

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

In the Matter of Transfer Application                    )     FINAL ORDER APPROVING A  
T-10485, 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**

TALENT IRRIGATION DISTRICT  
PO BOX 467  
TALENT, OR 97540

**Findings of Fact**

1. On November 13, 2007, Talent Irrigation District (TID) filed a district transfer application to permanently change the place of use under Certificates 79212 and Water Use Permit S-25915. The Department assigned the application number T-10485.
2. Water Use Permit S-25915 was confirmed by Certificate 83727 on January 10, 2008.
3. Notice of the application for transfer was published on November 20, 2007, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
4. The portion of the first right to be transferred is as follows:

**Certificate:** 79212, in the name of TALENT IRRIGATION DISTRICT

**Use:** IRRIGATION of 38.91 acres

**Authorized Source, Tributaries (Trib.), Priority Date and description of points of diversion:**

Source	Trib.	Priority Date	Twp	Rng	Mer	Sec	Q-Q	Measured Distances/Description
Emigrant Creek	Bear Creek	05/23/1912	39S	2E	WM	20	SESE	POINT OF DIVERSION IS LOCATED AT THE TOE OF EMIGRANT DAM
McDonald Creek	Little Applegate River	08/20/1915	40S	1W	WM	10	SESE	INTO MCDONALD CREEK CANAL; 700 FEET NORTH AND 300 FEET WEST FROM THE SE CORNER OF SECTION 10
Greeley Creek	Little Applegate River	08/20/1915	40S	1W	WM	3	NWSE	INTO MCDONALD CREEK CANAL; 2400 FEET NORTH AND 2300 FEET WEST FROM THE SE CORNER OF SECTION 3

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.

Source	Trib.	Priority Date	Twp	Rng	Mer	Sec	Q-Q	Measured Distances/Description
Bear Creek	Rogue River	07/31/1915	38S	1E	WM	33	SESW	OAK STREET DAM; 150 FEET NORTH AND 2020 FEET EAST FROM THE SW CORNER OF SECTION 33
Neil Creek	Bear Creek	07/31/1915	39S	2E	WM	30	SESW	ASHLAND LATERAL; 600 FEET NORTH AND 1350 FEET EAST FROM THE SW CORNER OF SECTION 30
Ashland Creek	Bear Creek	07/31/1915	39S	1E	WM	4	NENW	710 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 4
Emigrant Creek	Bear Creek	07/31/1915	40S	2E	WM	2	SWNE	ASHLAND LATERAL; 520 FEET NORTH AND 1900 FEET WEST FROM THE E1/4 CORNER OF SECTION 2
Wagner Creek	Bear Creek	07/31/1915	39S	1W	WM	2	SWSE	UPPER WEST LATERAL; 100 FEET NORTH AND 1800 FEET WEST FROM THE SE CORNER OF SECTION 2
Wagner Creek	Bear Creek	07/31/1915	38S	1W	WM	35	SESW	WEST LATERAL; 600 FEET NORTH AND 3600 FEET WEST FROM THE SE CORNER OF SECTION 35
Anderson Creek	Bear Creek	07/31/1915	38S	1W	WM	33	NESE	2100 FEET NORTH AND 600 FEET WEST FROM THE SE CORNER OF SECTION 33
Anderson Creek	Bear Creek	07/31/1915	38S	1W	WM	34	NENW	WEST LATERAL; 800 FEET SOUTH AND 2400 FEET EAST FROM THE NW CORNER OF SECTION 34
Anderson Creek	Bear Creek	07/31/1915	38S	1W	WM	27	NENW	TALENT MIDDLE CANAL; 4000 FEET NORTH AND 2500 FEET EAST FROM THE SW CORNER OF SECTION 27
Coleman Creek	Bear Creek	09/06/1915	38S	1W	WM	20	SESW	2100 FEET SOUTH AND 1500 FEET EAST FROM THE NW CORNER OF SECTION 20
Coleman Creek	Bear Creek	09/06/1915	38S	1W	WM	17	SESE	TALENT MIDDLE CANAL; 900 FEET NORTH AND 1100 FEET WEST FROM THE SE CORNER OF SECTION 17
Kenutchen Creek (Knudsen Creek)	Bear Creek	09/06/1915	38S	1E	WM	18	SWNW	1450 FEET SOUTH AND 700 FEET EAST FROM THE NW CORNER OF SECTION 18
Meyers Creek (Myers Creek)	Bear Creek	09/06/1915	38S	1E	WM	20	SESE	700 FEET NORTH AND 20 FEET WEST FROM THE SE CORNER OF SECTION 20
Butler Creek	Bear Creek	09/06/1915	38S	1E	WM	28	SESW	2500 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Keene Creek and Keene Creek Reservoir (Hyatt Reservoir)	Jenny Creek	05/23/1912	--	--	--	--	--	SOURCES ARE TRIBUTARIES OF JENNY CREEK IN THE KLAMATH RIVER BASIN. LIMITED TO 100 CFS
Keene Creek	Jenny Creek	09/06/1915	39S	3E	WM	16	SESE	HYATT RESERVOIR; 15 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER OF SECTION 16
Keene Creek	Jenny Creek	09/06/1915	39S	3E	WM	20	SESE	REDIVERSION - LITTLE HYATT POOL DIVERSION; 800 FEET NORTH AND 750

