of Law

The temporary changes in place of use and the changes in the points of diversions as needed to convey water to the portions of the temporary place of use proposed in application Temporary Transfer Application T-13136 are consistent with the requirements of ORS 540.570 and OAR 690-385-8000.

Now, therefore, it is ORDERED:

1. The temporary changes in place of use and additional point of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-13136 are approved, providing that water use from an proposed point of appropriation within a specific subarea of the Stage Gulch Critical Ground Water Area may not have originated from an authorized point of appropriation from a different subarea.
2. All water use from any proposed point of appropriation from wells located within the Stage Gulch Critical Groundwater Area is subject to any 2019 annual allocation as authorized in a final order of the Department for its originating authorized point of appropriation on the same water right.
3. The former places of use **shall not** be irrigated as part of these water rights during the 2019 irrigation season.
4. Supplemental water rights appurtenant to the authorized places of use involved in Transfer T-13136, as described in the original water rights, shall remain unexercised during the 2019 irrigation season.
5. The use shall revert to the authorized place of use and authorized points of appropriation after the 2019 irrigation season.
6. Any application for permanent transfer of Certificates 80849, 80850, 85124, 87111, 87666, 87667, 92001, and 94107 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Divisions 380 or 385. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture of Certificates 80849, 80850, 85124, 87111, 87666, 87667, 92001, and 94107 under ORS 540.610.
8. 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/or landowners to civil penalties.

9. The water user shall maintain and operate the existing measurement devices and shall make such improvements as may be required by the Department.
10. The 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.
11. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 80849, 80850, 85124, 87111, 87666, 87667, 92001, and 94107.
12. The use of the remaining water rights described by Certificates 80849, 80850, 85124, 87111, 87666, 87667, 92001, and 94107 not involved in this transfer shall continue to be in accordance with the terms and conditions of those Certificates.

JUN 14 2019

Signed at Salem, Oregon this _____.



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

JUN 17 2019

Mailing Date: _____