

2776

1800 Westlake Ave. N.
Seattle Wash.

2776

STATUS OF APPLICATION

Change in Place of Use
 Date filed MAR 22, 1973
 Date of hearing _____
 Place of hearing _____
 ✓ Date of order 6-22-78 Vol. 31, page 13
 Date for application of water 10-1-79
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream E. Fork of Hood River
 Trib. of _____ County of Hood River
 Use Irrigation
 Quantity of water _____ No. of acres 50
 Name of ditch East Fork Irr. Dist. Canal
 Date of priority Nov. 25, 1895
 In name of East Fork Irrigation District
Hood River Adjudication, Vol. 6, page 261
 App. No. _____ Per. No. _____ Cert. No. 46952
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>3-22-73</u>	<u>20.00</u>	<u>32985</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.
	Exam 15-	
	POU 5-	

REMARKS

T-8993 APOU spo. v. 56 p. 192
T-9120 APOU spo. v. 56 p. 836
T-9129 AUSE/POU v. 56 p. 1037
T-9165 APOU v. 56 p. 868
T-9359 APOU v. 57 p. 365

TO BE ENTERED WHERE CHECKED

INDEX CARDS:	Entered	Checked
✓ Name	<u>lg</u>	_____
✓ Stream	<u>lg</u>	_____
✓ Pl. of Div.	<u>lg</u>	_____
✓ Calendar	<u>lg</u>	_____
CHECKED TO RECORD		
✓ Twp. & Rge.	<u>lg</u>	_____
✓ Decree-vault	<u>lg</u>	<u>lg</u>
✓ Decree-sale	<u>lg</u>	<u>lg</u>
0 Cert. of Writ	_____	_____
Per. Folder	_____	_____
Coindex	_____	_____
Cross Ref.	_____	_____
✓ Power Claim	_____	_____
✓ Abstracts	<u>lg</u>	_____

2776

TRISTAR, INC. Corp
1802 Washington Ave, 1st
Seattle, Wash. 98109
S 100

68 numbered lots x 0.077 = 4.774
Tract "A" - - - 0.226 ac

5.000

T-2776

STATE OF OREGON

COUNTY OF HOOD RIVER

ORDER APPROVING A CHANGE IN PLACE OF USE
AND 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 9129 submitted by

EAST FORK IRRIGATION DISTRICT
P.O. BOX 162
ODELL, OREGON 97041.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for HOOD RIVER County as evidenced by a PORTION of Certificate 74642. The decree is recorded in the Order Record of the Water Resources Director in Volume 17, at Page 333. The date of priority is NOVEMBER 25, 1895.

The right allows the use of the waters of EAST FORK HOOD RIVER, a tributary of HOOD RIVER, for IRRIGATION OF 10.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.135 cubic foot per second, if available at the authorized point of

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.

diversion: NW¼ SW¼, SECTION 4, T 1 S, R 10 E, W.M.; 3750 FEET SOUTH AND 430 FEET EAST FROM THE NW CORNER, SECTION 4, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

<u>TOWNSHIP</u>	<u>RANGE</u>	<u>SECTION</u>	<u>¼ ¼</u>	<u>TAXLOT</u>	<u>ACRES</u>	<u>OWNER</u>
1N	10E	10	NE SE	200	5.50	Hood Forest Products
1N	10E	10	NE SE	300	4.70	Hood Forest Products
1N	10E	10	NE SE	100	0.60	Hood Forest Products

TABLE A - Tabulation/Inventory of "FROM LANDS"

The District requests to permanently change the character of use from irrigation to industrial use and move the rights listed in Table A to locations listed in Table B.

The proposed place of use (sawmill) is located as follows:

<u>TOWNSHIP</u>	<u>RANGE</u>	<u>SECTION</u>	<u>¼ ¼</u>	<u>TAXLOT</u>	<u>OWNER</u>
1N	10E	10	SE NE	1000/1100	Hood Forest Products
1N	10E	10	NE SE	100	Hood Forest Products
1N	10E	11	NW NW	300	Hood Forest Products
1N	10E	11	SW NW	400/601	Hood Forest Products

TABLE B - Tabulation/Inventory of "TO LANDS"

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 certificate or decree.