Source	Trib.	Priority Date	Twp	Rng	Mer	Sec	Q-Q	Measured Distances/Description
								FEET WEST FROM THE SE CORNER OF SECTION 20
Keene Creek	Jenny Creek	09/06/1915	39S	3E	WM	33	SWSW	REDIVERSION AT KEENE CREEK DIVERSION DAM (beginning point of Green Springs Tunnel); 1200 FEET NORTH AND 1200 FEET EAST FROM THE SW CORNER OF SECTION 33
Emigrant Reservoir	Emigrant Creek	01/27/1920	39S	2E	WM	20	SESE	POINT OF DIVERSION IS LOCATED AT THE TOE OF EMIGRANT DAM

**Authorized Places of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38S	1W	WM	6	NWSW	0.60	1700	Culbertson	06-13
38S	1W	WM	6	NWSW	0.20	1700	Culbertson	06-13
38S	1W	WM	16	SWNE	1.00	800	Huntley Enterprises	06-15
38S	1W	WM	16	SWNE	1.50	3700	MBR Pacific	06-16
38S	1W	WM	22	NWNE	1.46	1400	Rhino Excavation	06-7
38S	1W	WM	22	SWNE	1.04	1400	Rhino Excavation	06-7
38S	1W	WM	22	SENE	0.40	1700	Whitely	06-5
38S	1W	WM	23	NESE	3.76	300	Oak Valley Limited	04-50
38S	1W	WM	23	NWSE	0.20	300	Oak Valley Limited	04-50
38S	1W	WM	23	NWSE	1.50	301	City of Talent	07-9
38S	1W	WM	23	NWSE	0.10	301	City of Talent	07-8
38S	1W	WM	23	SWSE	2.00	300	Oak Valley Limited	04-50
38S	1W	WM	23	SESE	2.30	300	Oak Valley Limited	04-50
38S	1W	WM	25	NWSW	1.90	7800	Cota Homes	06-11
38S	1W	WM	25	NWSE	0.50	100	C. A. Galpin	06-3
38S	1W	WM	25	NWSE	1.30	102	C. A. Galpin	06-11
38S	1W	WM	25	NWSE	0.50	100	C. A. Galpin	06-2
38S	1W	WM	26	NENE	0.07	1800	Fidler	06-10
38S	1W	WM	26	SENE	0.58	1800	Fidler	06-10
38S	1W	WM	26	SENE	6.80	2200	City of Talent	07-4
38S	1W	WM	26	SENE	0.70	1900	Dardon/Fahel	06-12
38S	1W	WM	26	SWNW	1.40	2200	City of Talent	07-4
38S	1W	WM	26	NESE	1.00	900	City of Talent	07-3
38S	1W	WM	26	NESE	1.80	900	City of Talent	07-4
38S	1W	WM	30	NENE	1.00	2401	Jones	06-14
38S	1W	WM	36	NWNE	1.90	1099	City of Talent	07-8
38S	2W	WM	2	SWSE	0.20	1200	Hunt	06-16
39S	1E	WM	10	NWNW	0.10	2600	Mindlin	06-11
39S	1E	WM	10	SWNW	0.50	2600	Mindlin	06-11
39S	1E	WM	14	NENW	0.10	500	IPCO Development	05-37
39S	1E	WM	14	NENW	1.30	600	IPCO Development	05-37
39S	1E	WM	14	NWSW	1.20	600	Cota Homes	06-11
<b>Total:</b>					<b>38.91</b>			

