

Source: BIG BUTTE CREEK, TRIBUTARY TO ROGUE RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
35 S	2 E	WM	3	NW NW	4	1030 FEET SOUTH AND 290 FEET EAST FROM THE NW CORNER OF SECTION 3
35 S	2 E	WM	10	NE NE		1130 FEET SOUTH AND 700 FEET WEST FROM THE NE CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
35 S	1W	WM	11	SE NE	3.0	100	DDD,LLC	2021-002
35 S	1W	WM	11	NE SE	2.2	500	DDD,LLC	2021-002
35 S	1W	WM	26	SW SW	1.8	1800	TERBECK	2021-003
35 S	1W	WM	27	SE SE	2.2	1402	TERBECK	2021-003
Total:					9.2			

4. Transfer Application T-13874 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
35 S	1W	WM	11	SE NE	5.2	500	DDD,LLC	2021-002
35 S	1W	WM	27	SE SE	4.0	1402	TERBECK	2021-003
Total:					9.2			

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

Certificate: 49921 in the name of EAGLE POINT IRRIGATION DISTRICT (perfected under Permit S-30290)

Use: SUPPLEMENTAL IRRIGATION OF 3.0 ACRES

Priority Date: MARCH 4, 1965

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 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: NORTH FORK REESE CREEK, TRIBUTARY TO REESE CREEK

Authorized Point of Diversion:

POD	Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
POD-6	35 S	1 W	WM	12	SW NW	4	1220 FEET NORTH AND 520 FEET EAST FROM THE W $\frac{1}{4}$ CORNER OF SECTION 12

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
35 S	1W	WM	11	SE NE	3.0	100	DDD,LLC	2021-002

6. Transfer Application T-13874 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
35 S	1W	WM	11	SE NE	3.0	500	DDD,LLC	2021-002

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

Conclusions of Law

The proposed changes in place of use as proposed in Transfer Application T-13874 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water rights evidenced by Certificates 89373 and 49921 is approved.
2. The place of use from which the water rights are transferred off by Transfer T-13874 shall no longer be irrigated, and is cancelled from Certificates 89373 and 49921.
3. The right to the use of the water at the place of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificates 89373 and 49921.
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. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2023**. A Claim of Beneficial Use shall be submitted by EPID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. Water right Certificates 89373 and 49921 are modified. After satisfactory proof of completion has been determined by the Department, a superseding water right certificates will be issued when the Department determines it is necessary for record keeping.

APR 27 2022

Dated in Salem, Oregon on _____



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

APR 28 2022

Mailing Date: _____