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

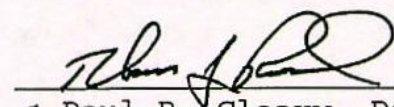
1. The proposed change shall be completed on or before October 1, 2003.

2. When required by the Department, the water user or irrigation district shall operate and maintain the headgate and measuring device, as needed. The water user or irrigation district shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor the accuracy of the measuring device, as needed.
3. The former place of use shall no longer be irrigated as a part of this water right.
4. Except as modified herein, all other conditions and restrictions of Certificate 74642 and the Hood River Decree remain in effect. The use allowed herein is limited to an amount actually beneficially used and shall not exceed 0.135 cubic foot per second, with a period of allowed use restricted to the season April 1 to October 1 of each year. The use shall not exceed a total diversion of 32.4 acre feet per season.

When the Director determines that it is necessary, or to facilitate records keeping, a new certificate 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 SEP 25 2002.


Paul R. Cleary, Director

T-2776

STATE OF OREGON
COUNTY OF HOOD RIVER
ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.570, after notice was given and no objections were filed, and finding no injury to existing water rights, this order approves, as conditioned or limited herein, **DISTRICT TEMPORARY TRANSFER 9359**, a petition submitted by:

EAST FORK IRRIGATION DISTRICT (Wy'east Vineyards, Ltd.)
P.O. BOX 162
ODELL, OR 97044

The rights to be modified are as follows:

Certificate 74642; Hood River Decree - Vol. 17, Page 333: Irrigation;
Priority Date - November 25, 1895; Authorized Source - East Fork Hood River

Authorized Point of Diversion

NW ¼ SW ¼, Section 4, Township 1 South, Range 10 East, W.M.; 3750 Feet South and 430 Feet East from the NW Corner, Section 4

The District requests to TEMPORARILY move the rights listed in Table A to locations listed in Table B.

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.

TABLE A - Tabulation/Inventory of "FROM LANDS"

FROM LANDS									
CERTIFICATE	USE	TWP	RNG	SEC	QTR/QTR	LANDOWNER	TL #	PRIORITY	ACRES
74642	IRR.	2N	10E	26	NESE	SHEPPARD	1100	11/25/1895	4.20
74642	IRR.	3N	11E	31	NENW	KELLER	3000	11/25/1895	0.30
74642	IRR.	3N	11E	31	SESW	KELLER	3000	11/25/1895	2.30
IRR. TOTAL									6.80

The proposed place of use is located as follows:

TABLE B - Tabulation/Inventory of "TO LANDS"

TO LANDS									
CERTIFICATE	USE	TWP	RNG	SEC	QTR/QTR	LANDOWNER	TL #	PRIORITY	ACRES
74642	IRR.	1N	10E	2	NWSW	WY'EAST VINEYARDS	1806	11/25/1895	5.00
74642	IRR.	1N	10E	2	SWSW	WY'EAST VINEYARDS	1806	11/25/1895	1.80
IRR. TOTAL									6.80

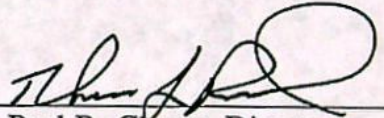
THE PROPOSED TEMPORARY CHANGES TO THE EXISTING DISTRICT WATER RIGHTS FOR THE 2003 IRRIGATION SEASON MAY BE MADE SUBJECT TO THE FOLLOWING CONDITIONS:

1. Pursuant to 540.570(1) the applicant may transfer the place of use of water within the district for one irrigation season provided the land from which the water use is being transferred does not receive any water under the right subject to transfer during the

irrigation season in which the change is made; there is no enlargement in rate, duty and acres irrigated of the right subject to transfer; and the type of use subject to transfer remains the same.

