

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 7861 submitted by

MIKAMI BROTHERS
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The right to be modified, as evidenced by a PORTION of Certificate 73976, was perfected under Permit 37121 with a date of priority of OCTOBER 3, 1973 for 0.97 CFS and DECEMBER 11, 1973 for 0.30 CFS. The right allows the use of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 54.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.27 cubic feet per second, if available at the authorized point of diversion: SW¼ NW¼, SECTION 8, T 5 N, R 30 E, W.M.; 2910 FEET NORTH AND 120 FEET EAST FROM THE SW CORNER, SECTION 8, or its equivalent in case of rotation, measured at the point of diversion from the source.

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.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4½ acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

SW¼ NW¼	2.4 ACRES	NE¼ NE¼	0.7 ACRE
NW¼ SW¼	1.0 ACRE	SE¼ NE¼	5.9 ACRES
SECTION 4		SECTION 8	
NE¼ SE¼	7.4 ACRES	NE¼ SE¼	7.8 ACRES
NW¼ SE¼	1.9 ACRES	SECTION 17	
SW¼ SE¼	2.7 ACRES		
SE¼ SE¼	7.8 ACRES	NE¼ NE¼	3.2 ACRES
SECTION 5		SECTION 20	
SW¼ NE¼	4.2 ACRES		
SE¼ NE¼	1.3 ACRES		
SW¼ NW¼	1.4 ACRES		
SE¼ NW¼	0.7 ACRE		
NE¼ SW¼	1.4 ACRES		
NW¼ SW¼	3.5 ACRES		
NE¼ SE¼	0.7 ACRE		
NW¼ SE¼	0.3 ACRE		
SECTION 7			

TOWNSHIP 4 NORTH, RANGE 30 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the place of use to:

SW¼ NW¼	16.9 ACRES
SE¼ NW¼	7.4 ACRES
NE¼ SW¼	12.1 ACRES
NW¼ SW¼	12.2 ACRES
NW¼ SE¼	5.7 ACRES

SECTION 7

TOWNSHIP 4 NORTH, RANGE 30 EAST, W.M.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 2003.
2. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 73976 is canceled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources

Director, affixed OCT 01 2002.



Paul R. Cleary, Director