BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application T-14770, Jefferson County	)))	FINAL ORDER APPROVING A DISTRICT PERMANENT TRANSFER FOR CHANGES IN PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 540.570 through 540.580 establish the process in which a district may submit a request to transfer a water right within district boundaries. Oregon Administrative Rule (OAR) Chapter 690, Division 385 implements the statutes and provides the Department's procedures and criteria for evaluating district transfer applications.

Applicant

NORTH UNIT IRRIGATION DISTRICT
2024 NW BEECH STREET
MADRAS, OR 97741

Findings of Fact

1. On December 1, 2025, North Unit Irrigation District (NUID) filed a district transfer application to permanently change the places of use under Certificates 72279, 72281, 94079, and 95488. The Department assigned the application number T-14770.

2. On December 1, 2025, the Department received correspondence included with the application from Alison K. Toivola, Attorney for the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribe). The Tribe does not object to the Department processing the NUID application, in accordance with applicable law, and the Department's customary practice.

3. Notice of the District Permanent Transfer Application was published on December 9, 2025, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.

4. On April 21, 2026, NUID provided an amended application map and amended table that eliminated conflict with Certificate 61075.

5. On July 20, 2026, the Department received new correspondence from the Tribe after reviewing the amended application and does not object to the Department processing

This final order in a contested case and is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075(2) and OAR 137-003-0675, 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.

Within 20 days after this final order is issued (i.e., mailing date), the district or any protestant may file with the commission exceptions to the final order. The commission shall issue an order granting or denying the exceptions within 30 days after receiving the exceptions. ORS 540.580(10).

the Transfer Application T-14770, in accordance with applicable law, and the Department's customary practice.

6. On July 28, 2026 and August 5, 2026, NUID provided amended application tables to address scrivener's errors.

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

Certificate: 72279 in the name of NORTH UNIT IRRIGATION DISTRICT (perfected under Permit S-23196)

Use: IRRIGATION of 80.5 ACRES

Rate: 1.77 CUBIC FEET PER SECOND (CFS)

Priority Date: FEBRUARY 28, 1913

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-FORTIETH of one cubic foot per second (or its equivalent) and 5.25 acre-feet per acre for each acre irrigated during the irrigation season of each year, and is further subject to the terms and conditions of the State Engineer's Orders dated January 20, 1955 and February 4, 1955.

Sources: The DESCHUTES RIVER, WICKIUP RESERVOIR (constructed under Permit R-1677), and HAYSTACK RESERVOIR (constructed under Permit R-1754), tributaries of the COLUMBIA RIVER.

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	29	SE NE	DESCHUTES RIVER: 1700 FEET SOUTH AND 730 FEET WEST FROM THE NE CORNER OF SECTION 29
22 S	9 E	WM	7	SW NE	WICKIUP RESERVOIR – NONE GIVEN
12 S	13 E	WM	27	SW NE	HAYSTACK RESERVOIR – NONE GIVEN

Authorized Place of Use:

IRRIGATION									
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**GLot**	**Acres**	Taxlot	Water User	Notice
10 S	13 E	WM	13	NW NW		1.8	400	THE POOR FARM TRUST	2025-04
10 S	13 E	WM	23	SW NW		4.0	300	WILLIAMS & WILLIAMS LLC	2025-09
11 S	13 E	WM	1	SE SE		10.6	1610	BEAN FOUNDATION/COCC	2025-07
11 S	13 E	WM	2	NW NE		20.6	400	MARTIN	2025-02
11 S	13 E	WM	2	NW NE		0.5	800	MARTIN	2025-02
11 S	13 E	WM	2	SW NE		4.3	400	MARTIN	2025-02
11 S	13 E	WM	2	SW NE		21.9	800	MARTIN	2025-02
11 S	13 E	WM	2	NW SE		1.1	800	MARTIN	2025-02
11 S	13 E	WM	22	NE NE		1.4	506	PALISADES MENNONITE CHURCH	2025-03

IRRIGATION									
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**GLot**	**Acres**	Taxlot	Water User	Notice
11 S	13 E	WM	27	NE SE		1.4	1101	ASCENCION	2025-01
11 S	14 E	WM	6	NE NW		3.1	1900	BRIDGES FAMILY TRUST	2025-06
11 S	14 E	WM	6	SW SW	7	1.8	1300	BEAN FOUNDATION/COCC	2025-07
11 S	14 E	WM	6	SW SW	7	8.0	1300	BEAN FOUNDATION/COCC	2025-08
					Total	**80.5**			

