

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

In the Matter of Transfer Application            )    FINAL ORDER APPROVING  
T-14241, Marion County                         )    A DISTRICT PERMANENT TRANSFER FOR  
  )    PLACE OF USE

**Authority**

Oregon Revised Statutes (ORS) 540.570 through 540.580 establish the process in which a district may submit a request to transfer a water right within district boundaries. Oregon Administrative Rule (OAR) Chapter 690, Division 385 implements the statutes and provides the Department's procedures and criteria for evaluating district transfer applications.

**Applicant**

SANTIAM WATER CONTROL DISTRICT  
284 E WATER ST #1763  
STAYTON, OR 97383

**Findings of Fact**

1. On May 8, 2023, SANTIAM WATER CONTROL DISTRICT (SWCD) filed a district transfer application to permanently change the places of use under Certificate 95820, 68665, 96625, 52253 and 98664. The Department assigned the application number T-14241.
2. Notice of the District Permanent Transfer Application was published on May 16, 2023, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
3. On September 25, 2023, SWCD submitted place of use table corrections and an amended map.

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

**Certificate:** 95820 in the name of SANTIAM WATER CONTROL DISTRICT (perfected under Permit E-82)

**Use:** IRRIGATION of 246.75 acres

**Priority Dates:** MAY 14, 1909

**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

This final order in a contested case and is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075(2) and OAR 137-003-0675, 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.

Within 20 days after this final order is issued (i.e., mailing date), the district or any protestant may file with the commission exceptions to the final order. The commission shall issue an order granting or denying the exceptions within 30 days after receiving the exceptions. ORS 540.580(10).

ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.5 acre-feet for each acre irrigated during the irrigation season of each year.

**Source:** The NORTH SANTIAM RIVER, A TRIBUTARY OF THE SANTIAM RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
9 S	1 W	WM	11	SW SE	2	1800 FEET SOUTH AND 2830 FEET EAST FROM THE W¼ CORNER OF SECTION 11

