

*Amended by
V 52 P 183*

**Before the Water Resources Director
Hood River County**

FINAL ORDER

Pursuant to ORS 541.329 (District Water Rights Mapping Provision), a petition requesting approval and acceptance of district maps indicating the location and use of the water rights within and served by a district or any part thereof was submitted to the Oregon Water Resources Commission on July 1, 1993, by the petitioner:

**FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB ROAD
HOOD RIVER, OREGON 97031**

The perfected water rights petitioned are evidenced by the Water Right Certificates 46954, 46955, 46956, Phelps Creek Pending, 47710, 48820, 48821, 48822, and 63288. The said rights and portions thereof allow use of various sources of water of the Hood River and Phelps Creek Basins for irrigation and supplemental irrigation of 5,783.0 acres (5819.7 acres total minus 36.7 acres out-of-district).

The source of water and point of diversion for each right petitioned is as follows:

TABLE 1			
Priority Date	Certificate #	Source	POD
1874 12/19/1892 10/6/1902	46954	Ditch Creek and Dead Point Creek	NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 24, 2N, 9E, WM SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 27, 2N, 9E, WM NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 34, 2N, 9E, WM
12/1/1905	46955	North Fork Green Point Creek South Fork Green Point Creek Dead Point Creek South Fork Pine Creek	SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 4, 1N, 9E, WM SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 3, 1N, 9E, WM NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 2, 1N, 9E, WM SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 25, 2N, 9E, WM
1891 1899	46956	Ditch Creek Parker Springs North Fork Green Point Creek Spring at Camp No. 4	SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 14, 2N, 9E, WM NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 14, 2N, 9E, WM Lot 7 (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) Sec. 30, 2N, 9E, WM NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 32, 2N, 9E, WM
5/7/1906	47710	Hood River	NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 31, 2N, 10E, WM
9/15/1904	Phelps Crk Pending	Phelps Creek	NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 18, 2N, 10E, WM

2/29/1924	48821	Capron Spring In Flow Winan Spring In Flow Dago Spring In Flow Savage Spring In Flow No Name Spring In Flow Yumibe Spring In Flow North Fork Pine Creek Unnnamed Stream Indian Creek	SE¼ of SW¼, Sec. 3, 1N, 9E, WM SW¼ of SW¼, Sec. 2, 1N, 9E, WM Lot 6 (NW¼ of SW¼) Sec. 1, 1N, 9E, WM SE¼ of SW¼, Sec. 36, 2N, 9E, WM SW¼ of NE¼, Sec. 36, 2N, 9E, WM NE¼ of NE¼, Sec. 36, 2N, 9E, WM NE¼ of SE¼, Sec. 25, 2N, 9E, WM SE¼ of NE¼, Sec. 19, 2N, 10E, WM NE¼ of SW¼, Sec. 17, 2N, 10E, WM NW¼ of NW¼, Sec. 16, 2N, 10E, WM NW¼ of NE¼, Sec. 9, 2N, 10E, WM
11/22/1933	48820	North Fork Green Point Creek (Gate Creek) Upper Green Point Reservoir Lower Green Point Reservoir	NE¼ of SW¼, Sec. 30, 2N, 9E, WM SE¼ of SE¼, Sec. 15, 2N, 9E, WM NW¼ of SE¼, Sec. 22, 2N, 9E, WM
7/16/1969	48822	Hood River	NW¼ of SW¼, Sec. 3, 2N, 10E, WM
1/22/1979	63288	Dead Point Creek Green Point Creek	Lot 3 (NE¼ of NW¼) Sec. 2, 1N, 9E, WM SE¼ of SW¼, Sec. 3, 1N, 9E, WM

Attachment 1 lists the said perfected rights ordered by priority date. To summarize, the total acreage of water rights in petition is as follows:

Priority Date	Certificate #	Eligible Acres
1874 12/19/1892 10/6/1902	46954	2281.7 acres irrigation
1891 1899	46956	56.0 acres irrigation 2437.5 acres supp'l irrigation
9/15/1904	Cert. Pending	187.1 acres irrigation
12/1/1905	46955	191.8 acres irrigation 1749.8 acres supp'l irrigation
5/7/1906	47710	3288.7 acres irrigation
2/29/1924	48821	1939.7 acres supp'l irrigation
11/22/1933	48820	700.0 acres supp'l irrigation
7/16/1969	48822	1856.2 acres supp'l irrigation
1/22/1979	63288	1.5 acres irrigation

The petitioner requests to change the place of use for irrigation and supplemental irrigation for said certificates listed in **Attachment 1**, to locations described in said petition.

To summarize **Attachment 2** (the petition), the total acreage requested for each priority date and use is as follows:

TABLE 3		
Priority Date	Certificate Superseded	Confirming Acres
1874 12/19/1892 10/6/1902	46954	2260.4 acres irrigation
1891 1899	46956	56.0 acres irrigation 2410.2 acres supp'l irrigation
9/15/1904	Cert. Pending	166.6 acres supp'l irrigation
12/1/1905	46955	191.7 acres irrigation 1745.1 acres supp'l irrigation
5/7/1906	47710	3189.05 acres irrigation
2/29/1924	48821	1935.3 acres supp'l irrigation
11/22/1933	48820	700.0 acres supp'l irrigation
7/16/1969	48822	1853.7 acres supp'l irrigation
1/22/1979	63288	1.5 acres irrigation

The petitioner has requested all perfected water rights eligible to be petitioned. As displayed below, nine new certificates of water right conforming to the said petition (**Attachment 2**), for irrigation and supplemental irrigation of 5,698.65 acres.

