

STATE OF OREGON

COUNTY OF KLAMATH

ORDER APPROVING AN EMERGENCY CHANGE IN PLACE OF USE

Pursuant to ORS 536.750 and OAR 690-19-040 this order approves, as conditioned or limited herein, EMERGENCY USE PERMIT TRANSFER 6748 submitted by

RAJNUS BROTHERS
P.O. BOX 68
MALIN, OREGON 97632.

The right to be used, as evidenced by Certificate 48022, was perfected under Permit G-5310 with a date of priority of MARCH 22, 1971. The right allows the use of ONE WELL, a tributary of LOST RIVER BASIN, for IRRIGATION OF 62 ACRES. The right is limited to 0.77 cubic foot per second, if available at the original well; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 19, T 40 S, R 11 E, W.M., or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet 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 $\frac{1}{4}$ NE $\frac{1}{4}$ 23.4 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.6 ACRES
SECTION 35
TOWNSHIP 40 SOUTH, RANGE 11 EAST, W.M.

The applicant proposes to change the place of use to:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 21.0 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 8.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 29.0 ACRES
SECTION 1
TOWNSHIP 41 SOUTH, RANGE 11 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.

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

1. This Emergency Use Permit Transfer shall expire when the Governor's Declaration of Drought Emergency for Klamath County is terminated.
2. The water user shall assume all liability associated with use of the transfer in the event claims of injury or claims for compensation are filed.
3. The former place of use shall no longer be irrigated as part of this water right for the duration of the Declaration of Drought Emergency.

The portion of the water right evidenced by Certificate 48022 described herein is suspended. The certificate is NOT cancelled. Upon termination of the Declaration of Drought Emergency the water right shall again enjoy the same status as just prior to issuance of this order.

WITNESS the signature of the Water Resources Director, affixed JUNE 16, 1990.



Martha O. Pagel

Recorded in Special Order Records at Volume 46, Page 306