



**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
1 S	10 E	WM	4	NW SW	1	3750 FEET SOUTH AND 430 FEET EAST FROM THE NW CORNER OF SECTION 4

**Authorized Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
1 N	10 E	WM	22	NE NW	1.45	102	PERKINS
2 N	10 E	WM	20	SW SE	1.00	2203	CAVU HOLDINGS, LLC
2 N	10 E	WM	24	SE SE	1.50	4501	VESTA USA, LLC / SARKISYAN
2 N	10 E	WM	26	NE NW	3.25	800	CONSOLIDATED LAND & CATTLE
2 N	10 E	WM	26	SE NW	0.20	800	CONSOLIDATED LAND & CATTLE
2 N	10 E	WM	35	SW NW	0.25	1903	TAYLOR
<b>Total:</b>					<b>7.65</b>		

4. Transfer Application T-12823 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
1 N	10 E	WM	2	NW SW	1.20	1806	WY'EAST VINEYARDS, LTD
1 N	10 E	WM	11	SW SW	1.20	1500	CURTIS
1 N	10 E	WM	11	NW SW	0.25	1000	BROCK
2 N	10 E	WM	25	SW SE	5.00	4000	OSBORN
<b>Total:</b>					<b>7.65</b>		

5. The Department finds that the district permanent transfer application was submitted according to ORS 540.580 and OAR 690-385-4000, contains the information required under OARs 690-385-4200 and OAR 690-385-2000, and includes maps meeting the requirements of OARs 690-385-4300 and 690-385-2200.
6. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
7. The water right is subject to transfer as defined in OAR 690-385-0100(17).
8. The proposed change in places of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
9. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
10. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

**Partial Cancellation of certain Water Rights**

A portion of water right Certificate 14989 is appurtenant to certain authorized lands.

11. On June 25, 2018, Les and Stephanie Perkins, owner of lands to which a portion of Certificates 14989 is appurtenant, submitted an affidavit meeting the requirements of ORS 540.621. The affiant requested a portion of Certificate 14989 be cancelled as it will not be transferred along with the associated primary. The abandoned portion to be cancelled is described as follows:

**Certificate:** 14989 in the names of ARCHIBALD C. MCINTYRE AND WALTER E. ELY c/o W .E. Edwards (confirmed by decree of the Circuit Court of the State of Oregon for Hood River County)

**Use:** IRRIGATION and DOMESTIC for 1.45 ACRES (Tract 2)

**Priority Date:** 1907

**Rate:** 0.018 CUBIC FOOT PER SECOND

**Source:** BRANCH GRAHAM CREEK, tributary of BALDWIN CREEK

**Place of Use to be cancelled**

Twp	Rng	Mer	Sec	Q-Q	Tax lot	Acres	TRACT	Water User
1 N	10 E	WM	22	NE NW	102	1.45	2	PERKINS

**Conclusions of Law**

The proposed changes in place of use as proposed in Transfer Application T-12823 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500, and the abandoned right should be cancelled.

**Now, therefore, it is ORDERED:**

1. The proposed change in place of use to the water right evidenced by Certificate 92000 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use not modified by this order and is subject to all other conditions and limitations contained in Certificate 92000 and any related decree.
3. The portion of the water rights as evidenced by Certificate 14989 was requested to be canceled is canceled. A new certificate will be issued confirming the balance of the right not modified by this Final Order.
4. The place of use from which the water right is removed by T-12823 shall no longer be irrigated under the transferred right.
5. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2019**. A Claim of Beneficial Use shall be submitted by EFID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

7. Water right Certificate 92000 is modified. The Department will issue superseding certificates describing the rights when it determines it is necessary for record keeping.

Signed at Salem, Oregon JUL 19 2018

*Dwight French*

Dwight French, Water Right Services Administrator for  
THOMAS M. BYLER, DIRECTOR  
Oregon Department of Water Resources

Mailing Date JUL 20 2018