5698.65

9810.9

19841.35

TABLE 4		
Priority Date	Use	Confirming Right
1874 12/19/1892 10/6/1902	Irrigation	2260.4 acres
1891 1899	Irrigation Supp'l Irrigation	56.0 acres 2410.2 acres
9/15/1904	Supp'l Irrigation	166.6 acres
12/1/1905	Irrigation Supp'l Irrigation	191.7 acres 1745.1 acres
5/7/1906	Irrigation	3189.05 acres
2/29/1924	Supp'l Irrigation	1935.3 acres
11/22/1933	Supp'l Irrigation	700.0 acres
7/16/1969	Supp'l Irrigation	1853.7 acres
1/22/1979	Irrigation	1.5 acres

FINDINGS

The Director has examined the petition and maps submitted by Farmers Irrigation District and a report prepared by Department staff. Said report is on file at the Water Resources Department. Based upon the examination and report, the Director finds:

1. Farmers Irrigation District is a "district" as defined in ORS 541.325(1).
2. The District filed its petition and maps in a timely manner.
3. The District paid the fees required under ORS 536.050 1(O).
4. The District certified that the notice requirements of ORS 541.329 (4) were met.
5. The content and quality of the District's petition and maps meet the requirements of ORS 541.329.
6. The acreage petitioned is within the limits of the eligible water rights and the limits set in ORS 541.331(4).
7. There are overlapping water rights which will be resolved prior to issuance of confirming certificates.
8. The proposed changes may be made without injury to existing water rights.
9. This proposed order does not affect or make any legal determinations regarding any water right permit within the district.

Therefore the Director finds that FARMERS IRRIGATION DISTRICT has met the requirements of ORS 541.325 to 541.333.

FINAL ORDER

NOW THEREFORE, it is hereby ORDERED that the petition for Farmers Irrigation District's maps of water rights be accepted and approved and the certificates listed in **Attachment 1**. be cancelled.

Nine new certificates of water right conforming to the said petition (**Attachment 2**), shall be issued for the priority dates and uses as displayed below.

TABLE 5		
Priority Date	Use	Confirming Right
1874 12/19/1892 10/6/1902	Irrigation	2260.4 acres
1891 1899	Irrigation Supp'l Irrigation	56.0 acres 2410.2 acres
9/15/1904	Supp'l Irrigation	166.6 acres
12/1/1905	Irrigation Supp'l Irrigation	191.7 acres 1745.1 acres
5/7/1906	Irrigation	3189.05 acres
2/29/1924	Supp'l Irrigation	1935.3 acres
11/22/1933	Supp'l Irrigation	700.0 acres
7/16/1969	Supp'l Irrigation	1853.7 acres
1/22/1979	Irrigation	1.5 acres

It is ORDERED that a remaining right certificate be issued for the portions of certificate 47710 NOT involved in the petition. A list of the portions of said certificates are in **Attachment 3**.


It is ORDERED that any acres of water rights not included in the confirming certificates (**Attachment 2**) or remaining right certificates listed above (**Attachment 3**) or that are not part of Transfer Application 7598 (**Attachment 4**) are cancelled.

It is ORDERED that conflicting water rights certificates listed in **Attachment 5** be cancelled at the request of the landowners.

It is ORDERED that conflicting water right certificates listed in **Attachment 6** be diminished at the request of the landowners and superseding certificates be issued diminishing the conflicting irrigation right to supplemental irrigation right.

It is ORDERED that the original season, rate, duty limitations, and all other conditions and limitations contained in the original certificates and decrees shall remain in effect for the rights petitioned.

WITNESS the signature of the Water Resources Director, affixed
this 19th day of June 1997.



Martha O. Pagel
Director, Oregon Water Resources

ATTACHMENT 1.

Perfected water rights affected by Farmers Irrigation District and to be cancelled.

