

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of Partial Cancellations                    )  
included in Transfer Applications T-10416            )     **FINAL ORDER**  
and T-10748, Umatilla County                        )

**Applicant**

EAST FORK IRRIGATION DISTRICT  
PO BOX 162  
ODELL, OR 97044

**Findings of Fact**

***Background***

1. On December 13, 2007, the Department issued an order approving Transfer Application T-10416, a permanent district transfer for a change in place of use. This order is recorded at Special Order Volume 73, Pages 798 – 802. This final order also included a partial cancellation of two abandoned water rights, originally evidenced by Certificates 1668 and 3846.
2. On August 18, 2009, the Department issued an order approving Transfer Application T-10748, another permanent district transfer for a change in place of use. This order is recorded at Special Order Volume 78, Pages 725 – 728 and also included a partial cancellation of the same original certificates cited in Finding of Fact #1 (Certificates 1668 and 3846).
3. Remaining right Certificate 85741 (originally Certificate 1668) did not include both authorized partial cancellations.
4. Remaining right Certificate 85742 (originally Certificate 3846) also did not include both authorized partial cancellations.
5. A review of the record leads the Department to conclude that new certificates are needed to correct the place of use and quantity of water authorized by the water rights.

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 137-004-0080, 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.

6. The corrected place of use associated with original Certificates 1668 and 3846 are as follows:

IRRIGATION - (original Certificate 3846)					
Twp	Rng	Mer	Sec	Q - Q	Acres
2 N	10 E	WM	25	SE NW	4.4
2 N	10 E	WM	25	NE SW	28.8

IRRIGATION - (original Certificate 1668)					
Twp	Rng	Mer	Sec	Q - Q	Acres
2 N	10 E	WM	25	W½ W½ NE SW	8.6

Now, therefore, it is ORDERED:

1. Certificates 83678, 83679, 85741 and 85742 are cancelled.
2. The final order entered at Special Order Volume 78, Pages 725 - 728 is corrected as described above.
3. Corrected remaining rights evidencing both partial cancellations shall be issued.
4. All other provisions of the orders remain unchanged.

Dated at Salem, Oregon this 25 day of November, 2015.

  
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 Dwight French, Water Right Services Division Administrator for  
 THOMAS M. BYLER, DIRECTOR

Mailing Date: NOV 30 2015