

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

In the Matter of Transfer Application) FINAL ORDER APPROVING A
T-10976, Jackson County) DISTRICT PERMANENT TRANSFER

Authority

ORS 540.570 to 540.580 establishes the process in which a district may submit a request to transfer a water right within district boundaries. OAR Chapter 690, Division 385 implements the statutes and provides the Department’s procedures and criteria for evaluating district transfer applications.

Applicant

TALENT IRRIGATION DISTRICT
PO BOX 467
TALENT, OR 97540

Findings of Fact

1. On November 16, 2009, Talent Irrigation District (TID) filed a district transfer application to permanently change the place of use under Certificates 79212 and 83727. The Department assigned the application number T-10976.
2. Notice of the application for transfer was published on December 1, 2009, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
3. On June 17, 2014, the Department received final clarifications of the place of use.
4. The portion of the first right to be transferred is as follows:

Certificate: 79212, (perfected under Permits S-1382, S-1383 and S-4537) in the name of TALENT IRRIGATION DISTRICT

Use: IRRIGATION of 23.15 acres

Sources, Tributaries and associated Priority Dates:

Source	Tributary	Priority Date
Emigrant Creek	Bear Creek	May 23, 1912
McDonald Creek	Little Applegate River	August 20, 1915
Greeley Creek	Little Applegate River	August 20, 1915
Bear Creek	Rogue River	July 31, 1915
Neil Creek	Bear Creek	July 31, 1915
Ashland Creek	Bear Creek	July 31, 1915
Emigrant Creek	Bear Creek	July 31, 1915
Wagner Creek	Bear Creek	July 31, 1915

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

Source	Tributary	Priority Date
Anderson Creek	Bear Creek	July 31, 1915
Coleman Creek	Bear Creek	September 6, 1915
Kenutchen Creek (Knudsen Creek)	Bear Creek	September 6, 1915
Meyers Creek (Myers Creek)	Bear Creek	September 6, 1915
Butler Creek	Bear Creek	September 6, 1915
Keene Creek and Keene Creek Reservoir (Hyatt Reservoir)	Jenny Creek	May 23, 1912
Keene Creek	Jenny Creek	September 6, 1915
Emigrant Reservoir	Emigrant Creek	January 27, 1920

Authorized Places of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
38 S	1 W	WM	11	SE NW	1.00	1000	CRYSTAL SPRINGS	05-17
38 S	1 W	WM	28	SE SE	1.00	2011	CRYSTAL SPRINGS	05-17
38 S	1 W	WM	25	NW NW	1.30	1700	BOEN	04-33
38 S	1 W	WM	25	NE SW	0.27	2500	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.70	5500	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5501	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5502	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5503	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5504	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5505	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5506	HAMILTON/THIRKILL/ STEINBERGS	04-39
38 S	1 W	WM	25	NE SW	0.23	2509	PALUMBO	04-40
38 S	1 W	WM	25	NE SW	0.26	2501	HAZEL	04-41
38 S	1 W	WM	25	NE SW	0.22	2505	WILLIAMS	04-42
38 S	1 W	WM	25	NE SW	0.23	2506	VITTETOE	04-43
38 S	1 W	WM	25	NE SW	0.23	2508	SCOTT	04-44
38 S	1 W	WM	25	NE SW	0.22	2503	SAYRE	04-45
38 S	1 W	WM	25	NE SW	0.25	2502	MCKINNIS	04-46
38 S	1 W	WM	25	NE SW	0.23	2507	BOTTIMORE	04-47
38 S	1 W	WM	25	NE SW	0.26	2504	BJONES/VERZONILLA	04-48
38 S	2 W	WM	12	SE NE	1.20	100	NAUMES TRUST.	04-60
38 S	1 W	WM	26	NE NE	1.00	700	RAINY DAY HLDG/DBH LLC	04-60-3
38 S	1 W	WM	26	NE NE	0.32	3500	MAHAR/QUINT	08-08
38 S	1 W	WM	9	SE SW	0.50	1400	MAHAR/QUINT	08-08
38 S	1 W	WM	25	NW SW	0.03	103	MAHAR/QUINT	08-08
38 S	1 W	WM	25	NE SW	1.00	103	MAHAR/QUINT	08-08
38 S	1 W	WM	23	NE SE	0.40	301	CITY OF TALENT	07-06
38 S	1 W	WM	23	NW SW	2.60	301	CITY OF TALENT	07-06
38 S	2 W	WM	12	NW NE	1.00	800	ROGERS	08-05
39 S	1 E	WM	10	NW NW	0.20	500	FLEUTER	08-06
39 S	1 E	WM	14	NW NW	3.00	2602	MAHAR/QUINT	08-08
38 S	1 W	WM	25	SE SW	0.18	4701	MAHAR/QUINT	08-08