ATTACHMENT 1

Rights to be Affected

Irrigation is the only use

TWP	N/S	RNG E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
3	N	10	33	46594	1874,12/19/1892,10/6/1902	P			2.40				6.80	16.80	36.70	10.90	1.00	24.80		1.30	22.50	9.3
2	N	10	3	46594	1874,12/19/1892,10/6/1902	P										3.60	14.00					
2	N	10	4	46594	1874,12/19/1892,10/6/1902	P	34.00	19.00	23.90	33.80	36.60	4.50		8.80	14.50	10.80	6.00	16.00	38.20	23.00		27.00
2	N	10	5	46594	1874,12/19/1892,10/6/1902	P													20.00			
2	N	10	8	46594	1874,12/19/1892,10/6/1902	P	16.40	2.00	11.00	36.40			0.10	9.20		14.00	29.20		33.20	1.80	3.00	36.60
2	N	10	9	46594	1874,12/19/1892,10/6/1902	P	27.50	25.00	23.00	30.60	38.60	27.20	34.00	35.80	31.20	31.60	30.50	24.60	40.00	23.80	30.00	37.60
2	N	10	10	46594	1874,12/19/1892,10/6/1902	P						21.40	21.50		21.00	11.00	38.00	35.20			33.00	5.00
2	N	10	15	46594	1874,12/19/1892,10/6/1902	P		32.00	2.60		38.60	39.00	30.90	26.80		8.00						
2	N	10	16	46594	1874,12/19/1892,10/6/1902	P	26.50	38.80	37.80	20.00	35.00	16.00	36.90	38.00	32.00	38.00	36.10	2.50	5.00	13.00		
2	N	10	17	46594	1874,12/19/1892,10/6/1902	P	27.10	16.30	2.00	20.00	16.00	39.60	22.80	16.20	12.00	9.50	9.50	11.50	30.00	25.00	9.00	25.00
2	N	10	18	46594	1874,12/19/1892,10/6/1902	P	28.00															
2	N	10	19	46594	1874,12/19/1892,10/6/1902	P																10.00
2	N	10	20	46594	1874,12/19/1892,10/6/1902	P	7.20	0.20			24.00	9.00		6.60			7.00					
2	N	10	29	46594	1874,12/19/1892,10/6/1902	P						0.70										
2	N	10	30	46594	1874,12/19/1892,10/6/1902	P	7.80															
				TOTAL	2281.7																	
3	N	10	33	46955	12/1/1905	P																10.60
2	N	10	3	46955	12/1/1905	P											3.40					
2	N	10	4	46955	12/1/1905	P	4.60	7.10										15.40		8.30	13.60	1.20
2	N	10	8	46955	12/1/1905	P															2.90	
2	N	10	9	46955	12/1/1905	P		12.60	3.40										0.30	5.00		
2	N	10	10	46955	12/1/1905	P							6.30			5.90						6.10
2	N	10	15	46955	12/1/1905	P	2.00								1.20	5.00						
2	N	10	16	46955	12/1/1905	P	13.50			0.70		8.60				0.40		0.50	0.20	0.80		
2	N	10	17	46955	12/1/1905	P			3.40	17.00					1.40				5.20	1.00	4.60	5.20
2	N	10	19	46955	12/1/1905	P																5.40
2	N	10	20	46955	12/1/1905	P					0.60	1.80	0.90				5.10					
2	N	10	21	46955	12/1/1905	P						0.60										
				TOTAL	191.8																	
3	N	10	33	46955	12/1/1905	S															22.50	9.30
2	N	10	3	46955	12/1/1905	S										3.60	14.00					
2	N	10	4	46955	12/1/1905	S	34.00	19.00	23.90	33.80				0.30				15.60	38.20	23.00		27.00
2	N	10	8	46955	12/1/1905	S				2.30									33.20	1.80	3.00	36.60
2	N	10	9	46955	12/1/1905	S	27.50	25.00	23.00	30.60	38.60	4.80	26.20	35.80	31.20	31.60	30.50	24.60	40.00	23.80	30.00	37.60
2	N	10	10	46955	12/1/1905	S						21.40	21.50		21.00	11.00	38.00	35.20			33.00	5.00
2	N	10	15	46955	12/1/1905	S		32.00	2.60		38.60	39.00	30.90	26.80		8.00						
2	N	10	16	46955	12/1/1905	S	26.50	38.80	37.80	20.00	35.00	16.00	36.90	38.00	32.00	38.00	36.10	2.50	5.00	13.00		
2	N	10	17	46955	12/1/1905	S	27.10	4.70	2.00	20.00								1.00	30.00	25.00	9.00	25.00
2	N	10	19	46955	12/1/1905	S																10.00
2	N	10	20	46955	12/1/1905	S	7.20	0.20			24.00	1.00		6.60			7.00					
2	N	10	29	46955	12/1/1905	S						0.70										
2	N	10	30	46955	12/1/1905	S	7.80															
				TOTAL	1749.8																	

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TWP	N/S	RNG	E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
3	N	10	33	46956	1891,1899		P											0.80					
2	N	10	4	46956	1891,1899		P						3.90			7.10		6.80	6.40				
2	N	10	8	46956	1891,1899		P			2.40							7.00					2.10	
2	N	10	17	46956	1891,1899		P									10.00		1.30					
2	N	10	20	46956	1891,1899		P						8.20										
						TOTAL																	
						56																	
3	N	10	33	46956	1891,1899		S			2.40				6.80	16.80	36.70	10.90	1.00	24.80		1.30	33.10	9.3
2	N	10	3	46956	1891,1899		S										3.60	17.40					
2	N	10	4	46956	1891,1899		S	38.60	26.10	23.90	33.80	36.60	4.50		8.80	14.50	10.80	6.00	31.40	38.20	31.30	13.60	28.20
2	N	10	5	46956	1891,1899		S														20.00		
2	N	10	8	46956	1891,1899		S	16.40	2.00	11.00	36.40			0.10	9.20		14.00	29.20		33.20	1.80	5.90	36.60
2	N	10	9	46956	1891,1899		S	27.50	37.60	26.40	30.60	38.60	27.20	34.00	35.80	31.20	31.60	30.50	24.60	40.30	23.80	35.00	37.60
2	N	10	10	46956	1891,1899		S						21.40	27.80		21.00	16.90	38.00	35.20			33.00	11.10
2	N	10	15	46956	1891,1899		S	2.00	32.00	2.60		38.60	39.00	30.90	26.80	1.20	13.00						
2	N	10	16	46956	1891,1899		S	40.00	38.80	37.80	20.70	35.00	24.60	36.90	38.00	32.00	38.40	36.10	3.00	5.20	13.80		
2	N	10	17	46956	1891,1899		S	27.10	16.30	5.40	37.00	16.00	39.60	22.80	16.20	13.40	9.50	9.50	11.50	35.20	26.00	13.60	30.20
2	N	10	18	46956	1891,1899		S	28.00															
2	N	10	20	46956	1891,1899		S	7.20	0.20			24.60	10.80	0.90	6.60								
2	N	10	21	46956	1891,1899		S						0.60										
						TOTAL																	
						2437.5																	
3	N	10	26	47710	5/7/1906		P										2.10	9.60	3.40				
3	N	10	27	47710	5/7/1906		P									0.30		2.60	8.40	1.20	1.20	0.60	6.50
3	N	10	33	47710	5/7/1906		P	0.20			19.80										34.80		10.00
3	N	10	34	47710	5/7/1906		P	28.40	20.60	21.60	14.10	24.60	8.50	29.00	23.80	38.60	38.60	39.10	38.90	32.60	21.40	36.70	38.00
3	N	10	35	47710	5/7/1906		P					14.40	12.70	34.40	25.80	36.80	40.00	33.80	36.20	9.20	32.00	26.90	19.90
3	N	10	36	47710	5/7/1906		P									29.00	13.00	25.20	39.00		6.00	5.00	
2	N	10	1	47710	5/7/1906		P		16.20	3.40		38.00	38.00	25.60	27.00	34.80	24.80	36.50	19.20		3.00		
2	N	10	2	47710	5/7/1906		P	38.00	27.40	36.20	36.00	28.00	19.70	36.20	30.80	30.60	31.20	32.00	38.20	34.10	31.40	26.40	25.40
2	N	10	3	47710	5/7/1906		P	31.40	27.20	34.40	23.60	23.60	36.10	20.40	23.00	33.60	0.50		30.80	17.30	35.90	33.60	12.00
2	N	10	10	47710	5/7/1906		P	37.20	30.80	36.00	37.30	21.30			3.60					26.20	5.60		17.00
2	N	10	11	47710	5/7/1906		P	36.40	33.80	36.60	37.90	35.00	26.20	32.80	28.40	37.40	29.10	39.50	34.00	27.50	37.00	40.00	20.40
2	N	10	12	47710	5/7/1906		P					7.80	38.10	20.60			5.00						
2	N	10	14	47710	5/7/1906		P	0.30	3.00			15.30	38.60	22.20			3.80						
2	N	10	15	47710	5/7/1906		P	28.20	2.40	25.80	35.60				3.40	21.20	9.80		1.80	8.00	25.60		
2	N	10	16	47710	5/7/1906		P													8.60	2.40	2.80	7.30
2	N	10	20	47710	5/7/1906		P	3.60		12.40	12.90					6.90			3.40	3.00	8.70		
2	N	10	21	47710	5/7/1906		P						7.20										
						TOTAL																	
						3288.7																	
3	N	10	33	PHELPS P	9/15/1904		P			2.40				6.80	16.80	36.70	10.90	1.80	17.70		1.30		
2	N	10	4	PHELPS P	9/15/1904		P					36.60	8.40		8.50		10.80						
2	N	10	5	PHELPS P	9/15/1904		P														20.00		
2	N	10	8	PHELPS P	9/15/1904		P	6.40	2.00														
						TOTAL																	
						187.1																	

