

STATE OF OREGON

COUNTY OF BAKER

ORDER APPROVING A CHANGE IN PLACE OF USE

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, a PORTION of TRANSFER 6186 submitted by

TIM L. AND JANICE L. KERNS
ROUTE 1 BOX 30A
HAINES, OREGON 97833.

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 45847. The decree is recorded in the Order Record of the Water Resources Director in Volume 6, at Page 291. The date of priority is 1868.

The right allows the use of WILLOW CREEK, a tributary of POWDER RIVER, for IRRIGATION OF 18.19 ACRES. This right is limited to 1/40th CUBIC FOOT PER SECOND PER ACRE, if available at the authorized point of diversion: BROWN 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:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 14.63 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.56 ACRES

SECTION 2

TOWNSHIP 8 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 change the place of use to:

W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 18.19 ACRES

SECTION 7

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

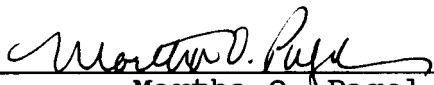
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THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1993.
2. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 45847 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 26, 1992.



Martha O. Pagel