

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

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14242, Morrow County)	A DISTRICT PERMANENT TRANSFER FOR
)	PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 540.570 to 540.580 establish the process in which a district may submit a request to transfer a water right within district boundaries. Oregon Administrative Rule (OAR) Chapter 690, Division 385 implements the statutes and provides the Department's procedures and criteria for evaluating district transfer applications.

Applicant

WILLOW CREEK DISTRICT IMPROVEMENT COMPANY
55805 HWY 74
HEPPNER, OR 97836

Findings of Fact

1. On May 5, 2023, Willow Creek District Improvement Company (WCDIC) filed a district transfer application to permanently change the place of use under Certificates 96666, 96673, 38861, 42435, and Permits S-54980 and S-55268. The Department assigned the application number T-14242.
2. Notice of the application for transfer was published on May 17, 2023, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
3. The portion of the first right to be transferred is as follows:
Certificate: 96673 issued in the names of WILLOW CREEK DISTRICT IMPROVEMENT COMPANY and BRIAN THOMPSON (confirmed by decree of the Circuit Court of the State of Oregon for Morrow County)

This final order in a contested case and is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075(2) and OAR 137-003-0675, 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.

Within 20 days after this final order is issued (i.e., mailing date), the district or any protestant may file with the commission exceptions to the final order. The commission shall issue an order granting or denying the exceptions within 30 days after receiving the exceptions. ORS 540.580(10).

Use: IRRIGATION of 67.0 acres

Priority Dates: 1895

Rate: 1.12 CUBIC FEET PER SECOND (CFS); BEING 1.12 CFS AT EVANS DITCH, 1.12 CFS AT WCDIC POD, AND 0.68 CFS AT POD 3 IN ANY COMBINATION

Source: WILLOW CREEK, A TRIBUTARY OF THE COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	26 E	WM	8	SW SW	EVANS DITCH POD 1 (ORIGINAL) - 60 FEET NORTH AND 600 FEET EAST FROM SW CORNER, SECTION 8
2 S	26 E	WM	7	SE NW	POD 3 (ADDITIONAL POD UNDER T-6743) - 2350 FEET SOUTH AND 3040 FEET WEST FROM NE CORNER, SECTION 7
2 S	26 E	WM	27	NE NW	WCDIC POD (ADDITIONAL) - 1120 FEET SOUTH AND 1820 FEET EAST FROM NW CORNER, SECTION 27

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
2 S	26 E	WM	7	NE NW		26.0	1202	THOMPSON
2 S	26 E	WM	7	NW NW	1	10.0	1202	THOMPSON
2 S	26 E	WM	7	SE NW		9.0	1202	THOMPSON
2 S	26 E	WM	7	NE SW		4.0	1202	THOMPSON
2 S	26 E	WM	7	NW SE		18.0	1202	THOMPSON
Total						67.0		

4. Transfer Application T-14242 proposes to change the place of use of the right to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
2 S	26 E	WM	7	NE NE		0.4	1203	THOMPSON
2 S	26 E	WM	7	NW NE		12.1	1203	THOMPSON
2 S	26 E	WM	7	SW NE		10.4	1202 & 1203	THOMPSON
2 S	26 E	WM	7	NE NW		28.2	1202 & 1203	THOMPSON
2 S	26 E	WM	7	NW NW	1	11.6	1202	THOMPSON
2 S	26 E	WM	7	SE NW		4.3	1202	THOMPSON
Total						67.0		

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

Certificate: 96666 issued in the names of WILLOW CREEK DISTRICT IMPROVEMENT COMPANY and BRIAN THOMPSON (confirmed by decree of the Circuit Court of the State of Oregon for Morrow County)

Use: IRRIGATION of 44.26 acres

Priority Dates: 1891 AND 1905

Rate: 0.42 CUBIC FOOT PER SECOND (CFS) AS OF DATE 1891 AND 0.38 CFS AS OF DATE 1905

Source: WILLOW CREEK, A TRIBUTARY OF THE COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	26 E	WM	17	NW SE	POD #2 (ORIGINAL) - 1915 FEET NORTH AND 2670 FEET EAST FROM SW CORNER, SECTION 17.
2 S	26 E	WM	27	NE NW	WCDIC POD (ADDITIONAL) - 1120 FEET SOUTH AND 1820 FEET EAST FROM NW CORNER, SECTION 27

