

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

In the Matter of Transfer Application                    )     FINAL ORDER CORRECTING A  
T-9840, Jackson County                                    )     DISTRICT PERMANENT TRANSFER

**Authority**

ORS 540.570 to 540.580 establishes the process in which a district may submit a request to transfer a water right within district boundaries. OAR Chapter 690, Division 385 implements the statutes and provides the Department’s procedures and criteria for evaluating district transfer applications.

**Applicant**

EAGLE POINT IRRIGATION DISTRICT  
PO BOX 157  
EAGLE POINT, OR 97524

**Findings of Fact**

1. On July 15, 2010, the Department issued an order approving Transfer Application T-9840 filed by Eagle Point Irrigation District (EPID). The order is recorded in Special Order Volume 81, Pages 418 – 421.
2. On June 27, 2011, the following scrivener’s error was noted on the proposed places of use under Certificate 68741:

**Proposed Place of Use:**

Irrigation								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
36 S	1 W	WM	22	NWNE	1.0	200	KELLY	7-04

3. The correct location for the proposed place of use under Certificate 68741 should have been listed as follows (cited below in **bold**):

**Proposed Place of Use:**

Irrigation								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
<b>35 S</b>	<b>1 W</b>	<b>WM</b>	<b>22</b>	<b>NWNE</b>	<b>1.0</b>	<b>200</b>	<b>KELLY</b>	<b>7-04</b>

4. Also on June 27, 2011, the following scrivener’s error was noted on the authorized and proposed places of use under Certificate 75429:

This is an 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.

**Authorized Place of Use:**

Irrigation								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
36 S	1 W	WM	20	SE SE	1.1	800	CARPENTER	4-04

**Proposed Place of Use:**

Irrigation								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
36 S	1 W	WM	20	SE SE	1.1	800	CARPENTER	4-04

5. The correct location for the authorized and proposed places of use should have been listed as follows (cited below in **bold**):

**Authorized Place of Use:**

Irrigation								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
35 S	1 W	WM	20	SE SE	1.1	800	CARPENTER	4-04

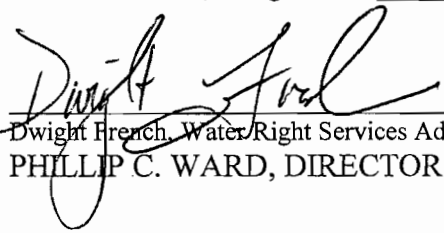
**Proposed Place of Use:**

Irrigation								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
35 S	1 W	WM	20	SE SE	1.1	800	CARPENTER	4-04

**Now, therefore, it is ORDERED:**

1. The proposed correction in place of use to the water rights evidenced by Certificates 68741 and 75429 are corrected.
6. All other terms and conditions contained in the original approving order, Special Order Volume 81 Pages 418 – 421 remain unchanged.

Dated at Salem, Oregon this 27 day of June, 2011.

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

Mailing Date: JUN 29 2011