



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

**Application for
 District Permanent
 Water Right**

Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review.

Change in Place of Use Only

1. APPLICANT INFORMATION

District: WESTLAND IRRIGATION DISTRICT

Address: PO BOX 944

City: HERMISTON State: OR Zip: 97838

Phone: 541-667-2030 Fax: _____ E-Mail address: _____

2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Certificate	Permit / Previous Transfer	Decree
1.	76715	-	
2.	79439	-	
3.	76799	-	
4.	76752	-	
5.	76727	-	
6.	76737	-	

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District Permanent Water Right Transfer Application Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	76715	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	_____
	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	_____
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	_____
	Previous Transfer Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	_____
	Permit Number	

- Name on Permit, Certificate, or Decree: WESTLAND IRRIGATION DISTRICT
- Priority Date(s): 3-14-1903

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: UMATILLA RIVER

Tributary to: COLUMBIA RIVER

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
 Yes No

If “**Yes**”, what are the Permit, Registration or Certificate Numbers? Certs 79439, 76752, 76727, & Permit 53063 covering 100% of all OFF and ON lands.

Any “layered” water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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▪ Certificate Number or other identifying number: 76715

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) OF DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
POD	3 N	29 E	21	SW NE			N 76_45' 56" E; 2913.19' OF WEST 1/4 COR SEC 21

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■ Certificate Number or other identifying number: 76715

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.
 Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below only if the information is reflected on the existing water right.

POD# OR POA#	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN	
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT				
POD	3-14-1903	IL	3 N	28 E	5	NW NE				400	7.5	ELH, LLC	
"	"	"	"	"	"	SW NE				"	38	"	
"	"	"	"	"	"	SE NE				"	5.1	"	
"	"	"	"	"	"	SW NW				"	5.5	"	
"	"	"	"	"	"	SE NW				"	22.1	"	
"	"	"	"	"	"	NE SW				2304	21.3	"	
"	"	"	"	"	"	NW SW				"	22.7	"	
"	"	"	"	"	"	SW SW				900	37.1	"	
"	"	"	"	"	"	SE SW				"	25.2	"	
"	"	"	"	"	"	NE SE				2304	2.4	"	
"	"	"	"	"	"	NW SE				"	33.9	"	
"	"	"	"	"	"	SW SE				900, 2304	36.2	"	
"	"	"	"	"	"	NE NE				2401	20.8	"	
"	"	"	"	"	"	NW NE				"	36	"	
"	"	"	"	"	"	SW NE				"	22.7	"	
"	"	"	"	"	"	SE NE				"	11.5	"	
"	"	"	"	"	"	NE SE				2304	1.3	"	
"	"	"	"	"	"	SE SE				"	1.3	"	
										TOTAL:	350.6		

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▪ Certificate Number or other identifying number: 76715

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN	
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT				
POD	3-14-1903	IL	3 N	28 E	5	NE NE				400	4.4	ELH, LLC	
"	"	"	"	"	"	NW NE				200,300,400	21.8	"	
"	"	"	"	"	"	SW NE				400	40	"	
"	"	"	"	"	"	SE NE				"	14.4	"	
"	"	"	"	"	"	NE NW				200,300,400	36.4	"	
"	"	"	"	"	"	NW NW				300,400	39.3	"	
"	"	"	"	"	"	SW NW				400	38.9	"	
"	"	"	"	"	"	SE NW				"	30.1	"	
"	"	"	"	"	"	NE SW				2304	16.8	"	
"	"	"	"	"	"	NW SW				"	32.2	"	
"	"	"	"	"	"	SW SW				900	37.1	"	
"	"	"	"	"	"	SE SW				"	11.2	"	
"	"	"	"	"	"	NE SE				2304	2.2	"	
"	"	"	"	"	"	NW SE				"	8.5	"	
"	"	"	"	"	6	NE NE				2400,2401	8	"	
"	"	"	"	"	"	SE NE				"	6.7	"	
"	"	"	"	"	"	NE SE				2304	1.3	"	
"	"	"	"	"	"	SE SE				"	1.3	"	
										TOTAL:	350.6		

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District Permanent Water Right Transfer Application Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. **A separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	79439	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
	Name of Decree	
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: U.S. BUREAU OF RECLAMATION
- Priority Date(s): 7-1-1924

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: McKAY RESERVOIR

Tributary to: McKAY CREEK

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
 Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? Certs 76715, 76752, 76727, & Permit 53063 covering 100% of all OFF and ON lands.

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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▪ Certificate Number or other identifying number: 79439

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) OF DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
DAM	2 N	32 E	34	NW SE			McKAY DAM
POD	3 N	29 E	21	SW NE			N 76_45' 56" E; 2913.19' OF WEST 1/4 COR SEC 21

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Page 2 of 4

▪ Certificate Number or other identifying number: 79439

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below only if the information is reflected on the existing water right.

POD# or POA#	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT			
POD	7-1-1924	IS	3 N	28 E	5	NW NE			400	7.5	ELH, LLC	
"	"	"	"	"	"	SW NE			"	38	"	
"	"	"	"	"	"	SE NE			"	5.1	"	
"	"	"	"	"	"	SW NW			"	5.5	"	
"	"	"	"	"	"	SE NW			"	22.1	"	
"	"	"	"	"	"	NE SW			2304	21.3	"	
"	"	"	"	"	"	NW SW			"	22.7	"	
"	"	"	"	"	"	SW SW			900	37.1	"	
"	"	"	"	"	"	SE SW			"	25.2	"	
"	"	"	"	"	"	NE SE			2304	2.4	"	
"	"	"	"	"	"	NW SE			"	33.9	"	
"	"	"	"	"	"	SW SE			900, 2304	36.2	"	
"	"	"	"	"	"	NE NE			2401	20.8	"	
"	"	"	"	"	6	NW NE			"	36	"	
"	"	"	"	"	"	SW NE			"	22.7	"	
"	"	"	"	"	"	SE NE			"	11.5	"	
"	"	"	"	"	"	NE SE			2304	1.3	"	
"	"	"	"	"	"	SE SE			"	1.3	"	
TOTAL:										350.6		

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▪ Certificate Number or other identifying number: 79439

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN	
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT				
			TABLE II. - PROPOSED PLACE OF USE										
POD	7-1-24	IS	3 N	28 E	5	NE NE			400		4.4	ELH, LLC	
"	"	"	"	"	"	NW NE			200, 300, 400		21.8	"	
"	"	"	"	"	"	NE NW			200, 300, 400		36.4	"	
"	"	"	"	"	"	NW NW			300, 400		39.3	"	
"	"	"	"	"	"	SE NE			400, 600		14.4	"	
"	"	"	"	"	"	SW NE			400		40	"	
"	"	"	"	"	"	SE NW			"		30.1	"	
"	"	"	"	"	"	SW NW			"		38.9	"	
"	"	"	"	"	"	NE SE			700		2.2	"	
"	"	"	"	"	"	NW SE			2304		8.5	"	
"	"	"	"	"	"	NE SW			"		16.8	"	
"	"	"	"	"	"	NW SW			"		32.2	"	
"	"	"	"	"	"	SE SW			900		11.2	"	
"	"	"	"	"	"	SW SW			"		37.1	"	
"	"	"	"	"	6	NE NE			2400, 2401		8	"	
"	"	"	"	"	"	SE NE			"		6.7	"	
"	"	"	"	"	"	NE SE			2304		1.3	"	
"	"	"	"	"	"	SE SE			2300		1.3	"	
TOTAL:										350.6			

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District Permanent Water Right Transfer Application Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	76799	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
	Name of Decree	
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: WESTLAND IRRIGATION DISTRICT
- Priority Date(s): 4-12-1961

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: UMATILLA RIVER & McKAY RESERVOIR

Tributary to: COLUMBIA RIVER

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
 Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? Certs 76737, 76752, 76727, & Permit 53063 covering 100% of all OFF and ON lands.