5. Transfer Application T-10485 proposes to change the places of use to:

**Proposed Places of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
39S	1E	WM	24	NESW	3.78	603	Fish/Curnow	04-50
39S	1E	WM	24	SESW	4.48	603	Fish/Curnow	04-50
39S	1E	WM	13	SW SW	0.10	2508	Brim	05-37
39S	1E	WM	24	NWNW	1.30	2508	Brim	05-37
39S	1E	WM	10	NENW	0.05	209	Mill Pond Sub. Owners	06-5
39S	1E	WM	10	SESW	0.13	209	Mill Pond Sub. Owners	06-5
39S	1E	WM	10	NENW	0.10	126	Mill Pond Sub. Owners	06-5
39S	1E	WM	10	SESW	0.12	126	Mill Pond Sub. Owners	06-5
39S	2E	WM	19	NESW	2.50	504	Traynor	06-7
38S	1W	WM	20	NWNE	0.65	900	Wiltout/Frye	06-10
39S	1E	WM	11	NESW	5.00	200	Felger	06-11
39S	2E	WM	31	SENE	0.70	2402	Crabtree	06-12
38S	1W	WM	2	SESE	0.80	2506	Saddington	06-13
39S	1E	WM	2	NESW	1.00	217	Scheid Family Trust	06-14
38S	1W	WM	26	NWSE	0.70	303	Davies/Haddad	06-15
38S	1W	WM	26	SWSE	0.30	303	Davies/Haddad	06-15
38S	2W	WM	2	SWSE	1.00	1200	Hunt	06-16
39S	2E	WM	32	NWSW	1.70	504	Traynor	07-4
39S	2E	WM	32	NW SW	1.00	1409	Menold	07-3
39S	2E	WM	19	SESW	7.60	504	Traynor	07-4
39S	2E	WM	19	NESW	2.40	504	Traynor	07-4
39S	1E	WM	12	NENW	2.00	335	Eddington	07-8
39S	1E	WM	12	NENW	0.70	323	Holland	07-9
39S	1E	WM	12	SESW	0.80	323	Holland	07-9
<b>Total:</b>					<b>38.91</b>			

6. The portion of the second primary irrigation right to be transferred is as follows:

**Certificate:** 83727, (perfected under Permit S-25915) in the name of U. S. Bureau of Reclamation

**Use:** IRRIGATION of 17.54 acres

**Priority Dates:** June 8, 1953 for Soda Creek and Little Beaver Creek and September 6, 1915 for all other streams.

**Authorized Source, Tributaries and description of points of diversion:**

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Emigrant Creek and Emigrant Reservoir	Bear Creek	39S	2E	WM	20	SESE	The point of diversion is located at the outlet of Emigrant Reservoir.
South Fork Little Butte Creek	Little Butte Creek	37S	4E	WM	16	SESE	1240 FEET NORTH AND 1100 FEET WEST FROM THE SE 1/4 CORNER OF SECTION 16
Conde Creek	South Fork Little Butte Creek	38S	3E	WM	9	SWSW	1320 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER OF SECTION 9
Dead Indian Creek	South Fork Little Butte Creek	38S	3E	WM	15	SESW	1310 FEET NORTH AND 1100 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 15
Daley Creek	South Fork Little Butte Creek	37S	4E	WM	34	SWSE	750 FEET NORTH AND 480 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 34
Beaver Dam Creek	South Fork Little Butte	38S	4E	WM	4	NESW	2000 FEET NORTH AND 1800 FEET EAST FROM THE SW CORNER OF SECTION 4

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
	Creek						
Pole Bridge Creek	South Fork Little Butte Creek	37S	4E	WM	28	SENW	1380 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Deadwood Creek	South Fork Little Butte Creek S	38S	4E	WM	6	NESE	Not specified on certificate.
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	16	SESE	HYATT RESERVOIR; 15 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER OF SECTION 16
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	20	SESE	REDIVERSION AT LITTLE HYATT POOL DIVERSION; 800 FEET NORTH AND 750 FEET WEST FROM THE SE CORNER OF SECTION 20
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	33	SWSW	KEENE CREEK DIVERSION DAM (beginning of Green Springs Tunnel); 1200 FEET NORTH AND 1200 FEET EAST FROM THE SW CORNER OF SECTION 33
Grizzly Creek and Howard Prairie Reservoir	Jenny Creek	38S	4E	WM	32	E1/2 of SW1/4	Not specified on certificate
Soda Creek	Grizzly Creek	39S	4E	WM	8	SWNW	2200 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER OF SECTION 8
Little Beaver Creek	Jenny Creek	39S	4E	WM	19	SESW	600 FEET NORTH AND 1930 FEET EAST FROM THE SW CORNER OF SECTION 19