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
8 S	1 W	WM	30	SW SW	0.60	2400	KLEIN	23-27
8 S	1 W	WM	30	SE SW	0.30	2400	KLEIN	23-26
8 S	1 W	WM	31	NE NW	1.60	2400	KLEIN	23-25
8 S	1 W	WM	31	NE NW	6.50	600	KLEIN	23-25
8 S	1 W	WM	31	NW NW	0.60	2400	KLEIN	23-28
8 S	2 W	WM	36	SW NE	0.30	1300	LYLES & LYLES & MCMAHON	23-11
9 S	2 W	WM	5	NE NE	3.60	600	BUDEAU	23-10
9 S	2 W	WM	5	SE NE	19.20	600	BUDEAU	23-9
9 S	2 W	WM	5	NE SE	1.15	600	BUDEAU	23-8
9 S	2 W	WM	13	NW SW	0.30	1900	PORTER	23-12
9 S	2 W	WM	15	SW SW	14.00	1200	SMITH & SMITH & KUCZMARSKI TRUST	23-21
9 S	2 W	WM	16	SE SW	3.10	1000	SMITH & SMITH & KUCZMARSKI TRUST	23-23
9 S	2 W	WM	16	SW SE	14.80	1100	SMITH & SMITH & KUCZMARSKI TRUST	23-21
9 S	2 W	WM	16	SW SE	3.50	1000	SMITH & SMITH & KUCZMARSKI TRUST	23-22
9 S	2 W	WM	16	SE SE	17.70	1100	SMITH & SMITH & KUCZMARSKI TRUST	23-21
9 S	2 W	WM	16	SE SE	14.80	1200	SMITH & SMITH & KUCZMARSKI TRUST	23-21
9 S	2 W	WM	21	NE NE	13.00	100	SMITH & SMITH & KUCZMARSKI TRUST	23-19
9 S	2 W	WM	21	NE NE	10.10	1100	SMITH & SMITH & KUCZMARSKI TRUST	23-19
9 S	2 W	WM	21	NE NE	7.60	1200	SMITH & SMITH & KUCZMARSKI TRUST	23-19
9 S	2 W	WM	21	NW NE	17.20	100	SMITH & SMITH & KUCZMARSKI TRUST	23-18
9 S	2 W	WM	21	NW NE	5.80	1000	SMITH & SMITH & KUCZMARSKI TRUST	23-18
9 S	2 W	WM	21	NW NE	11.70	1100	SMITH & SMITH & KUCZMARSKI TRUST	23-18
9 S	2 W	WM	21	SW NE	8.80	900	SMITH & SMITH & KUCZMARSKI TRUST	23-15
9 S	2 W	WM	21	SW NE	28.90	100	SMITH & SMITH & KUCZMARSKI TRUST	23-15
9 S	2 W	WM	21	SE NE	4.50	900	SMITH & SMITH & KUCZMARSKI TRUST	23-13
9 S	2 W	WM	21	SE NE	14.80	100	SMITH & SMITH & KUCZMARSKI TRUST	23-13
9 S	2 W	WM	21	NE NW	4.70	100	SMITH & SMITH & KUCZMARSKI TRUST	23-17
9 S	2 W	WM	21	NE NW	5.40	1000	SMITH & SMITH & KUCZMARSKI TRUST	23-17
9 S	2 W	WM	21	SE NW	3.30	100	SMITH & SMITH & KUCZMARSKI TRUST	23-14
9 S	2 W	WM	21	SE NW	0.40	900	SMITH & SMITH & KUCZMARSKI TRUST	23-14
9 S	2 W	WM	22	NW NW	6.30	1200	SMITH & SMITH & KUCZMARSKI TRUST	23-16
9 S	2 W	WM	24	SE NE	1.50	2100	DYNER & BLAIR	23-31
9 S	2 W	WM	34	NW NE	0.70	1800	HILL	23-24
<b>TOTAL</b>					<b>246.75</b>			