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
39 S	1 E	WM	14	NW NW	1.38	1100	MAHAR	08-09
39 S	1 E	WM	15	NE NE	0.43	6900	MAHAR	08-09
39 S	1 E	WM	10	NE NW	0.28	802	MAHAR	08-09
39 S	1 E	WM	10	NW NW	0.31	801	MAHAR	08-09
39 S	1 E	WM	10	NW NW	0.25	800	MAHAR	08-09
39 S	1 E	WM	10	NE NW	0.15	800	MAHAR	08-09
38 S	2 W	WM	12	NW NE	0.31	800	ROGERS	09-01
38 S	1 W	WM	15	SE NE	0.21	1806	ROGERS	09-01
38 S	2 W	WM	12	SW NE	1.40	800	ROGERS	09-01
Total					23.15			

5. Transfer Application T-10976 proposes to change the places of use to:

Proposed Places of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
39 S	2 E	WM	20	NW SW	2.00	507	CAMELHEAD LAND	05-17
40 S	2 E	WM	5	SE NW	1.30	1704	MOREY	04-33
40 S	2 E	WM	5	SE NW	1.57	1704	MOREY	04-39
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-40
40 S	2 E	WM	5	SE NW	0.26	1704	MOREY	04-41
40 S	2 E	WM	5	SE NW	0.22	1704	MOREY	04-42
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-43
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-44
40 S	2 E	WM	5	SE NW	0.22	1704	MOREY	04-45
40 S	2 E	WM	5	SE NW	0.25	1704	MOREY	04-46
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-47
40 S	2 E	WM	5	SE NW	0.26	1704	MOREY	04-48
38 S	2 W	WM	13	NE NE	1.20	100	RSM REV. TRUST	04-60-1
38 S	1 W	WM	18	NW NW	1.00	1000	RSM REV. TRUST	04-60-3
38 S	2 W	WM	3	SW NW	2.20	6600	KOLCZYNSKI	07-06
38 S	2 W	WM	4	SE NE	0.80	6600	KOLCZYNSKI	07-06
38 S	2 W	WM	1	SW SE	1.00	2402	MANN FAMILY TRUST	08-05
38 S	1 E	WM	20	SW SE	0.20	905	MARIKOS	08-06
37 S	1 W	WM	35	SW NW	4.92	305	LERNER/QUINT	08-08
37 S	1 W	WM	35	NW SW	0.08	305	LERNER/QUINT	08-08
37 S	1 W	WM	35	SW NW	0.03	305	LERNER/QUINT	08-08
38 S	1 W	WM	18	NE SW	1.00	1604	PRATT/EATON	08-09
38 S	1 W	WM	18	SE SW	1.00	1604	PRATT/EATON	08-09
38 S	1 W	WM	18	SW SE	0.50	1604	PRATT/EATON	08-09
38 S	1 W	WM	18	NE SW	0.30	1604	PRATT/EATON	08-09
38 S	2 W	WM	12	NW NE	1.92	500	PATTERSON, TRUSTEE	09-01
Total					23.15			

6. The portion of the second primary irrigation right to be transferred is as follows:

Certificate: 83727, (perfected under Permit S-25915) in the name of U. S. Bureau of Reclamation

Use: IRRIGATION of 40.2 acres

Sources, Tributaries and associated Priority Dates:

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Emigrant	Bear Creek	39 S	2 E	WM	20	SE SE	The point of diversion is located at the outlet of

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Creek and Emigrant Reservoir							Emigrant Reservoir.
South Fork Little Butte Creek	Little Butte Creek	37 S	4 E	WM	16	SE SE	1240 FEET NORTH AND 1100 FEET WEST FROM THE SE 1/4 CORNER OF SECTION 16
Conde Creek	South Fork Little Butte Creek	38 S	3 E	WM	9	SW SW	1320 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER OF SECTION 9
Dead Indian Creek	South Fork Little Butte Creek	38 S	3 E	WM	15	SE SW	1310 FEET NORTH AND 1100 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 15
Daley Creek	South Fork Little Butte Creek	37 S	4 E	WM	34	SW SE	750 FEET NORTH AND 480 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 34
Beaver Dam Creek	South Fork Little Butte Creek	38 S	4 E	WM	4	NE SW	2000 FEET NORTH AND 1800 FEET EAST FROM THE SW CORNER OF SECTION 4
Pole Bridge Creek	South Fork Little Butte Creek	37 S	4 E	WM	28	SE NW	1380 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Deadwood Creek	South Fork Little Butte Creek S	38 S	4 E	WM	6	NE SE	Not specified on certificate.
Keene Creek and Keene Creek Reservoir	Jenny Creek	39 S	3 E	WM	16	SE SE	Points of diversion located at Hyatt Reservoir with re-diversions at Little Hyatt Pool Diversion and Keene Creek Diversion Dam
Grizzly Creek and Howard Prairie Reservoir	Jenny Creek	38 S	4 E	WM	32	E1/2 of SW 1/4	Not specified on certificate
Soda Creek	Grizzly Creek	39 S	4 E	WM	8	SW NW	2200 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER OF SECTION 8
Little Beaver Creek	Jenny Creek	39 S	4 E	WM	19	SE SW	600 FEET NORTH AND 1930 FEET EAST FROM THE SW CORNER OF SECTION 19

