

STATE OF OREGON

COUNTY OF CROOK

ORDER APPROVING AN EMERGENCY USE DROUGHT
TEMPORARY CHANGE IN PLACE OF USE AND POINT OF DIVERSION

Pursuant to ORS 536.750 and OAR 690-19-0055, after finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TEMPORARY DROUGHT TRANSFER 9427 submitted by

LEONARD LANGLEY
KEYSTONE RANCH
950 S. KEYSTONE RANCH ROAD
PRINEVILLE, OREGON 97754.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a PORTION of Certificate 654. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 449. The dates of priority are 1873 FOR 37.0 ACRES AND 1906 FOR 18.0 ACRES.

The right allows the use of OCHOCO, VEAZIE AND LAWSON CREEKS, tributaries of the CROOKED RIVER, for IRRIGATION OF 55.0 ACRES.

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 to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.69 cubic foot per second, the total quantity being limited to four acre-feet per acre, if available at the authorized point of diversion: SE¼ SW¼, SECTION 29, T 14 S, R 18 E, W.M.; 2016 FEET EAST AND 1214 FEET NORTH FROM THE SW CORNER, SECTION 29, or its equivalent in case of rotation, measured at the point of diversion from the source.

The use hereunder shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SE¼ NE¼	32.0 ACRES (POU & POD)
NE¼ NE¼	2.0 ACRES (POU & POD)
NW¼ NE¼	1.5 ACRES (POU & POD)
NW¼ NW¼	1.5 ACRES (POU & POD)

SECTION 1

TOWNSHIP 15 SOUTH, RANGE 17 EAST, W.M.

SE¼ NE¼	18.0 ACRES (POU ONLY)
---------	-----------------------

SECTION 6

TOWNSHIP 15 SOUTH, RANGE 18 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 said decree.

The applicant proposes to **TEMPORARILY** change the place of use to:

NE¼ NE¼	2.2 ACRES (POU & POD)
NW¼ NE¼	8.0 ACRES (POU & POD)
SW¼ NE¼	18.5 ACRES (POU & POD)
SE¼ NE¼	8.3 ACRES (POU & POD)

SECTION 1

TOWNSHIP 15 SOUTH, RANGE 17 EAST, W.M.

NE¼ NW¼ 8.5 ACRES (POU)
NW¼ NW¼ 4.4 ACRES (POU)
NW¼ NW¼ 5.1 ACRES (POU)

SECTION 7
TOWNSHIP 15 SOUTH, RANGE 18 EAST, W.M.

The applicant further proposes to **TEMPORARILY** change the point of diversion to:

NW¼ NE¼, SECTION 1, T 15 S, R 17 E, W.M.; 2208 FEET WEST AND 857 FEET SOUTH FROM THE NE CORNER, SECTION 1.

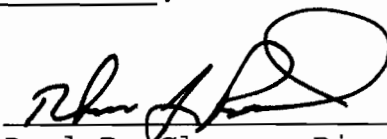
THESE CHANGES TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. These changes are **temporary**. These changes shall be effective upon issuance of this order.
2. The proposed place of use shall revert to the authorized place of use at the end of the 2003 irrigation season or the end of the Governor's declared drought, whichever occurs first.
3. The proposed point of diversion shall revert to the authorized points of diversion at the end of the 2003 irrigation season or the end of the Governor's declared drought, whichever occurs first.
4. Water shall be acquired from the same surface water source as the original points of diversion.
5. The quantity of water diverted at the new point of diversion, together with the quantity diverted at the authorized point of diversion, shall not exceed the quantity of water lawfully available from the original point of diversion.

6. Water used under Certificate 654 at the original location together with water used at the proposed location shall not exceed 0.69 cubic foot per second or 220 acre-feet during the 2003 irrigation season.
7. The approval of this temporary transfer may be revoked if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.
8. Issuance of this temporary drought transfer order may not protect the person receiving the transfer from liability for improper use of the water under the transfer.
9. 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.

WITNESS the signature of the Water Resources

Director, affixed MAY 12 2003.


for Paul R. Cleary, Director