

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

Certificate: 89006 in the name of U.S. BUREAU OF RECLAMATION (confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County)

Use: PRIMARY and SUPPLEMENTAL IRRIGATION OF 60.55 ACRES

Priority Dates: FEBRUARY 25, 1904 [Umatilla River through the Maxwell Canal (HID-M)] and SEPTEMBER 6, 1905 [Umatilla River through the Feed Canal and Cold Springs Reservoir (HID-A)].

Limit/Duty: For those lands comprised of loam or fine sand or fine textured soil, the amount of water diverted 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 (AF) for each acre irrigated each year. For those lands comprised of coarse sand or loose gravel subsoil or loose coarse texture soil the amount of water diverted for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 6.0 acre-feet (AF) for each acre irrigated each year/

Source: The UMATILLA RIVER and COLD SPRINGS RESERVOIR (confirmed under Certificate 87137), tributaries of the COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
4 N	28 E	WM	28	NW SW	MAXWELL CANAL (HID-M)
4 N	29 E	WM	3	SE NW	COLD SPRINGS DAM and A-CANAL (HID-A): 1490 FEET SOUTH AND 2840 FEET EAST FROM THE NW¼ CORNER OF SECTION 3

Authorized Place of Use:

PRIMARY AND SUPPLEMENTAL IRRIGATION											
Priority Date	Twp	Rng	Mer	Sec	Q-Q	Acres	AF	Canal	Tax Lot	Water User	Notice
02/25/1904	4 N	28 E	WM	9	NE SE	0.25	6	HID-M	9800	UMANA	N/A
02/25/1904	4 N	28 E	WM	9	SW SE	1.00	6	HID-M	700	ROSENBERG INC	N/A
02/25/1904	4 N	28 E	WM	9	SW SE	1.50	6	HID-M	500	GUTIERREZ	BARAJAS 2018
02/25/1904	4 N	28 E	WM	9	SE SE	0.70	3	HID-M	705	POGUE	N/A
02/25/1904	4 N	28 E	WM	9	SE SE	2.10	6	HID-M	704	POGUE	N/A
02/25/1904	4 N	28 E	WM	9	SE SE	1.00	3	HID-M	702	POGUE	N/A
02/25/1904	4 N	28 E	WM	9	SE SE	0.50	3	HID-M	700	POGUE	N/A
02/25/1904	4 N	28 E	WM	12	SW SW	2.00	3	HID-M	308	HOPKINS	N/A
02/25/1904	4 N	28 E	WM	14	NE NW	0.30	3	HID-M	201	RENTERIA	N/A
02/25/1904	4 N	28 E	WM	14	NW NE	0.40	3	HID-M	2200	DAVIS	N/A
02/25/1904	4 N	28 E	WM	15	SW NE	1.35	6	HID-M	5400	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SW NE	0.21	6	HID-M	6000	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SW NE	0.21	6	HID-M	6100	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SW NE	0.21	6	HID-M	6200	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SW NE	0.10	6	HID-M	6300	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SW NE	0.18	6	HID-M	6400	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SW NE	0.28	6	HID-M	6500	BURNS PROP LLC	NEWMAN-2018