Authorized Places of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
37 S	1W	WM	27	NE SW	0.50	903	HARRIS	04-60-2
37 S	1W	WM	27	NE SW	0.50	909	HARRIS	04-60-2
37 S	1W	WM	34	NE NW	1.00	1201	MAHAR	07-14
37 S	1W	WM	27	NW SE	1.50	1000	CRYSTAL SPRINGS	07-24
37 S	1W	WM	27	NE SE	10.70	1000	CRYSTAL SPRINGS	08-03
37 S	1W	WM	27	NW SE	1.70	1000	CRYSTAL SPRINGS	08-03
37 S	1W	WM	27	NW SE	0.30	1001	CRYSTAL SPRINGS	08-03
37 S	1W	WM	27	NW SE	3.00	1201	CRYSTAL SPRINGS	08-03
37 S	1W	WM	27	SW SE	14.20	1201	CRYSTAL SPRINGS.	08-03
39 S	1E	WM	12	SE NW	1.80	328	MORGHEN	08-06
39 S	1E	WM	12	SW NW	0.50	330	CACHE/COBRE	09-02

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
39 S	1E	WM	12	SE NW	2.50	330	CACHE/COBRE	09-02
39 S	1E	WM	12	SE NW	2.00	328	CACHE/COBRE	09-02
Total:					40.20			

7. Transfer Application T-10976 proposes to change the places of use to:

Proposed Places of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38 S	2 W	WM	13	NE NE	0.17	1000	RSM REV. TRUST	04-60-2
38 S	1 W	WM	18	NW NW	0.83	1000	RSM REV. TRUST	04-60-2
39 S	1 E	WM	23	SW NW	1.00	1401	FAUDREE	07-14
39 S	2 E	WM	19	SE NW	1.50	504	TRAYNOR	07-24
38 S	1 W	WM	2	SW NE	6.10	200	LONDON FAMILY TRUST	08-03
38 S	1 W	WM	2	SE NW	2.20	200	LONDON FAMILY TRUST	08-03
38 S	1 W	WM	2	NE SW	4.20	200	LONDON FAMILY TRUST	08-03
38 S	1 W	WM	2	NE SE	17.40	200	LONDON FAMILY TRUST	08-03
38 S	1 E	WM	20	SW SE	1.80	905	MARIKOS	08-06
38 S	1 W	WM	2	NW SE	2.30	200	LONDON FAMILY TRUST	09-02
38 S	1 W	WM	2	SW SE	0.70	200	LONDON FAMILY TRUST	09-02
38 S	1 W	WM	2	SE SW	1.20	200	LONDON FAMILY TRUST	09-02
38 S	1 W	WM	2	SW SE	0.80	200	LONDON FAMILY TRUST	09-02
Total:					40.20			

8. The portion of the supplemental right to be transferred is as follows:

Certificate: 83727 in the name of U. S. Bureau of Reclamation (perfected under Permit S-25915)

Use: SUPPLEMENTAL IRRIGATION of 23.15 acres

Priority Dates: June 8, 1953 for Soda Creek and Little Beaver Creek and September 6, 1915 for all other streams.

