OF THE STATE OF OREGON

In the Matter of Temporary Transfer)	ORDER TERMINATING PORTIONS OF A
T-13815, Polk County, Oregon)	TEMPORARY TRANSFER AT REQUEST OF
)	WATER USER

Authority

OAR 690-380-8002(3) and 690-380-8004(7) provide that the uses authorized under a temporary transfer revert to the terms and conditions of the originating water right on the written request of the applicant.

Applicant

GREEN SPRING FARMS ATTN: KEVIN LEHAR 8930 SUVER RD MONMOUTH, OR 97361

Findings of Fact

- On November 9, 2020, the Water Resources Department issued an order approving the temporary changes proposed in Application T-13815. The order was recorded in Special Order Volume 122, Pages 313-317.
- 2. Under the order, the water right would revert to the authorized place of use at the end of the 2025 irrigation season.
- 3. The most recent use of water at the place of use authorized under the temporary transfer was during the 2022 irrigation season.
- 4. On July 3, 2023, Kimberly Grigsby, the agent for the applicant, submitted a written request voluntary terminating a portion of transfer T-13815 under certificate 32343. The terminated portion is as follows:

			IRRIGA	ATION		
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE		0.3
9 S	4 W	WM	31	NW NE		0.4
9 S	4 W	WM	31	SW NE		10.3
9 S	4 W	WM	31	SE NE		8.6
95	4 W	WM	31	SE NE	2	5.3
					Total	24.9

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.

- 5. The terminated portion of certificate 32343 being 24.9 acres, is equivalent to 0.31 CFS.
- 6. The terminated portion will return to the original authorized location described in certificate 32343 as follows:

		IRRI	GATION	I	
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	6 W	WM	25	NE NE	6.4
9 S	6 W	WM	25	NW NE	18.5
				Total	24.9

7. The portion remaining in effect under Temporary Transfer Application T-13815 is as follows:

		IRRIGATI	ON CER	TIFICATE 323	343	
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE	1	0.4
95	4 W	WM	31	SE NE	2	2.3
9 S	4 W	WM	31	NE SE	7	3.9
95	4 W	WM	32	NE NW	1	2.2
9 S	4 W	WM	32	NW NW		9.1
95	4 W	WM	32	SE NW	2	3.0
9 S	4 W	WM	32	NW SW	4	6.5
9 S	4 W	WM	32	NE SW	3	0.7
					Total	28.1

IRRIGATION CERTIFICATE 26578						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
9 S	4 W	WM	31	NE NE	1	0.6
9 S	4 W	WM	31	SE NE	2	9.2
9 S	4 W	WM	32	NE NW	1	5.9
9 S	4 W	WM	32	NW NW		27.4
9 S	4 W	WM	32	SW NW		40.0
9 S	4 W	WM	32	SE NW	2	4.7
					Total	87.8

8. The temporary point of diversion as described in the table below shall also remain in use:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	4 W	WM	29	NE SW	1000 FEET NORTH AND 100 FEET WEST FROM THE SE CORNER OF DLC 46

Now, therefore, it is ORDERED:

Temporary Transfer T-13815 is partially terminated. The use of 0.31 CFS of water to irrigate 24.9 acres under Certificate 32343 shall revert to the authorized place of use under Certificate 32343. The remaining 0.35 CFS for the 28.1 acres of irrigation under Certificate 32343 and 1.02 CFS for 87.8 acres of irrigation under Certificate 26578 will remain in place through the 2025 irrigation season. The temporary point of diversion described in finding of fact #8 shall also remain in use. Water may not be used at the authorized place of use during the same season in which water was used under the Temporary Transfer.

Dated in Salem, Oregon on

NOV 2 8 2023

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for

DOUGLAS E. WOODCOCK, ACTING DIRECTOR

Oregon Water Resources Department

Mailing date:

NOV 2 9 2023