



5. On February 3, 2026, TID provided an amended application map that addressed conflict with Certificate 95534.
6. On February 10, 2026, the Department received new correspondence from the Tribe after reviewing the amended application and does not object to the Department processing the Transfer Application T-14775, in accordance with applicable law, and the Department's customary practice.

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

**Certificate:** 95175 in the name of TUMALO IRRIGATION DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County)

**Use:** IRRIGATION of 15.7 ACRES

**Priority Dates:** SEPTEMBER 1900 and JUNE 1, 1907

**Rate & 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-SEVENTIETH of one cubic foot per second (or its equivalent) and 1.8 acre-feet, measured at or within one-half mile of the land to be irrigated, for each acre irrigated during the irrigation season of each year.

**Source:** TUMALO CREEK, a tributary of the DESCHUTES RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	23	SW NE	TUMALO FEED CANAL POD 1: NORTH 70 DEGREES 21 MUINUTES WEST, 1550 FEET FROM THE EAST ¼ CORNER OF SECTION 23

**Authorized Place of Use:**

IRRIGATION									
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
6/1/1907	16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
9/1900	16 S	12 E	WM	19	NE NE	2.0	300	NEUHAUS	N25.006
9/1900	17 S	11 E	WM	13	SE SW	2.0	500	COATS TRUST, KYLE & LINDSEY	N25.001
9/1900	17 S	11 E	WM	13	NW SE	4.0	100	ERMK, LLC	N25.002
<b>Total</b>						<b>15.7</b>			

8. Transfer Application T-14775 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION									
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
9/1900	16 S	11 E	WM	1	SE SE	4.0	800	WILLIAMS FAMILY REVOCABLE TRUST	N25.002
9/1900	16 S	11 E	WM	28	NE NE	1.0	801	TRONSON	N25.006
6/1/1907	16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
9/1900	17 S	11 E	WM	2	NE NE	1.0	100	LOW	N25.006

IRRIGATION									
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
9/1900	17 S	11 E	WM	12	NW SW	2.0	200	MCCLAIN REVOCABLE TRUST	N25.001
<b>Total</b>						<b>15.7</b>			

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

**Certificate:** 95176 in the name of TUMALO IRRIGATION DISTRICT (perfected under Permit S-19628)

**Use:** IRRIGATION of 0.8 ACRES and SUPPLEMENTAL IRRIGATION of 9.7 ACRES

**Priority Date:** OCTOBER 29, 1913

**Maximum Quantity (Rate) that can be applied to an acre at the diversion:**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands is limited as follows:

Apr 1 through Apr 30 and Oct 1 through Oct 31: 1/80 cfs per acre

May 1 through May 14 and Sep 15 through Sep 30: 1/60 cfs per acre

May 15 through Sep 14: 1/32.4 cfs per acre

**Maximum Duty that can be applied to an acre at the diversion during a season:**

Not to exceed 9.91 acre-feet (af) per acre per year.

**Sources:** TUMALO CREEK, CRATER CREEK, LITTLE CRATER CREEK and THREE SPRINGS BRANCHES, tributaries of the DESCHUTES RIVER.

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	23	SW NE	TUMALO FEED CANAL POD 1: NORTH 70 DEGREES 21 MUINUTES WEST, 1550 FEET FROM THE EAST ¼ CORNER OF SECTION 23

**Authorized Place of Use:**

IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice	
16 S	11 E	WM	25	NW SE	0.55	912	MOORE TRAUSTASON FAMILY TRUST	N25.003	
16 S	11 E	WM	25	NW SE	0.25	916	MOORE TRAUSTASON FAMILY TRUST	N25.003	
<b>Total</b>						<b>0.8</b>			

SUPPLEMENTAL IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice	
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005	
16 S	12 E	WM	19	NE NE	2.0	300	NEUHAUS	N25.006	
<b>Total</b>						<b>9.7</b>			

10. Transfer Application T-14775 proposes to change the place of use to:

**Proposed Place of Use:**

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	25	NW SE	0.7	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.1	916	MOORE TRAUSTASON FAMILY TRUST	N25.003
<b>Total</b>					<b>0.8</b>			