8. Transfer Application T-14770 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	Taxlot	Water User	Notice
9 S	14 E	WM	28	SW SW	15.3	401	MARTIN	2025-02
9 S	14 E	WM	29	SE NE	4.3	501	MARTIN	2025-02
9 S	14 E	WM	29	NE SE	7.6	501	MARTIN	2025-02
9 S	14 E	WM	29	SE SE	7.5	501	MARTIN	2025-02
9 S	14 E	WM	32	NE NE	11.6	200	MARTIN	2025-02
9 S	14 E	WM	32	NE NE	1.1	200	MARTIN	2025-02
9 S	14 E	WM	32	SE NE	1.0	200	MARTIN	2025-02
10 S	13 E	WM	13	NW NW	1.8	400	THE POOR MAN FARM TRUST	2025-04
10 S	14 E	WM	5	NE SW	12.4	900	WILLIAMS & WILLIAMS LLC	2025-07
11 S	13 E	WM	16	SW NE	1.5	300	DRY CANYON FARMS	2025-06
11 S	13 E	WM	16	NW SE	1.6	300	DRY CANYON FARMS	2025-06
11 S	13 E	WM	25	SW SE	4.0	100	RICHARDS	2025-09
11 S	13 E	WM	27	NE SE	1.4	1100	PETERSON	2025-01
11 S	14 E	WM	31	SE NE	1.7	100	NORTON LAND CO, LLC	2025-08
11 S	14 E	WM	32	SW NW	5.1	1800	NORTON LAND CO, LLC	2025-08
11 S	14 E	WM	32	NW SW	1.2	1800	NORTON LAND CO, LLC	2025-08
13 S	12 E	WM	10	NE NE	1.4	100	DERSTINE	2025-03
					Total	**80.5**		

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

Certificate: 72281 in the name of NORTH UNIT IRRIGATION DISTRICT (perfected under Permit S-25921)

Use: SUPPLEMENTAL IRRIGATION of 80.5 ACRES

Rate: 0.32 CUBIC FOOT PER SECOND (CFS)

Priority Date: JUNE 23, 1955

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-FORTIETH of one cubic foot per second (or its equivalent) and 4.0 acre-feet for each acre irrigated during the irrigation season of each year.

Source: CROOKED RIVER, a tributary of the DESCHUTES RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	13 E	WM	13	SW NE	590 FEET NORTH AND 2790 FEET EAST FROM THE W ¼ CORNER, SECTION 13

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION									
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**GLot**	**Acres**	Taxlot	Water User	Notice
10 S	13 E	WM	13	NW NW		1.8	400	THE POOR FARM TRUST	2025-04
10 S	13 E	WM	23	SW NW		4.0	300	WILLIAMS & WILLIAMS LLC	2025-09
11 S	13 E	WM	1	SE SE		10.6	1610	BEAN FOUNDATION/COCC	2025-07
11 S	13 E	WM	2	NW NE		20.6	400	MARTIN	2025-02
11 S	13 E	WM	2	NW NE		0.5	800	MARTIN	2025-02
11 S	13 E	WM	2	SW NE		4.3	400	MARTIN	2025-02
11 S	13 E	WM	2	SW NE		21.9	800	MARTIN	2025-02
11 S	13 E	WM	2	NW SE		1.1	800	MARTIN	2025-02
11 S	13 E	WM	22	NE NE		1.4	506	PALISADES MENNONITE CHURCH	2025-03
11 S	13 E	WM	27	NE SE		1.4	1101	ASCENCION	2025-01
11 S	14 E	WM	6	NE NW		3.1	1900	BRIDGES FAMILY TRUST	2025-06
11 S	14 E	WM	6	SW SW	7	1.8	1300	BEAN FOUNDATION/COCC	2025-07
11 S	14 E	WM	6	SW SW	7	8.0	1300	BEAN FOUNDATION/COCC	2025-08
					Total	**80.5**			

10. Transfer Application T-14770 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
9 S	14 E	WM	28	SW SW	15.3	401	MARTIN	2025-02
9 S	14 E	WM	29	SE NE	4.3	501	MARTIN	2025-02
9 S	14 E	WM	29	NE SE	7.6	501	MARTIN	2025-02
9 S	14 E	WM	29	SE SE	7.5	501	MARTIN	2025-02
9 S	14 E	WM	32	NE NE	11.6	200	MARTIN	2025-02
9 S	14 E	WM	32	NE NE	1.1	200	MARTIN	2025-02
9 S	14 E	WM	32	SE NE	1.0	200	MARTIN	2025-02
10 S	13 E	WM	13	NW NW	1.8	400	THE POOR MAN FARM TRUST	2025-04
10 S	14 E	WM	5	NE SW	12.4	900	WILLIAMS & WILLIAMS LLC	2025-07

SUPPLEMENTAL IRRIGATION								
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	Taxlot	Water User	Notice
11 S	13 E	WM	16	SW NE	1.5	300	DRY CANYON FARMS	2025-06
11 S	13 E	WM	16	NW SE	1.6	300	DRY CANYON FARMS	2025-06
11 S	13 E	WM	25	SW SE	4.0	100	RICHARDS	2025-09
11 S	13 E	WM	27	NE SE	1.4	1100	PETERSON	2025-01
11 S	14 E	WM	31	SE NE	1.7	100	NORTON LAND CO, LLC	2025-08
11 S	14 E	WM	32	SW NW	5.1	1800	NORTON LAND CO, LLC	2025-08
11 S	14 E	WM	32	NW SW	1.2	1800	NORTON LAND CO, LLC	2025-08
13 S	12 E	WM	10	NE NE	1.4	100	DERSTINE	2025-03
				Total	**80.5**			

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

Certificate: 94079 in the name of NORTH UNIT IRRIGATION DISTRICT (perfected under Permit S-23196)

Use: IRRIGATION of 24.2 ACRES

Priority Date: FEBRUARY 28, 1913

Rate / Duty: 0.14 cubic foot per second (CFS), limited to 2.5 acre-feet per acre during the irrigation season of each year and to an annual volume of 60.5 acre-feet, and is further limited to a maximum combined diversion rate for all other rights perfected under permit S-23196 of 1,100.15 CFS. The right is further subject to the terms and conditions of the State Engineer's Orders dated January 20, 1955 and February 4, 1955.