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

▪ Certificate Number or other identifying number: 76799

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
 (i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)									
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES		
DAM	2 N	32 E	34	NW SE			McKAY DAM		
POD	3 N	29 E	21	SW NE			N 76_45' 56" E; 2913.19' OF WEST 1/4 COR SEC 21		

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■ Certificate Number or other identifying number: 76799

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below only if the information is reflected on the existing water right.

POD# or POA#	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	DINN	
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT				TAX LOT
POD	4-12-61	IR	3 N	28 E	5	NW NE			200,300,400	14.3	ELH, LLC	
"	"	"	"	"	"	SW NE			400	2	"	
"	"	"	"	"	"	SE NE			"	7.8	"	
"	"	"	"	"	"	NE NW			200,300,400	38.2	"	
"	"	"	"	"	"	NW NW			300,400	39.3	"	
"	"	"	"	"	"	SW NW			400	33.4	"	
"	"	"	"	"	"	SE NW			"	8	"	
"	"	"	"	"	"	NE SW			2304	1.1	"	
"	"	"	"	"	"	NW SW			"	9.5	"	
"	"	"	"	"	"	NE SE			"	1.5	"	
"	"	"	"	"	"	NW SE			"	0.3	"	
"	"	"	"	"	6	NE NE			2400,2401	8	"	
"	"	"	"	"	"	SE NE			"	6.7	"	
									TOTAL:	170.1		

See 4-27-18
email from
Mike Wick

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Page 3 of 4

District Permanent Transfer Application
Supplemental Form A

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District Permanent Water Right Transfer Application

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/>	Certificated Right	76752	
		Certificate Number	
<input type="checkbox"/>	Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/>	Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
		Permit Number	
<input type="checkbox"/>	Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
		Previous Transfer Number	
<input type="checkbox"/>	Permit for Supplemental Irrigation	-	
		Permit Number	

- Name on Permit, Certificate, or Decree: Donald Bennett, Oregon Hereford Ranch
- Priority Date(s): 7/3/1914

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Butter Creek and tributaries

Tributary to: Umatilla River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
 Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? Certs 76727, 76715, 79439, 76799, & Permit 53063 covering 100% of all OFF and ON lands.

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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▪ Certificate Number or other identifying number: 76752

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) OF DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
POD	3 N	28 E	8	NE NW			N 81°25' W, 1,388 to SW COR Sec 5

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▪ Certificate Number or other identifying number: 76752

TABLE II. - PROPOSED PLACE OF USE

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME	DINN
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT			
POD	7/3/1914	IS	3 N	28 E	5	NW NE		2	200, 300	7.5	ELH, LLC	
"	"	"	"	"	"	SW NE			400	40	"	
"	"	"	"	"	"	SE NE			400	5.1	"	
"	"	"	"	"	"	NE NW		3	400	0.2	"	
"	"	"	"	"	"	SE NW			400	9.2	"	
"	"	"	"	"	"	NW SE			2304	8.8	"	
"	"	"	"	"	"	NE SW			2304	1.1	"	
TOTAL:										71.9		

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DEC 12 2017
 WATER RESOURCES DEPT
 SALEM, OREGON



District Permanent Water Right Transfer Application

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	<u>76727</u>	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
	Name of Decree	
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

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- Name on Permit, Certificate, or Decree: Stone Machinery Company
- Priority Date(s): 7/3/1914

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If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Two wells in Umatilla River Basin

Tributary to: N/A

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
 - Yes No

If “Yes”, what are the Permit, Registration or Certificate Numbers? Certs 76727, 76715, 79439, 76799, & Permit 53063 covering 100% of all OFF and ON lands.

Any “layered” water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

▪ Certificate Number or other identifying number: 76727

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
Well #2	3 N	28 E	6	SW SE			80' N, 350' E of S 1/4 COR Sec 6

1 12662

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MAY 08 2017

SALEM, OR

T-12662

■ Certificate Number or other identifying number: 76727

TABLE II. - PROPOSED PLACE OF USE

POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION								ACRES	USER NAME	DINN		
			TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT						
Well #2	5-24-1967	IS	3 N	28 E	5	NW NE				2	200,300	7.5	ELH, LLC		
"	"	"	"	"	"	SW NE					400	40	"		
"	"	"	"	"	"	SE NE					400	5.1	"		
"	"	"	"	"	"	NE NW				3	400	0.2	"		
"	"	"	"	"	"	SE NW					400	9.2	"		
"	"	"	"	"	"	NW SE					2304	8.8	"		
"	"	"	"	"	"	NE SW					2304	1.1	"		
TOTAL:											71.9				

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DEC 12 2017 revised - 2/1/2010
 WATER RESOURCES DEPT
 SALEM, OREGON

REECE Ann L * WRD

From: Mike Wick <mwick@westlandirrigation.com>
Sent: Thursday, June 15, 2017 5:08 PM
To: REECE Ann L * WRD
Cc: SILBERNAGEL Greg M * WRD
Subject: FW: missing pages recent transfer (T-12662)
Attachments: pages 1-4 transf app T-12662.pdf

Hi Ann,

I received the last of the corrected pages from the ELH agent today and they are attached.

Please let me know if you need anything else.

Regards,

Mike Wick
General Manager
Westland Irrigation District
P.O. Box 944
Hermiston, OR 97838
541-667-2030
541-571-1200 (cell)
541-667-2031 (fax)
mwick@westlandirrigation.com

From: REECE Ann L * WRD [<mailto:Ann.L.Reece@oregon.gov>]
Sent: Tuesday, May 16, 2017 12:45 PM
To: Mike Wick (mwick@westlandirrigation.com)
Cc: SILBERNAGEL Greg M * WRD; ANDREWS Marissa L * WRD
Subject: missing pages recent transfer (T-12662)

Hi Mike,

We received a transfer on May 8, 2017 that includes 6 certificates. But it appears we are missing the pages 2-4 of Supplemental Form A for certificate 76737 in the name of Oregon Herford Ranch, source of water is Butter Creek. Instead, we have duplicate pages 2-4 for c.76727. If you can email me the missing pages, I'll add them to the application.

Best regards,

Ann Reece

District Transfer Advisor | Transfer and Conservation Section | (503) 986-0858
Oregon Water Resources Department | 725 Summer St. NE, Suite A | Salem, OR 97301
email: Ann.L.Reece@oregon.gov Web: <http://www.wrd.state.or.us>

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.



District Permanent Water Right Transfer Application Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	76737	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
	Name of Decree	
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: Oregon Hereford Ranch (Bennett's)
- Priority Date(s): 1870

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Butter Creek

Tributary to: Umatilla River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

Yes No

If "Yes", what are the Permit, Registration or Certificate Numbers? Certs 76715, 79439, & Permit 53063 covering 100% of all OFF and ON lands.

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled.



▪ Certificate Number or other identifying number: 76737

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
POD	3 N	28 E	8	NE NW			North 81 Degrees 25 Minutes West, 1388 feet to SW Corner, Section 5.

