

**STATE OF OREGON**

**COUNTY OF UMATILLA**

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

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 8913, a petition submitted by

HERMISTON IRRIGATION DISTRICT  
366 EAST HURLBURT AVE  
HERMISTON, OREGON 97838.

The right to be modified is evidenced by:

CERTIFICATE or Decree	PRIORITY DATE	SOURCE (Primary or Supplemental)
Umatilla River Decree Vol. 3, pg 127	September 6, 1905	Umatilla River — Primary Cold Springs Reservoir — Supplemental

The District requests to permanently move the rights listed in Table A to locations listed in Table B.

The authorized place of use is located as follows:

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**  
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.

**TABLE A - Tabulation of "FROM LANDS"**

TOWNSHIP	RANGE	SECTION	PRIORITY DATE & AC/FT DUTY	¼ ¼	TAX LOT NUMBER	ACRES
4N	28E	02	1905 6 ac/ft	SE SW	2100	0.33
4N	28E	09	1905 3 ac/ft	SE SE	401	2.09
4N	28E	09	1905 6 ac/ft	SE SE	401	4.00
4N	28E	09	1905 6 ac/ft	SE SE	701	1.55
4N	28E	09	1905 3 ac/ft	SE SE	703	3.90
4N	28E	09	1905 6 ac/ft	SE SE	703	3.45
4N	28E	09	1905 3 ac/ft	SE SE	801	3.00
4N	28E	09	1905 6 ac/ft	SE SE	801	4.40
4N	28E	09	1905 3 ac/ft	SE SE	500	0.43
4N	28E	09	1905 3 ac/ft	SE SE	400	0.40
4N	28E	09	1905 6 ac/ft	SE SE	400	0.11
4N	28E	09	1905 3 ac/ft	SE SE	600	1.93
4N	28E	09	1905 6 ac/ft	SE SE	600	0.10
<b>Total</b>						<b>25.69</b>

The proposed place of use is located as follows:

**TABLE B - Tabulation of "TO LANDS"**

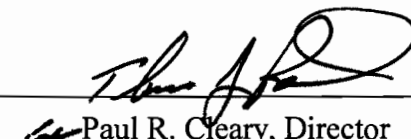
TOWNSHIP	RANGE	SECTION	PRIORITY DATE & AC/FT DUTY	¼ ¼	TAX LOT NUMBER	ACRES
4N	28E	10	1905 3 ac/ft	SW SE	100	1.05
4N	28E	10	1905 6 ac/ft	SW SE	100	1.92
4N	28E	10	1905 6 ac/ft	SE SE	300	3.68
4N	28E	10	1905 6 ac/ft	SW SE	400	1.22
4N	28E	10	1905 6 ac/ft	SW SE	504	0.93
4N	28E	10	1905 3 ac/ft	SW SE	600	5.70
4N	28E	10	1905 6 ac/ft	SW SE	600	2.70
4N	28E	10	1905 3 ac/ft	SW SE	1400	1.00
4N	28E	12	1905 6 ac/ft	NE NW	1400	3.49
4N	28E	12	1905 3 ac/ft	SW NW	1500	4.00
<b>Total Irrig.</b>						<b>25.69</b>

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 the certificate or decree.

THEREFORE, THESE CHANGES TO AN EXISTING WATER RIGHT MAY BE MADE SUBJECT TO THE FOLLOWING CONDITIONS:

1. The proposed change shall be completed on or before October 1, 2003.
2. The former place of use shall no longer be irrigated as a part of this water right.
3. Proof, to the satisfaction of the Director, that the changes approved by this order have been completed must be submitted by HERMISTON IRRIGATION DISTRICT on or before October 1, 2004.
4. Except as modified herein, all other conditions and restrictions of the Umatilla River Decree remain in effect.
5. 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.
6. The duty allocation of water appurtenant to the "From" lands will carry forward and be established on the new "To" lands provided the water is used beneficially. In addition, if water applied to the proposed "To" lands, based on the soil classification, requires a lesser volume (duty) of water, then the lesser volume will become the volume (duty) limitation on those lands.

WITNESS the signature of the Water Resources Director, affixed JUL 17 2002.

  
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Paul R. Cleary, Director