

STATE OF OREGON

COUNTY OF MULTNOMAH

ORDER APPROVING A CHANGE IN CHARACTER 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 8067 submitted by

SESTER FARMS, INC  
33205 SE OXBOW DRIVE  
GRESHAM, OREGON 97080.

The first right to be modified, as evidenced by Certificate 28367, was perfected under Permit R-1616 with a date of priority of JULY 21, 1953. The right allows the storage of AN UNNAMED STREAM, APPROPRIATED UNDER PERMIT 22896, a tributary of BEAVER CREEK, for IRRIGATION USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 14.0 ACRE FEET.

The reservoir is located as follows:

NE $\frac{1}{4}$  SE $\frac{1}{4}$   
NW $\frac{1}{4}$  SE $\frac{1}{4}$   
SECTION 16

TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

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 second right to be modified, as evidenced by Certificate 29893, was perfected under Permit R-2143 with a date of priority of MAY 12, 1958. The right allows the storage of AN UNNAMED STREAM, APPROPRIATED UNDER PERMIT 25526, a tributary of BEAVER CREEK, for IRRIGATION USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 13.5 ACRE FEET.

The reservoir is located as follows:

NE¼ SE¼  
NW¼ SE¼  
SECTION 16

TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

The third right to be modified, as evidenced by Certificate 29895, was perfected under Permit R-2213 with a date of priority of AUGUST 15, 1958. The right allows the storage of SESTER RESERVOIR NO. 2 AND STORAGE FROM UNNAMED STREAM, APPROPRIATED UNDER PERMIT 25964, a tributary of BEAVER CREEK, for SUPPLEMENTAL IRRIGATION USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.0 ACRE FOOT.

The reservoir is located as follows:

NW¼ SE¼  
SECTION 16

TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

The fourth right to be modified, as evidenced by Certificate 40149, was perfected under Permit R-4859 with a date of priority of MARCH 31, 1967. The right allows the storage of AN UNNAMED STREAM, APPROPRIATED UNDER PERMIT 31953, IN AN ENLARGEMENT OF SESTER RESERVOIR NO. 1 CONSTRUCTED UNDER PERMITS R-1616 AND R-2143, a tributary of BEAVER CREEK, for SUPPLEMENTAL IRRIGATION USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 23.5 ACRE FEET.

The reservoir is located as follows:

NE¼ SE¼  
NW¼ SE¼  
SECTION 16

TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

The applicant proposes to change the character of use of these rights from STORAGE FOR IRRIGATION AND SUPPLEMENTAL IRRIGATION to STORAGE FOR MULTIPLE AGRICULTURAL USES.

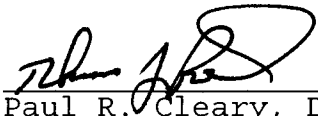
THIS CHANGE TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 2004.

Certificates 28367, 29893, 29895, and 40149 are cancelled. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources

Director, affixed JUN 30 2003.

  
Paul R. Cleary, Director