

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

In the Matter of Transfer Application                    )     FINAL ORDER APPROVING  
T-13398, Morrow County                                )     A DISTRICT TEMPORARY TRANSFER

**Authority**

Oregon Revised Statute (ORS) 540.570 establishes the process in which a district may submit a request to temporarily 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**

COLUMBIA IMPROVEMENT DISTRICT  
PO BOX 47  
BOARDMAN, OR 97818

**Findings of Fact**

1. On March 18, 2020, Columbia Improvement District filed a district transfer application to temporarily change the places of use within the boundaries of the irrigation district under Certificates 92990, 92991, 92992, and 92993. The Department assigned the application number T-13398.
2. Notice of the application for transfer was published on March 24, 2020, pursuant to ORS 540.570 and OAR 690-385-3400. No comments were filed in response to the notice.
3. The first right to be temporarily transferred is as follows:

**Certificate:** 92990 in the name of POTLATCH CORPORATION (perfected under Permit S-37150)

**Use:** IRRIGATION OF 133.59 ACRES

**Priority Date:** JULY 25, 1973

**Rate:** 3.51 CUBIC FEET PER SECOND (CFS), PROVIDED THE TOTAL QUANTITY DIVERTED UNDER THE RIGHTS PERFECTED UNDER PERMIT 37150 DOES NOT EXCEED 140.1 CFS, or its equivalent in case of rotation, measured at the point of diversion.

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed

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.

4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** COLUMBIA RIVER, a tributary of the PACIFIC OCEAN

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
4 N	25 E	WM	2	NE NW	7	SOUTH 86°22'46" WEST 2829 FEET FROM NE CORNER OF SECTION 2

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
3 N	27 E	WM	4	NE SW	6.05	200	AgriNorthwest
3 N	27 E	WM	4	NW SW	5.88	200	AgriNorthwest
3 N	27 E	WM	4	SW SW	5.89	200	AgriNorthwest
3 N	27 E	WM	4	SE SW	7.16	200	AgriNorthwest
3 N	27 E	WM	7	NE SE	0.18	200	AgriNorthwest
3 N	27 E	WM	7	SE SE	0.27	200	AgriNorthwest
3 N	27 E	WM	8	NE SW	8.23	200	AgriNorthwest
3 N	27 E	WM	8	NW SW	5.45	200	AgriNorthwest
3 N	27 E	WM	8	SW SW	5.84	200	AgriNorthwest
3 N	27 E	WM	8	SE SW	7.44	200	AgriNorthwest
3 N	27 E	WM	8	NE SE	7.07	200	AgriNorthwest
3 N	27 E	WM	8	NW SE	6.18	200	AgriNorthwest
3 N	27 E	WM	8	SW SE	6.32	200	AgriNorthwest
3 N	27 E	WM	8	SE SE	6.27	200	AgriNorthwest
3 N	27 E	WM	9	NE NW	6.69	200	AgriNorthwest
3 N	27 E	WM	9	NW NW	6.56	200	AgriNorthwest
3 N	27 E	WM	9	SW NW	6.79	200	AgriNorthwest
3 N	27 E	WM	9	SE NW	7.59	200	AgriNorthwest
3 N	27 E	WM	9	NE SW	7.10	200	AgriNorthwest
3 N	27 E	WM	9	NW SW	6.57	200	AgriNorthwest
3 N	27 E	WM	9	SW SW	6.46	200	AgriNorthwest
3 N	27 E	WM	9	SE SW	7.60	200	AgriNorthwest
<b>Total:</b>					<b>133.59</b>		

4. Transfer Application T-13398 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
2 N	28 E	WM	5	NW NW	0.09	900	AgriNorthwest
2 N	28 E	WM	6	NE NE	35.63	1000	AgriNorthwest
2 N	28 E	WM	6	NW NE	31.34	1000	AgriNorthwest
2 N	28 E	WM	6	SW NE	31.36	1000	AgriNorthwest
2 N	28 E	WM	6	SE NE	28.56	1000	AgriNorthwest
2 N	28 E	WM	6	NE NW	1.29	1000	AgriNorthwest
2 N	28 E	WM	6	SE NW	0.65	1000	AgriNorthwest
3 N	28 E	WM	31	SW SE	2.48	8904	AgriNorthwest
3 N	28 E	WM	31	SE SE	2.19	8904	AgriNorthwest
<b>Total:</b>					<b>133.59</b>		

5. The second right to be temporarily transferred is as follows:

**Certificate:** 92991 in the name of POTLATCH CORPORATION (perfected under Permit S-37150)

**Use:** IRRIGATION OF 63.76 ACRES

**Priority Date:** JULY 25, 1973

**Rate:** 1.59 CUBIC FEET PER SECOND (CFS), PROVIDED THE TOTAL QUANTITY DIVERTED UNDER THE RIGHTS PERFECTED UNDER PERMIT 37150 DOES NOT EXCEED 140.1 CFS, or its equivalent in case of rotation, measured at the point of diversion.