TWP	N/S	RNG	E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
2	N	10	9	48820	11/23/1933		S		11.20	26.40	30.60	38.60	4.80	26.20	35.80	31.20	31.60	30.50	24.60	40.30	23.80	35.00	37.60
2	N	10	16	48820	11/23/1933		S	40.00	38.80	37.80	20.70	35.00	24.60	36.90	38.00								
					TOTAL	700																	
3	N	10	33	48821	2/29/1924		S												0.40			32.90	9.30
2	N	10	3	48821	2/29/1924		S										3.60	17.40					
2	N	10	4	48821	2/29/1924		S	38.60	26.10	23.90	33.80				0.30				31.00	38.20	29.20	13.60	28.20
2	N	10	8	48821	2/29/1924		S				2.30									33.20	1.80	5.90	36.60
2	N	10	9	48821	2/29/1924		S	27.50	37.60	26.40	30.60	38.60	4.80	26.20	35.80	31.20	31.60	30.50	24.60	40.30	23.80	35.00	37.60
2	N	10	10	48821	2/29/1924		S						21.40	27.80		21.00	16.90	38.00	35.20			33.00	11.10
2	N	10	15	48821	2/29/1924		S	2.00	32.00	2.60		38.60	39.00	30.90	26.80	1.20	13.00						
2	N	10	16	48821	2/29/1924		S	40.00	38.80	37.80	20.70	35.00	24.60	36.90	38.00	32.00	38.40	36.10	3.00	5.20	13.80		
2	N	10	17	48821	2/29/1924		S	27.10	4.70	5.40	37.00					1.40			1.00	35.20	26.00	13.60	30.20
2	N	10	19	48821	2/29/1924		S																15.40
2	N	10	20	48821	2/29/1924		S	7.20	0.20			24.60	2.80	0.90	6.60			12.10					
2	N	10	21	48821	2/29/1924		S						0.60										
2	N	10	29	48821	2/29/1924		S						0.70										
2	N	10	30	48821	2/29/1924		S	7.80															
					TOTAL	1939.7																	
3	N	10	33	48822	7/16/1969		S												0.40			20.90	9.30
2	N	10	3	48822	7/16/1969		S										3.60	17.40					
2	N	10	4	48822	7/16/1969		S	38.60	26.10	23.90	33.80				0.30				31.00	38.20	29.20	13.60	28.20
2	N	10	8	48822	7/16/1969		S				2.30									33.20	1.80	5.90	36.60
2	N	10	9	48822	7/16/1969		S	27.50	37.60	26.40	30.60	38.60	4.80	26.20	35.80	31.20	31.60	30.50	24.60	40.30	23.80	35.00	37.60
2	N	10	10	48822	7/16/1969		S						21.40	27.80		21.00	16.90	38.00	35.20			33.00	11.10
2	N	10	15	48822	7/16/1969		S	2.00	32.00	2.60		38.60	39.00	30.90	26.80	1.20	13.00						
2	N	10	16	48822	7/16/1969		S	40.00	38.80	37.80	20.70	35.00	24.60	36.90	38.00	32.00	38.40	36.10	3.00	5.20	13.80		
2	N	10	17	48822	7/16/1969		S	27.10	4.70	5.40	37.00					1.40			0.40	35.20	26.00	13.60	30.20
2	N	10	20	48822	7/16/1969		S	7.20	0.20														
2	N	10	21	48822	7/16/1969		S						0.60										
					TOTAL	1856.2																	
2	N	10	16	63288	1/22/1979		P													1.50			
					TOTAL	1.5																	

ATTACHMENT 2.

