

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves TRANSFER 6305 submitted by

H.T. BURNS, INC.
730 W. TAMARACK AVE.
HERMISTON, OR 97838

to use the waters of TWO WELLS in the COLD SPRINGS WASH BASIN for the purpose of the SUPPLEMENTAL IRRIGATION OF 23.7 ACRES.

The rights to be transferred, as evidenced by certificates 53075 and 53077, were perfected under Permits G-6170 and G-7032 respectively. The rights are limited to 0.29 cubic foot per second, being 0.24 CFS from Well 1 with a priority date of June 18, 1974 and 0.05 CFS from Well 2 with a priority date of November 8, 1976, or its equivalent in case of rotation, measured at the wells.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year. The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the new place of use is as follows:

SW 1/4	SW 1/4	2.1 ACRES
SE 1/4	SW 1/4	1.9 ACRES
NE 1/4	SE 1/4	17.2 ACRES
NW 1/4	SE 1/4	2.5 ACRES

SECTION 10

TOWNSHIP 4 NORTH, RANGE 29 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.

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, 1991.
2. The water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
3. The following former place of use shall no longer be irrigated as a part of these water rights:

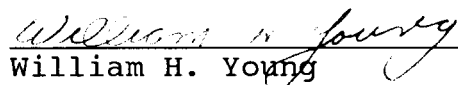
SW 1/4 NW 1/4	1.5 ACRES
NE 1/4 SW 1/4	4.8 ACRES
NW 1/4 SW 1/4	5.9 ACRES
SW 1/4 SW 1/4	2.7 ACRES
SE 1/4 SW 1/4	2.1 ACRES
SW 1/4 SE 1/4	2.0 ACRES
SE 1/4 SE 1/4	4.7 ACRES

SECTION 10

TOWNSHIP 4 NORTH, RANGE 29 EAST, W.M.

Certificates 53075 and 53077 are canceled. New certificates will be issued to confirm that portion of the rights NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director, affixed February 16, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, Page 49.

T-6305.TES