



**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Description/Measured Distances
4 N	30 E	WM	33	SE SW	WELL 1 (UMAT 3007) - 1030 FEET NORTH AND 2420 FEET EAST FROM THE SW CORNER OF SECTION 33
4 N	30 E	WM	32	SW SE	WELL 2 (UMAT 3004) - 980 FEET NORTH AND 1640 FEET WEST FROM THE SW CORNER OF SECTION 33
4 N	30 E	WM	29	NE SE	WELL 3 (UMAT 3000) - 2170 FEET NORTH AND 50 FEET WEST FROM THE SE CORNER OF SECTION 29
4 N	30 E	WM	28	SE NE	WELL 4 (UMAT 2999) - 930 FEET NORTH AND 240 FEET WEST FROM THE E1/4 CORNER OF SECTION 28

**Authorized Place of Use**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 N	30 E	WM	4	NE NE	6.3
3 N	30 E	WM	4	NW NE	1.3
3 N	30 E	WM	4	SW NE	1.7
3 N	30 E	WM	4	SE NE	1.6
3 N	30 E	WM	4	NE NW	2.3
3 N	30 E	WM	4	NW NW	0.4
3 N	30 E	WM	4	SW NW	0.2
3 N	30 E	WM	4	SE NW	0.5
3 N	30 E	WM	5	NE NE	3.2
3 N	30 E	WM	5	NW NE	1.4
3 N	30 E	WM	5	SW NE	1.3
3 N	30 E	WM	5	SE NE	1.2
4 N	30 E	WM	27	NE NW	1.4
4 N	30 E	WM	27	NW NW	1.5
4 N	30 E	WM	27	SW NW	1.1
4 N	30 E	WM	27	SE NW	1.1
4 N	30 E	WM	27	NE SW	1.3
4 N	30 E	WM	27	NW SW	2.0
4 N	30 E	WM	27	SW SW	10.7
4 N	30 E	WM	27	SE SW	1.5
4 N	30 E	WM	28	NE NE	0.7
4 N	30 E	WM	28	NW NE	0.2
4 N	30 E	WM	28	SW NE	16.4
4 N	30 E	WM	28	SE NE	1.9
4 N	30 E	WM	28	NE NW	2.8
4 N	30 E	WM	28	NW NW	1.6
4 N	30 E	WM	28	SW NW	3.3
4 N	30 E	WM	28	SE NW	20.3
4 N	30 E	WM	28	NE SW	0.7
4 N	30 E	WM	28	NW SW	3.9
4 N	30 E	WM	28	SW SW	2.0
4 N	30 E	WM	28	SE SW	1.0
4 N	30 E	WM	28	NE SE	0.2
4 N	30 E	WM	28	NW SE	2.2
4 N	30 E	WM	28	SW SE	3.0

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
4 N	30 E	WM	28	SE SE	9.4
4 N	30 E	WM	29	NE NE	1.7
4 N	30 E	WM	29	NW NE	2.3
4 N	30 E	WM	29	SW NE	1.4
4 N	30 E	WM	29	SE NE	1.5
4 N	30 E	WM	29	NE SE	11.5
4 N	30 E	WM	29	NW SE	1.4
4 N	30 E	WM	29	SW SE	0.9
4 N	30 E	WM	32	NE NE	1.5
4 N	30 E	WM	32	NW NE	1.6
4 N	30 E	WM	32	SW NE	0.4
4 N	30 E	WM	32	SE NE	1.0
4 N	30 E	WM	32	NE SE	6.4
4 N	30 E	WM	32	NW SE	19.0
4 N	30 E	WM	32	SW SE	10.5
4 N	30 E	WM	32	SE SE	10.8
4 N	30 E	WM	33	NE NE	31.4
4 N	30 E	WM	33	NW NE	7.7
4 N	30 E	WM	33	SE NE	16.7
4 N	30 E	WM	33	NE NW	19.7
4 N	30 E	WM	33	NW NW	0.2
4 N	30 E	WM	33	SW NW	1.3
4 N	30 E	WM	33	SE NW	7.1
4 N	30 E	WM	33	NE SW	5.4
4 N	30 E	WM	33	SE SW	15.2
4 N	30 E	WM	33	NE SE	16.1
4 N	30 E	WM	33	NW SE	14.4
4 N	30 E	WM	33	SW SE	8.3
4 N	30 E	WM	33	SE SE	21.2
4 N	30 E	WM	34	NE NW	7.7
4 N	30 E	WM	34	NW NW	30.6
4 N	30 E	WM	34	SW NW	7.7
4 N	30 E	WM	34	SE NW	1.0
4 N	30 E	WM	34	NE SW	1.0
4 N	30 E	WM	34	NW SW	11.1
4 N	30 E	WM	34	SW SW	1.5
<b>Total:</b>					<b>408.8</b>

