

STATE OF OREGON

COUNTY OF DESCHUTES

**ORDER APPROVING A CHANGE IN PLACE OF USE
IN AN IRRIGATION DISTRICT**

Pursuant to ORS 540.580, 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 9209 submitted by

ARNOLD IRRIGATION DISTRICT
P.O. BOX 9220
BEND, OREGON 97708.

The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for DESCHUTES County as evidenced by PORTIONS of Certificate 74197. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 282 and Volume 16 at Pages 10 and 390. The dates of priority are FEBRUARY 1, 1905, and APRIL 25, 1905.

The right allows the use of THE DESCHUTES RIVER, a tributary of THE COLUMBIA RIVER, for IRRIGATION OF 16.46 ACRES.

The second right to be modified, as evidenced by PORTIONS of Certificate 76714, was perfected under Permit 23256 with a date of priority of February 28, 1913. The right allows the use of water stored in CRANE PRAIRIE RESERVOIR, constructed under Permit R-1687, a tributary of THE DESCHUTES RIVER, FOR SUPPLEMENTAL IRRIGATION OF 16.46 ACRES. The amount of water to which this right is entitled is limited to 50,000 ACRE-FEET OF STORED WATER ONLY or its equivalent in case of rotation, measured at the point of diversion from the source.

NOTICE OF RIGHT TO APPEAL

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

The authorized places of use are located as follows:

| TWP | RNG | SEC | QTR-QTR | TAX LOT | AC | APPLICANT | DIST. # |
|-----|-----|-----|---------|---------|------|-----------------------------|------------|
| 18S | 11E | 24 | SE¼ SW¼ | 4700 | 0.46 | ELLIOTT, BONNIE | T-2001-003 |
| 18S | 11E | 25 | NE¼ NW¼ | 1800 | 0.50 | JUSTICE, ANDREW SR. & DARCY | T-2001-003 |
| 18S | 11E | 26 | NE¼ NE¼ | 3900 | 0.50 | WILLIAMS, ROSE E. | T-2001-003 |
| 18S | 11E | 26 | NE¼ NE¼ | 4000 | 0.50 | WILLIAMS, ROSE E. | T-2001-003 |
| 18S | 11E | 26 | NE¼ NE¼ | 4700 | 0.25 | VETTER, RONALD R. | T-2001-003 |
| 18S | 11E | 26 | NE¼ NE¼ | 4800 | 0.25 | VETTER, RONALD R. | T-2001-003 |
| 18S | 12E | 5 | SE¼ SE¼ | 1900 | 2.00 | BREEN, MICHAEL & SHIRLEY | T-2001-001 |
| 18S | 12E | 8 | SW¼ NE¼ | 500 | 1.20 | NASE, GEORGE & BEVERLY | T-2001-004 |
| 18S | 12E | 8 | NW¼ SW¼ | 501 | 0.34 | JACOBSEN, FRANK | T-2001-003 |
| 18S | 12E | 8 | NE¼ SE¼ | 101 | 0.28 | EASTMAN, HARRISON & GEN | T-2001-001 |
| 18S | 12E | 8 | NE¼ SE¼ | 104 | 0.72 | RICHARDS, P. J. | T-2001-001 |
| 18S | 12E | 8 | SW¼ SE¼ | 1700 | 0.60 | GRIFFEN, DENNIS | T-2001-001 |
| 18S | 12E | 17 | NE¼ NW¼ | 915 | 0.50 | NEWMAN, LAWRENCE | T-2001-001 |
| 18S | 13E | 30 | NW¼ NE¼ | 6006 | 1.10 | SUNDANCE MEADOWS, INC. | T-2001-002 |
| 18S | 13E | 30 | SW¼ NE¼ | 6006 | 4.14 | SUNDANCE MEADOWS, INC. | T-2001-002 |
| 18S | 13E | 30 | SE¼ NE¼ | 6006 | 3.12 | SUNDANCE MEADOWS, INC. | T-2001-002 |

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 applicant proposes to change the places of use to:

| TWP | RNG | SEC | QTR-QTR | TAX LOT | AC | RECIPIENT | DIST. # |
|-----|-----|-----|---------|---------|------|------------------------|------------|
| 18S | 12E | 8 | SW¼ NE¼ | 400 | 1.20 | NASE, GEORGE & BEVERLY | T-2001-004 |
| 18S | 12E | 24 | NE¼ NE¼ | 100 | 2.20 | TAYLOR, HAP & ROXANNE | T-2001-003 |

| TWP | RNG | SEC | QTR-QTR | TAX LOT | AC | RECIPIENT | DIST. # |
|-----|-----|-----|---------|---------|------|-------------------------|------------|
| 18S | 12E | 24 | NW¼ NE¼ | 501 | 0.60 | TAYLOR, HAP & ROXANNE | T-2001-003 |
| 18S | 13E | 19 | SW¼ SE¼ | 104 | 4.10 | GETZ, MELVILLE & JUDITH | T-2001-001 |
| 18S | 13E | 30 | SW¼ NE¼ | 6006 | 8.36 | SUNDANCE MEADOWS, INC. | T-2001-002 |

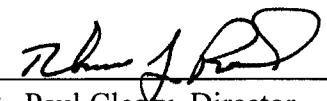
THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 2004.
2. The former places of use shall no longer be irrigated as a part of this water right.
3. Proof, to the satisfaction of the Director, that the changes approved by this order have been completed must be submitted by ARNOLD IRRIGATION DISTRICT, on or before October 1, 2005.

Except as modified herein, all other conditions and restrictions on Certificates 74197 and 76714 remain in effect.

When the Director determines that it is necessary, or to facilitate records keeping, new certificates will be issued to confirm all completed changes for which satisfactory proof has been made and to confirm that portion of the right not modified by this or any other order.

WITNESS the signature of the Water Resources Director affixed OCT 11 2002.



 Paul Cleary, Director