

STATE OF OREGON

COUNTY OF BAKER

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 9135 submitted by

PATRICK L. LATTIN
P.O. BOX 173
RICHLAND, OREGON 97870.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County as evidenced by Certificate 4717. The decree is recorded in the Order Record of the Water Resources Director in Volume 6, at Page 291. The date of priority is 1878.

The right allows the use of EAGLE CREEK, a tributary of the POWDER RIVER, for IRRIGATION OF 0.2 ACRE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE-FORTIETH of one cubic foot per second per acre, and shall be subject to all other conditions and limitations contained in said decree.

The point of diversion is located as follows:

NEWT YOUNG DITCH.

The authorized place of use is located as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.2 ACRE
(TAX LOT 1300, LOT 7, BLOCK 1)
SECTION 10
TOWNSHIP 9 SOUTH, RANGE 45 EAST, W.M.

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

The applicant proposes to TEMPORARILY change the place of use to:

SW¼ NE¼ 0.2 ACRE
(TAX LOT 1000, LOTS 2 & 3, BLOCK 2)
SECTION 10
TOWNSHIP 9 SOUTH, RANGE 45 EAST, W.M.

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

1. This change is temporary. This change shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2003, 2004, 2005, 2006 and 2007 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2007 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.

WITNESS the signature of the Water Resources

Director, affixed FEB 26 2003.



For Paul R. Cleary, Director