

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

Certificate: 85778 in the names of JOHN PIERRE WATTS, ERNA ETHEL WATTS, AND LINDA KAY WATTS (perfected under Permit G-11830)
Use: IRRIGATION OF 76.1 ACRES
Priority Date: NOVEMBER 30, 1992
Rate: 0.95 CUBIC FEET PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Period of Use: MARCH 1ST THROUGH OCTOBER 31ST
Source: A WELL, within the SILVIES RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	32 E	WM	30	NW NE	WELL #1 - 1313 FEET SOUTH AND 1377 FEET WEST FROM THE NE CORNER OF SECTION 30.

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	32 E	WM	30	NE SE	40.0
23 S	32 E	WM	30	NW SE	16.7
23 S	32 E	WM	30	SE SE	19.4
Total					76.1

5. Transfer Application T-11878 proposes to move the authorized point of appropriation for a portion of the lands described in Certificate 85778 approximately 1600 feet from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	32 E	WM	30	NE SE	WELL #2 - 2780 FEET SOUTH AND 500 FEET WEST FROM THE NE CORNER OF SECTION 30.

Transfer Review Criteria (OAR 690-380-4010)

6. Water has been used within the last five years according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
7. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Transfer Application T-11878.
8. The proposed change would not result in enlargement of the right.
9. The proposed change would not result in injury to other water rights.

Conclusions of Law

The change in point of appropriation proposed in Transfer Application T-11878 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed in Transfer Application T-11878 is 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 Certificate 85778 and any related decree.
3. Water right certificate 85778 is cancelled. A new certificate will be issued describing those portions of the right not affected by this transfer.
4. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at the new point of appropriation.
 - b. The water user shall maintain the meter or measuring device in good working order.
 - c. The water user shall allow the Watermaster access to the meter or measuring device(s); provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
7. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2021**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.

8. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 20 day of April, 2015.



Dwight French, Water Right Services Administrator, for
Tom Byler, Director
Oregon Water Resources Department

Mailing date: APR 23 2015