Listing of petitioned lands and uses;

ATTACHMENT 2

Rights as petitioned
Irrigation is the only use

TWP	N/S	RNG E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
3	N	10	33	46594	1874,12/19/1892,10/6/1902	P	1.80		1.20					0.40	34.75	14.55		19.90		2.40	28.55	9.00
2	N	10	3	46594	1874,12/19/1892,10/6/1902	P											16.05					
2	N	10	4	46594	1874,12/19/1892,10/6/1902	P	30.60	25.90	26.55	30.10	35.90	7.90	1.25	10.80	26.80	12.10		0.90	36.30	30.50	17.35	23.45
2	N	10	5	46594	1874,12/19/1892,10/6/1902	P					1.75				14.05				19.00			
2	N	10	8	46594	1874,12/19/1892,10/6/1902	P	11.70	3.10	15.30	35.30				9.90		22.60	26.10		34.50	1.50	14.25	36.70
2	N	10	9	46594	1874,12/19/1892,10/6/1902	P	27.40	34.50	26.30	33.40	38.25	28.00	35.00	34.90	30.50	32.20	30.90	24.50	37.75	23.80	35.00	36.65
2	N	10	10	46594	1874,12/19/1892,10/6/1902	P						18.95	27.90		24.10	16.00	36.65	35.40	1.35		30.25	11.05
2	N	10	15	46594	1874,12/19/1892,10/6/1902	P	3.00															
2	N	10	16	46594	1874,12/19/1892,10/6/1902	P	37.60	37.10	36.70	21.80	35.85	32.55	36.20	37.90	35.60	37.00	37.80	8.50	7.70	13.60		
2	N	10	17	46594	1874,12/19/1892,10/6/1902	P	29.85	19.10	12.70	37.25	13.75	16.90	16.90	15.50	9.40	21.75	11.35	18.30	36.45	26.25	14.80	31.20
2	N	10	19	46594	1874,12/19/1892,10/6/1902	P																18.50
2	N	10	20	46594	1874,12/19/1892,10/6/1902	P	2.00	5.20			29.75	29.15	0.90	6.80			11.00					
2	N	10	21	46594	1874,12/19/1892,10/6/1902	P						3.30										
2	N	10	30	46594	1874,12/19/1892,10/6/1902	P	2.00															
				TOTAL	2260.4																	
2	N	10	9	46955	12/1/1905	P											1.15					
2	N	10	10	46955	12/1/1905	P																0.65
2	N	10	15	46955	12/1/1905	P		32.25	3.25		38.20	38.50	31.60	31.40	1.70	13.00						
				TOTAL	191.7																	
3	N	10	33	46955	12/1/1905	S												1.15			28.30	9.00
2	N	10	3	46955	12/1/1905	S											16.05					
2	N	10	4	46955	12/1/1905	S	30.60	24.95	26.55	30.10				2.30	26.80	1.20		0.90	36.30	30.50	17.35	23.45
2	N	10	8	46955	12/1/1905	S	7.50															5.00
2	N	10	9	46955	12/1/1905	S	27.40	34.50	26.30	33.40	38.25	28.00	35.00	34.90	30.50	32.20	30.90	24.50	37.75	23.80	35.00	36.65
2	N	10	10	46955	12/1/1905	S						18.95	27.90		24.10	16.00	36.65	35.40	1.35		30.25	11.05
2	N	10	15	46955	12/1/1905	S	3.00															
2	N	10	16	46955	12/1/1905	S	37.60	37.10	36.70	21.80	35.85	30.50	36.20	37.90	34.20	37.00	37.80	6.25	7.70	13.60		
2	N	10	17	46955	12/1/1905	S	29.85	9.00	12.70	37.25					1.40		11.35	15.65	36.45	26.25	14.80	31.20
2	N	10	19	46955	12/1/1905	S																18.50
2	N	10	20	46955	12/1/1905	S	2.00	5.20			27.60	0.90		6.80			11.00					
2	N	10	21	46955	12/1/1905	S						3.30										
2	N	10	30	46955	12/1/1905	S	2.00															
				TOTAL	1745.1																	