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SALEM, OREGON

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JUN 15 2017

WATER RESOURCES DEPT
SALEM, OREGON

T-12662

T03N, R28E, SECTIONS 5 & 6, WM UMATILLA COUNTY, OREGON



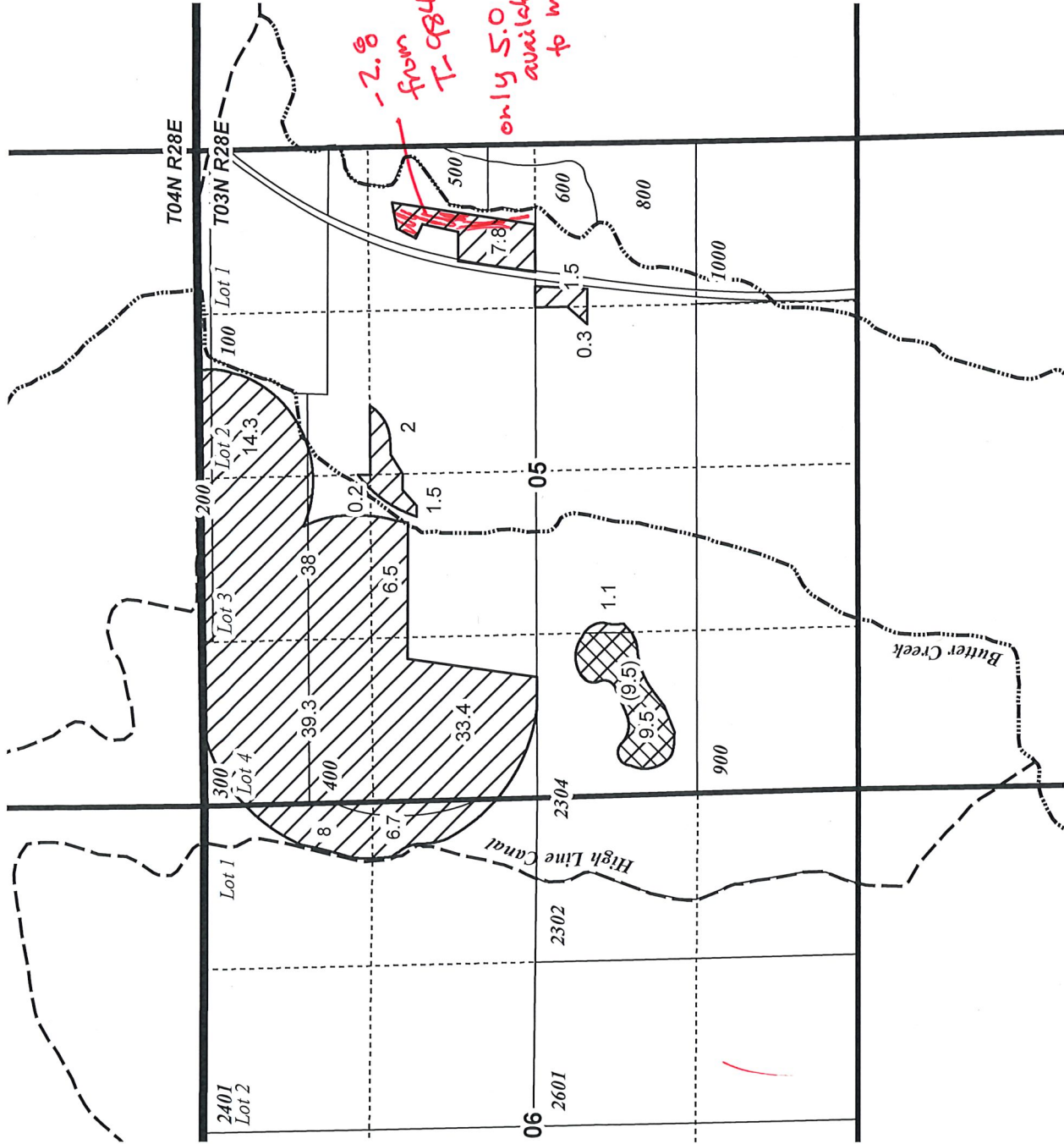
- 76799 IR
- 76752 IS & 76727 IS
- Quarter Quarter
- Tax Lot
- Section
- Township

PODs & POAs:

76799 - McKay Dam NWSE S34, T2N R32E WM
Westland Canal: N 76°45' 56" E 2913.19' of
W 1/4 COR S21, T3N R29E

76752 - POD N 81°25' W, 1,388 to SW COR S5

76727 - POA Well #2, 80' N, 350' E of S1/4 COR S6



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DEC 12 2017

WATER RESOURCES DEPT
SALEM, OREGON



RENEWAL DATE 12/31/2018

TRANSFER "OFF" MAP ELH, LLC

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC

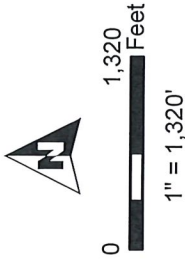
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us








DECEMBER 11, 2017

541-389-2837 JOHNSHORT@USA.COM

T-12662

**T03N, R28E,
SECTIONS 5 & 6, WM**
UMATILLA COUNTY, OREGON



-  76715 IR / 79439 IS
-  76737 1870 IS
-  76752 IS & 76727 IS
-  Quarter Quarter
-  Tax Lot
-  Section
-  Township

PODs & POAs by Certificate:

76715: POD N 76°45' 56" E 2913.19' of W 1/4 COR S21, T3N R29E

79439: McKay Dam NWSE S34, T2N R32E WM

Westland Canal: N 76°45' 56" E 2913.19' of W 1/4 COR S21, T3N R29E

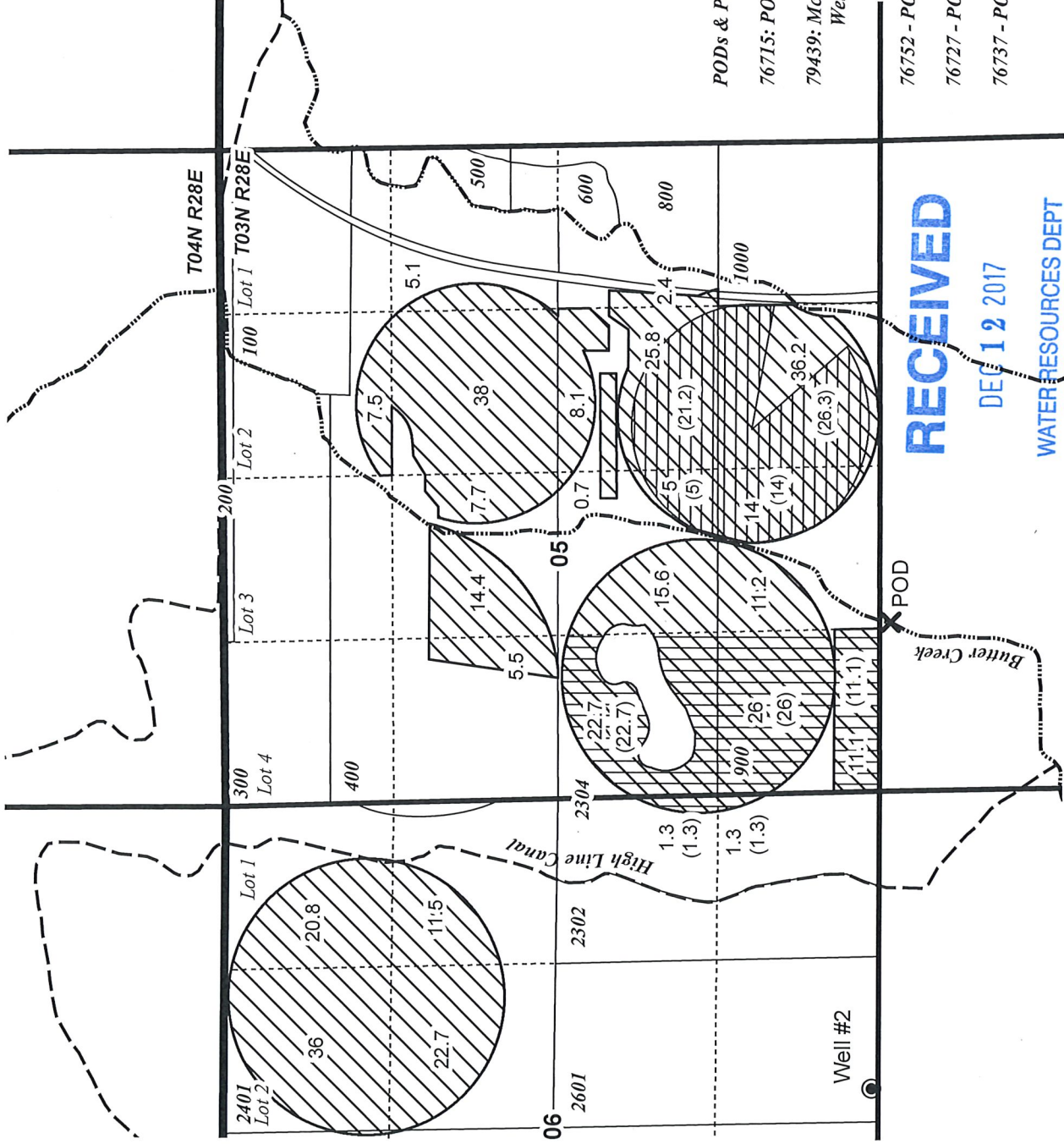
76752 - POD N 81°25' W, 1,388' to SW COR S5