**Authorized Places of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
37S	1W	WM	27	SWNW	2.00	500	Crystal Springs Dev.	05-34
37S	1W	WM	27	SENW	1.00	800	Crystal Springs Dev.	05-7
37S	1W	WM	27	SENW	1.00	800	Crystal Springs Dev.	05-14
37S	1W	WM	27	SENW	2.00	800	Crystal Springs Dev.	05-8
37S	1W	WM	27	NESW	1.00	800	Crystal Springs Dev.	05-13
37S	1W	WM	27	NWSE	1.00	1000	Crystal Springs Dev.	05-30
37S	1W	WM	34	SENW	1.00	1202	Mahar/SIDRB LLC	05-18
37S	1W	WM	34	SENW	1.50	2000	Mahar	04-22
37S	1W	WM	34	SENW	1.00	1202	Mahar/SIDRB LLC	05-21
37S	1W	WM	34	SENW	1.00	1202	Mahar/SIDRB LLC	05-22
37S	1W	WM	34	SENW	1.10	1202	Mahar/SIDRB LLC	05-24
37S	1W	WM	34	SENW	0.90	1202	Mahar/SIDRB LLC	05-24
37S	1W	WM	34	SENW	2.00	1202	Mahar/SIDRB LLC	05-28
38S	1W	WM	18	NESE	0.08	302	Loogman	06-3
38S	1W	WM	18	NWSE	0.50	300	Loogman	06-2
38S	1W	WM	18	NWSE	0.14	100	Galpin	06-2
38S	1W	WM	18	NWSE	0.32	302	Loogman	06-3
<b>Total:</b>					<b>17.54</b>			

7. Transfer Application T-10485 proposes to change the places of use to:

**Proposed Places of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38S	1W	WM	18	SESW	1.50	700	Haugen	04-22
38S	1W	WM	18	NWSE	0.50	300	Loogman	06-2
38S	1W	WM	18	NWSE	0.14	300	Loogman	06-2
38S	1W	WM	18	NWSE	0.40	302	Loogman	06-3
39S	2E	WM	20	NESW	1.00	506	Peterson	05-7
39S	2E	WM	20	SWNW	2.00	407	Rezek	05-8
39S	2E	WM	19	NENE	0.30	131	Gonzales-Urien	05-13
39S	2E	WM	19	NWNE	0.70	131	Gonzales-Urien	05-13
39S	2E	WM	20	SWNW	1.00	406	Gibbs	05-14
39S	2E	WM	19	SESE	1.00	120	Johnson	05-18
39S	2E	WM	19	SESE	1.00	2102	Lofthouse	05-21
39S	2E	WM	19	NWSE	0.90	100	Sockman	05-22
39S	2E	WM	19	SWSE	0.10	100	Sockman	05-22
39S	2E	WM	19	SWNE	1.40	108	Eckert	05-24
39S	2E	WM	19	SENE	0.60	108	Eckert	05-24
39S	2E	WM	19	SWNE	2.00	105	Milroy	05-28
39S	2E	WM	19	SENE	1.00	106	Meek	05-30
39S	2E	WM	19	NESE	0.90	111	Algoasibi	05-34
39S	2E	WM	20	NWSW	1.10	502	Algoasibi	05-34
<b>Total:</b>					<b>17.54</b>			