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** COLUMBIA RIVER, a tributary of the PACIFIC OCEAN

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
4 N	25 E	WM	2	NE NW	7	SOUTH 86°22'46" WEST 2829 FEET FROM NE CORNER OF SECTION 2

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
3 N	27 E	WM	18	SE NE	1.47	1300	AgriNorthwest
3 N	27 E	WM	18	NW SW	10.70	1300	AgriNorthwest
3 N	27 E	WM	18	SW SW	15.60	1300	AgriNorthwest
3 N	27 E	WM	18	NE SE	26.50	1300	AgriNorthwest
3 N	27 E	WM	18	NW SE	3.59	1300	AgriNorthwest
3 N	27 E	WM	18	SE SE	5.90	1300	AgriNorthwest
<b>Total:</b>					<b>63.76</b>		

6. Transfer Application T-13398 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
2 N	28 E	WM	6	NE NW	3	22.65	1000	
2 N	28 E	WM	6	NW NW	4	1.63	1000	
3 N	28 E	WM	31	SW SW		0.59	8904	
3 N	28 E	WM	31	SE SW		5.02	8904	
3 N	28 E	WM	32	NE SE		4.24	9000	
3 N	28 E	WM	32	NW SE		29.63	9000	
<b>Total:</b>					<b>63.76</b>			

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

**Certificate:** 92992 in the name of POTLATCH CORP. (perfected under Permit S-37150)  
**Use:** IRRIGATION OF 1425.07 ACRES  
**Priority Date:** JULY 25, 1973  
**Rate:** 30.72 CUBIC FEET PER SECOND (CFS), PROVIDED THE TOTAL QUANTITY DIVERTED UNDER THE RIGHTS PERFECTED UNDER PERMIT 37150 DOES NOT EXCEED 140.1 CFS, or its equivalent in case of rotation, measured at the point of diversion.

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** COLUMBIA RIVER, a tributary of the PACIFIC OCEAN

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
4 N	25 E	WM	2	NE NW	7	SOUTH 86°22'46" WEST 2829 FEET FROM NE CORNER OF SECTION 2

**Authorized Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	26 E	WM	1	NE NE	2	6.32	100	AgriNorthwest
3 N	26 E	WM	1	NW NE	2	6.40	100	AgriNorthwest
3 N	26 E	WM	1	SW NE	1	6.92	100	AgriNorthwest
3 N	26 E	WM	1	SE NE	1	7.24	100	AgriNorthwest
3 N	26 E	WM	1	NE NW	2	6.14	100	AgriNorthwest
3 N	26 E	WM	1	NW NW	2	6.36	100	AgriNorthwest
3 N	26 E	WM	1	SW NW	1	6.29	100	AgriNorthwest
3 N	26 E	WM	1	SE NW		6.35	100	AgriNorthwest
3 N	26 E	WM	1	NE SW		5.37	100	AgriNorthwest
3 N	26 E	WM	1	NW SW		9.47	100	AgriNorthwest
3 N	26 E	WM	1	SW SW		8.36	100	AgriNorthwest
3 N	26 E	WM	1	SE SW		4.93	100	AgriNorthwest
3 N	26 E	WM	1	NE SE		6.58	100	AgriNorthwest
3 N	26 E	WM	1	NW SE		9.91	100	AgriNorthwest
3 N	26 E	WM	1	SW SE		10.24	100	AgriNorthwest
3 N	26 E	WM	1	SE SE		6.61	100	AgriNorthwest
3 N	26 E	WM	2	NE NE	2	5.54	100	AgriNorthwest
3 N	26 E	WM	2	NW NE	2	7.43	100	AgriNorthwest
3 N	26 E	WM	2	SW NE	1	7.59	100	AgriNorthwest
3 N	26 E	WM	2	SE NE	1	5.64	100	AgriNorthwest
3 N	26 E	WM	2	NE NW	2	6.15	100	AgriNorthwest
3 N	26 E	WM	2	NW NW	2	6.22	100	AgriNorthwest
3 N	26 E	WM	2	SW NW	1	6.45	100	AgriNorthwest
3 N	26 E	WM	2	SE NW	1	6.19	100	AgriNorthwest

