

STATE OF OREGON

COUNTY OF JEFFERSON

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 540.510 to 540.530, 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 8470 submitted by

ERIC D. INGALSBE, TRUSTEE
CAROL B. INGALSBE TESTAMENTARY TRUST
% NORTH UNIT IRRIGATION DISTRICT
2024 NW BEECH STREET
MADRAS, OREGON 97741

The rights to be modified, as evidenced by portions of Certificates 72283 and 72284, were perfected under Permit 33954 with a date of priority of SEPTEMBER 18, 1968. The rights allow the use of THE CROOKED RIVER, a tributary of THE DESCHUTES RIVER, for IRRIGATION OF 103.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.59 cubic feet per second, if available at the authorized point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 13, T 14 S, R 13 E, W.M.; 590 FEET NORTH AND 2790 FEET EAST FROM THE W $\frac{1}{4}$ CORNER, SECTION 13, or its equivalent in case of rotation, measured at the point of diversion from the source. The amount of water to which this right is entitled is further limited to the combined total amount of water for all other rights perfected under Permit 33954 which shall not exceed 200.0 CUBIC FEET PER SECOND. The amount of water will be measured at the points of diversion from the sources.

This is a final order in other than a contested case. Pursuant to ORS 536.075 and OAR 137-004-080 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 period specified by ORS 183.484(2).

The amount of water used for irrigation, together with the amount secured under any 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, and is further subject to the terms and conditions of a stipulation between the North Unit Irrigation District and the Oregon State Game Commission which has been recorded in the miscellaneous Records of the Water Resources Director.

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

The authorized place of use is located as follows:

Certificate 72283

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 38.8 ACRES

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 21.8 ACRES

SECTION 7

TOWNSHIP 11 SOUTH, RANGE 13 EAST, W.M.

Certificate 72284

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 15.2 ACRES

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 27.7 ACRES

SECTION 8

TOWNSHIP 11 SOUTH, RANGE 13 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

The applicant proposes to change the place of use to:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 38.0 ACRES

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 20.5 ACRES

SECTION 5

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 34.0 ACRES

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 11.0 ACRES

SECTION 8

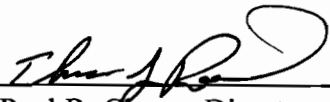
TOWNSHIP 11 SOUTH, RANGE 13 EAST, W.M.

THESE CHANGES TO EXISTING WATER RIGHTS 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, 2002.
2. The former place of use shall no longer be irrigated as a part of these water rights.

The rights evidenced by Certificates 72283 and 72284 are modified as described herein. After satisfactory proof of completion of the modifications authorized herein is received, certificates confirming these and other modifications that may have accrued to the rights evidenced by Certificates 72283 and 72284 will be issued.

WITNESS the signature of the Water Resources Director, affixed DEC 20 2000.



For Paul R. Cleary, Director