TWP	N/S	RNG	E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
2	N	10	17	46956	1891,1899		P						9.00	6.00		13.50								
2	N	10	18	46956	1891,1899		P	27.50																
					TOTAL	56																		
3	N	10	33	46956	1891,1899		S	1.80		1.20					0.40	34.75	14.55		19.90		2.40	28.55	9.0	
2	N	10	3	46956	1891,1899		S										16.05							
2	N	10	4	46956	1891,1899		S	30.60	25.90	26.55	30.10	35.90	7.90	1.25	10.80	26.80	12.10		0.90	36.30	30.50	17.35	23.45	
2	N	10	5	46956	1891,1899		S					1.75				14.05				19.00				
2	N	10	8	46956	1891,1899		S	11.70	3.10	15.30	35.30				9.90		22.60	26.10		34.50	1.50	14.25	36.70	
2	N	10	9	46956	1891,1899		S	27.40	34.50	26.30	33.40	38.25	28.00	35.00	34.90	30.50	32.20	30.90	24.50	37.75	23.80	35.00	36.65	
2	N	10	10	46956	1891,1899		S					18.95	27.90			24.10	16.00	36.65	35.40	1.35		30.25	11.05	
2	N	10	15	46956	1891,1899		S	3.00	25.15	1.95		38.20	38.50	31.40	31.40	1.70	13.00							
2	N	10	16	46956	1891,1899		S	37.60	37.10	36.70	21.80	35.85	32.55	36.20	37.90	35.60	37.00	37.80	8.50	7.70	13.60			
2	N	10	17	46956	1891,1899		S	29.85	19.10	12.70	37.25	13.75	16.90	16.90	15.50	9.40	21.75	11.35	18.30	36.45	26.25	14.80	31.20	
2	N	10	20	46956	1891,1899		S	2.00	5.20			29.75	29.15	0.90	6.80									
2	N	10	21	46956	1891,1899		S					3.30												
2	N	10	30	46956	1891,1899		S																	
					TOTAL	2410.2																		
3	N	10	26	47710	5/7/1906		P										4.20	6.60						
3	N	10	27	47710	5/7/1906		P									0.70		0.65	6.30	1.10	1.80	0.40	6.65	
3	N	10	33	47710	5/7/1906		P	0.50		9.25	19.90									33.20	10.45	15.20		
3	N	10	34	47710	5/7/1906		P	25.15	19.65	27.30	19.40	21.45	16.20	27.80	25.70	36.40	35.70	34.95	35.00	38.60	23.95	31.40	32.05	
3	N	10	35	47710	5/7/1906		P					9.20	30.90	21.25	26.70	38.10	27.75	25.15	0.70	13.65	23.55	1.70		
3	N	10	36	47710	5/7/1906		P									26.40		35.10		6.90	6.50			
2	N	10	1	47710	5/7/1906		P		6.00	1.50		34.95	33.20	23.90	27.60	34.75	23.25	37.40	19.10		2.30			
2	N	10	2	47710	5/7/1906		P	35.80	29.80	36.05	30.50	29.45	17.35	35.05	34.15	37.00	34.80	32.10	32.00	23.10	24.90	18.85	19.70	
2	N	10	3	47710	5/7/1906		P	28.45	24.10	34.65	27.40	25.30	34.90	32.10	29.95	32.10	20.20	4.00	30.00	13.00	36.10	33.60	13.60	
2	N	10	4	47710	5/7/1906		P	3.95																
2	N	10	10	47710	5/7/1906		P	23.90	32.10	35.15	29.70	31.65	0.80		27.70					26.50	32.20		18.80	
2	N	10	11	47710	5/7/1906		P	34.95	28.05	33.15	36.85	35.95	23.80	7.35	24.25	38.80	29.65	37.00	38.80	32.20	36.40	39.30	25.80	
2	N	10	12	47710	5/7/1906		P					8.80	35.00	25.10			11.00							
2	N	10	14	47710	5/7/1906		P	1.00	11.00			21.35	37.00	27.10	4.25		3.45							
2	N	10	15	47710	5/7/1906		P	33.05	2.70	27.40	34.65				4.60	23.60	9.80		1.60	6.70	24.80			
2	N	10	16	47710	5/7/1906		P													8.80	1.20	3.60	7.80	
2	N	10	20	47710	5/7/1906		P	4.10		6.20	18.00					6.90			3.40		7.00			
2	N	10	21	47710	5/7/1906		P					8.20												
					TOTAL	3189.05																		
3	N	10	33	PHELPS	9/15/1904		P	1.80		1.20					0.40	34.75	14.55		18.75		2.40	0.25		
2	N	10	4	PHELPS	9/15/1904		P					35.90	7.90	1.25	8.50		10.90							
2	N	10	5	PHELPS	9/15/1904		P					1.75								19.00				
2	N	10	8	PHELPS	9/15/1904		P	4.20	3.10															
					TOTAL	166.6																		

TWP	N/S	RNG	E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
2	N	10	4	48820	11/23/1933		S		1.65											1.00				
2	N	10	10	48820	11/23/1933		S													1.35				
2	N	10	15	48820	11/23/1933		S		3.50			18.50	9.50											
2	N	10	16	48820	11/23/1933		S	37.60	37.10	36.70	21.80	34.60	17.15	36.20	37.90	34.20	37.00	37.80	6.25	7.70	13.60			
2	N	10	17	48820	11/23/1933		S	27.05	9.00	12.70	37.25					1.40				36.45	26.25	14.80	31.20	
2	N	10	20	48820	11/23/1933		S	2.00	7.20			28.35	0.90		28.05	3.00								
2	N	10	21	48820	11/23/1933		S					3.30												
					TOTAL	700																		
3	N	10	33	48821	2/29/1924		S												1.15			28.30	9.00	
2	N	10	3	48821	2/29/1924		S										16.05							
2	N	10	4	48821	2/29/1924		S	30.60	24.95	26.55	30.10				2.30	26.80	1.20		0.90	36.30	30.50	17.35	23.45	
2	N	10	8	48821	2/29/1924		S	7.50															5.00	
2	N	10	9	48821	2/29/1924		S	27.40	34.50	26.30	33.40	38.25	28.00	35.00	34.90	30.50	32.20	32.05	24.50	37.75	23.80	35.00	36.65	
2	N	10	10	48821	2/29/1924		S					18.95	27.90		24.10	16.00	36.65	35.40	1.35		30.25	11.70		
2	N	10	15	48821	2/29/1924		S	3.00	32.25	3.25		38.20	38.50	25.70	31.40	1.70	13.00							
2	N	10	16	48821	2/29/1924		S	37.60	37.10	36.70	21.80	35.85	30.50	36.20	37.90	34.20	37.00	37.80	6.25	7.70	13.60			
2	N	10	17	48821	2/29/1924		S	29.85	9.00	12.70	37.25					1.40		11.35	15.65	36.45	26.25	14.80	31.20	
2	N	10	19	48821	2/29/1924		S																18.50	
2	N	10	20	48821	2/29/1924		S	2.00	5.20			27.60	4.40	0.90	6.80			11.00						
2	N	10	21	48821	2/29/1924		S					3.30												
2	N	10	29	48821	2/29/1924		S																	
2	N	10	30	48821	2/29/1924		S	2.00																
					TOTAL	1935.3																		
3	N	10	33	48822	7/16/1969		S												1.15			28.30	9.00	
2	N	10	3	48822	7/16/1969		S										16.05							
2	N	10	4	48822	7/16/1969		S	30.60	24.95	26.55	30.10			1.20	2.30	26.80			0.90	36.30	30.50	17.35	23.45	
2	N	10	8	48822	7/16/1969		S	7.50																
2	N	10	9	48822	7/16/1969		S	27.40	34.50	26.30	33.40	38.25	28.00	35.00	34.90	30.50	32.20	29.90	24.50	37.75	23.80	35.00	36.65	
2	N	10	10	48822	7/16/1969		S					18.95	27.90		24.10	16.00	36.65	35.40	1.35		30.25	11.05		
2	N	10	15	48822	7/16/1969		S	3.00	13.25	1.95		38.20	38.50	25.50	31.40	1.70	13.00							
2	N	10	16	48822	7/16/1969		S	37.60	37.10	36.70	21.80	34.60	17.15	36.20	37.90	34.20	37.00	37.80	6.25	7.70	13.60			
2	N	10	17	48822	7/16/1969		S	27.05	9.00	12.70	37.25					1.40				36.45	26.25	14.80	31.20	
2	N	10	20	48822	7/16/1969		S	2.00	7.20			28.35	0.90		28.05	3.00								
2	N	10	21	48822	7/16/1969		S					3.30												
					TOTAL	1853.7																		
2	N	10	16	63288	1/22/1979		P													1.50				
					TOTAL	1.5																		