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	26 E	WM	2	NE SW		6.51	100	AgriNorthwest
3 N	26 E	WM	2	NW SW		7.08	100	AgriNorthwest
3 N	26 E	WM	2	SW SW		7.01	100	AgriNorthwest
3 N	26 E	WM	2	SE SW		5.88	100	AgriNorthwest
3 N	26 E	WM	2	NE SE		7.30	100	AgriNorthwest
3 N	26 E	WM	2	NW SE		9.05	100	AgriNorthwest
3 N	26 E	WM	2	SW SE		8.25	100	AgriNorthwest
3 N	26 E	WM	2	SE SE		5.92	100	AgriNorthwest
3 N	26 E	WM	3	NE NE	2	4.05	100	AgriNorthwest
3 N	26 E	WM	3	NW NE	2	7.15	100	AgriNorthwest
3 N	26 E	WM	3	SW NE	1	7.65	100	AgriNorthwest
3 N	26 E	WM	3	SE NE	1	6.21	100	AgriNorthwest
3 N	26 E	WM	3	NE NW	2	8.06	100	AgriNorthwest
3 N	26 E	WM	3	NW NW	2	7.72	100	AgriNorthwest
3 N	26 E	WM	3	SW NW	1	6.71	100	AgriNorthwest
3 N	26 E	WM	3	SE NW	1	6.66	100	AgriNorthwest
3 N	26 E	WM	3	NE SW		6.90	100	AgriNorthwest
3 N	26 E	WM	3	NW SW		6.57	100	AgriNorthwest
3 N	26 E	WM	3	SW SW		6.92	100	AgriNorthwest
3 N	26 E	WM	3	SE SW		6.68	100	AgriNorthwest
3 N	26 E	WM	3	NE SE		5.44	100	AgriNorthwest
3 N	26 E	WM	3	NW SE		6.45	100	AgriNorthwest
3 N	26 E	WM	3	SW SE		8.07	100	AgriNorthwest
3 N	26 E	WM	3	SE SE		6.42	100	AgriNorthwest
3 N	26 E	WM	5	NE NE	2	7.98	510	AgriNorthwest
3 N	26 E	WM	5	NW NE	2	6.45	510	AgriNorthwest
3 N	26 E	WM	5	SW NE	1	5.44	510	AgriNorthwest
3 N	26 E	WM	5	SE NE	1	6.59	510	AgriNorthwest
3 N	26 E	WM	5	NE NW	2	7.57	510	AgriNorthwest
3 N	26 E	WM	5	NW NW	2	4.80	510	AgriNorthwest
3 N	26 E	WM	5	SW NW	1	5.00	510	AgriNorthwest
3 N	26 E	WM	5	SE NW	1	8.53	510	AgriNorthwest
3 N	26 E	WM	5	NE SW		6.88	510	AgriNorthwest
3 N	26 E	WM	5	NW SW		6.12	510	AgriNorthwest
3 N	26 E	WM	5	SW SW		5.85	510	AgriNorthwest
3 N	26 E	WM	5	SE SW		7.26	510	AgriNorthwest
3 N	26 E	WM	5	NE SE		6.88	510	AgriNorthwest
3 N	26 E	WM	5	NW SE		7.32	510	AgriNorthwest
3 N	26 E	WM	5	SW SE		7.43	510	AgriNorthwest
3 N	26 E	WM	5	SE SE		7.22	510	AgriNorthwest
3 N	26 E	WM	6	NE NE	2	6.53	510	AgriNorthwest
3 N	26 E	WM	6	NW NE	2	6.14	510	AgriNorthwest
3 N	26 E	WM	6	SW NE	1	5.89	510	AgriNorthwest
3 N	26 E	WM	6	SE NE	1	6.94	510	AgriNorthwest
3 N	26 E	WM	6	NE NW	2	12.15	510	AgriNorthwest
3 N	26 E	WM	6	NW NW	1	6.54	510	AgriNorthwest
3 N	26 E	WM	6	SW NW	2	5.98	510	AgriNorthwest
3 N	26 E	WM	6	SE NW	2	11.95	510	AgriNorthwest
3 N	26 E	WM	6	NE SW	1	11.59	510	AgriNorthwest
3 N	26 E	WM	6	NW SW	1	7.07	510	AgriNorthwest

