

STATE OF OREGON

COUNTY OF DESCHUTES

**ORDER APPROVING A CHANGE IN PLACE OF USE
IN AN IRRIGATION DISTRICT**

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 8647 submitted by

SWALLEY IRRIGATION DISTRICT
P.O. BOX 5126
BEND, OREGON 97708-5126

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for DESCHUTES County as evidenced by PORTIONS of Certificate 74145. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 282. The date of priority is SEPTEMBER 1, 1899.

The right allows the use of THE DESCHUTES RIVER, a tributary of THE COLUMBIA RIVER, for the IRRIGATION of 26.30 ACRES.

The authorized places of use are located as follows:

<u>TWP</u>	<u>RNG</u>	<u>SEC</u>	<u>QTR/QTR</u>	<u>TI</u>	<u>AC</u>	<u>APPLICANT</u>	<u>DIST #</u>
16S	12E	14	NE¼ NW¼	700	3.2	GRAVES, GLEN	N20
16S	12E	14	NE¼ NW¼	703	2.5	GRAVES, GLEN	N20
16S	12E	32	NW¼ NW¼	505	6.6	CLOUSTON, MONTE	N21

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 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.

<u>TWP</u>	<u>RNG</u>	<u>SEC</u>	<u>QTR/QTR</u>	<u>TI</u>	<u>AC</u>	<u>APPLICANT</u>	<u>DIST #</u>
17S	12E	3	SW¼ SW¼	700	1.00	HEDING, LYLE	N22
17S	12E	4	SE¼ SE¼	700	5.00	HEDING, LYLE	N22
17S	12E	8	SE¼ NW¼	800	3.00	TUMALO FIRST BAPTIST	N19
17S	12E	16	NE¼ NE¼	2800	1.10	RICE & SON CONSTRUCTION	N17A
17S	12E	16	NW¼ NE¼	2800	0.90	RICE & SON CONSTRUCTION	N17A
17S	12E	16	NE¼ NW¼	203	0.50	SWALLEY IRRIGATION DIST.	N17B
17S	12E	21	SW¼ NE¼	1400	2.50	FREUND, JERRY	N18

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 decree.

The applicant proposes to change the places of use to:

<u>TWP</u>	<u>RNG</u>	<u>SEC</u>	<u>QTR/QTR</u>	<u>TI</u>	<u>AC</u>	<u>RECIPIENT</u>	<u>DIST #</u>
15S	12E	36	NE¼ NE¼	200	5.70	SHEETS, MICHAEL	N20
15S	12E	36	SW¼ SW¼	1506	2.50	HUGHS, BOYD & LOIS	N17A&B
16S	12E	9	SW¼ SE¼	1200	0.40	HANSON, DAVID	N22
16S	12E	16	NW¼ NE¼	300	2.20	HANSON, DAVID	N22
16S	12E	16	SW¼ NE¼	300	3.40	HANSON, DAVID	N22
16S	12E	32	NW¼ NW¼	505	6.60	CLOUSTON, MONTE	N21
17S	12E	4	NW¼ NE¼	217	1.50	KNIGHT, GARY	N19
17S	12E	4	NE¼ NW¼	220	0.50	KNIGHT, GARY	N18
17S	12E	4	NE¼ NW¼	220	1.50	KNIGHT, GARY	N19
17S	12E	4	SE¼ NW¼	212	2.00	KNIGHT, GARY	N18

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

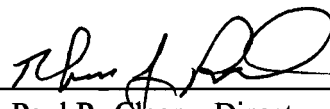
1. The proposed changes shall be completed on or before October 1, 2002.
2. The former places of use shall no longer be irrigated as a part of this water right.

3. Proof, to the satisfaction of the Director, that the changes approved by this order have been completed must be submitted by SWALLEY IRRIGATION DISTRICT, on or before October 1, 2003.

Except as modified herein, all other conditions and restrictions on Certificate 74145 remain in effect.

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.

WITNESS the signature of the Water Resources Director affixed MAR 29 2001.



Paul R. Cleary, Director