ATTACHMENT 3.

Listing of portions of certificates not petitioned and to receive remaining right certificates.

ATTACHMENT 3

Rights not petitioned (needing remaining right certificated)

Irrigation is only use

TWP	N/S	RNGE	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SEW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
3	N	10	35	47710	5/7/1906	P					0.50								1.35	2.45		7.7
3	N	10	36	47710	5/7/1906	P											3.40					
				TOTAL	15.4																	

ATTACHMENT 4.

Land covered under Transfer 7598 (a change in place of use).

ATTACHMENT 4

Rights not petitioned (Involved in Transfer 7598)

Irrigation and supplemental irrigation are the only uses

TWP	N/S	RNG E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
2	N	10	17	46954	1874,12/19/1892,10/6/1902	P											10.00	11.30				
				TOTAL																		
					21.3																	
2	N	10	17	46955	12/1/1905	S																4.40
				TOTAL																		
					4.4																	
2	N	10	17	46956	1891,1899	S											10.00	11.30				
				TOTAL																		
					21.3																	
2	N	10	17	48821	2/29/1924	S																4.40
				TOTAL																		
					4.4																	

ATTACHMENT 5

Conflicting certificate of water rights being cancelled by landowner affidavits.

ATTACHMENT 5

Rights to be cancelled by landowner affidavits

TWP	N/S	RNG E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
2	N	10	3	4831	10/8/1919	P						6.50										
2	N	10	3	5127	7/18/1916	P															3.00	
2	N	10	3	14970	1902	P															3.00	
2	N	10	20	15043*	1/17/1889	P	17.00		1.00													
3	N	10	34	3559	7/12/1920	P														5.50		
3	N	10	34	4964	6/9/1922	P					2.00											
				TOTAL																		38.00

* Only a portion of this right abandoned, a remaining right certificate to be issued.

ATTACHMENT 6

**Conflicting certificates of water rights to be cancelled and new certificate issued
diminishing conflicting water right to supplemental irrigation.**

ATTACHMENT 6

Rights to be diminished by landowner affidavits

Irrigation is the only use diminished

TWP	N/S	RNG E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
2	N	10	1	3784	9/11/1920	P								5.00									
2	N	10	2	2880	4/29/1918	P											6.00						
2	N	10	2	4963	12/3/1921	P						5.00											
2	N	10	2	7550	6/12/1925	P		10.00			6.60												
2	N	10	2	7801	6/15/1926	P						3.00											
2	N	10	2	15045	1900	P	3.50	13.00															
2	N	10	3	1893	4/15/1914	P												9.00					
2	N	10	3	2797	6/5/1918	P								6.00									
2	N	10	3	3445	3/23/1920	P												12.03				9.97	
2	N	10	3	3952	7/19/1920	P				10.00													
2	N	10	3	4954*	8/2/1920	P												4.00					
2	N	10	3	6774*	4/25/1925	P						11.00											
2	N	10	3	12126	9/25/1935	P		1.00	9.50														
2	N	10	3	14951	1902	P												10.00					
2	N	10	3	15036	1895	P					5.00												
2	N	10	4	8697	4/21/1919	P			1.00														
2	N	10	4	43568	5/9/1921	P				3.00													
2	N	10	4	46045	5/9/1921	P				4.00													
2	N	10	4	46395	8/21/1973	P				5.00													
2	N	10	9	2794	4/10/1918	P											6.00						
2	N	10	9	5111	2/7/1920	P				10.00													
2	N	10	9	15025*	1882	P	15.00																
2	N	10	9	15026	1882	P		2.00	4.00														
2	N	10	10	3440	2/10/1920	P					6.00												
2	N	10	10	6733	8/22/1919	P								15.00									
2	N	10	10	14955*	1875	P						11.00											
2	N	10	10	15011	1907	P			5.00														
2	N	10	10	15014	1907	P		12.00															
2	N	10	10	20342	7/7/1943	P															10.00		
2	N	10	11	1817	4/15/1914	P						7.00											
2	N	10	11	5434	8/15/1924	P						10.00											
2	N	10	11	8171	8/26/1920	P	8.00																
2	N	10	11	11006	3/31/1932	P													5.00			7.00	
2	N	10	11	14975	1906	P		3.00															
2	N	10	11	45044	9/7/1972	P													3.00				
2	N	10	12	45044	9/7/1972	P										6.00							

