

STATE OF OREGON

COUNTY OF MALHEUR

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 8462 submitted by

LARSON SKYLINE FARM
4395 HEINZE BLVD
ONTARIO, OREGON 97914.

The first right to be modified, as evidenced by a portion of Certificate 75566, was perfected under Permit 31231 with a date of priority of JUNE 27, 1966. The right allows the use of the SNAKE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 685.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 14.01 cubic feet per second, if available at the authorized point of diversion: LOT 1 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 21, T 17 S, R 47 E, W.M.; 350 FEET SOUTH AND 1980 FEET EAST FROM THE NW CORNER, SECTION 21, or its equivalent in case of rotation, measured at the point of diversion from the source.

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.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is located as follows:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.9 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	18.5 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	20.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	10.6 ACRES

SECTION 2

NW $\frac{1}{4}$ NW $\frac{1}{4}$	9.3 ACRES
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SECTION 11

SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.2 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	19.6 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	39.2 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.7 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	5.6 ACRES

SECTION 12

SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	7.4 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	1.2 ACRES

SECTION 15

NE $\frac{1}{4}$ SW $\frac{1}{4}$	38.6 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	38.4 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	39.1 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	39.4 ACRES

SECTION 16

*NW $\frac{1}{4}$ NE $\frac{1}{4}$	21.4 ACRES
*SW $\frac{1}{4}$ NE $\frac{1}{4}$	21.4 ACRES
*NE $\frac{1}{4}$ SE $\frac{1}{4}$	27.3 ACRES
*NW $\frac{1}{4}$ SE $\frac{1}{4}$	30.5 ACRES

SECTION 22

*NE $\frac{1}{4}$ NW $\frac{1}{4}$	38.6 ACRES
*NW $\frac{1}{4}$ NW $\frac{1}{4}$	15.6 ACRES
*SW $\frac{1}{4}$ NW $\frac{1}{4}$	16.8 ACRES
*SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES
*NE $\frac{1}{4}$ SW $\frac{1}{4}$	39.0 ACRES
*NW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0 ACRES

SECTION 23

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

(Note: * denotes lands owned by the State of Oregon, Department of Corrections)

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

The second right to be modified, as evidenced by a portion of Certificate 74023, was perfected under Permit 33944 with a date of priority of OCTOBER 25, 1968. The right allows the use of the SNAKE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 126.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.15 cubic feet per second, if available at the authorized point of diversion: LOT 1 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 21, T 17 S, R 47 E, W.M.; 350 FEET SOUTH AND 1980 FEET EAST FROM THE NW CORNER, SECTION 21, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is located as follows:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.7 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	5.8 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	14.7 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	14.2 ACRES

SECTION 10

NW $\frac{1}{4}$ SW $\frac{1}{4}$	12.4 ACRES
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SECTION 11

SW $\frac{1}{4}$ NW $\frac{1}{4}$	9.2 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	29.6 ACRES

SECTION 21

*NE $\frac{1}{4}$ NE $\frac{1}{4}$	10.2 ACRES
*NW $\frac{1}{4}$ NE $\frac{1}{4}$	21.4 ACRES
*SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.8 ACRES

SECTION 23

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

(Note: * denotes lands owned by the State of Oregon, Department of Corrections)

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

The third right to be modified, as evidenced by an order of the Water Resources Director, entered February 25, 1997, at Special Order Volume 51, Page 75, approving Transfer 7625, was perfected under Permit 33944 with a date of priority of OCTOBER 25, 1968. The right allows the use of the SNAKE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 357.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 8.93 cubic feet per second, if available at the authorized point of diversion: LOT 1 (NE¼ NW¼), SECTION 21, T 17 S, R 47 E, W.M.; 350 FEET SOUTH AND 1980 FEET EAST FROM THE NW CORNER, SECTION 21, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is located as follows:

SE¼ SE¼ 8.3 ACRES
SECTION 20

SW¼ SW¼ 18.4 ACRES
SE¼ SW¼ 36.5 ACRES
SECTION 21

NE¼ NE¼ 5.6 ACRES
SW¼ NE¼ 29.4 ACRES
SE¼ NE¼ 21.2 ACRES
NE¼ NW¼ 18.4 ACRES
NW¼ NW¼ 32.2 ACRES

SW¼ NW¼ 39.6 ACRES
SE¼ NW¼ 34.6 ACRES
NE¼ SW¼ 23.7 ACRES
NW¼ SW¼ 17.1 ACRES
NE¼ SE¼ 8.4 ACRES
NW¼ SE¼ 20.2 ACRES

SECTION 28

NE¼ NE¼ 18.5 ACRES
SE¼ NE¼ 18.4 ACRES
NE¼ SE¼ 6.5 ACRES

SECTION 29

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

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

Proof, satisfactory to the Director, of the completed changes approved by Transfer 7625 has been received.

The applicant proposes to TEMPORARILY change the place of use to:

CERTIFICATE 75566

SW¼ SW¼ 11.2 ACRES
SECTION 1

SE¼ SE¼ 9.1 ACRES
SECTION 2

NE¼ NW¼ 7.2 ACRES
NW¼ NW¼ 19.5 ACRES
SECTION 12

NE¼ NE¼ 18.9 ACRES
SECTION 20

SE¼ NW¼ 18.8 ACRES
NE¼ SW¼ 18.6 ACRES
SECTION 21

NW¼ SW¼ 40.0 ACRES
SECTION 26

NE¼ SW¼ 25.0 ACRES
NW¼ SW¼ 28.0 ACRES
SW¼ SW¼ 39.0 ACRES
SE¼ SW¼ 40.0 ACRES
NE¼ SE¼ 32.0 ACRES
NW¼ SE¼ 24.0 ACRES
SW¼ SE¼ 36.0 ACRES
SE¼ SE¼ 23.0 ACRES
SECTION 27

NE¼ SW¼ 5.0 ACRES
NW¼ SW¼ 11.8 ACRES
SW¼ SW¼ 40.0 ACRES
SE¼ SW¼ 40.0 ACRES
NE¼ SE¼ 7.0 ACRES
NW¼ SE¼ 10.6 ACRES
SW¼ SE¼ 40.0 ACRES
SE¼ SE¼ 39.2 ACRES
SECTION 28

NE¼ SE¼ 6.0 ACRES
SE¼ SE¼ 23.8 ACRES
SECTION 29

NE¼ NE¼ 31.6 ACRES
NW¼ NE¼ 40.0 ACRES
SECTION 34

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

CERTIFICATE 74023

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.4 ACRES

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 31.2 ACRES

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

SECTION 34

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 23.4 ACRES

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 23.0 ACRES

SECTION 35

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

TRANSFER 7625

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 39.4 ACRES

SECTION 32

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 39.2 ACRES

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.4 ACRES

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 39.6 ACRES

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 39.6 ACRES

SECTION 33

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 8.8 ACRES

SECTION 34

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 31.0 ACRES

SECTION 4

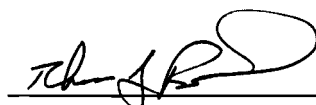
TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.

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

1. These changes are temporary. These changes shall be effective upon issuance of this order.
2. The former place of use shall not be irrigated as part of this water right during the 2000 irrigation season.
3. The use shall revert to the authorized place of use at the end of the 2000 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. 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.
6. The use of the remaining water rights described by Certificates 75566, 74023 and Transfer 7625 shall continue to be in accordance with the terms and conditions of Certificates 75566, 74023 and Transfer 7625.

WITNESS the signature of the Water Resources

Director, affixed SEP 27 2000.



For Paul R. Cleary, Director