Authorized Source, Tributaries and description of points of diversion:

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Emigrant Creek and Emigrant Reservoir	Bear Creek	39 S	2 E	WM	20	SE SE	The point of diversion is located at the outlet of Emigrant Reservoir.
South Fork Little Butte Creek	Little Butte Creek	37 S	4 E	WM	16	SE SE	1240 FEET NORTH AND 1100 FEET WEST FROM THE SE 1/4 CORNER OF SECTION 16
Conde Creek	South Fork Little Butte Creek	38 S	3 E	WM	9	SW SW	1320 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER OF SECTION 9

Source	Tributary	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Dead Indian Creek	South Fork Little Butte Creek	38 S	3 E	WM	15	SE SW	1310 FEET NORTH AND 1100 FEET WEST FROM THE SOUTH ¼ CORNER OF SECTION 15
Daley Creek	South Fork Little Butte Creek	37 S	4 E	WM	34	SW SE	750 FEET NORTH AND 480 FEET EAST FROM THE SOUTH ¼ CORNER OF SECTION 34
Beaver Dam Creek	South Fork Little Butte Creek	38 S	4 E	WM	4	NE SW	2000 FEET NORTH AND 1800 FEET EAST FROM THE SW CORNER OF SECTION 4
Pole Bridge Creek	South Fork Little Butte Creek	37 S	4 E	WM	28	SE NW	1380 FEET SOUTH AND 2000 FEET EAST FROM THE NW CORNER OF SECTION 28
Deadwood Creek	South Fork Little Butte Creek S	38 S	4 E	WM	6	NE SE	Not specified on certificate.
Keene Creek and Keene Creek Reservoir	Jenny Creek	39 S	3 E	WM	16	SE SE	Points of diversion located at Hyatt Reservoir with re-diversions at Little Hyatt Pool Diversion and Keene Creek Diversion Dam
Grizzly Creek and Howard Prairie Reservoir	Jenny Creek	38 S	4 E	WM	32	E1/2 of SW1/4	Not specified on certificate
Soda Creek	Grizzly Creek	39 S	4 E	WM	8	SW NW	2200 FEET SOUTH AND 60 FEET EAST FROM THE NW CORNER OF SECTION 8
Little Beaver Creek	Jenny Creek	39 S	4 E	WM	19	SE SW	600 FEET NORTH AND 1930 FEET EAST FROM THE SW CORNER OF SECTION 19

Authorized Places of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
38 S	1 W	WM	11	SE NW	1.00	1000	CRYSTAL SPRINGS	05-17
38 S	1 W	WM	28	SE SE	1.00	2011	CRYSTAL SPRINGS	05-17
38 S	1 W	WM	25	NW NW	1.30	1700	BOEN	04-33
38 S	1 W	WM	25	NE SW	0.27	2500	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.70	5500	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5501	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5502	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5503	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5504	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5505	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	26	NE NE	0.10	5506	HAMILTON/THIRKILL/STEI NBERGS	04-39
38 S	1 W	WM	25	NE SW	0.23	2509	PALUMBO	04-40

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	User	Notice
38 S	1 W	WM	25	NE SW	0.26	2501	HAZEL	04-41
38 S	1 W	WM	25	NE SW	0.22	2505	WILLIAMS	04-42
38 S	1 W	WM	25	NE SW	0.23	2506	VITTETOE	04-43
38 S	1 W	WM	25	NE SW	0.23	2508	SCOTT	04-44
38 S	1 W	WM	25	NE SW	0.22	2503	SAYRE	04-45
38 S	1 W	WM	25	NE SW	0.25	2502	MCKINNIS	04-46
38 S	1 W	WM	25	NE SW	0.23	2507	BOTTIMORE	04-47
38 S	1 W	WM	25	NE SW	0.26	2504	BJONES/VERZONILLA	04-48
38 S	2 W	WM	12	SE NE	1.20	100	NAUMES TRUST.	04-60
38 S	1 W	WM	26	NE NE	1.00	700	RAINY DAY HLDG/DBH LLC	04-60-3
38 S	1 W	WM	26	NE NE	0.32	3500	MAHAR/QUINT	08-08
38 S	1 W	WM	9	SE SW	0.50	1400	MAHAR/QUINT	08-08
38 S	1 W	WM	25	NW SW	0.03	103	MAHAR/QUINT	08-08
38 S	1 W	WM	25	NE SW	1.00	103	MAHAR/QUINT	08-08
38 S	1 W	WM	23	NE SE	0.40	301	CITY OF TALENT	07-06
38 S	1 W	WM	23	NW SW	2.60	301	CITY OF TALENT	07-06
38 S	2 W	WM	12	NW NE	1.00	800	ROGERS	08-05
39 S	1 E	WM	10	NW NW	0.20	500	FLEUTER	08-06
39 S	1 E	WM	14	NW NW	3.00	2602	MAHAR/QUINT	08-08
38 S	1 W	WM	25	SE SW	0.18	4701	MAHAR/QUINT	08-08
39 S	1 E	WM	14	NW NW	1.38	1100	MAHAR	08-09
39 S	1 E	WM	15	NE NE	0.43	6900	MAHAR	08-09
39 S	1 E	WM	10	NE NW	0.28	802	MAHAR	08-09
39 S	1 E	WM	10	NW NW	0.31	801	MAHAR	08-09
39 S	1 E	WM	10	NW NW	0.25	800	MAHAR	08-09
39 S	1 E	WM	10	NE NW	0.15	800	MAHAR	08-09
38 S	2 W	WM	12	NW NE	0.31	800	ROGERS	09-01
38 S	1 W	WM	15	SE NE	0.21	1806	ROGERS	09-01
38 S	2 W	WM	12	SW NE	1.40	800	ROGERS	09-01
Total					23.15			

