

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

Order of Proper Proof of Changes in )  
Place of Use Under Transfer T-10266 ) Final Order

THIS ORDER ISSUED TO:

TUMALO IRRIGATION DISTRICT  
64697 CROOK AVE  
BEND OR 97701

JOEL GISLER  
JULIA GISLER  
18550 JULIA'S TRAIL  
BEND OR 97701

confirms the right of record to use the waters of DESCHUTES RIVER, tributary to COLUMBIA RIVER, for SUPPLEMENTAL IRRIGATION of 3.0 ACRES.

This right was confirmed under by decree of the Circuit Court of the State of Oregon for DESCHUTES County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 9, at Page 362. The date of priority is 1905.

The use is limited to the amount beneficially used and shall not exceed 9.5 cfs (for the total original rights) for supplemental irrigation, industrial use, and pound maintenance during the irrigation season April 1<sup>st</sup> to November 1<sup>st</sup>, and storage of said water in Crescent Lake Reservoir during the non-irrigation season.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	32	NW NE	100 FEET SOUTH AND 550 FEET EAST FROM N1/4 CORNER SECTION 32

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	11 E	WM	27	SE NW	3.0

“The Deschutes County Municipal Improvement District is hereby given the right to use said 9 ½ second feet of water for the irrigation of lands within said district during the irrigation season from April 1<sup>st</sup> to November 1<sup>st</sup>, and to store said water in its reservoir at Crescent Lake during the non-irrigation season so that the water so stored may be released at such later date as the district sees fit to use the same for the irrigation of lands within the district. The storage, diversion and use of said 9 ½ second feet of water by said district shall be subject to all provisions and limitations contained in Paragraph 33 of said order of determination of June 21, 1926.” (Decree dated February 10, 1928, signed by T.E.J. Duffy, Circuit Judge)

The right to the use of the water is restricted to beneficial use at the place of use described, and subject to all other conditions and limitations contained in the decree.

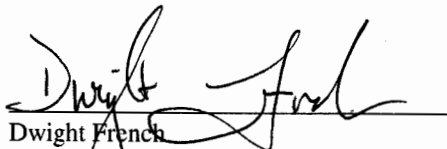
**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

This order is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered August 17, 2007, at Special Order Volume 73, Page 120, approving Transfer Application 10266, affecting a portion of Certificate 74149, State record of Water Right Certificates.

The Department will issue a superseding certificate describing the right when it determines that it is necessary for record keeping.

Issued JAN 30 2017



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department