2. Use of water on both the transfer "FROM" lands and transfer "TO" lands during the same irrigation season or calendar year is prohibited and may subject the district and landowner to civil penalties.
3. All restrictions and limitations contained in the decree or permit of the subject rights will apply to the "TO" lands.
4. Pursuant to 540.570 (5), the Department may further condition, reject or revoke a temporary transfer at any time to the extent necessary to avoid injury if the department finds the transfer is causing injury to an existing water right.
6. Pursuant to 540.570 (6), upon expiration of the temporary transfer period, all uses of water for which a temporary transfer is allowed under this section shall revert automatically to the terms and conditions of the original water right permit, certificate or an adjudication proceeding under ORS chapter 539 as evidenced by a court decree.

WITNESS the signature of the Water Resources Director, affixed APR 07 2003.


Paul R. Cleary, Director

T-2776

STATE OF OREGON
COUNTY OF HOOD RIVER
ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.570, after notice was given and no objections were filed, and finding no injury to existing water rights, this order approves, as conditioned or limited herein, **DISTRICT TEMPORARY TRANSFER 9165**, a petition submitted by:

EAST FORK IRRIGATION DISTRICT (Radiance to Golden Mt., LLC)
P.O. BOX 162
ODELL, OR 97044

The rights to be modified are as follows:

Certificate 74642; Hood River Decree - Vol. 17, Page 333: Irrigation;
Priority Date - November 25, 1895; Authorized Source - East Fork Hood River

Authorized Point of Diversion

NW ¼ SW ¼, Section 4, Township 1 South, Range 10 East, W.M.; 3750 Feet South and 430 Feet East from the NW Corner, Section 4

The District requests to TEMPORARILY move the rights listed in Table A to locations listed in Table B.

The authorized place of use is located as follows:

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.

TABLE A - Inventory of "FROM LANDS"									
CERTIFICATE	USE	TWP	RNG	SEC	QTR/QTR	LANDOWNER	TL#	PRIORITY	ACRES
74642	IRR	2N	10E	29	SEnw	RADIANCE	107	11/25/1895	13.0
IRR TOTAL									13.0

The proposed place of use is located as follows:

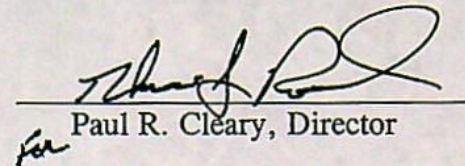
TABLE B - Inventory of "TO LANDS"									
CERTIFICATE	USE	TWP	RNG	SEC	QTR/QTR	LANDOWNER	TL#	PRIORITY	ACRES
74642	IRR	2N	10E	28	SWNW	GOLDEN MT.	2800	11/25/1895	13.0
IRR TOTAL									13.0

THE PROPOSED TEMPORARY CHANGES TO THE EXISTING DISTRICT WATER RIGHTS FOR THE 2002 IRRIGATION SEASON MAY BE MADE SUBJECT TO THE FOLLOWING CONDITIONS:

1. Pursuant to 540.570(1) the applicant may transfer the place of use of water within the district for one irrigation season provided the land from which the water use is being transferred does not receive any water under the right subject to transfer during the irrigation season in which the change is made; there is no enlargement in rate, duty and acres irrigated of the right subject to transfer; and the type of use subject to transfer remains the same.
2. Use of water on both the transfer "FROM" lands and transfer "TO" lands during the same irrigation season or calendar year is prohibited and may subject the district and landowner to civil penalties.
3. All restrictions and limitations contained in the decree or permit of the subject rights will apply to the "TO" lands.
4. Pursuant to 540.570 (5), the Department may further condition, reject or revoke a temporary transfer at any time to the extent necessary to avoid injury if the department finds the transfer is causing injury to an existing water right.

6. Pursuant to 540.570 (6), upon expiration of the temporary transfer period, all uses of water for which a temporary transfer is allowed under this section shall revert automatically to the terms and conditions of the original water right permit, certificate or an adjudication proceeding under ORS chapter 539 as evidenced by a court decree.

