

EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL a tributary of FORT ROCK BASIN

Authorized Point of Appropriation:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|---|
| 26 S | 14 E | WM | 31 | SE NW | 2600 FEET SOUTH AND 2980 FEET WEST FROM THE NE CORNER OF SECTION 31 |

Authorized Place of Use:

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 26 S | 14 E | WM | 31 | NW NE | 0.8 |
| 26 S | 14 E | WM | 31 | SW NE | 5.3 |
| Total | | | | | |

4. Temporary Transfer Application T-14046 proposes to temporarily change the place of use of the right to:

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 26 S | 14 E | WM | 30 | NE SW | 0.7 |
| 26 S | 14 E | WM | 30 | NW SW | 2.2 |
| 26 S | 14 E | WM | 30 | SW SW | 0.4 |
| 26 S | 14 E | WM | 30 | SE SW | 2.8 |
| Total | | | | | 6.1 |

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

Certificate: 56506 in the name of MICHAEL W. MATTIS (perfected under Permit G-6571)

Use: IRRIGATION of 11.9 ACRES

Priority Date: SEPTEMBER 10, 1975

Rate: 0.15 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second, per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigation during the irrigation season of each year.

Source: MATTIS IRRIGATION WELL NO. 2, a tributary of FORT ROCK BASIN

Authorized Point of Appropriation:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|---|
| 26 S | 14 E | WM | 31 | SE NW | 2600 FEET SOUTH AND 2900 FEET WEST FROM THE NE CORNER OF SECTION 31 |

Authorized Place of Use:

| IRRIGATION | | | | | | |
|------------|------|-----|-----|-------|------|-------|
| Twp | Rng | Mer | Sec | Q-Q | GLot | Acres |
| 26 S | 14 E | WM | 31 | NW NW | 1 | 0.1 |
| 26 S | 14 E | WM | 31 | SW NW | 2 | 0.8 |
| 26 S | 14 E | WM | 31 | NE SW | | 2.3 |
| 26 S | 14 E | WM | 31 | NW SW | 3 | 2.1 |
| 26 S | 14 E | WM | 31 | NW SE | 6 | 6.6 |
| Total | | | | | | 11.9 |

6. Temporary Transfer Application T-14046 proposes to temporarily change the place of use of the right to:

| IRRIGATION | | | | | | |
|------------|------|-----|-----|-------|-------|------|
| Twp | Rng | Mer | Sec | Q-Q | Acres | |
| 26 S | 14 E | WM | 30 | NE SW | 0.3 | |
| 26 S | 14 E | WM | 30 | NW SW | 4.9 | |
| 26 S | 14 E | WM | 30 | SW SW | 1.9 | |
| 26 S | 14 E | WM | 30 | SE SW | 4.8 | |
| Total | | | | | | 11.9 |

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

Certificate: 60745 in the name of MICHAEL W. MATTIS (perfected under Permit G-10227)
Use: IRRIGATING 4.4 ACRES
Priority Date: SEPTEMBER 2, 1983
Rate: 0.06 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second, per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigation during the irrigation season of each year.
Source: A WELL in the FORT ROCK BASIN

Authorized Point of Appropriation:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|---|
| 26 S | 14 E | WM | 31 | SE NW | 2600 FEET SOUTH AND 2900 FEET WEST FROM THE NE CORNER OF SECTION 31 |

Authorized Place of Use:

| IRRIGATION | | | | | | |
|------------|------|-----|-----|-------|------|-------|
| Twp | Rng | Mer | Sec | Q-Q | GLot | Acres |
| 26 S | 14 E | WM | 31 | NW NE | | 3.1 |
| 26 S | 14 E | WM | 31 | NE NW | | 1.1 |
| 26 S | 14 E | WM | 31 | NW NW | 1 | 0.2 |
| Total | | | | | | 4.4 |

8. Temporary Transfer Application T-14046 proposes to temporarily change the place of use of the right to:

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 26 S | 14 E | WM | 30 | NE SW | 0.7 |
| 26 S | 14 E | WM | 30 | NW SW | 1.5 |
| 26 S | 14 E | WM | 30 | SW SW | 0.2 |
| 26 S | 14 E | WM | 30 | SE SW | 2.0 |
| Total | | | | | 4.4 |

9. The portion of the fourth right to be temporarily transferred is as follows:

Certificate: 92360 in the name of MICHAEL W. MATTIS, LINDA A. MATTIS, MATTIS RANCH (perfected under Permit G-4866)

Use: IRRIGATION 11.47 ACRES

Priority Date: MARCH 13, 1970

Rate: 0.144 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL in the PAULINA MARSH BASIN

Authorized Point of Appropriation:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|--|
| 26 S | 14 E | WM | 31 | SE NW | 2606.07 FEET SOUTH AND 2070.6 FEET EAST FROM THE NW CORNER OF SECTION 31 |

Authorized Place of Use:

| IRRIGATION | | | | | | |
|------------|------|-----|-----|-------|------|-------|
| Twp | Rng | Mer | Sec | Q-Q | GLot | Acres |
| 26 S | 14 E | WM | 30 | SW SW | 4 | 8.96 |
| 26 S | 14 E | WM | 30 | SE SW | | 2.51 |
| Total | | | | | | 11.47 |

10. Temporary Transfer Application T-14046 proposes to temporarily change the place of use of the right to:

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 26 S | 14 E | WM | 30 | NW SW | 1.34 |
| 26 S | 14 E | WM | 30 | SW SW | 10.03 |
| 26 S | 14 E | WM | 30 | SE SW | 0.1 |
| Total | | | | | 11.47 |

Temporary Drought Transfer Review Criteria

11. 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.
12. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
13. The Governor issued an executive order on April 25, 2022, declaring a state of drought emergency in Lake County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
14. The proposed changes, as conditioned, would not result in enlargement of the rights.
15. The proposed changes 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 OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

Conclusions of Law

The temporary change in places of use proposed in Temporary Drought Transfer Application T-14046 are consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The temporary change in places of use proposed in Temporary Drought Transfer Application T-14046 are approved.
2. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2022 irrigation season or until the end of the Governor's declared drought, whichever occurs first.
3. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing)
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring device(s); provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
4. The approval of this temporary drought transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.

5. The proposed change in places of use shall revert to the authorized places of use at the end of the 2022 irrigation season or the end of the Governor's declared drought, whichever occurs first.
6. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 52618, 56506, 60745 and 92360.
7. The use of the remaining water rights described by Certificates 52618, 56506, 60745, 92360 shall continue to be in accordance with the terms and conditions of Certificates 52618, 56506, 60745, and 92360.

Dated in Salem, Oregon on

SEP 20 2022



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing Date:

SEP 21 2022