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	26 E	WM	6	SW SW	1	6.20	510	AgriNorthwest
3 N	26 E	WM	6	SE SW	2	11.24	510	AgriNorthwest
3 N	26 E	WM	6	NE SE		7.66	510	AgriNorthwest
3 N	26 E	WM	6	NW SE		5.04	510	AgriNorthwest
3 N	26 E	WM	6	SW SE		4.55	510	AgriNorthwest
3 N	26 E	WM	6	SE SE		7.49	510	AgriNorthwest
3 N	26 E	WM	7	NE NE		9.49	510	AgriNorthwest
3 N	26 E	WM	7	NW NE		3.57	510	AgriNorthwest
3 N	26 E	WM	7	SW NE		3.95	510	AgriNorthwest
3 N	26 E	WM	7	SE NE		10.22	510	AgriNorthwest
3 N	26 E	WM	7	NE NW	1	10.93	510	AgriNorthwest
3 N	26 E	WM	7	NW NW	2	6.45	510	AgriNorthwest
3 N	26 E	WM	7	SW NW	2	5.79	510	AgriNorthwest
3 N	26 E	WM	7	SE NW	1	10.45	510	AgriNorthwest
3 N	26 E	WM	7	NE SW	1	11.48	510	AgriNorthwest
3 N	26 E	WM	7	NW SW	2	6.67	510	AgriNorthwest
3 N	26 E	WM	7	SW SW	2	4.90	510	AgriNorthwest
3 N	26 E	WM	7	SE SW	1	10.57	510	AgriNorthwest
3 N	26 E	WM	7	NE SE		9.28	510	AgriNorthwest
3 N	26 E	WM	7	NW SE		4.00	510	AgriNorthwest
3 N	26 E	WM	7	SW SE		3.17	510	AgriNorthwest
3 N	26 E	WM	7	SE SE		8.13	510	AgriNorthwest
3 N	26 E	WM	8	NE NE		6.84	510	AgriNorthwest
3 N	26 E	WM	8	NW NE		5.60	510	AgriNorthwest
3 N	26 E	WM	8	SW NE		3.24	510	AgriNorthwest
3 N	26 E	WM	8	SE NE		9.04	510	AgriNorthwest
3 N	26 E	WM	8	NE SE		7.15	510	AgriNorthwest
3 N	26 E	WM	8	NW SE		2.32	510	AgriNorthwest
3 N	26 E	WM	8	SW SE		4.79	510	AgriNorthwest
3 N	26 E	WM	8	SE SE		0.08	510	AgriNorthwest
3 N	26 E	WM	9	NE NE		6.69	510	AgriNorthwest
3 N	26 E	WM	9	NW NE		6.11	510	AgriNorthwest
3 N	26 E	WM	9	SW NE		6.01	510	AgriNorthwest
3 N	26 E	WM	9	SE NE		6.96	510	AgriNorthwest
3 N	26 E	WM	9	NE NW		7.94	510	AgriNorthwest
3 N	26 E	WM	9	NW NW		6.25	510	AgriNorthwest
3 N	26 E	WM	9	SW NW		4.88	510	AgriNorthwest
3 N	26 E	WM	9	SE NW		7.22	510	AgriNorthwest
3 N	26 E	WM	9	NE SW		9.29	510	AgriNorthwest
3 N	26 E	WM	9	NW SW		5.66	510	AgriNorthwest
3 N	26 E	WM	9	SW SW		0.01	510	AgriNorthwest
3 N	26 E	WM	9	SE SW		2.98	510	AgriNorthwest
3 N	26 E	WM	9	NE SE		7.40	510	AgriNorthwest
3 N	26 E	WM	9	NW SE		5.80	510	AgriNorthwest
3 N	26 E	WM	9	SW SE		2.10	510	AgriNorthwest
3 N	26 E	WM	9	SE SE		3.55	510	AgriNorthwest
3 N	26 E	WM	11	NE NE		7.15	100	AgriNorthwest
3 N	26 E	WM	11	NW NE		6.99	100	AgriNorthwest
3 N	26 E	WM	11	SW NE		7.90	100	AgriNorthwest
3 N	26 E	WM	11	SE NE		7.12	100	AgriNorthwest

