

STATE OF OREGON

COUNTY OF JEFFERSON

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-9442 submitted by

COLUMBIA EMPIRE FARMS (R-2 RANCH)
31461 NE BELL ROAD
SHERWOOD, OREGON 97140.

The permit to be modified is Permit G-13875 with a date of priority of MARCH 16, 2000. The permit allows the use of A WELL, in the PONY CREEK BASIN, for IRRIGATION OF 18.6 ACRES, SUPPLEMENTAL IRRIGATION OF 35.8 ACRES, AND MAINTENANCE OF A RESERVOIR CONSTRUCTED UNDER APPLICATION R-84331, PERMIT R-12964, FOR RECREATION. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed A MAXIMUM CUMULATIVE TOTAL OF 1.34 CUBIC FEET PER SECOND (CFS), BEING 0.232 CFS FOR IRRIGATION OF 18.6 ACRES, 0.448 CFS FOR SUPPLEMENTAL IRRIGATION OF 35.8 ACRES, AND 0.668 CFS FOR MAINTENANCE OF A RESERVOIR FOR RECREATION, if available at the original well; SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 10, T 9 S, R 15 E, W.M.; 602 FEET NORTH AND 1544 FEET EAST FROM THE W $\frac{1}{4}$ CORNER OF SECTION 10, or its equivalent in case of rotation, measured at the well.

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 on the same lands, is limited to ONE-EIGHTIETH 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 3.0 acre-feet per acre 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 as follows:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>	<u>RESERVOIR</u>
SW $\frac{1}{4}$ NW $\frac{1}{4}$		10.0 ACRES	X
SE $\frac{1}{4}$ NW $\frac{1}{4}$	12.6 ACRES	14.0 ACRES	X
NE $\frac{1}{4}$ SW $\frac{1}{4}$	4.5 ACRES	1.0 ACRE	
NW $\frac{1}{4}$ SW $\frac{1}{4}$	1.5 ACRES	10.8 ACRES	
SECTION 10			

TOWNSHIP 9 SOUTH, RANGE 15 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 change the place of use of the primary and supplemental irrigation to:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SE $\frac{1}{4}$ NW $\frac{1}{4}$		11.1 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	7.6 ACRES	24.7 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	11.0 ACRES	
SECTION 10		

TOWNSHIP 9 SOUTH, RANGE 15 EAST, W.M.

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

1. The former place of use shall no longer be irrigated as a part of this water right.
2. All other terms and conditions of the permit remain the same.

Permit G-13875, in the name of COLUMBIA EMPIRE FARMS, INC. is amended as described herein.

WITNESS the signature of the Water Resources

Director, affixed OCT 06 2003.


Paul R. Cleary, Director