

STATE OF OREGON

COUNTY OF DESCHUTES

ORDER APPROVING A CHANGE IN CHARACTER 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 6425 submitted by

DESCHUTES VALLEY FARMS, INC.
809 SOUTH CANYON DRIVE
REDMOND, OREGON 97756

to use the waters of WELL 2 in the DEEP CANYON CREEK BASIN for PRIMARY IRRIGATION OF 48.5 ACRES.

The right to be transferred, as evidenced by certificate 44278, was perfected under Permit G-4974 with a date of priority of MARCH 13, 1972. The right is limited to 0.61 cubic foot per second, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 SW 1/4, SECTION 19, T 14 S, R 12 E, W.M.; 2380 FEET NORTH AND 4420 FEET WEST FROM THE SE CORNER OF SECTION 19.

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.

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

A description of the place of use is as follows:

NW 1/4 SW 1/4 13.0 ACRES
SW 1/4 SW 1/4 25.0 ACRES
SECTION 19
TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

SE 1/4 SE 1/4 10.5 ACRES
SECTION 24
TOWNSHIP 14 SOUTH, RANGE 11 EAST, W.M.

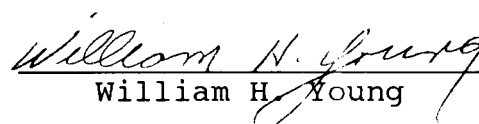
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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, 1992.
2. 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.
3. Prior to submitting a Claim of Beneficial Use, the existing primary water right to use water from Squaw Creek, as evidenced by Certificate 850, appurtenant to the lands described herein shall be relocated to other lands by Squaw Creek Irrigation District, petitioning under the provisions of HB-3111. If said district fails to submit the HB-3111 petition, the applicant herein shall properly complete an affidavit of abandonment of the herein described portion of the water right evidenced by certificate 850.

Certificate 44278 is hereby canceled. 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 January 24, 1991.


William H. Young

Recorded in Special Order Records at Volume 45, Page 63.