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	28	NE NE	1.0	801	TRONSON	N25.006
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
17 S	11 E	WM	2	NE NE	1.0	100	LOW	N25.006
<b>Total</b>					<b>9.7</b>			

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

**Certificate:** 95177 in the name of TUMALO IRRIGATION DISTRICT (perfected under Permit S-624)

**Use:** SUPPLEMENTAL IRRIGATION of 16.5 ACRES

**Priority Date:** APRIL 7, 1911

**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 the following amounts measured at the point of diversion from the Deschutes River for each acre irrigated during the periods indicated below during the irrigation season of each year.

Apr 1 through Apr 30 and Oct 1 through Oct 31: 0.75 acre-feet per acre

May 1 through May 14 and Sep 15 through Sep 30: 0.50 acre-feet per acre

May 15 through Sep 14: 7.40 acre-feet per acre

The use is limited to 73.77 ACRE-FEET STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the source.

**Source:** CRESCENT LAKE RESERVOIR (constructed under Permit R-102), a tributary of CRESCENT CREEK

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q
24 S	6 E	WM	11	SE SW
24S	6 E	WM	11	SW SE

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	25	NW SE	0.55	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.25	916	MOORE TRAUSTASON FAMILY TRUST	N25.003

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
16 S	12 E	WM	19	NE NE	2.0	300	NEUHAUS	N25.006
17 S	11 E	WM	13	SE SW	2.0	500	COATS TRUST, KYLE & LINDSEY	N25.001
17 S	11 E	WM	13	NW SE	4.0	100	ERMK, LLC	N25.002
<b>Total</b>					<b>16.5</b>			

12. Transfer Application T-14775 proposes to change the place of use to:

**Proposed Place of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	1	SE SE	4.0	800	WILLIAMS FAMILY REVOCABLE TRUST	N25.002
16 S	11 E	WM	25	NW SE	0.7	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.1	916	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	28	NE NE	1.0	801	TRONSON	N25.006
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
17 S	11 E	WM	2	NE NE	1.0	100	LOW	N25.006
17 S	11 E	WM	12	NW SW	2.0	900	MCCLAIN REVOCABLE TRUST	N25.001
<b>Total</b>					<b>16.5</b>			

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

- Certificate:** 95178 in the name of TUMALO IRRIGATION DISTRICT (perfected under Permit S-27841)
- Use:** SUPPLEMENTAL IRRIGATION of 16.5 ACRES
- Priority Date:** DECEMBER 8, 1961
- Limit:** 95.70 ACRE-FEET STORED WATER ONLY
- 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 not to exceed 9.91 acre-feet per acre for each acre irrigated during the irrigation season of each year and the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right and the amount allowed herein, together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein; and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.
- Source:** CRESCENT LAKE RESERVOIR (constructed under Permit R-2744), a tributary of CRESCENT CREEK and LITTLE DESCHUTES RIVER

**Authorized Points of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	32	NW NE	TUMALO ID BEND FEED CANAL: 2050 FEET WEST FROM THE NE CORNER OF SECTION 23
24 S	6 E	WM	11	SE SW	CRESCENT LAKE RESERVOIR

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	25	NW SE	0.55	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.25	916	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
16 S	12 E	WM	19	NE NE	2.0	300	NEUHAUS	N25.006
17 S	11 E	WM	13	SE SW	2.0	500	COATS TRUST, KYLE & LINDSEY	N25.001
17 S	11 E	WM	13	NW SE	4.0	100	ERMK, LLC	N25.002
<b>Total</b>					<b>16.5</b>			

14. Transfer Application T-14775 proposes to change the place of use to:

**Proposed Place of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	1	SE SE	4.0	800	WILLIAMS FAMILY REVOCABLE TRUST	N25.002
16 S	11 E	WM	25	NW SE	0.7	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.1	916	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	28	NE NE	1.0	801	TRONSON	N25.006
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
17 S	11 E	WM	2	NE NE	1.0	100	LOW	N25.006
17 S	11 E	WM	12	NW SW	2.0	900	MCCLAIN REVOCABLE TRUST	N25.001
<b>Total</b>					<b>16.5</b>			