5. Transfer Application T-14241 proposes to change the place of use to:

**Proposed Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
8 S	2 W	WM	19	NW NE	1.80	500	MCKAY	23-107
8 S	2 W	WM	19	SW NE	6.20	500	MCKAY	23-107
8 S	2 W	WM	19	NE NW	13.70	100	ANNOTTI	23-122
8 S	2 W	WM	19	NE NW	2.00	500	MCKAY	23-107
8 S	2 W	WM	19	NW NW	2.50	100	ANNOTTI	23-122
8 S	2 W	WM	19	SW NW	0.80	100	ANNOTTI	23-122
8 S	2 W	WM	19	SE NW	4.00	100	ANNOTTI	23-122
8 S	2 W	WM	19	SE NW	6.80	500	MCKAY	23-107
8 S	2 W	WM	19	NE SW	5.20	500	MCKAY	23-107
8 S	2 W	WM	28	SW SW	6.80	1100	OREGON CHRISTIAN CONVENTION	23-108
8 S	2 W	WM	29	SE SE	1.50	1100	OREGON CHRISTIAN CONVENTION	23-108
8 S	2 W	WM	32	NE SW	1.50	200	LARO	23-118
8 S	2 W	WM	35	SE SE	3.52	1300	LOUGHMILLER INC	23-105
9 S	2 W	WM	1	NW NE	2.10	300	TARA LYNN I & KAMAU HASHIM	23-111
9 S	2 W	WM	1	NE NW	3.40	300	TARA LYNN I & KAMAU HASHIM	23-111
9 S	2 W	WM	2	NE NE	1.01	1300	LOUGHMILLER INC	23-105
9 S	2 W	WM	2	NW NE	5.99	1300	LOUGHMILLER INC	23-105
9 S	2 W	WM	2	SW NE	12.15	1300	LOUGHMILLER INC	23-105
9 S	2 W	WM	2	SE NE	1.30	1300	LOUGHMILLER INC	23-105
9 S	2 W	WM	2	NE SE	13.28	1300	LOUGHMILLER INC	23-105
9 S	2 W	WM	3	SW SW	7.25	1800	BROWN	23-120
9 S	2 W	WM	4	NE SE	3.61	500	TURNER	23-114
9 S	2 W	WM	5	SE SW	2.50	100	PLANTENGA	23-106
9 S	2 W	WM	5	SE SW	28.30	2700	STEGALL	23-124
9 S	2 W	WM	5	SW SE	13.40	100	PLANTENGA	23-106
9 S	2 W	WM	5	SW SE	3.26	2700	STEGALL	23-124
9 S	2 W	WM	7	NE NE	1.50	100	PLANTENGA	23-106
9 S	2 W	WM	7	SE NE	2.90	100	PLANTENGA	23-106
9 S	2 W	WM	8	NE NW	20.60	100	PLANTENGA	23-106
9 S	2 W	WM	8	NW NW	22.30	100	PLANTENGA	23-106
9 S	2 W	WM	8	SW NW	5.70	100	PLANTENGA	23-106
9 S	2 W	WM	16	SW NE	1.36	600	FITPATRICK & FLAGER	23-117
9 S	2 W	WM	16	SE NE	1.34	600	FITPATRICK & FLAGER	23-117
9 S	2 W	WM	16	SE NW	3.00	600	FITPATRICK & FLAGER	23-117
9 S	2 W	WM	16	NE SW	7.90	600	FITPATRICK & FLAGER	23-117
9 S	2 W	WM	16	NW SW	13.50	500	JENSEN SISTERS HOLDINGS LLC	23-116
9 S	2 W	WM	16	SW SW	6.50	500	JENSEN SISTERS HOLDINGS LLC	23-116
9 S	2 W	WM	16	NW SE	2.60	600	FITPATRICK & FLAGER	23-117
9 S	2 W	WM	22	SW SE	0.28	100	RAINBOW ORCHARDS VIII LLC	23-119
9 S	2 W	WM	27	NW NE	2.90	100	RAINBOW ORCHARDS VIII ILLC	23-119
9 S	2 W	WM	27	NW NE	0.50	200	RAINBOW ORCHARDS VIII LLC	23-119
<b>TOTAL</b>					<b>246.75</b>			

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

**Certificate:** 68665 in the name of SANTIAM WATER CONTROL DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Marion County )

**Use:** IRRIGATION of 114.61 acres

**Priority Dates:** MAY 14, 1909

**Note:** To compensate for losses between the point of diversion to the place of use, an additional amount exceeding ten percent is allowed.

**Source:** The NORTH SANTIAM RIVER, A TRIBUTARY OF THE SANTIAM RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
9 S	1 W	WM	11	SW SE	2	1800 FEET SOUTH AND 2830 FEET EAST FROM THE W¼ CORNER OF SECTION 11

