

STATE OF OREGON

COUNTY OF YAMHILL

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 9403 submitted by

WILLAMETTE FARMS OF OREGON
C/O BRUCE M. HALL
8000 NE PARRISH ROAD
NEWBERG, OREGON 97132.

The right to be modified, as evidenced by a portion of Certificate 26575, was perfected under Permit 19670 with a date of priority of JUNE 1, 1950. The right allows the use of the WILLAMETTE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 20.1 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.18 cubic foot per second, if available at the authorized point of diversion: SE¼ NE¼ AS PROJECTED WITHIN HAS DLC #58, SECTION 33, T 3 S, R 2 W, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

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.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH 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 2½ 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 place of use is located as follows:

NE¼ NE¼ 19.0 ACRES
NW¼ NE¼ 1.1 ACRES
BOTH AS PROJECTED WITHIN HASH DLC #58
SECTION 33
TOWNSHIP 3 SOUTH, RANGE 2 WEST, 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 TEMPORARILY change the place of use to:

NW¼ SW¼ 1.3 ACRES (TAX LOT 1201)
SW¼ SW¼ 11.5 ACRES (TAX LOT 1201)
SECTION 27

SE¼ SE¼ 2.1 ACRES (TAX LOT 101)
SW¼ SE¼ 5.2 ACRES (TAX LOT 101)
SECTION 28
TOWNSHIP 3 SOUTH, RANGE 2 WEST, W.M.

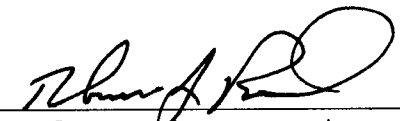
THESE CHANGES TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

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, 2004, 2005, 2006 and 2007 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2007 irrigation season.
4. When required by the Department, 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.
5. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
6. The use of the remaining water right described by Certificate 26575 shall continue to be in accordance with the terms and conditions of Certificate 26575.

WITNESS the signature of the Water Resources

Director, affixed **MAY 07 2003** .



For Paul R. Cleary, Director