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

**Certificate:** 83727 in the name of U. S. Bureau of Reclamation

**Use:** SUPPLEMENTAL IRRIGATION of 39.95 acres

**Priority Dates:** June 8, 1953 for Soda Creek and Little Beaver Creek and September 6, 1915 for all other streams.

**Authorized Source, Tributaries and description of points of diversion:**

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Emigrant Creek and Emigrant Reservoir	Bear Creek	39S	2E	WM	20	SESE	The point of diversion is located at the outlet of Emigrant Reservoir.
South Fork Little Butte Creek	Little Butte Creek	37S	4E	WM	16	SESE	1240 FEET NORTH AND 1100 FEET WEST FROM THE SE1/4 CORNER OF SECTION 16
Conde Creek	South Fork Little Butte Creek	38S	3E	WM	9	SWSW	1320 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER OF SECTION 9
Dead Indian Creek	South Fork Little Butte Creek	38S	3E	WM	15	SESW	1310 FEET NORTH AND 1100 FEET WEST FROM THE SOUTH ¼ CORNER OF SECTION 15
Daley Creek	South Fork Little Butte Creek	37S	4E	WM	34	SWSE	750 FEET NORTH AND 480 FEET EAST FROM THE SOUTH ¼ CORNER OF SECTION 34
Beaver Dam Creek	South Fork Little Butte Creek	38S	4E	WM	4	NESW	2000 FEET NORTH AND 1800 FEET EAST FROM THE SW CORNER OF SECTION 4

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Pole Bridge Creek	South Fork Little Butte Creek	37S	4E	WM	28	SENW	1380 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Deadwood Creek	South Fork Little Butte Creek S	38S	4E	WM	6	NESE	Not specified on certificate.
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	16	SESE	HYATT RESERVOIR; 15 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER OF SECTION 16
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	20	SESE	REDIVERSION AT LITTLE HYATT POOL DIVERSION; 800 FEET NORTH AND 750 FEET WEST FROM THE SE CORNER OF SECTION 20
Keene Creek and Keene Creek Reservoir	Jenny Creek	39S	3E	WM	33	SWSW	KEENE CREEK DIVERSION DAM (beginning of Green Springs Tunnel); 1200 FEET NORTH AND 1200 FEET EAST FROM THE SW CORNER OF SECTION 33
Grizzly Creek and Howard Prairie Reservoir	Jenny Creek	38S	4E	WM	32	E1/2 of SW1/4	Not specified on certificate
Soda Creek	Grizzly Creek	39S	4E	WM	8	SWNW	2200 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER OF SECTION 8
Little Beaver Creek	Jenny Creek	39S	4E	WM	19	SESW	600 FEET NORTH AND 1930 FEET EAST FROM THE SW CORNER OF SECTION 19

### Authorized Places of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38S	1W	WM	6	NWSW	0.60	1700	Culbertson	06-13
38S	1W	WM	6	NWSW	0.20	1700	Culbertson	06-13
38S	1W	WM	16	SWNE	1.00	800	Huntley Enterprises	06-15
38S	1W	WM	16	SWNE	1.50	3700	MBR Pacific	06-16
38S	1W	WM	18	NWSE	0.32	302	Loogman	06-3
38S	1W	WM	18	NWSE	0.08	302	Loogman	06-3
38S	1W	WM	18	NWSE	0.50	302	Loogman	06-2
38S	1W	WM	18	NWSE	0.14	302	Loogman	06-2
38S	1W	WM	22	NWNE	1.46	1400	Rhino Excavation	06-7
38S	1W	WM	22	SWNE	1.04	1400	Rhino Excavation	06-7
38S	1W	WM	22	SENE	0.40	1700	Whitely	06-5
38S	1W	WM	23	NESE	3.76	300	Oak Valley Limited	04-50
38S	1W	WM	23	NWSE	0.20	300	Oak Valley Limited	04-50
38S	1W	WM	23	NWSE	1.50	301	City of Talent	07-9
38S	1W	WM	23	NWSE	0.10	301	City of Talent	07-8
38S	1W	WM	23	SWSE	2.00	300	Oak Valley Limited	04-50
38S	1W	WM	23	SESE	2.30	300	Oak Valley Limited	04-50
38S	1W	WM	25	NWSW	1.90	7800	Cota Homes	06-11
38S	1W	WM	25	NWSE	0.50	100	C. A. Galpin	06-3
38S	1W	WM	25	NWSE	1.30	102	C. A. Galpin	06-11