76727 - POA Well #2, 80' N, 350' E of S1/4 COR S6

76737 - POD 80° S, 1400' E of NW COR S8



RENEWAL DATE 12/31/2018



RECEIVED

DEC 12 2017

WATER RESOURCES DEPT
SALEM, OREGON

TRANSFER "OFF" MAP
ELH, LLC

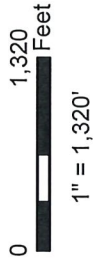
NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.







WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us

DECEMBER 8, 2017

541-389-2837 JOHNSHORT@USA.COM

**T03N, R28E,
SECTIONS 5 & 6, WM**
UMATILLA COUNTY, OREGON



-  Certificate 76799 IR
-  Well #2
-  POD
-  Quarter Quarter
-  Section
-  Township

PODs for all Certificates:

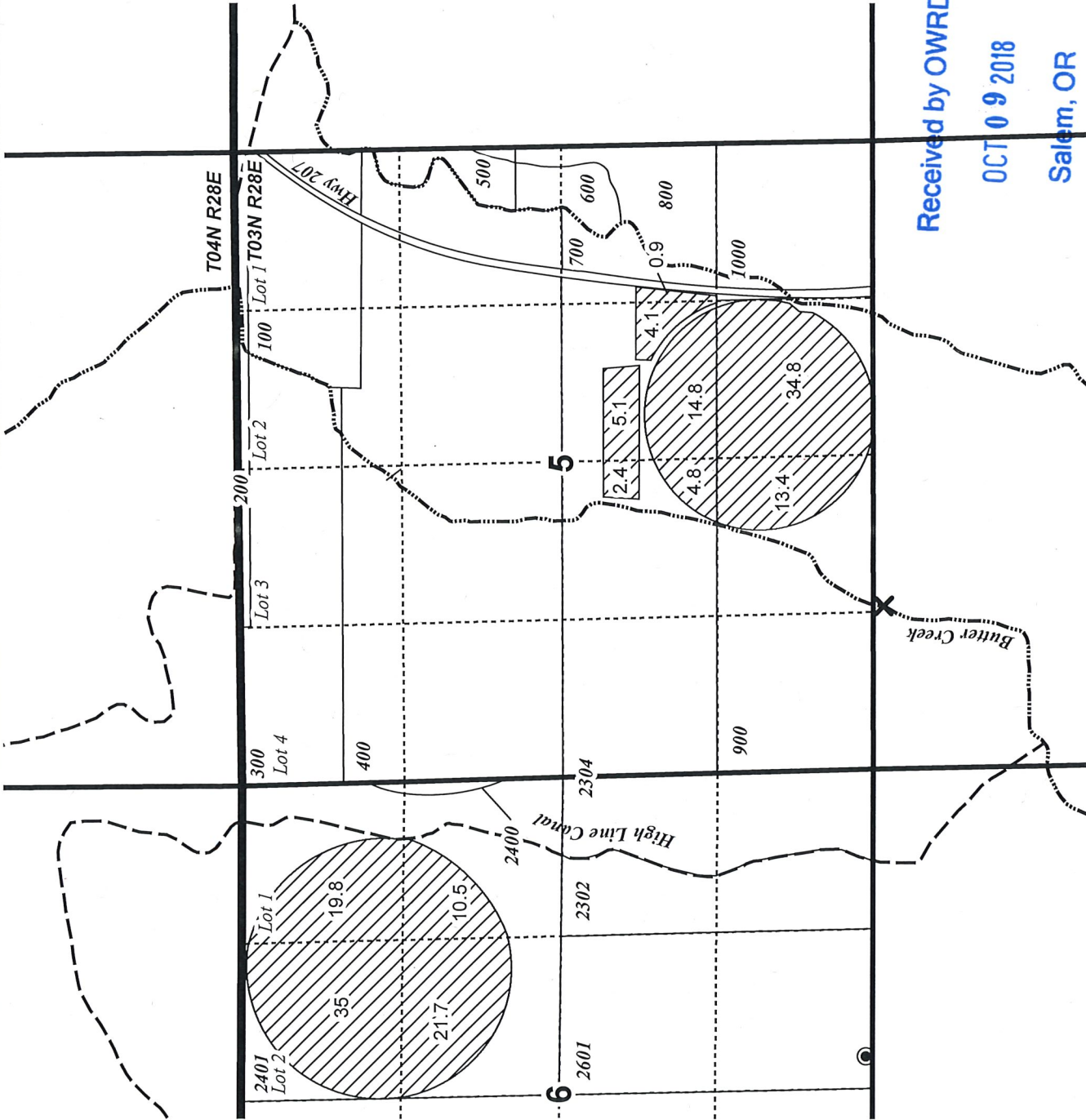
McKay Dam:
NWSE 1/41/4 Sec 34, T2N R32E

Westland Canal:

N 76°45'56" E 2913.19' from W 1/4 COR Sec 21, T3N R29E



RENEWAL DATE 12/31/2018



Received by OWRD

OCT 09 2018

Salem, OR

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

TRANSFER "ON" MAP
Westland Irrigation District - ELH, LLC

Date: 10/9/18







WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

T-12662

T03N, R28E, SECTIONS 5 & 6, WM UMATILLA COUNTY, OREGON



See 9-18 award map for 16799 C.