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
2 S	26 E	WM	17	NE NW	1.00	2100	THOMPSON
2 S	26 E	WM	17	NW NW	28.00	2100	THOMPSON
2 S	26 E	WM	17	SW NW	4.00	2100	THOMPSON
2 S	26 E	WM	17	SE NW	8.87	2100	THOMPSON
2 S	26 E	WM	17	NE SW	2.39	2100	THOMPSON
Total					44.26		

6. Transfer Application T-14242 proposes to change the place of use of the right to:

Proposed Place of Use:

IRRIGATION								
Priority Date	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
1891	2 S	25 E	WM	12	NE SW	2.90	300	THOMPSON
1891	2 S	25 E	WM	12	NW SE	8.40	300	THOMPSON
1891	2 S	26 E	WM	17	NE NW	1.30	2100	THOMPSON
1891	2 S	26 E	WM	17	NW NW	6.66	2100	THOMPSON
1891	2 S	26 E	WM	17	SW NW	3.24	2100	THOMPSON
1891	2 S	26 E	WM	17	SE NW	2.50	2100	THOMPSON
TOTAL						25.00		
1905	2 S	26 E	WM	17	NW NW	10.10	2100	THOMPSON
1905	2 S	26 E	WM	17	SW NW	7.06	2100	THOMPSON
1905	2 S	26 E	WM	17	SE NW	2.10	2100	THOMPSON
TOTAL						19.26		

7. Certificate 96666 was issued to confirm an additional point of diversion as proposed in Transfer T-11699. Certificate 96666 superseded the entirety of Certificate 114. Certificate 114 was issued from a decree of the Circuit Court of the State of Oregon for Morrow County dated December 4, 1910, which confirmed a total of 44.26 acres in the Findings and Determination for Water Division No. 2, Gilliam, and Morrow Counties, dated April 13, 1910. The place of use listed in the decree, and Certificates 114 and 96666 each authorized a total of 44.26 acres at the same location as the 44.26 listed as the authorized place of use as shown in Finding of Fact # 6, above. Both Certificates 114 and 96666 contained the same scrivener's error, wherein 1891 was listed as the priority date for 25 acres, and 1905 was listed as the priority date for 23 acres, which exceeded the total authorized acreage by over

3 acres. In this transfer T-14242, the applicant requested to transfer the total 44.26 acres, and designated 25 acres having a priority date of 1891, and 19.26 acres having a priority date of 1905.

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

Certificate: 42435 issued in the name of EVANS RANCH (perfected under Permit G-4368)

Use: IRRIGATION of 96.5 ACRES, and SUPPLEMENTAL IRRIGATION of 66.6 ACRES

Priority Date: OCTOBER 31, 1968

Rate: 1.33 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 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

Source: A WELL, TRIBUTARY OF WILLOW CREEK

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	26 E	WM	7	SW NE	2110 FEET SOUTH AND 2630 FEET WEST FROM THE NE CORNER OF SECTION 7

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Glot	Acres	Tax Lot	Water User
2 S	26 E	WM	7	NW NE		12.7	1202 & 1203	THOMPSON
2 S	26 E	WM	7	SW NE		32.4	1202 & 1203	THOMPSON
2 S	26 E	WM	7	SE NE		1.6	1203	THOMPSON
2 S	26 E	WM	7	NE NW		9.6	1202 & 1203	THOMPSON
2 S	26 E	WM	7	NW NW	1	7.8	1202	THOMPSON
2 S	26 E	WM	7	SW NW	2	1.3	1202	THOMPSON
2 S	26 E	WM	7	SE NW		19.1	1202	THOMPSON
2 S	26 E	WM	7	NE SE		2.0	1202	THOMPSON
2 S	26 E	WM	7	NW SE		10.0	1202	THOMPSON
Total						96.5		

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	Glot	Acres	Tax Lot	Water User	Primary Right
2 S	26 E	WM	7	NE NW		26.0	1202	THOMPSON	96673
2 S	26 E	WM	7	NW NW	1	10.0	1202	THOMPSON	96673
2 S	26 E	WM	7	SE NW		9.0	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SW		3.6	1202	THOMPSON	96673

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User	Primary Right
2 S	26 E	WM	7	NW SE		18.0	1202	THOMPSON	96673
						Total	66.6		

