

STATE OF OREGON

COUNTY OF MALHEUR

ORDER APPROVING TEMPORARY CHANGES 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 7969 submitted by

LARSON SKYLINE FARM
4395 HEINZE BOULEVARD
ONTARIO, OREGON 97914.

The first right to be modified, as evidenced by a portion of Certificate 75566, was perfected under Permit 31231 with a date of priority of JUNE 27, 1966. The right allows the use of the SNAKE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 454.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 9.29 cubic foot per second, if available at the authorized point of diversion: LOT 1 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 21, T 17 S, R 47 E, WM; 350 FEET SOUTH AND 1980 FEET EAST FROM THE NW CORNER, SECTION 21, or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified, as evidenced by a portion of Certificate 74023, was perfected under Permit 33944 with a date of priority of OCTOBER 25 1968. The right allows the use of the SNAKE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 139.1 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.48 cubic foot per second, if available at the authorized point of diversion: LOT 1 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 21, T 17 S, R 47 E, WM; 350 FEET SOUTH AND 1980 FEET EAST FROM THE NW CORNER, SECTION 21, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 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 places of use are located as follows:

	CERTIFICATE <u>75566</u>	CERTIFICATE <u>74023</u>
SE $\frac{1}{4}$ SW $\frac{1}{4}$	18.5 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$	10.3 ACRES	
SW $\frac{1}{4}$ SE $\frac{1}{4}$	38.6 ACRES	
SE $\frac{1}{4}$ SE $\frac{1}{4}$	4.5 ACRES	
	SECTION 2	
SW $\frac{1}{4}$ SW $\frac{1}{4}$		5.8 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$		14.7 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		5.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$		5.1 ACRES
	SECTION 10	
NW $\frac{1}{4}$ NE $\frac{1}{4}$	16.3 ACRES	
SE $\frac{1}{4}$ NE $\frac{1}{4}$	12.3 ACRES	
NE $\frac{1}{4}$ NW $\frac{1}{4}$	23.0 ACRES	
NW $\frac{1}{4}$ NW $\frac{1}{4}$		4.9 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$		9.6 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$		20.8 ACRES
	SECTION 11	
NW $\frac{1}{4}$ NW $\frac{1}{4}$	8.1 ACRES	
SW $\frac{1}{4}$ NW $\frac{1}{4}$	23.9 ACRES	
	SECTION 12	
SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.0 ACRES	
SE $\frac{1}{4}$ NE $\frac{1}{4}$	7.4 ACRES	
SW $\frac{1}{4}$ NW $\frac{1}{4}$	1.2 ACRES	
	SECTION 15	
SW $\frac{1}{4}$ NW $\frac{1}{4}$		9.2 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$		29.6 ACRES
	SECTION 21	
NW $\frac{1}{4}$ NE $\frac{1}{4}$	21.4 ACRES	
SW $\frac{1}{4}$ NE $\frac{1}{4}$	21.4 ACRES	
NE $\frac{1}{4}$ SE $\frac{1}{4}$	27.3 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$	30.5 ACRES	
	SECTION 22	

NE $\frac{1}{4}$ NE $\frac{1}{4}$	10.2 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	21.4 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.8 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	38.6 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	15.6 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	16.8 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	39.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0 ACRES

SECTION 23

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the places of use to:

	CERTIFICATE <u>75566</u>	CERTIFICATE <u>74023</u>
NE $\frac{1}{4}$ NE $\frac{1}{4}$	27.4 ACRES	12.6 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES	
NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES	
NW $\frac{1}{4}$ NW $\frac{1}{4}$	17.4 ACRES	

SECTION 9

NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	9.8 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	29.8 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	23.5 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	9.8 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	13.6 ACRES

SECTION 10

NE $\frac{1}{4}$ NE $\frac{1}{4}$	18.6 ACRES
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SECTION 20

SW $\frac{1}{4}$ SW $\frac{1}{4}$	30.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	29.6 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	28.5 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	18.2 ACRES

SECTION 27

NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 ACRES

SECTION 34

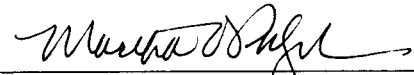
NW¼ NW¼ 10.4 ACRES
SW¼ NW¼ 14.6 ACRES
SECTION 35

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

THESE TEMPORARY CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The changes are temporary. The changes shall be effective upon issuance of this order.
2. The former places of use shall not be irrigated as part of these water rights during the 1998 irrigation season.
3. The use shall revert to the authorized places of use at the end of the 1998 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 Certificates 75566 and 74023 shall continue to be in accordance with the terms and conditions of Certificates 75566 and 74023.

WITNESS the signature of the Water Resources
Director, affixed 4/23/98.



Martha O. Page, Director