

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE 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, as conditioned or limited herein, TRANSFER 8688 submitted by

LLOYD P. AND LOIS J. PIERCY
33927 RIVERVIEW DRIVE
HERMISTON, OREGON 97838.

The right to be modified, as evidenced by a PORTION of Certificate 52675, was perfected under Permit G-7929 with a date of priority of FEBRUARY 15, 1978. The right allows the use of FOUR WELLS, in the STAGE GULCH BASIN, for IRRIGATION OF 24.4 ACRES.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.30 cubic foot per second, if available at the original wells; SE¼ SW¼, SECTION 33, SW¼ SE¼, SECTION 32, NE¼ SE¼, SECTION 29, SE¼ NE¼, SECTION 28, T 4 N, R 30 E, W.M.; WELL 1-1030 FEET NORTH AND 2420 FEET EAST, WELL 2-980 FEET NORTH AND 1640 FEET WEST, BOTH FROM SW CORNER SECTION 33, WELL 3-2170 FEET NORTH AND 50

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.

FEET WEST FROM SE CORNER SECTION 29, WELL 4-930 FEET NORTH AND 240 FEET WEST FROM E $\frac{1}{4}$ CORNER, SECTION 28, or its equivalent in case of rotation, measured at the wells.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH 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 3.0 acre-feet per acre 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 as follows:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.11 ACRE

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.69 ACRE

SECTION 27

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 6.61 ACRES

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 2.23 ACRES

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.18 ACRE

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.79 ACRE

SECTION 28

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.83 ACRE

SECTION 29

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.28 ACRE

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.07 ACRES

SECTION 33

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.62 ACRES

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.64 ACRES

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.35 ACRES

SECTION 34

TOWNSHIP 4 NORTH, RANGE 30 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.

The applicant proposes to change the PLACE OF USE to:

NE¼ SW¼ 13.36 ACRES

NW¼ SW¼ 4.30 ACRES

SW¼ SW¼ 2.11 ACRES

SE¼ SW¼ 4.63 ACRES

SECTION 34

TOWNSHIP 4 NORTH, RANGE 30 EAST, W.M.

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, 2004.
2. The former place of use shall no longer be irrigated as part of this water right.
3. 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.

Certificate 52675 is 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 JUN 04 2003.


for Paul R. Cleary, Director