9. Transfer Application T-14242 proposes to change the place of use of the right to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	
2 S	25 E	WM	12	NE SW	1.0	300	THOMPSON	
2 S	25 E	WM	12	SE SW	2.9	300	THOMPSON	
2 S	25 E	WM	12	NW SE	2.6	300	THOMPSON	
2 S	25 E	WM	12	SW SE	33.1	300	THOMPSON	
2 S	25 E	WM	12	SE SE	11.2	300	THOMPSON	
2 S	26 E	WM	7	NE NE	1.4	1203	THOMPSON	
2 S	26 E	WM	7	NW NE	0.6	1203	THOMPSON	
2 S	26 E	WM	7	SW NE	13.0	1202 & 1203	THOMPSON	
2 S	26 E	WM	7	SE NE	2.4	1203	THOMPSON	
2 S	26 E	WM	7	NE NW	1.0	1202	THOMPSON	
2 S	26 E	WM	7	SE NW	4.0	1202	THOMPSON	
2 S	26 E	WM	7	NE SW	1.0	1202	THOMPSON	
2 S	26 E	WM	7	NW SE	22.3	1202	THOMPSON	
					Total	96.5		

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	
2 S	26 E	WM	17	NW NE	12.1	1203	THOMPSON	
2 S	26 E	WM	17	SW NE	10.4	1202 & 1203	THOMPSON	
2 S	26 E	WM	17	NE NW	28.2	1202 & 1203	THOMPSON	
2 S	26 E	WM	17	NW NW	11.6	1202	THOMPSON	
2 S	26 E	WM	17	SE NW	4.3	1202	THOMPSON	
					Total	66.6		

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

Certificate: 38861 issued in the name of JOHN F. MOLLAHAN & MILLIS I. MOLLAHAN
(perfected under Permit G-4331)

Use: IRRIGATION of 168.84 ACRES and SUPPLEMENTAL IRRIGATION OF 34.16 ACRES

Priority Date: SEPTEMBER 24, 1968

Rate: 1.75 CUBIC FEET 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, 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of

each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

Source: A WELL, TRIBUTARY OF WILLOW CREEK

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	26 E	WM	17	SE NW	3390 FEET NORTH AND 2120 FEET EAST FROM THE SW CORNER OF SECTION 17

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
2 S	26 E	WM	17	SW NW	13.20	2100	THOMPSON
2 S	26 E	WM	17	SE NW	15.63	2100	THOMPSON
2 S	26 E	WM	17	NE SW	32.51	2100	THOMPSON
2 S	26 E	WM	17	NW SW	33.20	2100	THOMPSON
2 S	26 E	WM	17	SW SW	34.50	2100	THOMPSON
2 S	26 E	WM	17	SE SW	39.80	2100	THOMPSON
Total					168.84		

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Primary Right
2 S	26 E	WM	17	NE NW	0.50	2100	THOMPSON	96666
2 S	26 E	WM	17	NW NW	19.20	2100	THOMPSON	96666
2 S	26 E	WM	17	SW NW	3.20	2100	THOMPSON	96666
2 S	26 E	WM	17	SE NW	8.87	2100	THOMPSON	96666
2 S	26 E	WM	17	NE SW	2.39	2100	THOMPSON	96666
Total					34.16			

11. Transfer Application T-14242 proposes to change the place of use of the right to:

Proposed Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
2 S	25 E	WM	12	NE SE	22.20	300	THOMPSON
2 S	25 E	WM	12	NW SE	26.60	300	THOMPSON
2 S	25 E	WM	12	SW SE	0.30	300	THOMPSON
2 S	25 E	WM	12	SE SE	8.80	300	THOMPSON
2 S	26 E	WM	17	SE NW	4.94	2100	THOMPSON
2 S	26 E	WM	17	NE SW	28.50	2100	THOMPSON
2 S	26 E	WM	17	NW SW	30.50	2100	THOMPSON
2 S	26 E	WM	17	SW SW	24.10	2100	THOMPSON
2 S	26 E	WM	17	SE SW	22.90	2100	THOMPSON
Total					168.84		

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
2 S	26 E	WM	17	NE NW	1.30	2100	THOMPSON
2 S	26 E	WM	17	NW NW	16.76	2100	THOMPSON
2 S	26 E	WM	17	SW NW	10.30	2100	THOMPSON
2 S	26 E	WM	17	SE NW	4.60	2100	THOMPSON
2 S	26 E	WM	17	NE SW	0.40	2100	THOMPSON
2 S	26 E	WM	17	NW SE	0.80	2100	THOMPSON
Total					34.16		

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

Water Use Permit: S-54980 issued in the name of WILLOW CREEK DISTRICT IMPROVEMENT COMPANY