WITNESS the signature of the Water Resources Director, affixed August 21, 2002.


for Paul R. Cleary, Director

STATE OF OREGON
COUNTY OF HOOD RIVER
ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.570, after notice was given and no objections were filed, and finding no injury to existing water rights, this order approves as conditioned or limited herein, **DISTRICT TEMPORARY TRANSFER 9120** submitted by:

EAST FORK IRRIGATION DISTRICT (Juhnke)
P.O. BOX 162
ODELL, OR 97044

The rights to be modified are as follows:

Certificate 74642; Hood River Decree - Vol. 17, Page 333: Irrigation;
Priority Date - November 25, 1895; Authorized Source - East Fork Hood River

Authorized Point of Diversion

NW ¼ SW ¼, Section 4, Township 1 South, Range 10 East, W.M.; 3750 Feet South and 430 Feet East from the NW Corner, Section 4

The District requests to TEMPORARILY move the rights listed in Table A to locations listed in Table B.

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.

The authorized place of use is located as follows:

TABLE A - FROM LANDS									
CERTIFICATE	USE	TWP	RNG	SEC	QTR/QTR	LANDOWNER	TL #	PRIORITY	ACRES
74642	IRR.	1N	10E	22	NENW	JUHNKE	400	11/25/1895	4.70
74642	IRR.	1N	10E	22	SESW	JUHNKE	400	11/25/1895	0.30
74642	IRR.	2N	10E	26	NESE	SHEPPARD	1100	11/25/1895	4.20
74642	IRR.	3N	11E	31	NENW	KELLER	3000	11/25/1895	0.30
74642	IRR.	3N	11E	31	SESW	KELLER	3000	11/25/1895	2.30
IRR. TOTAL									11.80

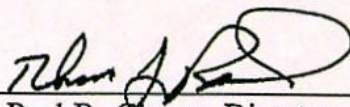
The proposed place of use is located as follows:

TABLE B - TO LANDS									
CERTIFICATE	USE	TWP	RNG	SEC	QTR/QTR	LANDOWNER	TL #	PRIORITY	ACRES
74642	IRR.	1N	10E	22	NENW	JUHNKE	400	11/25/1895	4.95
74642	IRR.	1N	10E	22	SESW	JUHNKE	400	11/25/1895	0.05
74642	IRR.	1N	10E	2	NWSW	WY'EAST VINEYARDS	1806	11/25/1895	5.00
74642	IRR.	1N	10E	2	SWSW	WY'EAST VINEYARDS	1806	11/25/1895	1.80
IRR. TOTAL									11.80

THE PROPOSED TEMPORARY CHANGES TO THE EXISTING DISTRICT WATER RIGHTS FOR THE 2002 IRRIGATION SEASON MAY BE MADE SUBJECT TO THE FOLLOWING CONDITIONS:

1. Pursuant to 540.570(1) the applicant may transfer the place of use of water within the district for one irrigation season provided the land from which the water use is being transferred does not receive any water under the right subject to transfer during the irrigation season in which the change is made; there is no enlargement in rate, duty and acres irrigated of the right subject to transfer; and the type of use subject to transfer remains the same.
2. Use of water on both the transfer "FROM" lands and transfer "TO" lands during the same irrigation season or calendar year is prohibited and may subject the district and landowner to civil penalties.
3. All restrictions and limitations contained in the decree or permit of the subject rights will apply to the "TO" lands.
4. Pursuant to 540.570 (5), the Department may further condition, reject or revoke a temporary transfer at any time to the extent necessary to avoid injury if the department finds the transfer is causing injury to an existing water right.
6. Pursuant to 540.570 (6), upon expiration of the temporary transfer period, all uses of water for which a temporary transfer is allowed under this section shall revert automatically to the terms and conditions of the original water right permit, certificate or an adjudication proceeding under ORS chapter 539 as evidenced by a court decree.

WITNESS the signature of the Water Resources Director, affixed AUG 13 2002.



Paul R. Cleary, Director

T-2776

STATE OF OREGON
COUNTY OF HOOD RIVER

**ORDER APPROVING A CHANGE IN PLACE OF USE
AND PARTIAL CANCELLATION OF A WATER RIGHT**

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 8993**, a petition submitted by

EAST FORK IRRIGATION DISTRICT
P.O. BOX 162
ODELL, OREGON 97044.

The right to be modified is evidenced by a portion of:

CERTIFICATE Decree	PRIORITY DATE	SOURCE (Primary or Supplemental)
74642 Decree: V. 17, P. 333	November 25, 1895	East Fork Hood River (Primary Irrigation)

The District requests to permanently move the rights listed in Table A to locations listed in Table B.

