

STATE OF OREGON
COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE OF USE

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 8912, a petition submitted by

HERMISTON IRRIGATION DISTRICT
366 EAST HURLBURT AVE
HERMISTON, OREGON 97838.

The rights to be modified are evidenced by:

CERTIFICATE or Decree	PRIORITY DATE	SOURCE (Primary or supplemental)
Umatilla River Decree Vol. 3, pg 127	Feb. 25, 1904	Umatilla River (Maxwell Canal/Primary)
Umatilla River Decree Vol. 3, pg 127	Sept. 6, 1905	Umatilla River (Primary Irrigation) Cold Springs Reservoir (Supplemental Irrigation)

The District requests to permanently move the rights listed in Table A to locations listed in Table B.

The authorized place of use is located as follows:

TABLE A - Tabulation/Inventory of "FROM LANDS"

TWP	RNG	SEC	PRIORITY DATES	AC/FT DUTY	¼ ¼	TAX LOT	ACRES	NOTICE #
4N	28E	11	1904 & 1905(S)	3.0	SW SE	729	0.26	4.
4N	28E	14	1905	3.0	NE NE	200	7.36	3.

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.

TWP	RNG	SEC	PRIORITY DATES	AC/FT DUTY	¼ ¼	TAX LOT	ACRES	NOTICE #
4N	28E	14	1904 & 1905(S)	3.0	NE NW	1605	0.10	4.
4N	28E	14	1904 & 1905(S)	3.0	NE NW	1602	0.10	4.
4N	28E	15	1905	6.0	SE SW	5204	1.00	1.
4N	28E	21	1905	6.0	SE NW	1601	1.30	6.
4N	29E	05	1905	6.0	SE NW	1500	1.80	5.
4N	29E	06	1905	3.0	NW SW	3500	0.32	3.
4N	29E	06	1905	3.0	NW SW	3600	1.14	3.
4N	29E	06	1905	6.0	SE NW	5600	0.70	4.
5N	29E	19	1904 & 1905(S)	6.0	SW SW	1600	3.00	2.
5N	29E	27	1905	6.0	SW NW	1200	3.00	3.
5N	29E	32	1905	6.0	NW SE	1300	1.20	4.
Total							21.28	

(S) means supplemental

The proposed place of use is located as follows:

TABLE B - Tabulation/Inventory of "TO LANDS"

TWP	RNG	SEC	PRIORITY DATES	AC/FT DUTY	¼ ¼	TAX LOT	ACRES	NOTICE #
4N	28E	15	1905	6.0	SE SW	6000	1.00	1.
5N	28E	36	1904 & 1905(S)	3.0	NW SW	600	0.46	4.
5N	28E	36	1905	6.0	NW SW	600	1.90	4.
5N	28E	36	1905	6.0	NE SE	1104	1.30	6.
5N	28E	36	1905	6.0	SW SE	1600	1.50	5.
5N	29E	27	1905	3.0	SW SE	1300	8.82	3.
5N	29E	27	1905	6.0	SW SE	1300	3.00	3.
5N	29E	28	1904 & 1905(S)	6.0	SE NW	1100	3.00	2.
5N	29E	31	1905	6.0	NW SE	1500	0.30	5.
Total							21.28	

(S) means supplemental

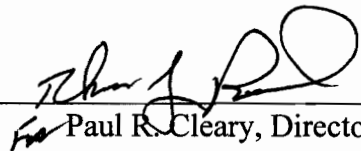
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the certificate or decree.

THESE CHANGES TO AN EXISTING WATER RIGHT MAY BE MADE SUBJECT TO THE FOLLOWING CONDITIONS:

1. The proposed change shall be completed on or before October 1, 2003.
2. The former place 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 HERMISTON IRRIGATION DISTRICT on or before October 1, 2004.
4. Except as modified herein, all other conditions and restrictions of the Umatilla River Decree remain in effect.
5. The duty allocation of water appurtenant to the "From" lands will carry forward and be established on the "To" lands provided the water is used beneficially. In addition, based on the soil classification, if water applied to the proposed "To" lands requires a lesser volume (duty) of water then the lesser volume will become the limitation on those lands.

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 APR 26 2002.



Paul R. Cleary, Director