Use: SUPPLEMENTAL IRRIGATION of 376.6 acres

Priority Date: JANUARY 6, 2009

Maximum Volume: 369.1 ACRE-FEET

Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall not exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WILLOW CREEK RESERVOIR (Permit R-10880), tributary to WILLOW CREEK

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	26 E	WM	7	SE NW	THOMPSON POD 1: 2350 FEET SOUTH AND 3040 FEET WEST FROM THE NE CORNER OF SECTION 7
2 S	26 E	WM	17	NE SW	THOMPSON POD 2: 800 FEET SOUTH FROM THE C¼ CORNER OF SECTION 17
2 S	26 E	WM	27	NE NW	TD1- HEPPNER-LEXINGTON PIPELINE: 1120 FEET SOUTH AND 1820 FEET EAST FROM THE NW CORNER OF SECTION 27

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	26 E	WM	7	NW NE		12.70	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	SW NE		32.40	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	SE NE		1.60	1203	THOMPSON	42435
2 S	26 E	WM	7	NE NW		9.60	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	NE NW		26.00	1202	THOMPSON	96673

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	26 E	WM	7	NW NW	1	7.80	1202	THOMPSON	42435
2 S	26 E	WM	7	NW NW	1	10.00	1202	THOMPSON	96673
2 S	26 E	WM	7	SW NW	2	1.30	1202	THOMPSON	42435
2 S	26 E	WM	7	SE NW		19.10	1202	THOMPSON	42435
2 S	26 E	WM	7	SE NW		9.00	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SW		4.00	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SE		2.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NW SE		10.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NW SE		18.00	1202	THOMPSON	96673
2 S	26 E	WM	17	NE NW		1.00	2100	THOMPSON	96666
2 S	26 E	WM	17	NW NW		28.00	2100	THOMPSON	96666
2 S	26 E	WM	17	SW NW		13.20	2100	THOMPSON	38861
2 S	26 E	WM	17	SW NW		4.00	2100	THOMPSON	96666
2 S	26 E	WM	17	SE NW		15.63	2100	THOMPSON	38861
2 S	26 E	WM	17	SE NW		8.87	2100	THOMPSON	96666
2 S	26 E	WM	17	NE SW		32.51	2100	THOMPSON	38861
2 S	26 E	WM	17	NE SW		2.39	2100	THOMPSON	96666
2 S	26 E	WM	17	NW SW		33.20	2100	THOMPSON	38861
2 S	26 E	WM	17	SW SW		34.50	2100	THOMPSON	38861
2 S	26 E	WM	17	SE SW		39.80	2100	THOMPSON	38861
TOTAL						376.60			

13. Transfer Application T-14242 proposes to change the place of use of the right to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	25 E	WM	12	NE SW		1.00	300	THOMPSON	42435
2 S	25 E	WM	12	NE SW		2.90	300	THOMPSON	96666-1891
2 S	25 E	WM	12	SE SW		2.90	300	THOMPSON	42435
2 S	25 E	WM	12	NE SE		22.20	300	THOMPSON	38861
2 S	25 E	WM	12	NW SE		26.60	300	THOMPSON	38861
2 S	25 E	WM	12	NW SE		2.60	300	THOMPSON	42435
2 S	25 E	WM	12	NW SE		8.40	300	THOMPSON	96666-1891
2 S	25 E	WM	12	SW SE		33.10	300	THOMPSON	42435
2 S	25 E	WM	12	SW SE		0.30	300	THOMPSON	38861
2 S	25 E	WM	12	SE SE		11.20	300	THOMPSON	42435
2 S	25 E	WM	12	SE SE		8.80	300	THOMPSON	38861
2 S	26 E	WM	7	NE NE		1.40	1203	THOMPSON	42435
2 S	26 E	WM	7	NE NE		0.40	1203	THOMPSON	96673
2 S	26 E	WM	7	NW NE		0.60	1203	THOMPSON	42435
2 S	26 E	WM	7	NW NE		12.10	1202 & 1203	THOMPSON	96673
2 S	26 E	WM	7	SW NE		13.00	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	SW NE		10.40	1202 & 1203	THOMPSON	96673
2 S	26 E	WM	7	SE NE		2.40	1203	THOMPSON	42435