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38S	1W	WM	25	NWSE	0.50	100	C. A. Galpin	06-2
38S	1W	WM	26	NENE	0.07	1800	Fidler	06-10
38S	1W	WM	26	SENE	0.58	1800	Fidler	06-10
38S	1W	WM	26	SENE	6.80	2200	City of Talent	07-4
38S	1W	WM	26	SENE	0.70	1900	Dardon/Fahel	06-12
38S	1W	WM	26	SWNW	1.40	2200	City of Talent	07-4
38S	1W	WM	26	NESE	1.00	900	City of Talent	07-3
38S	1W	WM	26	NESE	1.80	900	City of Talent	07-4
38S	1W	WM	30	NENE	1.00	2401	Jones	06-14
38S	1W	WM	36	NWNE	1.90	1099	City of Talent	07-8
38S	2W	WM	2	SWSE	0.20	1200	Hunt	06-16
39S	1E	WM	10	NWNW	0.10	2600	Mindlin	06-11
39S	1E	WM	10	SWNW	0.50	2600	Mindlin	06-11
39S	1E	WM	14	NENW	0.10	500	IPCO Development	05-37
39S	1E	WM	14	NENW	1.30	600	IPCO Development	05-37
39S	1E	WM	14	NWSW	1.20	600	Cota Homes	06-11
<b>Total:</b>					<b>39.95</b>			

9. Transfer Application T-10485 proposes to change the places of use to:

**Proposed Places of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38S	1W	WM	2	SESE	0.80	2506	Saddington	06-13
38S	1W	WM	18	NWSE	0.40	302	Loogman	06-3
38S	1W	WM	18	NWSE	0.50	300	Loogman	06-2
38S	1W	WM	20	NWNE	0.65	900	Wiltrout/Frye	06-10
38S	1W	WM	25	NWSE	0.14	300	Loogman	06-2
38S	1W	WM	26	NWSE	0.70	303	Davies/Haddad	06-15
38S	1W	WM	26	SWSE	0.30	303	Davies/Haddad	06-15
38S	2W	WM	2	SWSE	1.00	1200	Hunt	06-16
39S	1E	WM	24	NESW	3.78	603	Fish/Curnow	04-50
39S	1E	WM	24	SESW	4.48	603	Fish/Curnow	04-50
39S	1E	WM	13	SW SW	0.10	2508	Brim	05-37
39S	1E	WM	24	NWNW	1.30	2508	Brim	05-37
39S	1E	WM	10	NENW	0.05	209	Mill Pond Sub. Owners	06-5
39S	1E	WM	10	NENW	0.10	126	Mill Pond Sub. Owners	06-5
39S	1E	WM	10	SESW	0.13	209	Mill Pond Sub. Owners	06-5
39S	1E	WM	10	SESW	0.12	126	Mill Pond Sub. Owners	06-5
39S	1E	WM	11	NESW	5.00	200	Felger	06-11
39S	1E	WM	2	NESW	1.00	217	Scheid Family Trust	06-14
39S	1E	WM	12	NENW	2.00	335	Eddington	07-8
39S	1E	WM	12	NENW	0.70	323	Holland	07-9
39S	1E	WM	12	SESW	.80	323	Holland	07-9
39S	2E	WM	19	SESW	7.60	504	Traynor	07-4
39S	2E	WM	19	NESW	2.50	504	Traynor	06-7
39S	2E	WM	19	NESW	2.40	504	Traynor	07-4
39S	2E	WM	31	SENE	0.70	2402	Crabtree	06-12
39S	2E	WM	32	NWSW	1.70	504	Traynor	07-4
39S	2E	WM	32	NWSW	1.00	1409	Menold	07-3
<b>Total:</b>					<b>39.95</b>			



10. The district permanent 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.
11. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
12. The proposed change in places of use will not result in enlargement of the rights.
13. The proposed change in places of use will not result in injury to other water rights.

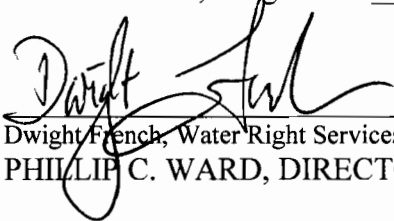
**Conclusions of Law**

The proposed changes in place of use as proposed in Transfer Application T-10485 satisfy the requirements of ORS 540.574(3) and 540.580.

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

1. The proposed changes in place of use to the water rights evidenced by Certificates 79212 and 83727 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 79212 and 83727 and any related decree.
3. The former places of use shall no longer be irrigated as part of these water rights.
4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. The approved changes shall be completed and full beneficial use of the water shall be made on or before October 1, 2012.
6. A Claim of Beneficial Use (CBU) shall be submitted by the applicant to the Department by October 1, 2013.
7. Water right certificates 79212 and 83727 are modified. The Department will issue superseding certificates describing the rights when it determines it is necessary for record keeping.

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



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

*Mailing Date:* JUN 29 2011