3. Transfer Application T-11616 proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
4 N	30 E	WM	29	SW SW	9.5
4 N	30 E	WM	29	SE SW	9.2
4 N	30 E	WM	30	SW SE	0.2
4 N	30 E	WM	30	SE SE	0.2
4 N	30 E	WM	31	NE NE	31.1
4 N	30 E	WM	31	NW NE	31.5
4 N	30 E	WM	31	SW NE	23.3
4 N	30 E	WM	31	SE NE	23.5
4 N	30 E	WM	31	NE SE	22.8
4 N	30 E	WM	31	NW SE	16.5

Twp	Rng	Mer	Sec	Q-Q	Acres
4 N	30 E	WM	31	SW SE	23.2
4 N	30 E	WM	31	SE SE	32.1
4 N	30 E	WM	32	NE NW	36.1
4 N	30 E	WM	32	NW NW	36.1
4 N	30 E	WM	32	SW NW	18.6
4 N	30 E	WM	32	SE NW	22.6
4 N	30 E	WM	32	NE SW	36.5
4 N	30 E	WM	32	NW SW	28.1
4 N	30 E	WM	32	SW SW	2.8
4 N	30 E	WM	32	SE SW	4.9
<b>Total:</b>					<b>408.8</b>

4. Notice of the application for temporary transfer was published on June 25, 2013, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.
5. The right was exercised under Temporary Transfer Application T-10590 during the irrigation seasons of 2008, 2009, 2010, 2011 and 2012 irrigation seasons and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
6. Water use Permit S-54385 is appurtenant to some of the land to which Temporary Transfer T-11616 is proposed to be used. The primary irrigation use under water use Permit S-54385 shall remain unexercised during the term of this temporary transfer.
7. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
8. The proposed change would not result in enlargement of the water right, if conditioned to eliminate the use of Permit S-54385 as a primary irrigation right on the same lands.
9. The proposed change would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(6) if the Department later finds that the transfer is causing injury to any existing water right.

### Conclusions of Law

The temporary change place of use proposed in Transfer Application T-11616 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

### Now, therefore, it is ORDERED:

1. The change in place of use as proposed in Transfer Application T-11616 is approved.
2. The authorized place of use for primary irrigation for those lands described in Finding of Fact #3 under water use Permit S-54385 **shall not** be exercised during the term of this temporary transfer.

3. The former place of use **shall not** be irrigated as part of this water right during the 2013, 2014, 2015, 2016 and 2017 irrigation seasons.
4. The use shall revert to the authorized place of use at the end of the 2017 irrigation season.
5. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
6. A subsequent application for permanent transfer of Certificate 80295 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 use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 80295.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
9. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
10. The use of the remaining water right described by Certificate 80295 shall continue to be in accordance with the terms and conditions of Certificate 80295.

Dated at Salem, Oregon this 7 day of August, 2013.

  
\_\_\_\_\_  
Dwight French, Water Right Services Administrator for  
Phillip C. Ward, Director

Mailing Date: \_\_\_\_\_