PRIMARY AND SUPPLEMENTAL IRRIGATION											
Priority Date	Twp	Rng	Mer	Sec	Q-Q	Acres	AF	Canal	Tax Lot	Water User	Notice
02/25/1904	4 N	28 E	WM	15	SW NE	0.50	6	HID-M	ROW	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.66	3	HID-M	5400	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.20	3	HID-M	5300	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.20	3	HID-M	5200	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.20	3	HID-M	5100	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.25	3	HID-M	5000	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.10	3	HID-M	4900	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.20	3	HID-M	4800	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.05	3	HID-M	4700	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.15	3	HID-M	6800	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.25	3	HID-M	6900	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	SE NE	0.10	3	HID-M	5500	BURNS PROP LLC	NEWMAN-2018
02/25/1904	4 N	28 E	WM	15	NW SW	0.10	6	HID-M	1902	KIRKPATRICK	N/A
02/25/1904	4 N	28 E	WM	15	NW SW	0.50	6	HID-M	700	LOVELL	N/A
02/25/1904	4 N	28 E	WM	15	SW SW	7.10	6	HID-M	701	GEHRING	N/A
02/25/1904	4 N	28 E	WM	15	SE SW	4.20	3	HID-M	701	GEHRING	N/A
02/25/1904	4 N	28 E	WM	15	SE SW	1.70	6	HID-M	701	GEHRING	N/A
02/25/1904	4 N	28 E	WM	16	SW NE	0.10	3	HID-M	3100	CARSON	N/A
02/25/1904	4 N	28 E	WM	16	NE SE	0.30	6	HID-M	100	CHIQUILLO	LEMUS-2018
09/06/1905	4 N	28 E	WM	21	NW NE	0.10	6	HID-A	1600	NASH	N/A
09/06/1905	4 N	29 E	WM	5	SW NE	1.00	6	HID-A	1500	JOHNSTON	N/A
09/06/1905	4 N	29 E	WM	5	NE SW	0.20	3	HID-A	500	EDWARDS	JOHNSON-2018
09/06/1905	4 N	29 E	WM	6	NW NE	1.50	6	HID-A	1400	JAMES	N/A
09/06/1905	4 N	29 E	WM	6	SE NE	1.90	6	HID-A	4300	VALETTE	PIENING-2018
09/06/1905	5 N	28 E	WM	15	SW SW	0.30	3	HID-A	3900	RITZER	PIENING-2018
02/25/1904	5 N	28 E	WM	27	NW NE	0.90	6	HID-M	600	A&K IND DEV	N/A
02/25/1904	5 N	28 E	WM	27	NW NE	5.00	6	HID-M	609	A&K IND DEV	N/A
02/25/1904	5 N	28 E	WM	27	NW NE	0.70	6	HID-M	610	A&K IND DEV	N/A
02/25/1904	5 N	28 E	WM	28	NW NE	0.50	6	HID-M	500	JOHNSON	JOHNSON-2018
02/25/1904	5 N	28 E	WM	28	NW NE	0.70	3	HID-M	400	MCDONOUGH	N/A
09/06/1905	5 N	28 E	WM	28	SW SE	0.30	3	HID-A	600	CLAIR	JOHNSON-2018
09/06/1905	5 N	28 E	WM	34	NE NE	2.60	6	HID-A	1400	FOLLETT	N/A
09/06/1905	5 N	28 E	WM	34	NW NE	1.30	6	HID-A	1400	FOLLETT	N/A
09/06/1905	5 N	28 E	WM	34	NW NE	1.50	6	HID-A	303	FOLLETT	N/A
02/25/1904	5 N	28 E	WM	34	SE NW	3.50	6	HID-M	900	RYSDAM	N/A
02/25/1904	5 N	28 E	WM	34	SE NW	2.00	6	HID-M	902	RYSDAM	N/A
09/06/1905	5 N	28 E	WM	34	NE SW	1.00	6	HID-A	201	WARD	N/A
09/06/1905	5 N	29 E	WM	27	NE SE	0.60	6	HID-A	800	PIHL	FREY-2018
09/06/1905	5 N	29 E	WM	27	NW SE	0.40	6	HID-A	800	PIHL	FREY-2018
09/06/1905	5 N	29 E	WM	27	SW SE	0.20	6	HID-A	800	PIHL	FREY-2018
09/06/1905	5 N	29 E	WM	27	SE SE	0.80	6	HID-A	800	PIHL	FREY-2018
02/25/1904	5 N	29 E	WM	29	SW SE	0.10	6	HID-M	200	VAUGHN	N/A
02/25/1904	5 N	29 E	WM	31	SE NE	0.20	6	HID-M	1500	HOCHHALTER	N/A
09/06/1905	5 N	29 E	WM	32	SW SW	1.60	6	HID-A	1900	BROOD	N/A
09/06/1905	5 N	29 E	WM	33	SE NW	2.50	6	HID-A	700	WILSON	N/A
Total:						60.55					

6. Transfer Application T-13086 proposes to change the place of use to:

Proposed Place of Use:

PRIMARY AND SUPPLEMENTAL IRRIGATION											
Priority Date	Twp	Rng	Mer	Sec	Q-Q	Acres	AF	Canal	Tax Lot	Water User	Notice
02/25/1904	4 N	28 E	WM	1	NW NE	1.00	3	HID-M	2000	JOHNSON / CRIBBS	N/A
09/06/1905	4 N	28 E	WM	1	NW NE	0.50	6	HID-A	904	MENDOZA	N/A
02/25/1904	4 N	28 E	WM	1	SW NE	1.00	6	HID-M	2500	DE LA PAZ	N/A
02/25/1904	4 N	28 E	WM	1	SW NE	0.30	3	HID-M	2500	DE LA PAZ	N/A
02/25/1904	4 N	28 E	WM	1	SW NE	1.00	3	HID-M	2000	JOHNSON / CRIBBS	N/A
02/25/1904	4 N	28 E	WM	1	NW SE	0.30	6	HID-M	700	HECKER	N/A
02/25/1904	4 N	28 E	WM	1	NW SE	1.70	3	HID-M	700	HECKER	N/A
09/06/1905	4 N	28 E	WM	1	SW SE	1.60	6	HID-A	513	NICHOLS	N/A
09/06/1905	4 N	28 E	WM	1	SW SE	0.40	6	HID-A	508	NICHOLS	N/A
02/25/1904	4 N	28 E	WM	15	NW SW	0.50	6	HID-M	700	LOVELL	N/A
02/25/1904	4 N	28 E	WM	16	SE NE	0.05	6	HID-M	23900	VELAZQUEZ	N/A
09/06/1905	4 N	28 E	WM	21	NW NE	0.10	6	HID-A	1600	NASH	N/A
02/25/1904	4 N	28 E	WM	22	NE NW	1.10	3	HID-M	300	NEWMAN	NEWMAN-2018
02/25/1904	4 N	28 E	WM	22	NE NW	0.30	3	HID-M	200	NEWMAN	NEWMAN-2018
02/25/1904	4 N	28 E	WM	22	NW NW	0.36	3	HID-M	300	NEWMAN	NEWMAN-2018
02/25/1904	4 N	28 E	WM	22	NW NW	2.40	6	HID-M	300	NEWMAN	NEWMAN-2018
02/25/1904	4 N	28 E	WM	22	NW NW	0.50	3	HID-M	200	NEWMAN	NEWMAN-2018
02/25/1904	4 N	28 E	WM	22	SW NW	0.64	6	HID-M	300	NEWMAN	NEWMAN-2018
02/25/1904	4 N	28 E	WM	22	SW NW	0.10	3	HID-M	200	NEWMAN	NEWMAN-2018
09/06/1905	4 N	29 E	WM	5	NE NW	0.60	6	HID-A	1402	DEVER	N/A
02/25/1904	4 N	29 E	WM	5	NE NW	0.40	6	HID-M	1402	DEVER	N/A
02/25/1904	4 N	29 E	WM	5	NE NW	1.00	3	HID-M	1402	DEVER	N/A
02/25/1904	4 N	29 E	WM	8	NW NE	0.10	6	HID-M	400	MEHREN	N/A
02/25/1904	4 N	29 E	WM	8	SW NE	0.20	6	HID-M	400	MEHREN	N/A
02/25/1904	4 N	29 E	WM	8	NE NW	0.10	6	HID-M	300	MEHREN	N/A
02/25/1904	4 N	29 E	WM	8	NE NW	0.20	6	HID-M	400	MEHREN	N/A
02/25/1904	4 N	29 E	WM	8	SE NW	1.40	6	HID-M	300	MEHREN	N/A
09/06/1905	4 N	29 E	WM	8	SE NW	1.00	6	HID-A	400	MEHREN	N/A
02/25/1904	5 N	28 E	WM	27	NE NE	1.10	6	HID-M	100	HOFBAUER	N/A
02/25/1904	5 N	28 E	WM	27	NE NE	5.50	6	HID-M	602	HOFBAUER	N/A
02/25/1904	5 N	28 E	WM	28	NW NE	0.70	3	HID-M	400	MCDONOUGH	N/A
02/25/1904	5 N	28 E	WM	28	NW NE	0.50	6	HID-M	500	JOHNSON	JOHNSON-2018
09/06/1905	5 N	28 E	WM	28	NW NE	0.50	3	HID-A	500	JOHNSON	JOHNSON-2018
09/06/1905	5 N	28 E	WM	34	NE NE	4.50	6	HID-A	1400	FOLLETT	N/A
09/06/1905	5 N	28 E	WM	34	NW NE	0.90	6	HID-A	303	FOLLETT	N/A
02/25/1904	5 N	28 E	WM	34	SE NW	0.30	6	HID-M	804	LEMUS	LEMUS-2018
09/06/1905	5 N	28 E	WM	34	SE NW	0.30	3	HID-A	800	PIENING	PIENING-2018
09/06/1905	5 N	28 E	WM	34	SE NW	1.90	6	HID-A	800	PIENING	PIENING-2018
02/25/1904	5 N	28 E	WM	34	SE NW	2.50	6	HID-M	900	RYSDAM	N/A
02/25/1904	5 N	28 E	WM	34	SE NW	1.00	6	HID-M	901	RYSDAM	N/A
02/25/1904	5 N	28 E	WM	34	SE NW	2.00	6	HID-M	902	RYSDAM	N/A
09/06/1905	5 N	28 E	WM	34	NE SW	1.00	6	HID-M	105	WARD	N/A
02/25/1904	5 N	28 E	WM	36	SW NE	8.80	6	HID-M	200	CHRISTOPHERSON	N/A
02/25/1904	5 N	28 E	WM	36	SW NE	4.20	3	HID-M	200	CHRISTOPHERSON	N/A
02/25/1904	5 N	28 E	WM	36	SE SW	1.50	6	HID-M	907	BARAJAS	N/A
09/06/1905	5 N	29 E	WM	27	SE SE	2.00	6	HID-A	1500	FREY	FREY-2018

