

Authorized Point of Diversion:

TWP	RNG	MER	SEC	Q - Q	Lot	SURVEY COORDINATES
1 S	10 E	WM	4	NW SW	1	3750 feet South and 430 feet East from the NW Corner of Section 4

Authorized Place of Use:

TWP	RNG	MER	SEC	Q - Q	TL	ACRES	USER
2 N	10 E	WM	26	NE SE	1100	4.2	C.M. & W.O. SHEPPARD, INC.

5. Application T-10393 proposes to TEMPORARILY change the place of use for the above described right to:

TWP	RNG	MER	SEC	Q - Q	TL	ACRES	USER
1 N	10 E	WM	2	NW SW	1806	1.1	Wy'EAST VINEYARDS, INC.
1 N	10 E	WM	2	SW SW	1806	3.1	Wy'EAST VINEYARDS, INC.

6. The district temporary transfer application satisfies the criteria of OAR 690-385-4000, contains the information required under OAR 690-385-2000, and includes maps meeting the requirements of OAR 690-385-2200.
7. The water right is subject to transfer as defined in OAR 690-385-0100(17).
8. The proposed change in place of use would not result in enlargement of the right.
9. The proposed change in place of use would not result in injury to other water rights

Conclusions of Law


The change in place of use proposed in Transfer Application T-10393 satisfies the requirements of ORS 540.574(3) and 540.570.

Now, therefore, it is ORDERED:

1. The proposed change in place of use to the water right evidenced by Certificate 81340 is approved.
2. The temporary transfer is effective for the 2007 irrigation season.
3. The right to the use of water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in the District's water rights, related decree, and the Final Order approving T-10393.
4. The use of water on the lands from which the water right is transferred and at the new temporary place of use during the same irrigation season or calendar year is prohibited and may subject the district and landowner to civil penalties.

5. The use of water under this temporary transfer may be conditioned or revoked at any time to the extent necessary to avoid injury if the Department finds the transfer causes injury to any existing water right.
6. At the end of the 2007 irrigation season all uses of water under this temporary transfer revert automatically to the terms and conditions of the original water right permit, certificate, or adjudication as evidenced by a court decree.

Dated at Salem, Oregon this 3rd day of July, 2007.


Phillip C. Ward, Director

Mailing date: JUL 11 2007