-  76799 IR
-  76727 IS / 76752 IS
-  Quarter Quarter
-  Tax Lot
-  Section
-  Township

PODs & POAs:

76799 - McKay Dam NWSE S34, T2N R32E WM
Westland Canal: N 76°45' 56" E 2913.19' of
W 1/4 COR S21, T3N R29E

76752 - POD N 81°25' W, 1,388 to SW COR S5

76727 - POA Well #2, 80° N, 350' E of S1/4 COR S6

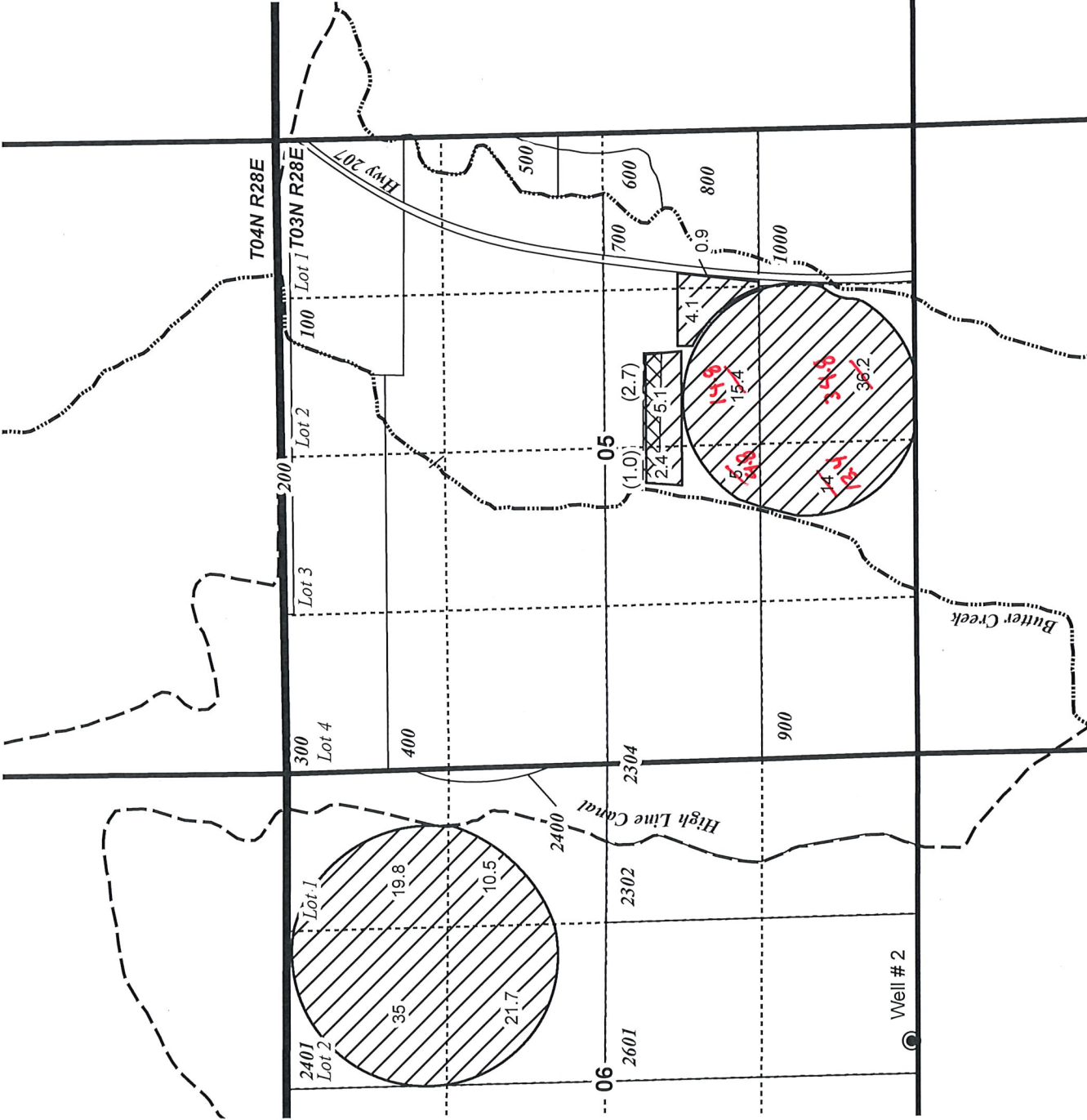
RECEIVED

DEC 12 2017



WATER RESOURCES DEPT
SALEM, OREGON

RENEWAL DATE 12/31/2018



NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

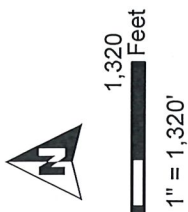
TRANSFER "ON" MAP
Westland Irrigation District - ELH, LLC








WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

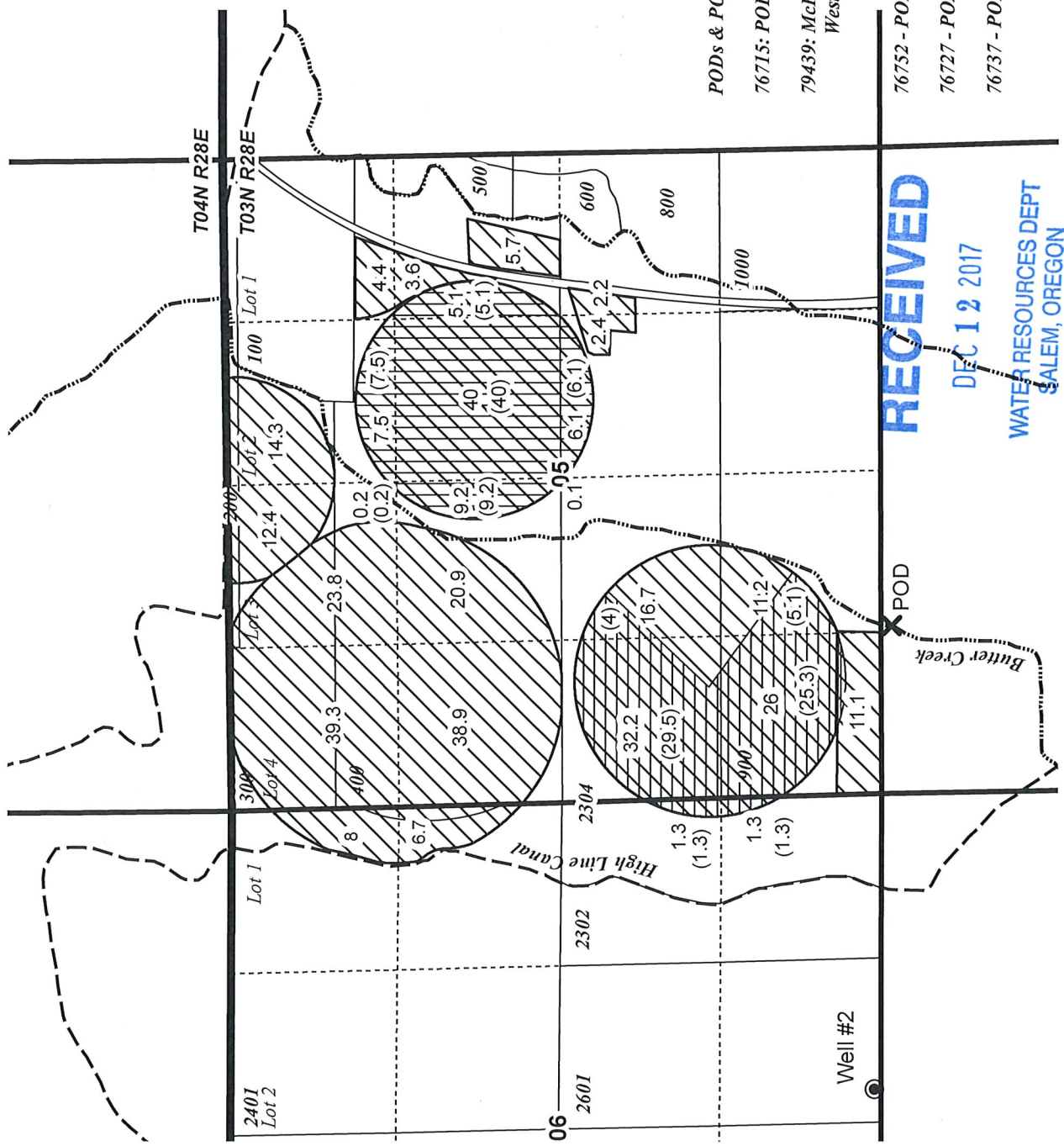
DECEMBER 11, 2017

T-12662

T03N, R28E, SECTIONS 5 & 6, WM UMATILLA COUNTY, OREGON



-  76715 IR / 79439 IS
-  76737 1870 IS
-  76727 IS / 76752 IS
-  Quarter Quarter
-  Tax Lot
-  Section
-  Township



