

**BEFORE THE WATER RESOURCES DEPARTMENT
OF
STATE OF OREGON

COUNTY OF BAKER**

In the Matter of an Order Approving a) CORRECTING
Change In Point of Diversion —) ORDER
TRANSFER 7791)

FINDINGS OF FACT

1. Pursuant to ORS 540.510 to 540.530, the Director approved Transfer Application 7791, in the name of Peyron Ranch, Inc., for a change in point of diversion.
2. The order approving Transfer 7791 was entered November 25, 2003, and recorded in Special Order Volume 58 at Page 205.
3. The order contained a scrivener's error describing the quantity of water the applicant is entitled to use associated with the approved change in point of diversion.
4. The order approving Transfer 7791 contained the following scrivener's error (*at page 4 of 7*) describing the quantity of water the applicant is entitled to use:

“The FOURTH right to be modified, as evidenced by a PORTION of Certificate 73999, was perfected under permit 50696 with a date of priority of April 26, 1982...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 authorized point of diversion: SMITH DITCH - ...”

5. The correct quantity of water the applicant is entitled to use is as follows:

“The FOURTH right to be modified, as evidenced by a PORTION of Certificate 73999, was perfected under permit 50696 with a date of priority of April 26, 1982...The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.47 cubic foot per second, if available at the authorized point of diversion: SMITH DITCH - ...”

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order 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).

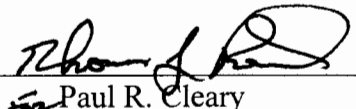
Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order

ORDER

It is hereby ORDERED :

1. The order of the Water Resources Director approving Transfer Application 7791, in the name of Peyron Ranch, Inc., entered November 25, 2003, at Special Order Volume 58, Page 205 is CORRECTED as described herein.
2. Except as modified herein, all other terms and conditions of the transfer approval order remain the same.

WITNESS the signature of the Water Resources Director affixed DECEMBER 22, 2003



for Paul R. Cleary