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	26 E	WM	11	NE NW		7.39	100	AgriNorthwest
3 N	26 E	WM	11	NW NW		7.16	100	AgriNorthwest
3 N	26 E	WM	11	SW NW		6.88	100	AgriNorthwest
3 N	26 E	WM	11	SE NW		5.97	100	AgriNorthwest
3 N	26 E	WM	11	NE SW		7.33	100	AgriNorthwest
3 N	26 E	WM	11	NW SW		4.14	100	AgriNorthwest
3 N	26 E	WM	11	SW SW		6.02	100	AgriNorthwest
3 N	26 E	WM	11	SE SW		6.08	100	AgriNorthwest
3 N	26 E	WM	11	NE SE		6.18	100	AgriNorthwest
3 N	26 E	WM	11	NW SE		7.01	100	AgriNorthwest
3 N	26 E	WM	11	SW SE		7.76	100	AgriNorthwest
3 N	26 E	WM	11	SE SE		5.71	100	AgriNorthwest
3 N	26 E	WM	12	NE NE		5.69	100	AgriNorthwest
3 N	26 E	WM	12	NW NE		9.18	100	AgriNorthwest
3 N	26 E	WM	12	SW NE		9.09	100	AgriNorthwest
3 N	26 E	WM	12	SE NE		6.42	100	AgriNorthwest
3 N	26 E	WM	12	NE NW		6.36	100	AgriNorthwest
3 N	26 E	WM	12	NW NW		5.79	100	AgriNorthwest
3 N	26 E	WM	12	SW NW		7.74	100	AgriNorthwest
3 N	26 E	WM	12	SE NW		6.29	100	AgriNorthwest
3 N	26 E	WM	12	NE SW		6.45	100	AgriNorthwest
3 N	26 E	WM	12	NW SW		6.98	100	AgriNorthwest
3 N	26 E	WM	12	SW SW		6.97	100	AgriNorthwest
3 N	26 E	WM	12	SE SW		7.54	100	AgriNorthwest
3 N	26 E	WM	12	NE SE		5.52	100	AgriNorthwest
3 N	26 E	WM	12	NW SE		8.28	100	AgriNorthwest
3 N	26 E	WM	12	SW SE		7.86	100	AgriNorthwest
3 N	26 E	WM	12	SE SE		5.10	100	AgriNorthwest
3 N	26 E	WM	13	NE NE		6.99	100	AgriNorthwest
3 N	26 E	WM	13	NW NE		6.05	100	AgriNorthwest
3 N	26 E	WM	13	SW NE		6.87	100	AgriNorthwest
3 N	26 E	WM	13	SE NE		0.06	100	AgriNorthwest
3 N	26 E	WM	13	NE NW		5.95	100	AgriNorthwest
3 N	26 E	WM	13	NW NW		5.49	100	AgriNorthwest
3 N	26 E	WM	13	SW NW		1.18	100	AgriNorthwest
3 N	26 E	WM	13	SE NW		7.58	100	AgriNorthwest
3 N	26 E	WM	13	NE SW		7.36	100	AgriNorthwest
3 N	26 E	WM	13	NW SW		1.74	100	AgriNorthwest
3 N	26 E	WM	13	SW SW		6.45	100	AgriNorthwest
3 N	26 E	WM	13	SE SW		7.73	100	AgriNorthwest
3 N	26 E	WM	13	NE SE		7.30	100	AgriNorthwest
3 N	26 E	WM	13	NW SE		6.46	100	AgriNorthwest
3 N	26 E	WM	13	SW SE		6.70	100	AgriNorthwest
3 N	26 E	WM	13	SE SE		7.68	100	AgriNorthwest
3 N	27 E	WM	5	NE SW		7.38	200	AgriNorthwest
3 N	27 E	WM	5	NW SW		5.92	200	AgriNorthwest
3 N	27 E	WM	5	SW SW		6.60	200	AgriNorthwest
3 N	27 E	WM	5	SE SW		7.71	200	AgriNorthwest
3 N	27 E	WM	5	NE SE		1.79	200	AgriNorthwest
3 N	27 E	WM	5	NW SE		7.72	200	AgriNorthwest

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	27 E	WM	5	SW SE		5.99	200	AgriNorthwest
3 N	27 E	WM	5	SE SE		6.71	200	AgriNorthwest
3 N	27 E	WM	6	NE NE		3.89	200	AgriNorthwest
3 N	27 E	WM	6	NW NE		3.66	200	AgriNorthwest
3 N	27 E	WM	6	SW NE		5.14	200	AgriNorthwest
3 N	27 E	WM	6	SE NE		7.47	200	AgriNorthwest
3 N	27 E	WM	6	NE NW		11.53	200	AgriNorthwest
3 N	27 E	WM	6	NW NW		4.88	200	AgriNorthwest
3 N	27 E	WM	6	SW NW		5.94	200	AgriNorthwest
3 N	27 E	WM	6	SE NW		11.75	200	AgriNorthwest
3 N	27 E	WM	6	NE SW		8.87	200	AgriNorthwest
3 N	27 E	WM	6	NW SW		9.86	200	AgriNorthwest
3 N	27 E	WM	6	SW SW		10.11	200	AgriNorthwest
3 N	27 E	WM	6	SE SW		8.11	200	AgriNorthwest
3 N	27 E	WM	6	NE SE		7.73	200	AgriNorthwest
3 N	27 E	WM	6	NW SE		6.03	200	AgriNorthwest
3 N	27 E	WM	6	SW SE		4.28	200	AgriNorthwest
3 N	27 E	WM	6	SE SE		7.09	200	AgriNorthwest
3 N	27 E	WM	7	NE NE		6.25	200	AgriNorthwest
3 N	27 E	WM	7	NW NE		5.67	200	AgriNorthwest
3 N	27 E	WM	7	SW NE		6.71	200	AgriNorthwest
3 N	27 E	WM	7	SE NE		8.28	200	AgriNorthwest
3 N	27 E	WM	7	NE NW		11.20	200	AgriNorthwest
3 N	27 E	WM	7	NW NW		8.59	200	AgriNorthwest
3 N	27 E	WM	7	SW NW		10.46	200	AgriNorthwest
3 N	27 E	WM	7	SE NW		11.63	200	AgriNorthwest
3 N	27 E	WM	7	NE SW		11.88	200	AgriNorthwest
3 N	27 E	WM	7	NW SW		8.72	200	AgriNorthwest
3 N	27 E	WM	7	SW SW		4.01	200	AgriNorthwest
3 N	27 E	WM	7	SE SW		11.05	200	AgriNorthwest
3 N	27 E	WM	7	NE SE		9.06	200	AgriNorthwest
3 N	27 E	WM	7	NW SE		4.65	200	AgriNorthwest
3 N	27 E	WM	7	SW SE		3.94	200	AgriNorthwest
3 N	27 E	WM	7	SE SE		7.67	200	AgriNorthwest
3 N	27 E	WM	9	NE SE		0.42	200	AgriNorthwest
3 N	27 E	WM	9	NW SE		0.15	200	AgriNorthwest
3 N	27 E	WM	9	SW SE		5.98	200	AgriNorthwest
3 N	27 E	WM	9	SE SE		6.13	200	AgriNorthwest
4 N	26 E	WM	34	SW SE		0.22	3414	AgriNorthwest
						<b>1425.07</b>		

