

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN USE AND 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, as conditioned or limited herein, TRANSFER 8497 submitted by

R.D. OFFUTT COMPANY - NORTHWEST
75906 THREEMILE ROAD
BOARDMAN, OREGON 97818.

The right to be modified, as evidenced by Certificate 42427, was perfected under Permit G-3238 with a date of priority of JULY 19, 1966. The right allows the use of BOEING WELL #2, in the WILLOW CREEK BASIN, for INDUSTRIAL USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.10 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 25, T 3 N, R 23 E, W.M.; 2610 FEET SOUTH AND 1510 FEET EAST FROM THE NW CORNER, SECTION 25, or its equivalent in case of rotation, measured at the well.

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

This is an order other than 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 authorized place of use is as follows:

SW $\frac{1}{4}$ NW $\frac{1}{4}$

SE $\frac{1}{4}$ NW $\frac{1}{4}$

NE $\frac{1}{4}$ SW $\frac{1}{4}$

NW $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 25

TOWNSHIP 3 NORTH, RANGE 23 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.

The applicant proposes to change the use from INDUSTRIAL USE to AGRICULTURAL WATER USE ASSOCIATED WITH A DAIRY.

The applicant proposes to change the PLACE OF USE to:

SE $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 13

NE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 24

NE $\frac{1}{4}$ NE $\frac{1}{4}$

NW $\frac{1}{4}$ NE $\frac{1}{4}$

SW $\frac{1}{4}$ NE $\frac{1}{4}$

SE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 26

TOWNSHIP 3 NORTH, RANGE 23 EAST, W.M.

SW¼ SW¼
SECTION 18

NW¼ NW¼
SECTION 19
TOWNSHIP 3 NORTH, RANGE 24 EAST, W.M.

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

1. The proposed changes shall be completed on or before October 1, 2001.
2. The water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water appropriated for exempt uses and permitted uses. The water user must be able to separate and account for exempt uses and permitted uses respectively. The type and plans of the measuring device must be approved by the Watermaster prior to beginning construction and shall be installed under the general supervision of the Department.
3. The former place of use shall no longer receive water for industrial use as part of this water right.

Certificate 42427 is canceled. 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 JUL 20 2000.



for Paul R. Cleary, Director