

STATE OF OREGON

COUNTY OF JEFFERSON

**ORDER APPROVING A CHANGE IN PLACE OF USE
IN AN IRRIGATION DISTRICT**

Pursuant to ORS 540.580 (District Transfer of place of use of water within a district) 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 7896 submitted by

NORTH UNIT IRRIGATION DISTRICT
2024 NW BEECH STREET
MADRAS OR 97741

The first right to be modified, as evidenced by a portion of Certificate 72279, was perfected under Permit 23196 with a date of priority of FEBRUARY 28, 1913. The right allows the use of THE DESCHUTES RIVER, tributary of THE COLUMBIA RIVER, WICKIUP RESERVOIR, CONSTRUCTED UNDER PERMIT R-1677, AND HAYSTACK RESERVOIR, CONSTRUCTED UNDER PERMIT R-1754, tributaries of THE DESCHUTES RIVER, for IRRIGATION OF 33.50 ACRES.

The second right to be modified, as evidenced by a portion of Certificate 72281, was perfected under Permit 25921 with a date of priority of JUNE 23, 1955. The right allows the use of THE CROOKED RIVER, a tributary of THE DESCHUTES RIVER, for SUPPLEMENTAL IRRIGATION OF 33.50 ACRES.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a final 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 authorized places of use are located as follows:

| TWP | RNG | SEC | QTR/QTR | TL | AC | APPLICANT | DIST. # |
|-----|-----|-----|---------|-----|-------|-----------------------------------|---------|
| 10S | 13E | 29 | SE¼ NE¼ | 100 | 0.40 | Mitchell, Alan Rex & Elizabeth B. | |
| 11S | 13E | 1 | NW¼ SE¼ | 100 | 25.10 | Brown, John G. & Judy J. | |
| 11S | 13E | 25 | NW¼ SW¼ | 300 | 5.50 | Erlandsen, Howard J. & Darlene R. | 97-01 |
| 11S | 13E | 25 | SW¼ SW¼ | 300 | 2.50 | Erlandsen, Howard J. & Darlene R. | 97-01 |

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 change the places of use to:

| TWP | RNG | SEC | QTR/QTR | TL | AC | RECIPIENT | DIST. # |
|-----|-----|-----|---------|-----|-------|-----------------------------------|---------|
| 10S | 13E | 28 | NW¼ NE¼ | 100 | 25.10 | Brown, John G. & Judy J. | |
| 10S | 13E | 29 | SE¼ NE¼ | 100 | 0.10 | Mitchell, Alan Rex & Elizabeth B. | |
| 10S | 13E | 29 | NE¼ SE¼ | 101 | 0.30 | Mitchell, Alan Rex & Elizabeth B. | |
| 12S | 12E | 23 | SE¼ NE¼ | 200 | 8.00 | A&A Farm Trust | 97-01 |

The third right to be modified, as evidenced by a portion of Certificate 72283, was perfected under Permit 33954 with a date of priority of SEPTEMBER 18, 1968. The right allows the use of THE CROOKED RIVER, a tributary of THE DESCHUTES RIVER, for IRRIGATION OF 37.70 ACRES.

The authorized places of use are located as follows:

| TWP | RNG | SEC | QTR/QTR | TL | AC | APPLICANT | DIST. # |
|-----|-----|-----|---------|-----|-------|--------------------------|---------|
| 10S | 13E | 28 | NW¼ NE¼ | 100 | 25.10 | Brown, John G. & Judy J. | |
| 11S | 13E | 11 | NW¼ SW¼ | 500 | 4.60 | Williwaw, Inc.. | |

| TWP | RNG | SEC | QTR/QTR | TL | AC | APPLICANT | DIST. # |
|-----|-----|-----|---------|-----|------|----------------|---------|
| 12S | 12E | 23 | SE¼ NE¼ | 200 | 8.00 | A&A Farm Trust | 97-01 |

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 change the places of use to:

| TWP | RNG | SEC | QTR/QTR | TL | AC | RECIPIENT | DIST. # |
|-----|-----|-----|---------|-----|------|---|---------|
| 10S | 13E | 21 | NE¼ NW¼ | 200 | 1.50 | Marilyn Macy Brown; Gregg Harlan Macy; James Douglas Macy; Rebecca Lee Macy | |
| 10S | 13E | 21 | NW¼ NW¼ | 200 | 0.80 | Marilyn Macy Brown; Gregg Harlan Macy; James Douglas Macy; Rebecca Lee Macy | |
| 10S | 13E | 21 | SW¼ NW¼ | 200 | 2.30 | Marilyn Macy Brown; Gregg Harlan Macy; James Douglas Macy; Rebecca Lee Macy | |
| 10S | 13E | 28 | SW¼ NE¼ | 300 | 2.20 | Brown, John G. & Judy J. | |
| 10S | 13E | 28 | NW¼ SW¼ | 500 | 5.10 | Mitchell, Alan Rex & Elizabeth B. | |
| 10S | 13E | 28 | SW¼ SW¼ | 500 | 0.10 | Mitchell, Alan Rex & Elizabeth B. | |
| 10S | 13E | 28 | SE¼ SW¼ | 500 | 1.20 | Mitchell, Alan Rex & Elizabeth B. | |
| 10S | 13E | 29 | NE¼ SE¼ | 100 | 8.00 | Mitchell, Alan Rex & Elizabeth B. | |
| 10S | 13E | 29 | NW¼ SE¼ | 100 | 8.50 | Mitchell, Alan Rex & Elizabeth B. | |
| 11S | 13E | 25 | NW¼ SW¼ | 300 | 5.50 | Erlandsen, Howard J. & Darlene R | 97-01 |
| 11S | 13E | 25 | SW¼ SW¼ | 300 | 2.50 | Erlandsen, Howard J. & Darlene R | 97-01 |

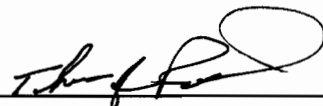
THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 2001.
2. The former places of use shall no longer be irrigated as a part of these water rights.
3. Proof, to the satisfaction of the Director, that the changes approved by this order have been completed must be submitted by NORTH UNIT IRRIGATION DISTRICT, on or before October 1, 2002.

Except as modified herein, all other conditions and restrictions of Certificates 72279, 72281, and 72283 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 those portions of the rights not modified by this or any other order.

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



For Paul R. Cleary, Director