8. Transfer Application T-13398 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
2 N	27 E	WM	1	NE NE		4.09	500	AgriNorthwest
2 N	27 E	WM	1	SE NE		5.57	500	AgriNorthwest
2 N	27 E	WM	1	NE SE		37.91	500	AgriNorthwest



IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
2 N	27 E	WM	1	NW SE		1.78	500	AgriNorthwest
2 N	27 E	WM	1	SW SE		0.29	500	AgriNorthwest
2 N	27 E	WM	1	SE SE		26.24	500	AgriNorthwest
2 N	28 E	WM	5	NE NE	1	33.61	900	AgriNorthwest
2 N	28 E	WM	5	NW NE	2	31.77	900	AgriNorthwest
2 N	28 E	WM	5	SW NE		30.35	900	AgriNorthwest
2 N	28 E	WM	5	SE NE		30.40	900	AgriNorthwest
2 N	28 E	WM	5	NE NW	3	33.01	900	AgriNorthwest
2 N	28 E	WM	5	NW NW	4	30.65	900	AgriNorthwest
2 N	28 E	WM	5	SW NW		30.66	900	AgriNorthwest
2 N	28 E	WM	5	SE NW		31.12	900	AgriNorthwest
2 N	28 E	WM	5	NE SW		32.80	900	AgriNorthwest
2 N	28 E	WM	5	NW SW		31.04	900	AgriNorthwest
2 N	28 E	WM	5	SW SW		30.12	900	AgriNorthwest
2 N	28 E	WM	5	SE SW		30.00	900	AgriNorthwest
2 N	28 E	WM	5	NE SE		33.61	900	AgriNorthwest
2 N	28 E	WM	5	NW SE		32.30	900	AgriNorthwest
2 N	28 E	WM	5	SW SE		30.12	900	AgriNorthwest
2 N	28 E	WM	5	SE SE		29.69	900	AgriNorthwest
2 N	28 E	WM	6	NW NE	2	5.70	1000	AgriNorthwest
2 N	28 E	WM	6	NE NW	3	11.46	1000	AgriNorthwest
2 N	28 E	WM	6	NW NW	4	35.25	1000	AgriNorthwest
2 N	28 E	WM	6	SW NW	5	21.22	1000	AgriNorthwest
2 N	28 E	WM	6	SE NW		15.77	1000	AgriNorthwest
2 N	28 E	WM	8	NE NE		30.83	1600	AgriNorthwest
2 N	28 E	WM	8	NW NE		30.71	1600	AgriNorthwest
2 N	28 E	WM	8	SW NE		32.69	1600	AgriNorthwest
2 N	28 E	WM	8	SE NE		30.42	1600	AgriNorthwest
2 N	28 E	WM	8	NE NW		29.20	1500	AgriNorthwest
2 N	28 E	WM	8	NW NW		29.84	1501	AgriNorthwest
2 N	28 E	WM	8	SW NW		31.42	1501	AgriNorthwest
2 N	28 E	WM	8	SE NW		29.51	1500	AgriNorthwest
2 N	28 E	WM	8	NE SW		14.22	1700	AgriNorthwest
2 N	28 E	WM	8	SW SW		0.22	1701	AgriNorthwest
2 N	28 E	WM	8	SE SW		11.80	1700	AgriNorthwest
2 N	28 E	WM	8	NE SE		12.53	1700	AgriNorthwest
2 N	28 E	WM	8	NW SE		39.81	1700	AgriNorthwest
2 N	28 E	WM	8	SW SE		35.29	1700	AgriNorthwest
2 N	28 E	WM	8	SE SE		9.51	1700	AgriNorthwest
2 N	28 E	WM	17	NE NW		0.19	1700	AgriNorthwest
2 N	28 E	WM	17	NW NW		31.29	1702	AgriNorthwest
2 N	28 E	WM	17	SW NW		27.36	1702	AgriNorthwest
2 N	28 E	WM	17	SE NW		0.55	1700	AgriNorthwest
2 N	28 E	WM	17	NE SW		0.86	1700	AgriNorthwest
2 N	28 E	WM	17	NW SW		32.57	1700	AgriNorthwest
2 N	28 E	WM	17	SW SW		25.81	1700	AgriNorthwest
2 N	28 E	WM	17	SE SW		14.89	1700	AgriNorthwest
3 N	28 E	WM	31	NE SW		30.96	8904	AgriNorthwest
3 N	28 E	WM	31	SW SW		6.27	8904	AgriNorthwest
3 N	28 E	WM	31	SE SW		31.98	8904	AgriNorthwest