PODs & POAs by Certificate:

76715: POD N 76°45' 56" E 2913.19' of W 1/4 COR S21, T3N R29E

79439: McKay Dam NWSE S34, T2N R32E WM
Westland Canal: N 76°45' 56" E 2913.19' of
W 1/4 COR S21, T3N R29E

76752 - POD N 81°25' W, 1,388' to SW COR S5

76727 - POA Well #2, 80' N, 350' E of S1/4 COR S6

76737 - POD 80' S, 1400' E of NW COR S8



RENEWAL DATE 12/31/2018

**TRANSFER "ON" MAP
ELH, LLC**

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

DECEMBER 11, 2017

3. DISTRICT INFORMATION

District Name: Westland Irrigation District

Address: PO Box 944

City: Hermiston State: OR Zip: 97838

Home Phone: _____ Work Phone: 541-667-2030 Other Phone: _____

Fax: _____ **E-Mail Address: ~~wid.mw@machmedia.net~~
mwick@westlandirrigation.com

** By providing an e-mail address, the district and the applicant consent to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

3. WATER RIGHT(S) ISSUED IN THE NAME OF A DISTRICT(S) OR LOCATED WITHIN THE BOUNDARIES OF A DISTRICT

List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate
1.		-	76715
2.		-	79439
3.		-	76799
4.		-	76752
5.		-	76727
6.		-	76737

4. DISTRICT CONCURRENCE WITH PROPOSED WATER RIGHT TRANSFER

The district certifies the following:

- (1) The applicant has conferred with the district about the proposed water right transfer application;
- (2) The district has reviewed the applicant's proposed water right transfer application and maps; and
- (3) The district concurs with the proposed water right transfer application.


 District Manager Signature

MIKE WICK
 Name (print)

5/4/2017
 Date

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MAY 08 2017

REECE Ann L * WRD

From: REECE Ann L * WRD
Sent: Monday, April 30, 2018 11:35 AM
To: 'Mike Wick'
Cc: Patrick & Dixie Echeverria
Subject: RE: District transfer T-12662

Sounds good. I'll wait to hear back. Ann

From: Mike Wick [<mailto:mwick@westlandirrigation.com>]
Sent: Monday, April 30, 2018 11:35 AM
To: REECE Ann L * WRD
Cc: Patrick & Dixie Echeverria
Subject: RE: District transfer T-12662

Ann,

Thank you. The Echeverria's will probably need to coordinate with their agent, Mr. Short, on this.

Patrick & Dixie – Please let us know how you plan to proceed. Thanks.

Mike Wick
General Manager
Westland Irrigation District
P.O. Box 944
Hermiston, OR 97838
541-667-2030
541-571-1200 (cell)
541-667-2031 (fax)
mwick@westlandirrigation.com

From: REECE Ann L * WRD [<mailto:Ann.L.Reece@oregon.gov>]
Sent: Monday, April 30, 2018 8:34 AM
To: Mike Wick; Patrick & Dixie Echeverria
Subject: RE: District transfer T-12662

All:

I can issue a correcting order to fix this error. I need to know how you want to resolve this. If we reduce the OFF acres from 7.8 to the correct number of 5 acres, then the ON acres in T-12662 need to be reduced by 2.8 acres. I need to know which POU of ON acres I should reduce. I'll need a new ON map to match the reduced POU.

Alternatively, if the ON acres are to remain at 170.1, then I need 2.8 acres of new OFF acres. In this scenario I will need a map to show the new OFF acres.

Please let me know how you'd like this matter to be resolved.

General Manager
Westland Irrigation District
P.O. Box 944
Hermiston, OR 97838
541-667-2030
541-571-1200 (cell)
541-667-2031 (fax)
mwick@westlandirrigation.com

REECE Ann L * WRD

From: Mike Wick <mwick@westlandirrigation.com>
Sent: Tuesday, April 10, 2018 4:31 PM
To: REECE Ann L * WRD
Cc: SILBERNAGEL Greg M * WRD
Subject: District transfer T-12662
Attachments: 2004 Perm Transfer OR Hereford to Doug Bennett.pdf; final order T-9843.pdf; 2018_02_26_T-12662_ELH_permanent.pdf

Hi Ann,

While our office manager was updating water right information to match the transfer under T-12662, a discrepancy in total District water right acres described in the transfer as appurtenant to ELH, LLC ground was discovered. In short, in 2004 the District did a permanent transfer of 2.8 acres of 1961 priority date water rights from ground owned by Oregon Hereford Ranch to a parcel owned by Doug Bennett. When Oregon Hereford sold some of its ground to ELH, LLC a few years later, it included 350.6 acres of District 1903 rights plus 167.3 acres of District 1961 rights for a total of 517.9 District water rights. T-12662 lists 170.1 water rights with 1961 priority dates when the correct total should be 167.3. The agent doing the work for T-12662 evidently used an older water rights map which did not reflect the 2.8 acre transfer done in 2004, and our office did not catch the error until now.

Attached are 2004 transfer documents showing the 2.8 acre transfer plus the final order for T-12662.

What steps need to be done to revise T-12662?

Thank you for your help.

Mike

Mike Wick
General Manager
Westland Irrigation District
P.O. Box 944
Hermiston, OR 97838
541-667-2030
541-571-1200 (cell)
541-667-2031 (fax)
mwick@westlandirrigation.com

~~waiting for new "off" acres~~
or fewer "on" acres
to resolve this
ok new map 10-10-18

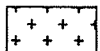
2004 WESTLAND IRRIGATION DISTRICT
 540.580 TRANSFER,
 OREGON HEREFORD TO BENNETT
 April 1961, Cert. 76799 & Permit 53063
 Supplemental



FROM Cert. 76799 & Permit 53063



TO Cert 76799 & Permit 53063



Area of Cert. 76799 not involved in transfer



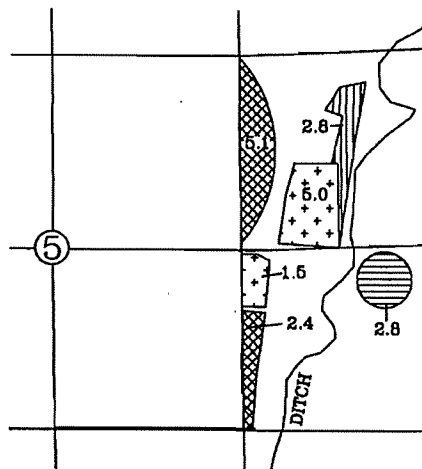
Area of Cert. 76715 not involved in transfer

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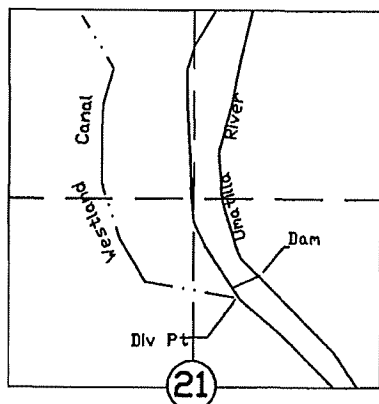
DEC 30 2004

WATER RESOURCES DEPT
 SALEM, OREGON

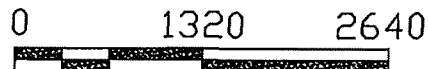
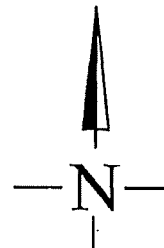
T3N., R28E., W.M.