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	26 E	WM	7	NE NW		1.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NE NW		28.20	1202 & 1203	THOMPSON	96673
2 S	26 E	WM	7	NW NW	1	11.60	1202	THOMPSON	96673
2 S	26 E	WM	7	SE NW		4.00	1202	THOMPSON	42435
2 S	26 E	WM	7	SE NW		4.30	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SW		1.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NW SE		22.30	1202	THOMPSON	42435
2 S	26 E	WM	17	NE NW		1.30	2100	THOMPSON	96666 -1891
2 S	26 E	WM	17	NW NW		6.66	2100	THOMPSON	96666 - 1891
2 S	26 E	WM	17	NW NW		10.10	2100	THOMPSON	96666-1905
2 S	26 E	WM	17	SW NW		3.24	2100	THOMPSON	96666 - 1891
2 S	26 E	WM	17	SW NW		7.06	2100	THOMPSON	96666-1905
2 S	26 E	WM	17	SE NW		2.50	2100	THOMPSON	96666 - 1891
2 S	26 E	WM	17	SE NW		2.10	2100	THOMPSON	96666-1905
2 S	26 E	WM	17	SE NW		4.94	2100	THOMPSON	38861
2 S	26 E	WM	17	NE SW		28.50	2100	THOMPSON	38861
2 S	26 E	WM	17	NW SW		30.50	2100	THOMPSON	38861
2 S	26 E	WM	17	SW SW		24.10	2100	THOMPSON	38861
2 S	26 E	WM	17	SE SW		22.90	2100	THOMPSON	38861
TOTAL						376.60			

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

Water Use Permit: S-55268 issued in the name of WILLOW CREEK DISTRICT IMPROVEMENT COMPANY

Use: SUPPLEMENTAL IRRIGATION of 376.6 acres

Priority Date: MARCH 8, 2018

Maximum Volume: 150.6 ACRE-FEET

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 a diversion of not exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WILLOW CREEK RESERVOIR (Permit R-10880), tributary to WILLOW CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	26 E	WM	27	NE NW	TD1 - HEPNER-LEXINGTON PIPELINE: 1120 FEET SOUTH AND 1820 FEET EAST FROM THE NW CORNER OF SECTION 27

Authorized Place of Use

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	26 E	WM	7	NW NE		12.70	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	SW NE		32.40	1202 & 1203	THOMPSON	42435

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	26 E	WM	7	SE NE		1.60	1203	THOMPSON	42435
2 S	26 E	WM	7	NE NW		9.60	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	NE NW		26.00	1202	THOMPSON	96673
2 S	26 E	WM	7	NW NW	1	7.80	1202	THOMPSON	42435
2 S	26 E	WM	7	NW NW	1	10.00	1202	THOMPSON	96673
2 S	26 E	WM	7	SW NW	2	1.30	1202	THOMPSON	42435
2 S	26 E	WM	7	SE NW		19.10	1202	THOMPSON	42435
2 S	26 E	WM	7	SE NW		9.00	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SW		4.00	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SE		2.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NW SE		10.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NW SE		18.00	1202	THOMPSON	96673
2 S	26 E	WM	17	NE NW		1.00	2100	THOMPSON	96666
2 S	26 E	WM	17	NW NW		28.00	2100	THOMPSON	96666
2 S	26 E	WM	17	SW NW		13.20	2100	THOMPSON	38861
2 S	26 E	WM	17	SW NW		4.00	2100	THOMPSON	96666
2 S	26 E	WM	17	SE NW		15.63	2100	THOMPSON	38861
2 S	26 E	WM	17	SE NW		8.87	2100	THOMPSON	96666
2 S	26 E	WM	17	NE SW		32.51	2100	THOMPSON	38861
2 S	26 E	WM	17	NE SW		2.39	2100	THOMPSON	96666
2 S	26 E	WM	17	NW SW		33.20	2100	THOMPSON	38861
2 S	26 E	WM	17	SW SW		34.50	2100	THOMPSON	38861
2 S	26 E	WM	17	SE SW		39.80	2100	THOMPSON	38861
TOTAL						376.60			

