

each year, provided further that in the event of a request for a change in point of diversion, an additional point of diversion or repair of this well, the quantity of water allowed herein together with any other right from this point of appropriation shall not exceed the capacity of the well at time of perfection of this right.

Source: OLSEN WELL 3 within ZOLLNER CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	19	NW NE	OLSEN WELL 3 - 560 FEET SOUTH AND 3480 FEET EAST FROM THE NW CORNER OF SECTION 19

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
6 S	1 E	WM	19	NE NE	1	2.5
6 S	1 E	WM	19	NW NE		27.7
6 S	1 E	WM	19	NE NW		4.8

- Temporary Transfer Application T-11101 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	19	SW NE	13.0
6 S	1 E	WM	19	SE NW	22.0

- Notice of the application for transfer was published on July 6, 2010, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

Temporary Transfer Review Criteria

- Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right is present.
- The proposed change would not result in enlargement of the right.
- 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.

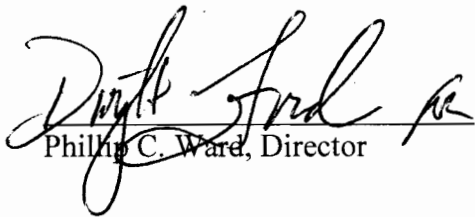
Conclusions of Law

The temporary change in place of use proposed in Temporary Transfer Application T-11101 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use proposed in Temporary Transfer Application T-11101 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2010, 2011, 2012, 2013 and 2014 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2014 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. A subsequent application for permanent transfer of Certificate 60971 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.
6. 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 60971.
7. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
8. The use of the remaining water right described by Certificate 60971 shall continue to be in accordance with the terms and conditions of Certificate 60971.

Dated at Salem, Oregon this 16 day of August 2010.


Phillip C. Ward, Director

Mailing Date: AUG 17 2010