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	Taxlot	Water User	Notice
8 S	2 W	WM	5	NE SW		0.58	ROW	SWCD	23-70
8 S	2 W	WM	5	SW SW		1.15	ROW	SWCD	23-72
8 S	2 W	WM	5	SE SW		1.42	ROW	SWCD	23-71
8 S	2 W	WM	7	SE NE		1.64	ROW	SWCD	23-75
8 S	2 W	WM	7	NE SE		5.32	ROW	SWCD	23-73
8 S	2 W	WM	7	NW SE		0.80	ROW	SWCD	23-74
8 S	2 W	WM	8	SW NW		0.15	ROW	SWCD	23-77
8 S	2 W	WM	8	NW SW		0.71	ROW	SWCD	23-76
8 S	2 W	WM	8	SW SW	45	32.24	103	DAS - OREGON CORRECTIONS ENT	23-37
8 S	2 W	WM	8	SE SW	45	10.47	103	DAS - OREGON CORRECTIONS ENT	23-38
8 S	2 W	WM	17	NW NW	45	21.90	103	DAS - OREGON CORRECTIONS ENT	23-36
8 S	2 W	WM	17	SW NW	45	0.13	103	DAS - OREGON CORRECTIONS ENT	23-43
8 S	2 W	WM	18	NE NE	45	14.69	103	DAS - OREGON CORRECTIONS ENT	23-35
8 S	2 W	WM	18	NW NE	45	0.77	103	DAS - OREGON CORRECTIONS ENT	23-49
8 S	2 W	WM	18	SW NE	45	2.55	103	DAS - OREGON CORRECTIONS ENT	23-32
8 S	2 W	WM	18	SE NE	45	17.19	103	DAS - OREGON CORRECTIONS ENT	23-33
8 S	2 W	WM	18	SE SW	59	1.55	400	HILLEBRAND	23-65
8 S	2 W	WM	29	NE NW		0.35	300	TUCKER	23-63
9 S	1 W	WM	18	SW NW		0.20	1900	RAYFORD & STEVENS & STEVENS	23-64
9 S	1 W	WM	18	NW SE	42	0.20	1400	HALSETH	23-66
9 S	2 W	WM	15	NW SW		0.60	1200	SMITH & SMITH & KUCZMARSKI	23-62
<b>TOTAL</b>						<b>114.61</b>			

7. Transfer Application T-14241 proposes to change the place of use to:

**Proposed Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
8 S	2 W	WM	29	NW NE	1.25	300	TUCKER	23-125
8 S	2 W	WM	29	NE NW	1.35	300	TUCKER	23-125

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
8 S	2 W	WM	33	NW SW	14.10	800	YIELDING	23-127
9 S	2 W	WM	7	NE NE	0.13	100	PLANTENGA & PLANTENGA & PLANTENGA	23-134
9 S	2 W	WM	9	SE SW	1.20	100	WIDGEON PRAIRIE LLC	23-126
9 S	2 W	WM	9	SW SE	21.50	100	WIDGEON PRAIRIE LLC	23-126
9 S	2 W	WM	9	SE SE	3.00	100	WIDGEON PRAIRIE LLC	23-126
9 S	2 W	WM	16	NE NE	10.50	100	WIDGEON PRAIRIE LLC	23-126
9 S	2 W	WM	16	NW NE	26.00	100	WIDGEON PRAIRIE LLC	23-126
9 S	2 W	WM	16	NW NW	2.11	300	GALVIN	23-129
9 S	2 W	WM	16	SW NW	6.59	300	GALVIN	23-129
9 S	2 W	WM	17	NE NE	3.65	300	GALVIN	23-129
9 S	2 W	WM	17	SW NE	1.51	300	GALVIN	23-129
9 S	2 W	WM	17	SE NE	6.52	300	GALVIN	23-129
9 S	2 W	WM	22	NE SW	4.20	1600	GETMAN FAMILY TRUST	23-130
9 S	2 W	WM	22	NW SE	3.00	1600	GETMAN FAMILY TRUST	23-130
9 S	2 W	WM	28	SW SW	0.70	100	OLSON	23-128
9 S	2 W	WM	28	SE SW	2.70	100	OLSON	23-128
9 S	2 W	WM	33	NE NW	1.30	100	OLSON	23-128
9 S	2 W	WM	33	NW NW	3.30	100	OLSON	23-128
<b>TOTAL</b>					<b>114.61</b>			

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

**Certificate:** 96625 in the name of FRANK H SPEARS, ET AL (confirmed by decree of the Circuit Court of the State of Oregon for Marion County)

**Use:** IRRIGATION of 14.8 acres

**Rate:** 0.09 CUBIC FOOT PER SECOND

**Priority Dates:** MAY 14, 1909

**Rate:** 0.19 CUBIC FOOT PER SECOND

**Note:** To compensate for losses between the point of diversion to the place of use, an additional amount exceeding ten percent is allowed.

