

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

Certificate: 62395 in the name of HAROLD KRAEMER (perfected under Permit S-47800)
Use: PRIMARY IRRIGATION of 32.1 ACRES
Priority Date: SEPTEMBER 20, 1983
Rate: 0.4 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, 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 2.5 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.
Source: BUTTE CREEK, a tributary of PUDDING RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	1 E	WM	8	SE SE	41	950 FEET NORTH AND 630 FEET WEST FROM THE SE CORNER OF SECTION 8

Authorized Place of Use:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	9	NW NE	42	0.5
6 S	1 E	WM	9	SW NE	42	12.1
6 S	1 E	WM	9	SE NW	42	4.3
6 S	1 E	WM	9	NE SW	42	4.1
6 S	1 E	WM	9	NW SE	42	11.1
Total						32.1

6. Temporary Transfer Application T-12981 proposes to temporarily change the place of use of the right to:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NE SW	43	0.7
6 S	1 E	WM	8	SE SW	43	2.7
6 S	1 E	WM	8	NW SE	43	0.8
6 S	1 E	WM	8	SW SE	43	26.0
6 S	1 E	WM	8	SE SE	43	1.9
Total						32.1

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

Certificate: 62397 in the name of HAROLD KRAEMER (perfected under Permit G-10143)
Use: SUPPLEMENTAL IRRIGATION of 32.1 ACRES
Priority Date: SEPTEMBER 20, 1983
Rate: 0.4 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, 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 2.5 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.

Source: TWO WELLS in the BUTTE CREEK BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	17	NW NW	1200 FEET SOUTH AND 80 FEET EAST FROM THE NW CORNER OF SECTION 17
6 S	1 E	WM	17	SE NW	1470 FEET SOUTH AND 1990 FEET EAST FROM THE NW CORNER OF SECTION 17

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	9	NW NE	42	0.5
6 S	1 E	WM	9	SW NE	42	12.1
6 S	1 E	WM	9	SE NW	42	4.3
6 S	1 E	WM	9	NE SW	42	4.1
6 S	1 E	WM	9	NW SE	42	11.1
Total						32.1

8. Temporary Transfer Application T-12981 proposes to temporarily change the place of use of the right to:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NE SW	43	0.7
6 S	1 E	WM	8	SE SW	43	2.7
6 S	1 E	WM	8	NW SE	43	0.8
6 S	1 E	WM	8	SW SE	43	26.0
6 S	1 E	WM	8	SE SE	43	0.8
6 S	1 E	WM	17	NW NE	43	1.1
Total						32.1

Temporary Transfer Review Criteria

9. 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.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
11. The proposed changes would not result in enlargement of the rights.

12. 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 proposed in Temporary Transfer Application T-12981 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 proposed in Temporary Transfer Application T-12981 are approved.
2. The former places of use **shall not** be irrigated as part of these water rights during the 2018 irrigation season.
3. The use shall revert to the authorized places of use at the end of the 2018 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. A subsequent application for permanent transfer of Certificates 62395 and 62397 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
6. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 62395 and 62397.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

9. The use of the remaining water rights described by Certificates 62395 and 62397 shall continue to be in accordance with the terms and conditions of Certificates 62395 and 62397.

Dated at Salem, Oregon this SEP 19 2018.



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

Mailing Date: SEP 20 2018