T3N., R 29E., W.M.



DIV PT LCT N. 76°45'56"E. 2913.19' FROM W.1/4 COR. SEC 21
 WESTLAND IRRIGATION DISTRICT

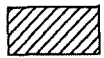


SCALE IN FEET

NOTE: THE PURPOSE OF THIS MAP IS TO IDENTIFY THE APPROXIMATE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

TABB

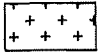
2004 WESTLAND IRRIGATION DISTRICT
 540.580 TRANSFER,
 DESBRISAY TO DESBRISAY
 July 1907, Cert. 76717 & July 1, 1924,
 Cert. #79439 Supplemental



FROM: Cert. 76717 & Cert. 79439



TO: Cert 76717 & Cert. 79439



Area of Cert. 76717 & 79439 not involved in transfer



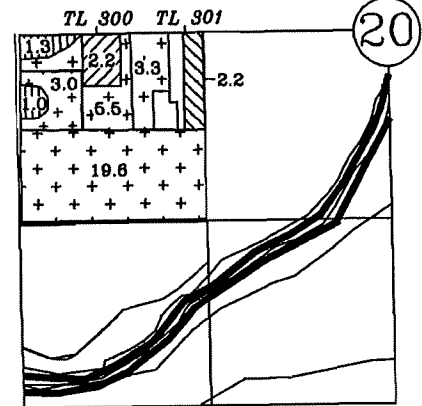
Area of Cert. 76799 not involved in transfer

RECEIVED

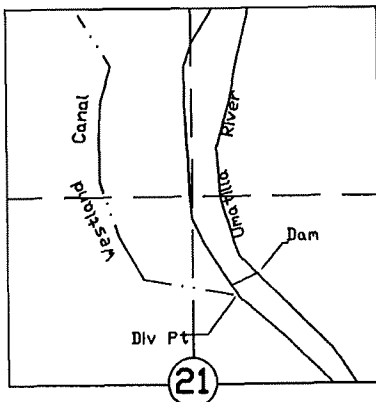
DEC 30 2004

WATER RESOURCES DEPT
 SALEM, OREGON

T4N., R28E., W.M.



T3N., R 29E., W.M.



DIV PT LCT N. 76°45'56"E. 2913.19' FROM W.1/4 COR. SEC 21
 WESTLAND IRRIGATION DISTRICT



SCALE IN FEET

NOTE: THE PURPOSE OF THIS MAP IS TO IDENTIFY THE APPROXIMATE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

T-9543

**BEFORE THE WATER RESOURCES DEPARTMENT
OF
STATE OF OREGON**

COUNTY OF UMATILLA

In the Matter of a Proposed Change) ORDER APPROVING
In Place of Use of Water Within an) A PERMANENT
Irrigation District — TRANSFER 9843) DISTRICT TRANSFER

FINDINGS OF FACT

1. Pursuant to ORS 540.580, WESTLAND IRRIGATION DISTRICT, P.O. Box 944, Hermiston, OR, 97838, petitioned the Oregon Water Resources Department to permanently change the place of use of water within the boundaries of the irrigation district. The petition was received on December 30, 2004, and included the required fees.
2. The Department assigned the petition transfer application number T-9843.
3. The Department published notice of receipt of the petition in the Department's Weekly Notice dated January 11, 2005. The petition was noticed as a transfer within irrigation district boundaries.
4. No comments or timely protests were received in response to the published notice.
5. The following rights are proposed to be modified:
 - a) **Certificate 76799:** issued in the name of Westland Irrigation District
Use: Irrigation (Primary)
Priority Date: April 12, 1961
Rate & Duty: 1/40 cfs per acre irrigated and 4.5 acre-feet per acre per season
Source: Umatilla River and McKay Reservoir, tributary of the Columbia River
Point of Diversion:

TWP		RNG		MER	SEC	QTR-QTR		LOCATION
3	N	29	E	W.M.	21	SW	NE	Westland Canal - North 76 Degrees 45 Minutes 56 Seconds East 2913.19 feet from the West ¼ Corner of Section 21. McKay Dam, NW¼ SE¼, Section 34, T 2 N, R 32 E, W.M.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

Westland Irrigation District petitioned to permanently change the place of use of primary irrigation, diverted through the Westland Canal, appurtenant to 3.9 acres under Certificate 76799. The petition proposed to change the place of use from the location identified in Table 1 to the location listed in Table 2.

TABLE 1. AUTHORIZED PLACE OF USE UNDER CERTIFICATE 76799.												
TWP		RNG		MER	SEC	QTR-QTR		TL	USE	AC	APPLICANT	NOT#
4	N	28	E	W.M.	31	SE	NE	5702	IR(P)	3.90	WESTERN HAY	2004 - 01
TOTAL									3.90 acres			

The right to use water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree. The use also shall conform to any reasonable rotation system ordered by the proper state officer.

TABLE 2. PROPOSED CHANGE IN PLACE OF USE													
TWP		RNG		MER	SEC	QTR-QTR		TL	USE	AC	CERT#	RECIPIENT	NOT#
3	N	27	E	W.M.	2	NE	SE	1700	IR(P)	3.90	76799	CRAIG PARKS	2004-01
TOTAL									3.90 acres				

b) PRIMARY IRRIGATION

Certificate 76717: issued in the name of Westland Irrigation District

Use: Irrigation (Primary)

Priority Date: July 1907

Rate & Duty: 1/80th cfs per acre irrigated from March 1 to November 1 and subject to limitations of paragraph 32 of the Umatilla River Decree

Source: Umatilla River, tributary of the Columbia River

Point of Diversion:

TWP		RNG		MER	SEC	QTR-QTR		LOCATION				
3	N	29	E	W.M.	21	SW	NE	Westland Canal - North 76 Degrees 45 Minutes 56 Seconds East 2913.19 feet from the West ¼ Corner of Section 21.				

c) SUPPLEMENTAL IRRIGATION

Certificate 79439: issued in the name of U.S. Bureau of Reclamation

Use: Irrigation (Supplemental)

Priority Date: July 1, 1924

Rate & Duty: 1/80th cfs per acre irrigated

Source: McKay Reservoir, a tributary of McKay Creek

Point of Diversion: McKay Dam - NW ¼ SE ¼, Section 34, T 2 N, R 32 E, W.M.; water is run down the natural channels of McKay Creek and the Umatilla River and is re-diverted at Westland Irrigation District Canal: SW ¼ NE ¼, Section 21, T 3 N, R 29 E, W.M.; North 76 Degrees 45 Minutes 56 Seconds East 2913.19 feet from the West ¼ Corner of Section 21.

Westland Irrigation District petitioned to permanently change the place of use of primary and supplemental irrigation, diverted through the Westland Canal, appurtenant to 0.3 acres under Certificates 76717 and 79439. The petition proposed to change the place of use from the location identified in Table 3 to the location listed in Table 4.

TABLE 3. AUTHORIZED PLACE OF USE UNDER CERTIFICATES 76717 & 79439												
TWP	RNG	MER	SEC	QTR-QTR		TL	USE	AC	APPLICANT		NOT#	
4	N	28	E	W.M.	31	SW	SW	6900	IR(P) IR(S)	0.30	VAZZA/LOHMAN	2004 - 01
TOTAL								0.30 acres				

The right to use water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree. The use also shall conform to any reasonable rotation system ordered by the proper state officer.