15. Transfer Application T-14242 proposes to change the place of use of the right to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	25 E	WM	12	NE SW		1.00	300	THOMPSON	42435
2 S	25 E	WM	12	NE SW		2.90	300	THOMPSON	96666-1891
2 S	25 E	WM	12	SE SW		2.90	300	THOMPSON	42435
2 S	25 E	WM	12	NE SE		22.20	300	THOMPSON	38861
2 S	25 E	WM	12	NW SE		26.60	300	THOMPSON	38861
2 S	25 E	WM	12	NW SE		2.60	300	THOMPSON	42435
2 S	25 E	WM	12	NW SE		8.40	300	THOMPSON	96666-1891
2 S	25 E	WM	12	SW SE		33.10	300	THOMPSON	42435
2 S	25 E	WM	12	SW SE		0.30	300	THOMPSON	38861
2 S	25 E	WM	12	SE SE		11.20	300	THOMPSON	42435
2 S	25 E	WM	12	SE SE		8.80	300	THOMPSON	38861
2 S	26 E	WM	7	NE NE		1.40	1203	THOMPSON	42435
2 S	26 E	WM	7	NE NE		0.40	1203	THOMPSON	96673
2 S	26 E	WM	7	NW NE		0.60	1203	THOMPSON	42435
2 S	26 E	WM	7	NW NE		12.10	1202 & 1203	THOMPSON	96673

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Taxlot	Water User	Primary Right
2 S	26 E	WM	7	SW NE		13.00	1202 & 1203	THOMPSON	42435
2 S	26 E	WM	7	SW NE		10.40	1202 & 1203	THOMPSON	96673
2 S	26 E	WM	7	SE NE		2.40	1203	THOMPSON	42435
2 S	26 E	WM	7	NE NW		1.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NE NW		28.20	1202 & 1203	THOMPSON	96673
2 S	26 E	WM	7	NW NW	1	11.60	1202	THOMPSON	96673
2 S	26 E	WM	7	SE NW		4.00	1202	THOMPSON	42435
2 S	26 E	WM	7	SE NW		4.30	1202	THOMPSON	96673
2 S	26 E	WM	7	NE SW		1.00	1202	THOMPSON	42435
2 S	26 E	WM	7	NW SE		22.30	1202	THOMPSON	42435
2 S	26 E	WM	17	NE NW		1.30	2100	THOMPSON	96666 -1891
2 S	26 E	WM	17	NW NW		6.66	2100	THOMPSON	96666 - 1891
2 S	26 E	WM	17	NW NW		10.10	2100	THOMPSON	96666-1905
2 S	26 E	WM	17	SW NW		3.24	2100	THOMPSON	96666 - 1891
2 S	26 E	WM	17	SW NW		7.06	2100	THOMPSON	96666-1905
2 S	26 E	WM	17	SE NW		2.50	2100	THOMPSON	96666 - 1891
2 S	26 E	WM	17	SE NW		2.10	2100	THOMPSON	96666-1905
2 S	26 E	WM	17	SE NW		4.94	2100	THOMPSON	38861
2 S	26 E	WM	17	NE SW		28.50	2100	THOMPSON	38861
2 S	26 E	WM	17	NW SW		30.50	2100	THOMPSON	38861
2 S	26 E	WM	17	SW SW		24.10	2100	THOMPSON	38861
2 S	26 E	WM	17	SE SW		22.90	2100	THOMPSON	38861
TOTAL						376.60			

16. 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.
17. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
18. The water right is subject to transfer as defined in OAR 690-385-0100(17).
19. The proposed change in places of use, as conditioned will not result in enlargement of the right as defined in OAR 690-385-0100(4).
20. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
21. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

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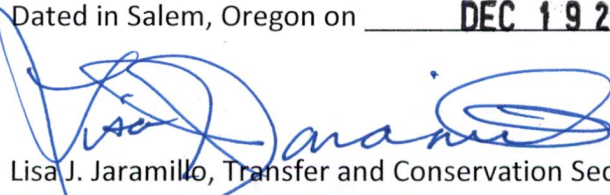
Conclusion of Law

The proposed changes in place of use as proposed in Transfer Application T-14242 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, as conditioned, to the water right evidenced by Certificates 96666, 96673, 38861, 42435, and Permits S-54980 and S-55268 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-14242 shall no longer be irrigated; Certificates 96666, 96673, 38861, and 42435, are cancelled.
3. Permits S-54980 and S-55268 are modified as described in Findings of Facts #11 & 12 and 13 & 14.
4. 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 diversion (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.
5. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2025**. A Claim of Beneficial Use shall be submitted by WCDIC to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. After proof of completion, new certificates confirming the rights transferred from Certificates 96666, 96673, 38861, and 42435 will be issued. Any water right certificate issued to confirm changes to Certificates 96666 and 96673 under Transfer T-14242 are to remain in the name of the name of Willow Creek District Improvement Company.

Dated in Salem, Oregon on DEC 19 2023



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Issuance/Mailing Date. DEC 20 2023