

STATE OF OREGON

COUNTY OF BAKER

ORDER APPROVING A CHANGE IN PLACE OF USE, SWITCH IN PRIORITY DATES

Pursuant to ORS 540.510 to 540.530, 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 6547 submitted by

TOM "MAC" KERNS  
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HAINES, OREGON 97814.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County as evidenced by a PORTION of Certificate 4253. The decree is recorded in the Order Record of the Water Resources Director in Volume 6, at Page 291. The dates of priority are 1864 FOR 40 ACRES; 1872 FOR 20 ACRES; 1892 FOR 40 ACRES; 1900 FOR 20 ACRES; AND 1909 FOR 40 ACRES.

The right allows the use of PINE CREEK, a tributary of the POWDER RIVER, for IRRIGATION OF 160.0 ACRES. This right is limited to 1/40th OF ONE CUBIC FOOT PER SECOND PER ACRE, if available at the authorized point of diversion: L.B. AND O.P. ISON DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

1864  
S $\frac{1}{2}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  20.0 ACRES  
S $\frac{1}{2}$  NW $\frac{1}{4}$  SE $\frac{1}{4}$  20.0 ACRES

1872  
S $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  20.0 ACRES

1892  
S $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$  20.0 ACRES

1900  
S $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  20.0 ACRES

1909  
SE $\frac{1}{4}$  NE $\frac{1}{4}$  40.0 ACRES  
SECTION 21  
TOWNSHIP 8 SOUTH, RANGE 39 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 change the place of use to:

1864  
S $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$  20.0 ACRES  
S $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  20.0 ACRES

1872  
N $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  20.0 ACRES

1892  
S $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  20.0 ACRES

1900  
S $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  20.0 ACRES

1909  
S $\frac{1}{2}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  20.0 ACRES  
S $\frac{1}{2}$  NW $\frac{1}{4}$  SE $\frac{1}{4}$  20.0 ACRES

SECTION 21  
TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

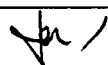
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITION IS MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1994.

Certificate 4253 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. 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 October 15, 1993.

  
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 Martha O. Pagel