

**STATE OF OREGON**

**COUNTY OF DESCHUTES**

**ORDER AMENDING AN ORDER APPROVING A CHANGE IN PLACE OF USE**

Because a review by Water Resources Department staff of the order approving Transfer 7854 and related documents revealed scrivners errors that sould be corrected, this order amends the order entered in Special Order Volume 54, at Page 116, to read as follows:

Pursuant to ORS 540.580, 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 7854 submitted by

ARNOLD IRRIGATION DISTRICT  
19885 ROCKING HORSE ROAD  
BEND, OREGON 97702

The rights to be modified are portions of certificate 74197. The source is the Deschutes River, a tributary of the Columbia River. The dates of priority are February 1, 1905 for 25.0 cubic feet per second and April 25, 1905 for 125.0 cfs.

These lands also have a supplemental right from Crane Prairie Reservoir under permit 23256. The date of priority is February 28, 1913.

This is a final order in other than contested case. Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-005 you may either petition the Director for reconsideration of this order or petition for judicial review of this order.

As provided in ORS 536.075, this order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the time specified by ORS 183.484(2).

The authorized places of use are located as follows:

| TWP | RNG | SEC | QTR/QTR | TL   | AC   | OWNER                         | Dist.no. |
|-----|-----|-----|---------|------|------|-------------------------------|----------|
| 18S | 11E | 24  | NW¼ SW¼ | 700  | 0.54 | SWINHART, EUGENE              | N97-002  |
| 18S | 11E | 24  | NW¼ SW¼ | 6500 | 5.10 | KOSLOW, PATRICIA              | N97-006  |
| 18S | 11E | 24  | SW¼ SW¼ | 2400 | 0.50 | BEERS, JAMES                  | N97-008  |
| 18S | 11E | 26  | NE¼ NE¼ | 5600 | 0.30 | ROY, GEORGE & CLARA           | N97-009  |
| 18S | 11E | 26  | SE¼ NW¼ | 3800 | 0.50 | WEATHERS, JOE                 | N97-007  |
| 18S | 12E | 1   | SW¼ NE¼ | 1400 | 0.21 | COLE, ROBERT & KAREN          | N97-002  |
| 18S | 12E | 1   | SE¼ SW¼ | 6500 | 0.50 | BLANCK, DARYL L. & YVONNE M.  | N96-029  |
| 18S | 12E | 1   | NE¼ SE¼ | 100  | 0.08 | LAPHAM, NICHOLAS & CLEMENTINE | N97-003  |
| 18S | 12E | 5   | SE¼ SE¼ | 1500 | 2.20 | ODOT                          | N97-010  |
| 18S | 12E | 8   | SW¼ NW¼ | 2002 | 1.75 | RICHTER, CHARLES              | N96-004  |
| 18S | 12E | 8   | SE¼ NW¼ | 1501 | 0.50 | ODOT                          | N97-010  |
| 18S | 12E | 8   | SE¼ NW¼ | 1613 | 2.00 | MASTERTSON, DEAN              | N96-004  |
| 18S | 12E | 8   | NE¼ SW¼ | 1617 | 0.33 | OLSEN, CINDY                  | N97-009  |
| 18S | 12E | 8   | NW¼ SW¼ | 200  | 3.25 | COOK, SARA GOUCHER            | N96-004  |
| 18S | 12E | 8   | NE¼ SE¼ | 200  | 2.00 | THORSEN, ROBERT               | N96-017  |
| 18S | 12E | 8   | NW¼ SE¼ | 200  | 2.50 | THORSEN, ROBERT               | N96-017  |
| 18S | 12E | 17  | NW¼ NE¼ | 909  | 0.30 | CASS, EUGENE                  | N97-010  |
| 18S | 12E | 19  | SW¼ NW¼ | 3703 | 0.31 | MEULINK, HENRIK & GERTRUDE    | N97-005  |
| 18S | 12E | 24  | NW¼ NW¼ | 800  | 3.00 | TROSTEL, FRANK                | N96-018  |
| 18S | 12E | 25  | NE¼ NE¼ | 1102 | 1.78 | MEREDITH, JOHN & JANICE       | N97-004  |
| 18S | 12E | 25  | NW¼ NW¼ | 501  | 1.30 | JOHNSON, DAVID & JACQUI       | N96-017  |
| 18S | 13E | 17  | SW¼ SW¼ | 1611 | 3.80 | MOORE, TED & LADONNA          | N96-009  |
| 18S | 13E | 19  | SW¼ NW¼ | 701  | 2.70 | STOCKTON, RICHARD & DONNA     | N96-025  |
| 18S | 13E | 30  | NE¼ NW¼ | 100  | 0.46 | PEDIGO, RICHARD               | N97-001  |