TABLE 4. PROPOSED CHANGE IN PLACE OF USE													
TWP	RNG	MER	SEC	QTR-QTR		TL	USE	AC	CERT#	RECIPIENT		NOT#	
3	N	27	E	W.M.	2	NE	SE	1700	IR(P) IR(S)	0.30	76717 79439	CRAIG PARKS	2004-01
TOTAL								0.30 acres					

d) PRIMARY IRRIGATION

Certificate 76799: issued in the name of Westland Irrigation District

Use: Irrigation (Primary)

Priority Date: April 12, 1961

Rate & Duty: 1/40th cfs per acre irrigated and 4.5 acre-feet per acre per irrigation season

Source: Umatilla River and McKay Reservoir, tributary of the Columbia River

Points of Diversion:

TWP		RNG		MER	SEC	QTR-QTR		LOCATION
3	N	29	E	W.M.	21	SW	NE	Westland Canal - North 76 Degrees 45 Minutes 56 Seconds East 2913.19 feet from the West ¼ Corner of Section 21. McKay Dam, NW¼ SE¼, Section 34, T 2 N, R 32 E, W.M.

e) SUPPLEMENTAL IRRIGATION

Permit 53063: issued in the name of J.R. Simplot Co., Food Division

Use: Irrigation (Supplemental)

Priority Date: May 8, 1992

Rate & Duty: 1/40th cfs per acre irrigated and 4.5 acre-feet for each acre irrigated during the irrigation season of each year

Source: Plant process water and storage reservoir, tributaries of Columbia River

Point of Diversion: POD #1 - SE ¼ SW ¼, Section 27, T 4 N, R 28 E, W.M.; 150 Feet North and 710 Feet West from the S¼ Corner, Section 27; POD #2 - SE ¼ SE ¼, Section 5, T 3 N, R 28 E, W.M.; 550 Feet North and 1300 Feet West from SE Corner, Section 5

Westland Irrigation District petitioned to permanently change the place of use of primary and supplemental irrigation, diverted through the Westland Canal, appurtenant to 2.8 acres under Certificates 76799 and 53063. The petition proposed to change the place of use from the location identified in Table 5 to the location listed in Table 6.

TABLE 5. AUTHORIZED PLACE OF USE UNDER CERTIFICATE 76799 & Permit 53063												
TWP		RNG		MER	SEC	QTR-QTR		TL	USE	AC	APPLICANT	NOT#
3	N	28	E	W.M.	5	SE	NE	2100	IR(P) IR(S)	2.80	OREGON HEREFORD	2004 - 09
TOTAL									2.80 acres			

The right to use water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree. The use also shall conform to any reasonable rotation system ordered by the proper state officer.

TABLE 6. PROPOSED CHANGE IN PLACE OF USE													
TWP		RNG		MER	SEC	QTR-QTR		TL	USE	AC	CERT#	RECIPIENT	NOT#
3	N	28	E	W.M.	5	NE	SE	2100	IR(P) IR(S)	2.80	76799 p 53063	DOUG BENNETT	2004-09
TOTAL									2.80 acres				

f) PRIMARY IRRIGATION

Certificate 76717: issued in the name of Westland Irrigation District

Use: Irrigation (Primary)

Priority Date: July 1907

Rate & Duty: 1/80th cfs per acre irrigated from March 1 to November 1 and subject to limitations of paragraph 32 of the Umatilla River Decree

Source: Umatilla River, tributary of the Columbia River

Point of Diversion:

TWP		RNG		MER	SEC	QTR-QTR		LOCATION
3	N	29	E	W.M.	21	SW	NE	Westland Canal - North 76 Degrees 45 Minutes 56 Seconds East 2913.19 feet from the West ¼ Corner of Section 21.

g) SUPPLEMENTAL IRRIGATION

Certificate 79439: issued in the name of U.S. Bureau of Reclamation

Use: Irrigation (Supplemental)

Priority Date: July 1, 1924

Rate & Duty: 1/80th cfs per acre irrigated

Source: McKay Reservoir, a tributary of McKay Creek

Point of Diversion: McKay Dam - NW ¼ SE ¼, Section 34, T 2 N, R 32 E, W.M.; water is run down the natural channels of McKay Creek and the Umatilla River and is re-diverted at Westland Irrigation District Canal: SW ¼ NE ¼, Section 21, T 3 N, R 29 E, W.M.; North 76 Degrees 45 Minutes 56 Seconds East 2913.19 feet from the West ¼ Corner of Section 21.

Westland Irrigation District petitioned to permanently change the place of use of primary and supplemental irrigation, diverted through the Westland Canal, appurtenant to 2.2 acres under Certificates 76717 and 79439. The petition proposed to change the place of use from the location identified in Table 7 to the location listed in Table 8.

TWP		RNG		MER	SEC	QTR-QTR		TL	USE	AC	APPLICANT	NOT#
4	N	28	E	W.M.	20	NW	SW	300	IR(P) IR(S)	2.20	DESBRISAY, GEO	
TOTAL									2.20 acres			

The right to use water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree. The use also shall conform to any reasonable rotation system ordered by the proper state officer.

TABLE 4. PROPOSED CHANGE IN PLACE OF USE													
TWP		RNG		MER	SEC	QTR-QTR		TL	USE	AC	CERT#	RECIPIENT	NOT#
4	N	28	E	W.M.	20	NW	SW	301	IR(P) IR(S)	2.20	76717 79439	DESBRISEY, GEO	
TOTAL									2.20 acres				

6. Pursuant to ORS 540.574 and ORS 540.580, in reviewing the petition submitted by Westland Irrigation District, the Department has determined the following:
 - a) The petition contains the information required under ORS 540.574(3).
 - b) The petition meets the requirements of ORS 540.580.
 - c) The petition contains maps which are satisfactory to the Department and which the District certified as being accurate.
 - d) The petition includes the required statement from the District that it has on file, and available for review, written authorization from each landowner affected by the transfer.
 - e) The rate, duty, and total number of acres proposed for transfer do not exceed that of the water right subject to transfer.
 - f) The lands from which the water right would be moved by the proposed transfer will not continue to receive water under the water right.
 - g) The use authorized by the water right subject to transfer will not change; and
 - h) The proposed change in place of use will not result in injury to other water rights.

7. The petition was filed prior to the end of the calendar year or prior to any delivery of water as required under ORS 540.580(2).

CONCLUSIONS OF LAW

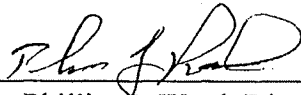
1. The petition submitted by Westland Irrigation District proposing permanent changes in place of use within district boundaries included the information, and satisfied the criteria, required by ORS 540.574(3).
2. The proposed transfer complies with the requirements of ORS 540.580.
3. The Director should approve the transfer because the petition satisfies the criteria and requirements of ORS 540.574(3) and ORS 540.580 resulting in no injury to other water rights.

ORDER

It is hereby ORDERED:

1. The proposed changes to the water right certificates 76799, 76717, 79439 and Permit 53063 may be made provided the following conditions are met by the water user:
 - a. The proposed changes shall be completed on or before October 1, 2006.
 - b. The former places of use shall no longer be irrigated as a part of this water right.
 - c. Proof, to the satisfaction of the Director, that the changes approved by this order have been completed must be submitted by Westland Irrigation District, on or before October 1, 2007.
2. Except as modified herein, all other conditions and limitations of these permitted rights remain in effect.
3. When the Director determines that it is necessary, or to facilitate records keeping, a new certificate will be issued to confirm all completed changes for which satisfactory proof has been made and to confirm that portion of Certificate 76799, 76717 and 79439 NOT modified by this or any other order.

WITNESS the signature of the Water Resources Director affixed FEBRUARY 24, 2005.



for Phillip C. Ward, Director