

STATE OF OREGON

COUNTY OF BAKER

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 9361 submitted by

LYNN AND GINA PERKINS
14847 MANSFIELD LANE
HAINES, OREGON 97833.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UNION County as evidenced by a PORTION of Certificate 1518. The decree is recorded in the Order Record of the Water Resources Director in Volume 3, at Page 252. The date of priority is 1879 for the irrigation of 4.7 acres and from 1890 for the irrigation of 6.0 acres.

The right allows the use of the NORTH POWDER RIVER, a tributary of the POWDER RIVER, for IRRIGATION OF 10.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.09 cubic foot

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.

per second per acre irrigated from March 1st to October 1st of each year; the total quantity diverted during each irrigation season not to exceed 26.75 acre feet.

The point of diversion is located as follows:

BULGER DITCH.

The authorized place of use is located as follows:

SE¼ SE¼ 4.7 ACRES (TAX LOT 2900)
SECTION 11

NE¼ NW¼ 6.0 ACRES (TAX LOTS 2900/3800)
SECTION 13
TOWNSHIP 7 SOUTH, RANGE 38 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 and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to TEMPORARILY change the place of use to:

NW¼ SE¼ 10.7 ACRES (TAX LOT 3300)
SECTION 13
TOWNSHIP 7 SOUTH, RANGE 38 EAST, W.M.

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

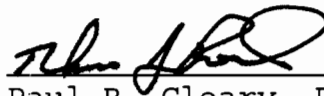
1. This change is temporary. This change shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2003 irrigation season.

The portions of the water rights evidenced by Certificate 7673 (Permit S-6498), Certificate 74460 (Permit S-19907) and Permit G-15208 appurtenant to the former place of use **shall not** be used during the 2003 irrigation season.

3. The use shall revert to the authorized place of use at the end of the 2003 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. The use of the remaining water right described by Certificate 1518 shall continue to be in accordance with the terms and conditions of Certificate 1518.

WITNESS the signature of the Water Resources

Director, affixed APR 07 2003.



Paul R. Cleary, Director