The right to use water for the above purpose is restricted to beneficial use on the lands or places of use described and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to change the place of use to:

| TWP | RNG | SEC | QTR/QTR | TL   | AC   | OWNER                         | DIST. NO. |
|-----|-----|-----|---------|------|------|-------------------------------|-----------|
| 18S | 12E | 1   | SW¼ NE¼ | 1100 | 0.75 | COLE, ROBERT & KAREN          | N97-002   |
| 18S | 12E | 1   | NE¼ SW¼ | 4200 | 0.31 | PEZZOPANE, DOMINIC & ROSALIE  | N97-005   |
| 18S | 12E | 1   | SW¼ SW¼ | 5400 | 0.50 | DAVIS, RONALD & ROSEMARIE     | N97-008   |
| 18S | 12E | 1   | SE¼ SW¼ | 6400 | 0.50 | BLANCK, DARYL & YVONNE        | N96-029   |
| 18S | 12E | 1   | NE¼ SE¼ | 100  | 0.08 | LAPHAM, NICHOLAS & CLEMENTINE | N97-003   |
| 18S | 12E | 1   | NW¼ SE¼ | 1200 | 0.50 | STEVENS, RICHARD & MARILYN    | N97-007   |
| 18S | 12E | 1   | NW¼ SE¼ | 1300 | 0.63 | ROSS, RICHARD                 | N97-009   |
| 18S | 12E | 12  | NE¼ NW¼ | 600  | 0.20 | MERRITT, DOTSON T.            | N97-010   |
| 18S | 12E | 12  | SE¼ NW¼ | 600  | 0.90 | MERRITT, DOTSON T.            | N97-010   |
| 18S | 12E | 12  | NE¼ NW¼ | 601  | 0.50 | MERRITT, DOTSON T.            | N97-010   |
| 18S | 12E | 12  | SE¼ NW¼ | 601  | 1.40 | MERRITT, DOTSON T.            | N97-010   |
| 18S | 12E | 24  | NW¼ NE¼ | 500  | 2.30 | TOWNSEND, STAN                | N96-009   |
| 18S | 12E | 24  | NW¼ NE¼ | 600  | 0.50 | TOWNSEND, STAN                | N96-009   |
| 18S | 12E | 24  | SW¼ NE¼ | 1101 | 1.00 | TOWNSEND, STAN                | N96-009   |
| 18S | 12E | 24  | NW¼ NW¼ | 801  | 3.00 | STENKAMP, MICHAEL             | N96-018   |
| 18S | 12E | 24  | SE¼ NW¼ | 1001 | 5.10 | DUNSCOMBE, DAVID & JUDITH     | N97-006   |
| 18S | 12E | 25  | SE¼ NE¼ | 1200 | 2.70 | GRAFTON, WILLIAM              | N96-025   |
| 18S | 12E | 25  | NW¼ NW¼ | 501  | 5.80 | JOHNSON, DAVE & JACQUI        | N96-017   |
| 18S | 12E | 27  | SW¼ NW¼ | 500  | 7.00 | ADLER, MICHAEL & PAMELA       | N96-004   |
| 18S | 13E | 17  | SE¼ SE¼ | 700  | 1.78 | SMITH, RICHARD                | N97-004   |
| 18S | 13E | 30  | NE¼ NW¼ | 100  | 0.46 | PEDIGO, RICHARD               | N97-001   |

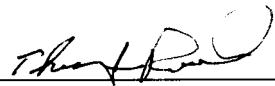
Proof to the satisfaction of the Director has been made for Permit 23256.

THESE CHANGES TO EXISTING WATER RIGHTS 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. Proof, to the satisfaction of the Director, that the changes approved by this order have been completed, must be submitted by ARNOLD IRRIGATION DISTRICT, on or before October 1, 2002.
3. The former places of use shall no longer be irrigated as a part of these water rights.
4. Except as modified herein, all other conditions and restrictions of Certificate 74197 and Permit 23256 remain in effect.

When the Director determines that it is necessary, or to facilitate records keeping, new certificates will be issued to confirm all completed changes for which satisfactory proof has been made and to confirm that portion of the right not modified by this or any other order.

WITNESS the signature of the Water Resources Director, affixed SEP 07 2000

  
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For Paul R. Cleary, Director