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

- Certificate:** 74149 in the name of TUMALO IRRIGATION DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County)
- Use:** SUPPLEMENTAL IRRIGATION of 16.5 ACRES
- Priority Date:** 1905

**Limit/Duty:** "The Deschutes County Municipal Improvement District is hereby given the right to use said 9.5 second feet of water for the irrigation of lands within said district during the irrigation season from April 1 to November 1, and to store said water in its reservoir at Crescent Lake during the non-irrigation season so that the water so stored may be released at such later date as the district sees fit to use the same for the irrigation of lands within the district. The storage, diversion and use of said 9.5 second feet of water by said district shall be subject to all the provisions and limitations contained in Paragraph 33 of said order of determination of June 21, 1926." (Decree dated February 10, 1928, signed by T.E.J. Duffy, Circuit Judge)

**Source:** The DESCHUTES RIVER, a tributary of the COLUMBIA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	32	NW NE	BEND FEED CANAL: 100 FEET SOUTH AND 550 FEET EAST FROM THE N ¼ CORNER OF SECTION 32

**Authorized Place of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	25	NW SE	0.55	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.25	916	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
16 S	12 E	WM	19	NE NE	2.0	300	NEUHAUS	N25.006
17 S	11 E	WM	13	SE SW	2.0	500	COATS TRUST, KYLE & LINDSEY	N25.001
17 S	11 E	WM	13	NW SE	4.0	100	ERMK, LLC	N25.002
<b>Total</b>					<b>16.5</b>			

16. Transfer Application T-14775 proposes to change the place of use to:

**Proposed Place of Use:**

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	11 E	WM	1	SE SE	4.0	800	WILLIAMS FAMILY REVOCABLE TRUST	N25.002
16 S	11 E	WM	25	NW SE	0.7	912	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	25	NW SE	0.1	916	MOORE TRAUSTASON FAMILY TRUST	N25.003
16 S	11 E	WM	28	NE NE	1.0	801	TRONSON	N25.006
16 S	12 E	WM	8	SE NE	7.7	800	LOCHER FAMILY TRUST, L & C	N25.005
17 S	11 E	WM	2	NE NE	1.0	100	LOW	N25.006
17 S	11 E	WM	12	NW SW	2.0	900	MCCLAIN REVOCABLE TRUST	N25.001
<b>Total</b>					<b>16.5</b>			

17. 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.

18. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
19. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
20. The proposed changes in places of use will not result in enlargement of the rights as defined in OAR 690-385-0100(4).
21. The proposed changes in places of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
22. 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 places of use as proposed in Transfer Application T-14775 complies with and satisfies the requirements of ORS 540.580 and OAR 690-385-4500.

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

1. The proposed changes in places of use to the water rights evidenced by Certificates 95175, 95176, 95177, 95178, and 74149 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-14775 shall no longer be irrigated, and are cancelled from Certificates 95175, 95176, 95177, 95178, and 74149.
3. The right to the use of the water at the places of use NOT modified by this order is restricted to beneficial use and is subject to all other conditions and limitations contained in Certificates 95175, 95176, 95177, 95178, and 74149, and any related decree.
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, 2027**. A Claim of Beneficial Use shall be submitted by TID 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 95175, 95176, 95177, 95178, and 74149 are modified. After satisfactory proof of completion has been determined by the Department, superseding water right certificates will be issued when the Department determines it is necessary for record keeping.

Dated in Salem, Oregon on MARCH 13, 2026.



Lisa J. Jaramillo  
Transfer and Conservation Section Manager, for  
Ivan Gall, Director  
Oregon Water Resources Department

*Mailing Date:* MARCH 16, 2026

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- If you have any questions about statements contained in this document, please contact Adam Frederick at [Adam.M.Frederick@water.oregon.gov](mailto:Adam.M.Frederick@water.oregon.gov) or 971-707-8400.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
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