Sources: DESCHUTES RIVER, WICKIUP RESERVOIR, and HAYSTACK RESERVOIR, tributaries of the COLUMBIA RIVER.

Authorized Points of Diversion:

Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Measured Distances**
17 S	12 E	WM	29	SE NE	DESCHUTES RIVER: 1700 FEET SOUTH AND 730 FEET WEST FROM THE NE CORNER OF SECTION 29
22 S	9 E	WM	7	SW NE	WICKIUP RESEVOIR – NONE GIVEN
12 S	13 E	WM	27	SW NE	HAYSTACK RESERVOIR – NONE GIVEN

Authorized Place of Use:

IRRIGATION								
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	Taxlot	Water User	Notice
11 S	13 E	WM	2	NE SE	5.4	1700	GISLER FAMILY TRUST	2025-05
11 S	13 E	WM	2	NW SE	18.4	800	MARTIN	2025-02
11 S	14 E	WM	6	NE NW	0.4	1800	BRIDGES FAMILY TRUST	2025-06
				Total	**24.2**			

12. Transfer Application T-14770 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	Taxlot	Water User	Notice
9 S	14 E	WM	32	NE NE	18.4	200	MARTIN	2025-02
11 S	13 E	WM	16	SW NE	0.4	300	DRY CANYON FARMS	2025-06
11 S	13 E	WM	25	SW NW	1.7	305	KOOLHAAS	2025-05
11 S	13 E	WM	25	NE SW	1.6	305	KOOLHAAS	2025-05
11 S	13 E	WM	25	NW SW	2.1	305	KOOLHAAS	2025-05
				Total	**24.2**			

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

Certificate: 95488 in the name of NORTH UNIT IRRIGATION DISTRICT (perfected under Permit S-33954)

Use: IRRIGATION of 18.7 ACRES

Priority Date: SEPTEMBER 18, 1968

Rate: 0.44 CUBIC FOOT PER SECOND, or is equivalent in case of rotation. The amount of water to which this right is entitled is further limited to the combined total amount of water for all other rights perfected under Permit S-33954 which shall not exceed 103.54 CUBIC FEET PER SECOND.

Limit/ Duty: The amount used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 3.97 acre-feet for each acre irrigated during the irrigation season of each year and is further subject to the terms and conditions of stipulations as noted in the certificate of record.

Source: CROOKED RIVER, a tributary of the DESCHUTES RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	13 E	WM	13	SW NE	590 FEET NORTH AND 2790 FEET EAST FROM THE WEST ¼ CORNER OF SECTION 13

Authorized Place of Use:

IRRIGATION								
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	Taxlot	Water User	Notice
11 S	13 E	WM	2	NE SW	18.7	900	MARTIN	2025-02
				Total	**18.7**			

14. Transfer Application T-14770 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	**Rng**	**Mer**	**Sec**	**Q-Q**	**Acres**	Taxlot	Water User	Notice
9 S	14 E	WM	28	SW SW	5.5	401	MARTIN	2025-02
9 S	14 E	WM	28	SE SW	4.8	401	MARTIN	2025-02
9 S	14 E	WM	28	NW SE	8.4	300	MARTIN	2025-02
				Total	**18.7**			

15. 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.

16. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.

17. The water rights are subject to transfer as defined in OAR 690-385-0100(17).

18. The proposed changes in places of use will not result in enlargement of the rights as defined in OAR 690-385-0100(4).

19. The proposed changes in places of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).

20. 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-14770 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 72279, 72281, 94079, and 95488 are approved.

2. The places of use from which the water rights are transferred off by Transfer T-14770 shall no longer be irrigated, and are cancelled from Certificates 72279, 72281, 94079, and 95488.

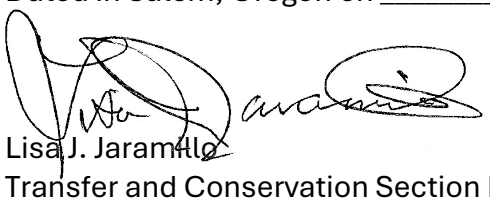
3. The right to the use of the water at the places of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificates 72279, 72281, 94079, and 95488.

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 NUID 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 72279, 72281, 94079, and 95488 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 AUGUST 27, 2026.



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

Mailing Date: AUGUST 28, 2026

- If you have any questions about statements contained in this document, please contact Adam Frederick at 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.