

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN USE

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 7650 submitted by

ANDERSON LAND AND LIVESTOCK, INC.  
49603 MCKAY CREEK ROAD  
PILOT ROCK, OREGON 97868.

The right to be modified, as evidenced by Certificate 53737, was perfected under Permit G-6142 with a date of priority of MAY 16, 1974. The right allows the use of a WELL, in the UMATILLA RIVER BASIN, for SUPPLEMENTAL IRRIGATION of 11.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.14 cubic foot per second, if available at the original well; SW¼ SW¼, SECTION 28, T 4 N, R 29 E, WM; 640 FEET NORTH AND 450 FEET EAST FROM THE SW CORNER, SECTION 28, or its equivalent in case of rotation, measured at the well.

This is a final order in other than contested case. Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-005, you may either petition the Director for reconsideration of this order or petition for judicial review of this order. As provided in ORS 536.075, this order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the time specified by ORS 183.484(2).

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:

SW¼ SW¼        11.3 ACRES  
SECTION 28  
TOWNSHIP 4 NORTH, RANGE 29 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 use to PRIMARY IRRIGATION.

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

1. The proposed change shall be completed on or before October 1, 2000.

Certificate 53737 is canceled. 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                     'JAN 11 2000                    .

  
For                     Martha O. Pagel, Director