

Authorized Point of Diversion:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
6	S	1	E	W.M.	19	SW	SW			4790 Feet South and 720 Feet East from the NW Corner, Section 19
6	S	1	E	W.M.	19	SE	SW			5090 Feet South and 1580 Feet East from the NW Corner, Section 19

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	1	E	W.M.	19	NE	SW	700		8.0
6	S	1	E	W.M.	19	SE	SW	700		12.0

3. Application T-9805 proposes to temporarily change the place of use of the right to:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	1	E	W.M.	19	NW	NW			8.5
6	S	1	E	W.M.	19	SW	NW			11.5

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

Certificate: 76289 in the name of Goschie Farms, Inc.
Use: Primary Irrigation
Priority Date: October 23, 1944
Quantity: 0.25 CFS
Rate/Duty: 1/80 CFS per acre, not to exceed 2.5 acre-feet per acre
Acres: 20.0 Acres
Source: Abiqua Creek, tributary to Pudding River

Authorized Point of Diversion:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
6	S	1	E	W.M.	19	SW	SW			4790 Feet South and 720 Feet East from the NW Corner, Section 19
6	S	1	E	W.M.	19	SE	SW			5090 Feet South and 1580 Feet East from the NW Corner, Section 19

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	1	E	W.M.	19	SE	NW	700		2.0
6	S	1	E	W.M.	19	NE	SW	700		18.0

5. Application T-9805 proposes to temporarily change the place of use of the right to:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	1	E	W.M.	19	NW	NW			20.0

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

Certificate: 76291 in the name of Goschie Farms, Inc.
Use: Primary Irrigation
Priority Date: March 25, 1957
Quantity: 0.1 CFS
Rate/Duty: 1/80 CFS per acre, not to exceed 2.5 acre-feet per acre
Acres: 7.9 Acres
Source: Abiqua Creek, tributary to Pudding River
Authorized Point of Diversion:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
6	S	1	E	W.M.	19	SW	SW			4790 Feet South and 720 Feet East from the NW Corner, Section 19
6	S	1	E	W.M.	19	SE	SW			5090 Feet South and 1580 Feet East from the NW Corner, Section 19

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	1	E	W.M.	19	SW	SW	500 600		7.9

7. Application T-9805 proposes to temporarily change the place of use of the right to:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
6	S	1	E	W.M.	19	SW	NW			0.9
6	S	1	W	W.M.	24	NE	NE			0.4
6	S	1	W	W.M.	24	SE	NE			6.6

8. Notice of the application for temporary transfer was published pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.

9. Water has been used within the last five years according to the terms and conditions of the right and no evidence is available that would demonstrate that the right is 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 right are present.

11. The proposed change would not result in enlargement of the right.

12. The proposed change would not result in injury to other water rights.

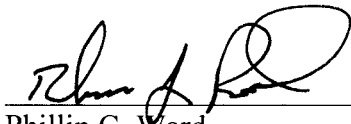
Conclusions of Law

The temporary change in place of use proposed in application T-9810 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The change in place of use proposed in application T-9810 is approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2005 and 2006 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2006 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. 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 76287, 76289 and 76291.
6. The water rights evidenced by Certificate S-76098 and Permit S-54015 appurtenant to the proposed place of use, **shall not** be used during the 2005 and 2006 irrigation seasons.
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. When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
9. The use of the remaining water right described by Certificate 76291 shall continue to be in accordance with the terms and conditions of Certificate 76291.

Dated at Salem, Oregon this 14th day of March, 2005.



Phillip C. Ward
Director

Mailing date: MAR 18 2005

Requests for reconsideration should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271