PRIMARY AND SUPPLEMENTAL IRRIGATION											
Priority Date	Twp	Rng	Mer	Sec	Q-Q	Acres	AF	Canal	Tax Lot	Water User	Notice
09/06/1905	5 N	29 E	WM	33	SW SE	1.50	6	HID-A	2302	EVELAND	N/A
09/06/1905	5 N	29 E	WM	33	SE SE	1.00	6	HID-A	2302	EVELAND	N/A
Total:						60.55					

7. 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 OAR 690-385-2000, and includes maps meeting the requirements of OARs 690-385-4300 and 690-385-2200.
8. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
9. The water right is subject to transfer as defined in OAR 690-385-0100(17).
10. The proposed change in places of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
11. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
12. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

Conclusions of Law

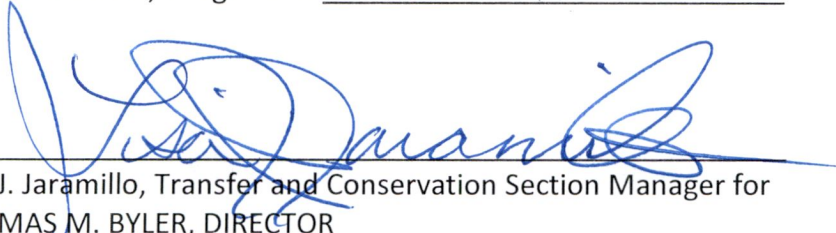
The proposed changes in place of use as proposed in Transfer Application T-13086 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water rights evidenced by Certificate 89006 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use not modified by this order and is subject to all other conditions and limitations contained in Certificate 89006 and any related decree.
3. The proposed changes in place of use as proposed in Transfer Application T-13086 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.
4. The place of use from which the water right is removed by T-13086 shall no longer be irrigated under the transferred rights.
5. The water user 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, 2020**. A Claim of Beneficial Use shall be submitted by HID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
7. Water right Certificate 89006 is modified. After satisfactory proof of completion has been determined by the Department, superseding confirming-remaining water right certificates will be issued when the Department determines it is necessary for record keeping.

Signed at Salem, Oregon this MAY 06 2019.



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

Mailing Date: MAY 07 2019