**Source:** The NORTH SANTIAM RIVER, A TRIBUTARY OF THE SANTIAM RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
9 S	1 W	WM	11	SW SE	2	1800 FEET SOUTH AND 2830 FEET EAST FROM THE W¼ CORNER OF SECTION 11

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
7 S	3 W	WM	25	SW SE	0.50	1500	MWSH OFFICE LLC	23-4
7 S	3 W	WM	25	SW SE	8.20	1600	WACHOVIA HOLDINGS INC	23-4
7 S	3 W	WM	25	SE SE	0.70	1600	WACHOVIA HOLDINGS INC	23-6
7 S	3 W	WM	36	NE NE	1.00	500	BANK OF CASCADES	23-5
7 S	3 W	WM	36	NE NE	1.00	1600	WACHOVIA HOLDINGS INC	23-5
7 S	3 W	WM	36	NW NE	3.40	1600	WACHOVIA HOLDINGS INC	23-7
<b>TOTAL</b>					<b>14.80</b>			

9. Transfer Application T-14048 proposes to change the place of use to:

**Proposed Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
9 S	2 W	WM	5	SE SE	11.30	100	PLANTENGA & PLANTENGA & PLANTENGA	23-103
9 S	2 W	WM	8	NW NE	3.20	100	PLANTENGA & PLANTENGA & PLANTENGA	23-103
9 S	2 W	WM	16	NE NW	0.30	100	WIDGEON PRAIRE LLC	23-104
<b>TOTAL</b>					<b>14.80</b>			

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

**Certificate:** 52253 in the name of CYRIL AND MARJORIE FORRETTE FOR SANTIAM WATER CONTROL DISTRICT (perfected under Permit S-1401 )

**Use:** IRRIGATION of 0.12 acres

**Rate:** 0.001 CUBIC FOOT PER SECOND

**Priority Dates:** JUNE 24, 1911

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

**Source:** The NORTH SANTIAM RIVER, A TRIBUTARY OF THE SANTIAM RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
9 S	1 W	WM	11	SW SE	2	1800 FEET SOUTH AND 2830 FEET EAST FROM THE W¼ CORNER OF SECTION 11

**Authorized Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9 S	1 W	WM	9	SE SE	0.12	2601	CRANSTON	23-1

11. Transfer Application T-14241 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9 S	2 W	WM	22	SW SE	0.12	200	RAINBOW ORCHARDS VIII LLC	23-101

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

**Certificate:** 68664 in the name of PORTER IMPROVEMENT DISTRICT SUCCESSOR IN INTEREST TO HENRY C. PORTER, TRUSTEE (perfected under Permit S-188572)

**Use:** IRRIGATION of 0.8 acres

**Priority Dates:** AUGUST 28, 1924

**Limit/Duty:** The amount of water used for irrigation under this right, 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 2.5 acre feet per acre for each acre for each acre irrigated during the irrigation season beginning May 1 and ending September 30, of each year, subject to the terms and conditions of that contract between the Willamette Valley Water Company (Santiam Water Control District), and Porter Improvement District, dated July 3, 1947, provided further that the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein.

**Sources:** GARDNER TAIL-RACE OR THE NORTH SANTIAM RIVER, A TRIBUTARY OF THE SANTIAM RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q
9 S	1 E	WM	18	SW NW

**Authorized Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9 S	2 W	WM	1	NE NE	0.5	700	MIX & MIX	23-3
9 S	2 W	WM	1	NW NE	0.3	700	MIX & MIX	23-2
<b>TOTAL</b>					<b>0.8</b>			

13. Transfer Application T-14241 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9 S	2 W	WM	9	SE SE	<b>0.8</b>	100	WIDGEON PRAIRIE LLC	23-102

14. The Department finds that the district permanent transfer application was submitted according to ORS 540.580 and OAR 690-385-4000, contains the information required under OARs 690-385-4200 and 690-385-2000, and includes maps meeting the requirements of OARs 690-385-4300 and 690-385-2200.
15. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
16. The water right is subject to transfer as defined in OAR 690-385-0100(17).
17. The proposed changes in places of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
18. The proposed changes in places of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).

19. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.
20. Groundwater Registration Claim No. GR-61 / Certificate Claim No. GR-53 (GR Claim) is issued in the name of Oregon State Board of Control for use of groundwater for irrigation of 120.0 acres from an infiltration trench and tile lines with a pump station located 490 Feet North and 380 Feet East from the SW¼ Corner of Section 8, being located within Township 8 South, Range 2 West, Section 8, SW¼ SW¼ W.M. Construction work began on March 1, 1954 and was completed on April 30, 1957.
  - a) A portion of the place of use under the GR Claim is layered with authorized primary irrigation under Certificate 68665, priority date MAY 14, 1909, for parcels involved in the transfer under Transfer T-14241 at the places of use listed in the table below.

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	Taxlot	Water User	Notice
8 S	2 W	WM	8	SW SW	45	32.24	103	DAS - OREGON CORRECTIONS ENT	23-37
8 S	2 W	WM	8	SE SW	45	4.00	103	DAS - OREGON CORRECTIONS ENT	23-38
8 S	2 W	WM	17	NW NW	45	19.00	103	DAS - OREGON CORRECTIONS ENT	23-36
8 S	2 W	WM	17	SW NW	45	0.13	103	DAS - OREGON CORRECTIONS ENT	23-43
8 S	2 W	WM	18	NE NE	45	9.0	103	DAS - OREGON CORRECTIONS ENT	23-35
8 S	2 W	WM	18	SE NE	45	10.00	103	DAS - OREGON CORRECTIONS ENT	23-33
<b>TOTAL</b>						<b>74.37</b>			

- b) The GR Claim is not involved in this transfer, and thus will become unlayered with portions of primary water right Certificate 68665 listed above, upon approval of Transfer T-14241.

### Conclusions of Law

The proposed changes in places of use as proposed in Transfer Application T-14241 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

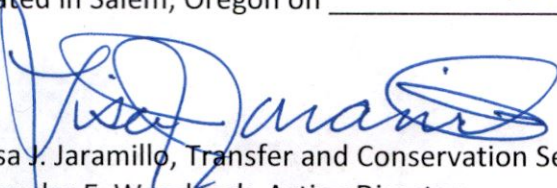
### Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water right evidenced by Certificates 95820, 68665, 96625, 52253 and 98664 are approved.
2. Water right Certificates 52253 and 96625 are cancelled. Certificates 97406 and 94707, respectively, will be issued describing that portion of the rights not modified by this transfer.
3. The places of use from which the water rights are transferred off by Transfer T-14241 are cancelled from Certificates 95820, 98665, and 68664, and shall no longer be irrigated.
4. The right to the use of the water at the place of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificates 95820, 98665, and 68664, and any related decree.
5. The water users shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.



6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2025**. A Claim of Beneficial Use shall be submitted by SWCD to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
7. After satisfactory proof beneficial use has been received, a new certificate confirming the right transferred from Certificate 96625 will be issued in the name of SANTIAM WATER CONTROL DISTRICT.
8. After satisfactory proof beneficial use has been received, a new certificate confirming the right transferred from Certificate 52253 will be issued in the name of SANTIAM WATER CONTROL DISTRICT.
9. Water right Certificates 95820 98665, and 68664 are modified. After satisfactory proof of completion has been determined by the Department, a superseding water right certificate will be issued when the Department determines it is necessary for record keeping.

Dated in Salem, Oregon on NOV 20 2023.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
Douglas E. Woodcock, Acting Director  
Oregon Water Resources Department

Mailing Date: NOV 21 2023