9. Transfer Application T-10976 proposes to change the places of use to:

Proposed Places of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
39 S	2 E	WM	20	NW SW	2.00	507	CAMELHEAD LAND	05-17
40 S	2 E	WM	5	SE NW	1.30	1704	MOREY	04-33
40 S	2 E	WM	5	SE NW	1.57	1704	MOREY	04-39
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-40
40 S	2 E	WM	5	SE NW	0.26	1704	MOREY	04-41
40 S	2 E	WM	5	SE NW	0.22	1704	MOREY	04-42
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-43
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-44
40 S	2 E	WM	5	SE NW	0.22	1704	MOREY	04-45
40 S	2 E	WM	5	SE NW	0.25	1704	MOREY	04-46
40 S	2 E	WM	5	SE NW	0.23	1704	MOREY	04-47
40 S	2 E	WM	5	SE NW	0.26	1704	MOREY	04-48
38 S	2 W	WM	13	NE NE	1.20	100	RSM REV. TRUST	04-60-1
38 S	1 W	WM	18	NW NW	1.00	1000	RSM REV. TRUST	04-60-3
38 S	2 W	WM	3	SW NW	2.20	6600	KOLCZYNSKI	07-06
38 S	2 W	WM	4	SE NE	0.80	6600	KOLCZYNSKI	07-06

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Owner Name	Notice
38 S	2 W	WM	1	SW SE	1.00	2402	MANN FAMILY TRUST	08-05
38 S	1 E	WM	20	SW SE	0.20	905	MARIKOS	08-06
37 S	1 W	WM	35	SW NW	4.92	305	LERNER/QUINT	08-08
37 S	1 W	WM	35	NW SW	0.08	305	LERNER/QUINT	08-08
37 S	1 W	WM	35	SW NW	0.03	305	LERNER/QUINT	08-08
38 S	1 W	WM	18	NE SW	1.00	1604	PRATT/EATON	08-09
38 S	1 W	WM	18	SE SW	1.00	1604	PRATT/EATON	08-09
38 S	1 W	WM	18	SW SE	0.50	1604	PRATT/EATON	08-09
38 S	1 W	WM	18	NE SW	0.30	1604	PRATT/EATON	08-09
38 S	2 W	WM	12	NW NE	1.92	500	PATTERSON, TRUSTEE	09-01
Total					23.15			

10. The district permanent transfer application satisfies the criteria of OAR 690-385-4000 contains the information required under OAR 690-385-2000 and includes maps meeting the requirements of OAR 690-385-2200.
11. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
12. The proposed change in places of use will not result in enlargement of the rights.
13. The proposed change in places of use will not result in injury to other water rights.

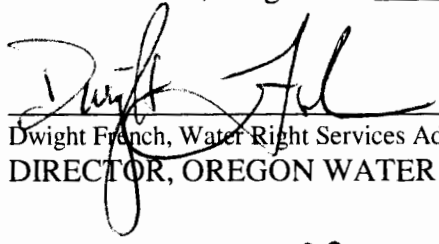
Conclusions of Law

The proposed changes in place of use as proposed in Transfer Application T-10976 satisfy the requirements of ORS 540.574(3) and 540.580.

Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water rights evidenced by Certificates 79212 and 83727 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 79212 and 83727 and any related decree.
3. The former places of use shall no longer be irrigated as part of these water rights.
4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. The approved changes shall be completed and full beneficial use of the water shall be made on or before October 1, 2015.
6. A Claim of Beneficial Use (CBU) shall be submitted by the applicant to the Department by October 1, 2016.
7. Water right certificates 79212 and 83727 are modified. The Department will issue superseding certificates describing the rights when it determines it is necessary for record keeping.

Dated at Salem, Oregon this 20 day of June, 2014.



Dwight French, Water Right Services Administrator for
DIRECTOR, OREGON WATER RESOURCES

Mailing Date: JUL 02 2014