

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN PLACE OF USE AND
POINTS OF APPROPRIATION

Pursuant to ORS 537.705, 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 8901 submitted by

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The FIRST right to be modified, as evidenced by Certificate 72145, was perfected under Permit G-2782 with a date of priority of FEBRUARY 4, 1965. The right allows the use of A WELL, within the UMATILLA RIVER BASIN, for IRRIGATION OF 7.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.095 cubic foot per second, if available at the original well; SW¼ SW¼, SECTION 19, T 4 N, R 27 E, W.M., 1077 FEET NORTH AND 910 FEET EAST FROM THE SW CORNER OF SECTION 19, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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

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.

acre for each acre irrigated during the irrigation season of each year; and shall conform to such reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 7.6 ACRES
SECTION 19
TOWNSHIP 4 NORTH, RANGE 27 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 SECOND right to be modified, as evidenced by Certificate 72146, was perfected under Permit G-190 with a date of priority of MARCH 26, 1956. The right allows the use of the A WELL, within the COLUMBIA RIVER BASIN, for IRRIGATION OF 14.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.183 cubic foot per second, if available at the authorized well; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 19, T 4 N, R 27 E, W.M., 1077 FEET NORTH AND 910 FEET EAST FROM THE SW CORNER OF SECTION 19, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 10.1 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.5 ACRES
SECTION 19
TOWNSHIP 4 NORTH, RANGE 27 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 THIRD right to be modified, as evidenced by Certificate 72147, was perfected under Permit U-497, with a date of priority of DECEMBER 15, 1952. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for the IRRIGATION OF 12.9 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.16 cubic foot per second, if available at the authorized well; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 19, T 4 N, R 27 E, W.M., 1077 FEET NORTH AND 910 FEET EAST FROM THE SW CORNER OF SECTION 19, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

NW $\frac{1}{4}$ SE $\frac{1}{4}$	1.0 ACRE
SW $\frac{1}{4}$ SE $\frac{1}{4}$	11.9 ACRES
SECTION 19	
TOWNSHIP 4 NORTH, RANGE 27 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 FOURTH right to be modified, as evidenced by Certificate 72148, was perfected under Permit U-363, with a date of priority of NOVEMBER 1, 1950. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for the IRRIGATION OF 12.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.153 cubic foot per second, if available at the authorized well; SW $\frac{1}{4}$

SW¼, SECTION 19, T 4 N, R 27 E, W.M., 1077 FEET NORTH AND 910 FEET EAST FROM THE SW CORNER OF SECTION 19, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

SW¼ SE¼ 12.2 ACRES
SECTION 19
TOWNSHIP 4 NORTH, RANGE 27 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 FIFTH right to be modified, as evidenced by Certificate 72149, was perfected under Permit U-725, with a date of priority of MAY 2, 1955. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for the IRRIGATION OF 36.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.458 cubic foot per second, if available at the authorized well; SW¼ SW¼, SECTION 19, T 4 N, R 27 E, W.M., 1077 FEET NORTH AND 910 FEET EAST FROM THE SW CORNER OF SECTION 19, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.2 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 32.5 ACRES
SECTION 19
TOWNSHIP 4 NORTH, RANGE 27 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 SIXTH right to be modified, as evidenced by Certificate 72150, was perfected under Permit G-4929, with a date of priority of NOVEMBER 16, 1971. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for the IRRIGATION OF 41.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.517 cubic foot per second, if available at the authorized well; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 19, T 4 N, R 27 E, W.M., 1077 FEET NORTH AND 910 FEET EAST FROM THE SW CORNER OF SECTION 19, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 16.3 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 25.0 ACRES
SECTION 19
TOWNSHIP 4 NORTH, RANGE 27 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 POINT OF APPROPRIATION for the above listed water rights and their associated acreages to two wells located:

WELL #A - 865 FEET NORTH AND 1207 FEET EAST OF THE SW CORNER OF SECTION 19; WELL #B - 533 FEET NORTH AND 560 FEET WEST OF THE SE CORNER OF SECTION 19; BOTH WITHIN THE SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 19, T 4 N, R 27 E, W.M.

The SEVENTH right to be modified, as evidenced by Certificate 68431, was perfected under Permit G-2782, with a date of priority of FEBRUARY 4, 1965. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for the IRRIGATION OF 3.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.037 cubic foot per second, if available at the authorized well; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 28, T 4 N, R 27 E, W.M., 90 FEET NORTH AND 40 FEET WEST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 28, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.0 ACRES
SECTION 33
TOWNSHIP 4 NORTH, RANGE 27 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 EIGHTH right to be modified, as evidenced by Certificate 68430, was perfected under Permit G-190, with a date of priority of MARCH 26, 1956. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for the IRRIGATION OF 3.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.037 cubic foot per second, if available at the authorized well; SE¼ SW¼, SECTION 28, T 4 N, R 27 E, W.M., 90 FEET NORTH AND 40 FEET WEST FROM THE S¼ CORNER OF SECTION 28, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

NE¼ SW¼ 3.0 ACRES
SECTION 33
TOWNSHIP 4 NORTH, RANGE 27 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 NINTH right to be modified, as evidenced by Certificate 60556, was perfected under Permit U-363, with a date of priority of NOVEMBER 1, 1950. The right allows the use of the A WELL, within the UMATILLA RIVER BASIN, for IRRIGATION OF 3.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.037 cubic foot per second, if available at the authorized well; SE¼ SW¼, SECTION 28, T 4 N, R 27 E, W.M., 90 FEET NORTH AND 40 FEET WEST FROM THE S¼ CORNER OF SECTION 28, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, shall be 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:

NW¼ SE¼ 3.0 ACRES
SECTION 33
TOWNSHIP 4 NORTH, RANGE 27 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 for the above listed water rights and their associated acreages TOTALING 9.0 ACRES from Section 33, to:

SE¼ SE¼ 9.0 ACRES
SECTION 19
TOWNSHIP 4 NORTH, RANGE 27 EAST, W.M.

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, 2005.
2. The quantity of water diverted at the new points of appropriation (wells), together with the quantity diverted at the old point of appropriation, shall not exceed the quantities of water lawfully available from the original points of appropriation (wells).
3. When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and

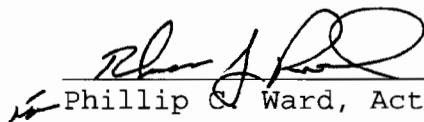
plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

4. Water shall be acquired from the same aquifer as the original points of appropriation. The wells must be maintained so as not to penetrate the underlying basalts.
5. The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.
6. The former places of use shall no longer be irrigated as part of these water rights.

Certificate 72145, 72146, 72147, 72148, 72149, 72150, 68431, 68430, and 60556 are canceled. New certificates will be issued to describe those portions of water right Certificates 68431, 68430, and 60556, NOT involved in this transfer. When satisfactory proof of the completed changes are received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources

Director, affixed August 11, 2004.


Phillip C. Ward, Acting Director