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TWP	N/S	RNG	E	SEC	Cert.	Priority	P/S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
2	N	10		14	3443	3/3/1920	P							3.33										
2	N	10		15	3921*	7/24/1922	P		2.00		16.00													
2	N	10		15	6807	6/3/1926	P		13.00	7.00														
2	N	10		15	8210	4/26/1926	P			8.50														
2	N	10		15	11991	4/6/1936	P			10.00														
2	N	10		15	14956	1890	P	10.00																
2	N	10		16	11591	8/22/1930	P										5.25							
2	N	10		16	19503	9/2/1941	P															1.60		
2	N	10		16	62111	9/3/1975	P					0.90												
2	N	10		17	14973*	1889	P							4.00										
2	N	10		17	14987	1898	P	4.00																
2	N	10		17	14994<	1896	P										4.00							
2	N	10		17	31675	5/1884,1898	P	1.80	0.50	6.10	17.30													
2	N	10		18	14994	1896	P													10.00	5.00			
2	N	10		20	14976<	1897	P								3.00				7.00					
2	N	10		20	23861	10/5/1945	P	1.40																
2	N	10		21	14966	7/1894	P						7.00											
2	N	10		21	23861	10/5/1945	P					7.20												
3	N	10		26	7522*<	7/16/1926	P											5.00						
3	N	10		26	54997	7/2/1973	P										0.80							
3	N	10		26	55304	2/5/1974	P									1.20								
3	N	10		27	4959<	2/12/1921	P												4.00					
3	N	10		27	12440	4/4/1938	P																0.40	
3	N	10		34	1197	6/11/1914	P				5.00									25.00				
3	N	10		34	1925	4/12/1917	P					1.00												
3	N	10		34	1992	7/11/1917	P		1.50			1.50												
3	N	10		34	2911	5/10/1920	P				4.75													
3	N	10		34	13817<	6/5/1940	P		7.60															
3	N	10		34	19501	3/26/1941	P			7.60														
3	N	10		35	7522	7/16/1926	P						7.00											
					TOTAL	519.83																		

*Portion of this right was abandoned by landowner affidavit
<Portion of this right was not in conflict with FID, that portion not diminished

ADDENDUM

- Page 1 2nd paragraph changed "5804.3" to "5783.0". Added (5819.7 total acres minus 36.7 acres out-of-district).
- Page 2 In sentence, deleted "petitioned" and changed "eligible to" to "in".
In table 2, changed Certificate 47710 acreage from "3273.3" to "3288.7".
- Page 3 In table 3, changed Certificate 47710 acreage from "3187.35" to "3189.05".
Last line, changed acreage from "5696.95" to "5698.65".
- Page 4 In table 4, changed Certificate 47710 acreage from "3187.35" to "3189.05".
- Page 5 In table 5, changed Certificate 47710 acreage from "3187.35" to "3189.05".
Last paragraph, first line after confirming inserted "certificates (Attachment 2).
Last paragraph, second line after "above" inserted "(Attachment 3)" and after 7598 inserted "(Attachment 4)".
- Page 6 Removed the notice requirements of Proposed Order after director's signature.
Added two paragraphs starting "It is ORDERED" for canceled and diminished conflicting water rights.
Attachment 1, introduction page, changed "petitioned" to "affected".
Attachment 1, added headings to top of each page.
Attachment 1, page 2, corrected priority date for Certificate 46596 to "1891, 1899".
Attachment 1, page 3, corrected certificate number to "48822" and priority date to "7/16/1969".
Attachment 2, added headings to top of each page.
Attachment 2, page 2, corrected priority date for Certificate 46596 to "1891, 1899".

Attachment 2, page 2, amended Certificate 47710 acreage by adding 0.3 acre to NW 1/4 NW 1/4, Section 3 and increasing total acreage.

Attachment 2, page 2, amended Certificate 47710 acreage by adding 0.4 acre to NW 1/4 SE 1/4, Section 11, and increasing total acreage.

Attachment 2, page 2, amended Certificate 47710 acreage by adding 1.0 acre to SW 1/4 of NW 1/4, Section 3, and increasing total acreage.

Added an Attachment 4, to describe lands covered by Transfer 7598.

Added Attachment 5 and introduction page.

Added Attachment 6 and introduction page.

AMENDMENTS TO PETITION

1. Max Sigl - 2N 10E 3 3200, NW 1/4 of NW 1/4 and SW 1/4 of NW 1/4. Actual parcel size larger than assessed size. Confirmed with legal description of property. Increased acreage by 0.30 acres, changed petition and petition map.
2. Martin Hagee - 2N 10E 11 1500 NW 1/4 of SE 1/4. When certified letters sent out after signing of Proposed Order, Mr. Hagee disagreed with the mapping of his property. The district checked into Mr. Hagee's property and amended the boundary in the NW corner of the property. The change moved Mr. Hagee to 9.0 acres from 8.6 acres. Mr. Hagee agreed to change. Changed petition and petition map.
3. Vera Davis - 2N 10E 3 3400 SW 1/4 of NW 1/4. In working with conflicting water right it was discovered that the area cross hatched represented 5.2 acres, but assessment was only 4.2 acres. Vera Davis was contacted and assessment changed to 5.2 acres.