

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.

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	NE NW	41	1050 FEET SOUTH AND 70 FEET WEST FROM THE N1/4 CORNER OF SECTION 8

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	SW SW	43	0.04
6 S	1 E	WM	8	SE SW	43	0.86
6 S	1 E	WM	17	NE NW	43	31.10
6 S	1 E	WM	17	NW NW	43	1.60
					Total	33.6

4. Temporary Transfer Application T-14313 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	
6 S	1 W	WM	13	NE NE	15.2	
6 S	1 W	WM	13	NW NE	6.4	
6 S	1 W	WM	13	SW NE	3.0	
6 S	1 W	WM	13	SE NE	9.0	
					Total	33.6

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

Certificate: 86567 in the name of KRAEMER FARMS (perfected under Permit G-6668)

Use: IRRIGATION of 40.0 ACRES

Priority Date: SEPTEMBER 18, 1974

Rate: 0.28 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 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 irrigated during the irrigation season of each year.

Source: WELL 1, LONE PINE WELL, AND DRAKE WELL, tributaries to BUTTE CREEK

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	1 E	WM	17	NW NW	43	ORIGINAL WELL 1 - 1110 FEET SOUTH AND 80 FEET EAST FROM THE NW CORNER OF SECTION 17
6 S	1 E	WM	17	SE NW	48	LONE PINE - 1425 FEET SOUTH AND 2075 FEET EAST FROM THE NW CORNER OF SECTION 17
6 S	1 E	WM	18	SW NE		DRAKE - 1900 FEET SOUTH AND 1660 FEET WEST FROM THE NE CORNER OF SECTION 18

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	1 E	WM	8	NW SW	43	2.4
6 S	1 E	WM	8	SW SW	43	37.6
					Total	40.0

6. Temporary Transfer Application T-14313 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	
6 S	1 W	WM	13	SW NE	10.0	
6 S	1 W	WM	13	SE NE	30.0	
					Total	40.0

7. An additional point of appropriation is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14313 proposes an additional point of appropriation approximately 0.9 mile, 1.2 miles, and 1.6 miles west from the authorized wells to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 W	WM	13	NE NE	1900 FEET NORTH AND 870 FEET WEST FROM THE E 1/4 CORNER OF SECTION 13

Temporary Transfer Review Criteria

8. 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.
9. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
10. The proposed changes would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred rights, as required by ORS 540.523(7).

11. 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 and additional point of appropriation to convey water to the temporary place of use proposed in Temporary Transfer Application T-14313 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in places of use and additional point of appropriation to convey water to the temporary place of use proposed in Temporary Transfer Application T-14313 are approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2023, 2024, 2025, and 2026 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2026 irrigation season. The authorization to use the additional point of diversion shall be terminated concurrently.
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. The quantity of water diverted at the proposed temporary additional point of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
6. A subsequent application for permanent transfer of Certificates 64872 and 86567 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.
7. 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 64872 and 86567.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
9. 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.
10. The use of the remaining water rights described by Certificates 64872 and 86567 shall continue to be in accordance with the terms and conditions of Certificates 64872 and 86567.

Dated in Salem, Oregon on **JUN 20 2024**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing Date: **JUN 21 2024**