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	28 E	WM	31	NW SE		31.09	8904	AgriNorthwest
3 N	28 E	WM	31	SW SE		31.76	8904	AgriNorthwest
3 N	28 E	WM	32	NE SW		32.21	9000	AgriNorthwest
3 N	28 E	WM	32	NW SW		30.16	9000	AgriNorthwest
3 N	28 E	WM	32	SW SW		30.50	9000	AgriNorthwest
3 N	28 E	WM	32	SE SW		31.94	9000	AgriNorthwest
3 N	28 E	WM	32	NW SE		0.08	9000	AgriNorthwest
3 N	28 E	WM	32	SW SE		0.07	9000	AgriNorthwest
<b>Total:</b>						<b>1425.07</b>		

9. The first fourth to be temporarily transferred is as follows:

**Certificate:** 92993 in the name of POTLATCH CORPORATION (perfected under Permit S-37150)

**Use:** IRRIGATION OF 39.71 ACRES

**Priority Date:** JULY 25, 1973

**Rate:** 0.99 CUBIC FEET PER SECOND (CFS), PROVIDED THE TOTAL QUANTITY DIVERTED UNDER THE RIGHTS PERFECTED UNDER PERMIT 37150 DOES NOT EXCEED 140.1 CFS, or its equivalent in case of rotation, measured at the point of diversion.

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** COLUMBIA RIVER, a tributary of the PACIFIC OCEAN

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
4 N	25 E	WM	2	NE NW	7	SOUTH 86°22'46" WEST 2829 FEET FROM NE CORNER OF SECTION 2

**Authorized Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	Tax Lot	Water User
3 N	26 E	WM	2	NW NE	2	0.05	100	AgriNorthwest
3 N	26 E	WM	2	SW NE	1	0.05	100	AgriNorthwest
3 N	26 E	WM	2	NE NW	2	1.54	100	AgriNorthwest
3 N	26 E	WM	2	NW NW	2	1.58	100	AgriNorthwest
3 N	26 E	WM	2	SW NW	1	1.64	100	AgriNorthwest
3 N	26 E	WM	2	SE NW	1	1.53	100	AgriNorthwest
3 N	26 E	WM	2	NE SW		1.61	100	AgriNorthwest
3 N	26 E	WM	2	NW SW		1.80	100	AgriNorthwest
3 N	26 E	WM	2	SW SW		1.67	100	AgriNorthwest
3 N	26 E	WM	2	SE SW		1.34	100	AgriNorthwest
3 N	26 E	WM	2	NW SE		0.25	100	AgriNorthwest
3 N	26 E	WM	2	SW SE		0.24	100	AgriNorthwest

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Glo	Acres	Tax Lot	Water User
3 N	26 E	WM	3	NE NE	2	0.99	100	AgriNorthwest
3 N	26 E	WM	3	NW NE	2	1.77	100	AgriNorthwest
3 N	26 E	WM	3	SW NE	1	1.91	100	AgriNorthwest
3 N	26 E	WM	3	SE NE	1	1.53	100	AgriNorthwest
3 N	26 E	WM	3	NE NW	2	2.04	100	AgriNorthwest
3 N	26 E	WM	3	NW NW	2	1.96	100	AgriNorthwest
3 N	26 E	WM	3	SW NW	1	1.71	100	AgriNorthwest
3 N	26 E	WM	3	SE NW	1	1.67	100	AgriNorthwest
3 N	26 E	WM	3	NE SW		1.46	100	AgriNorthwest
3 N	26 E	WM	3	NW SW		1.67	100	AgriNorthwest
3 N	26 E	WM	3	SW SW		1.76	100	AgriNorthwest
3 N	26 E	WM	3	SE SW		1.42	100	AgriNorthwest
3 N	26 E	WM	3	NE SE		0.06	100	AgriNorthwest
3 N	26 E	WM	3	NW SE		0.10	100	AgriNorthwest
3 N	26 E	WM	11	NE SW		1.84	100	AgriNorthwest
3 N	26 E	WM	11	NW SW		1.05	100	AgriNorthwest
3 N	26 E	WM	11	SW SW		1.53	100	AgriNorthwest
3 N	26 E	WM	11	SE SW		1.54	100	AgriNorthwest
3 N	26 E	WM	13	SW NE		0.39	100	AgriNorthwest
3 N	26 E	WM	13	SE NE		0.01	100	AgriNorthwest
<b>Total:</b>						<b>39.71</b>		

