

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

In the Matter of the Completion of a	)	
Change of Place of Use Authorized by the	)	DETERMINATION OF
Final Order Approving District Permanent	)	SATISFACTORY PROOF
Transfer T-8994	)	

**Authority**

OAR 690-385-7600 describes the process for the Water Resources Department to issue a water right certificate upon determination that an applicant has made satisfactory proof of completion of the changes authorized by a final order approving a district permanent transfer.

**Applicant**

Three Sisters Irrigation District  
PO Box 2230  
Sisters, OR 97759

**Findings of Fact**

1. On October 30, 2002, the Department issued a final order, recorded in Special Order Volume 56, Pages 2021 - 2023, approving district permanent transfer application T-8994. The order established October 1, 2004, as the date for completion of the authorized change in place of use.
2. On September 24, 2004, the Department received an application to extend the completion date for Transfer Application T-8994.
3. On October 18, 2004, the Department extended the date by which the changes should be completed to October 1, 2005. This action is recorded in Special Order Volume 62, Pages 72-73.
4. On October 2, 2006, the Department received a Claim of Beneficial Use for Transfer Application T-8994.
5. On September 30, 2005, the Department received another application to extend the completion date for Transfer Application T-8994.
6. On October 7, 2005, the Department extended the date by which the changes should be completed, to October 1, 2006. This action is recorded in Special Order Volume 67, Pages 250-251.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, 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.

7. The claim of beneficial use did not contain map(s) of the point(s) of diversion from the source. However, since these changes are for place of use only within an irrigation district, and do not involve changes in point of diversion, the existing map(s) on file with the Department are sufficient to identify the point(s) of diversion from the source.
8. The final proof maps for Transfer Application T-8994 reconfigures the place of use from that authorized by the final order approving the transfer application. Those differences are described further in the tables below:

As authorized by the final order:

Irrigation								
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User
1895	14S	11E	WM	29	SW SW	10.00	5800	PAULUS
1895	14S	11E	WM	12	NE SE	2.10	3000	SPEAR
1895	14S	11E	WM	12	SE SE	2.90	3000	SPEAR
<b>Total:</b>						<b>15.00</b>		

As described on the Final Proof Survey:

Irrigation								
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User
1895	14S	11E	WM	29	SW SW	7.50	5800	PAULUS
1895	14S	11E	WM	29	SE SW	2.50	5803	PAULUS
1895	14S	11E	WM	12	NE SE	1.90	3000	SPEAR
1895	14S	11E	WM	12	SE SE	3.10	3000	SPEAR
<b>Total:</b>						<b>15.00</b>		

9. The total number of acres of irrigation reconfigured did not change and is under the same ownership therefore, the reconfiguration is determined satisfactory.
10. Satisfactory proof of the changes was submitted with evidence showing that water was used in the location and for the purpose as authorized (other than outlined in Findings of Fact #6 and #7) by the final order approving Transfer Application T-8994.

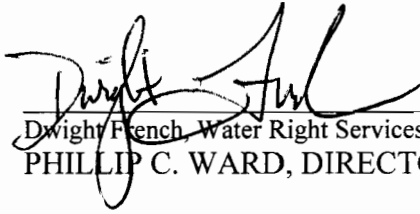
### Conclusions of Law

Pursuant to OAR 690-385-7600, the Department may issue a certificate upon a determination that the application of water to beneficial use under the terms of the final order approving a permanent district transfer was completed to the extent authorized.

### Now, therefore, it is ORDERED:

1. The Department has determined that the application of water to beneficial use under the terms of the final order approving district permanent transfer T-8994 was completed to the extent authorized.
2. Pursuant to OAR 690-385-7600, the Department will issue a water right certificate on a determination that it is necessary to produce a certificate describing the right.

Dated at Salem, Oregon this 26 day of September, 2011.



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Dwight French, Water Right Services Administrator for  
PHILLIP C. WARD, DIRECTOR

Mailing Date: SEP 27 2011