10. Transfer Application T-13398 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	
3 N	28 E	WM	31	NE SE	29.65	8904	AgriNorthwest	
3 N	28 E	WM	31	NW SE	4.79	8904	AgriNorthwest	
3 N	28 E	WM	32	NW SW	5.27	8904	AgriNorthwest	
<b>Total:</b>						<b>39.71</b>		

11. The district temporary transfer application satisfies the criteria of ORS 540.570 and OAR 690-385-3000, contains the information required under OAR 690-385-3200, and includes a map meeting the requirements of OAR 690-385-3300.
12. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
13. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
14. Diversion structures, district canals, wells, pumps, pump stations, ditches, pipeline, and sprinkler systems sufficient to use the full amount of water allowed under the existing rights is present.
15. Certain portions of the authorized place of use as described in Finding of Facts #3, 5, 7, and 9, above, are appurtenant to lands described under Permits S-55061, S-54633, S-55190, and S-55192. These permits are for use of water from the Columbia River, tributary to the

Pacific Ocean. The applicant has stated that these permits will not be exercised on any parcels associated with this transfer during the regular 2020 irrigation season.

16. Certain lands as described in Findings of Facts #4, 6, 8, and 10, above, are proposed to be transferred to lands for which there is Planned Irrigation Activity during the 2020 irrigation season under in Permits S-55061, S-55190, and S-55192. Use of water under these permits are subject to the following annual use condition:
  - a) If water from Permit S-55061, S-55190, and/or S-55192 are used for supplemental irrigation, then pre-existing primary rights for the same place of use cannot be transferred to another place or character of use.
17. A portion of Certificate 92992 is proposed to be transferred to lands to which deficient Certificate 93872 is appurtenant. The amount of water used for irrigation combined under 92992 and 93872, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
18. Portions of Certificates 92990, 92991, 92992 and 92993 are proposed to be transferred to lands to which portions of Certificates 44654 and 93872, and Permits G-17354, S-51017, and S-54675 are appurtenant. The applicant has indicated that the irrigation use under Certificates 44654 and 93872, and Permits G-17354, S-51017, and S-54675 will remain unexercised during the term of this temporary transfer.
19. As a condition of this Transfer T-13398, the portions of Certificates 44654 and 93872, and Permits G-17354, S-51017, and S-54675 that are appurtenant to the proposed places of use as described in Findings of Facts # 4, 6, 8, and 10, above, shall remain unexercised during the term of this temporary transfer.
20. The proposed change in place of use, as conditioned in Finding of Fact 19, will not result in enlargement of the rights as defined in OAR 690-385-0100(6).
21. The proposed change in place of use would not result in injury to other water rights as defined in OAR 690-385-0100(4).
22. All other applicable requirements for district temporary water right transfers are met.

### **Conclusions of Law**

The temporary changes in places of use proposed in Temporary Transfer Application T-13398, as conditioned above, are consistent with the requirements of ORS 540.570 and OAR 690-385-3500.

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

1. The temporary changes in place of use as proposed in Transfer Application T-13398, as conditioned above, are approved.

2. The former places of use **shall not** be irrigated as part of these water rights during the 2020 irrigation season.
3. The use shall revert to the authorized place of use at the end of the 2020 irrigation season.
4. The portions of Certificates 44654 and 93872, and Permits G-17354, S-51017, and S-54675 that are appurtenant to the proposed places of use as described in Findings of Facts 4, 6, 8, and 10, above, shall remain unexercised during the term of this temporary transfer.
5. The amount of water used for irrigation combined under 92992 and 93872, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
6. Any application for permanent transfer of Certificates 92990, 92991, 92992, and 92993, shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
7. The portions of water rights evidenced by Certificates 92990, 92991, 92992, and 92993, that are appurtenant to the proposed place of use in T-13398 shall not be exercised during the term of this temporary transfer.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture of Certificates 92990, 92991, 92992, and 92993, under ORS 540.610.
9. The use of water on lands from which the right is transferred and in the new temporary location during the same irrigation season or calendar year is prohibited and may subject the district and the landowner to civil penalties.
10. The water user shall maintain and operate the existing measurement devices and shall make such improvements as may be required by the Department.
11. 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.
12. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 92990, 92991, 92992, and 92993.

13. The use of the remaining water right described by Certificates 92990, 92991, 92992, and 92993, shall continue to be in accordance with the terms and conditions Certificates 92990, 92991, 92992, and 92993.

Dated in Salem, Oregon on APR 30 2020



Lisa J. Yaramillo, Transfer and Conservation Section Manager for  
THOMAS M. BYLER, DIRECTOR  
Oregon Water Resources Department

Mailing Date: MAY 01 2020