The authorized place of use is located as follows:

TABLE A - Tabulation/Inventory of "FROM LANDS"

TWP	RNG	SEC	¼ ¼	TAX LOT	ACRES	OWNER
1N	10E	22	SE NW	401	1.00	Frost LS, Cattle
2N	10E	13	NE SW	1500	0.90	Walton, Inc

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.

TWP	RNG	SEC	¼ ¼	TAX LOT	ACRES	OWNER
2N	10E	13	NE SW	1501	0.40	Walton, Inc.
2N	10E	13	SW SE	1100	0.30	Pine Grove F.D.
2N	10E	24	SE SW	3500	1.00	Duckwall-Pooley
2N	10E	26	SW NE	1005	5.80	John Bryant
2N	10E	26	NW NW	200	0.25	David Adams
2N	10E	26	NE SE	1300	1.50	Frank Lariza
2N	10E	27	NE SE	504	0.20	Charles Reed
2N	10E	27	NE SE	1200	0.80	Charles Reed
TOTAL:					12.15	

The proposed place of use is located as follows:

TABLE B - Tabulation/Inventory of "TO LANDS"

TWP	RNG	SEC	¼ ¼	TAX LOT	ACRES	OWNER
1N	10E	3	SW SW	2100	5.80	John Bryant
1N	10E	10	NW NE	401	0.40	Charles Reed
1N	10E	22	SE NW	401	0.50	Frost LS, Cattle
2N	10E	1	SE NE	201	0.30	Frank Lariza
2N	10E	13	NW SW	2401	0.20	Walton, Inc.
2N	10E	13	NW SW	1500	0.90	Walton, Inc.
2N	10E	13	SW NW	1500	0.20	Walton, Inc.
2N	10E	13	SE SW	2100	0.30	Walton, Inc.
2N	10E	14	NE SW	1900	0.50	R. Webster Orchard
2N	10E	14	NW SE	400	0.30	R. Webster Orchard
2N	10E	24	SE SW	3500	0.70	Duckwall-Pooley
2N	10E	26	NW NW	200	0.25	David Adams
2N	10E	27	NE SE	504	0.10	Charles Reed
2N	10E	27	NE SE	1200	0.50	Charles Reed
3N	11E	31	SW SW	1700	0.30	Frank Lariza

TWP	RNG	SEC	¼ ¼	TAX LOT	ACRES	OWNER
3N	11E	31	SE SW	1700	0.90	Frank Lariza
TOTAL:					12.15	

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 certificate or decree.

CANCELLATION OF WATER RIGHT CERTIFICATES 41301, 15010 & 11279.

A review of the District's transfer petition revealed several conflicts with existing rights on both the "From" and "To" lands. On February 8, 2002, the Department contacted the District about the status of the rights, and requested cancellation of any abandoned rights. On March 27, 2002, the Department received three notarized affidavits from landowners requesting to cancel portions of the rights in conflict with the District's transfer petition.

ORS 540.621 provides that whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Commission that the water right has been abandoned by the owner and that the owner desires cancellation thereof, the commission shall enter an order canceling the water right.

Certificate 41301

Wendall Walton, of Walton, Inc., submitted an affidavit requesting cancellation of a portion of an abandoned water right appurtenant to his property. Water Right Certificate 41301 in the name of Pooley Orchards, with a date of priority of October 22, 1968, allows for the use of 0.006 cubic foot per second from a well perfected under Permit G-4286 for supplemental irrigation of 0.45 acres. The portion of the abandoned right is located as follows:

NE¼ SW¼ 0.45 ACRE
SECTION 13
TOWNSHIP 2 NORTH, RANGE 10 EAST, W.M.

Certificate 15010

Charles H., Shelby S., and Mary C. Reed, submitted an affidavit requesting cancellation of a portion of an abandoned water right appurtenant to their property. Water Right Certificate 15010, with a priority date of 1895, allows for the use of 0.006 cubic foot per second from a tributary of Odell Creek, for domestic purposes and the irrigation of 0.50 acres. The right was confirmed by decree of the Circuit Court of the State of Oregon for Hood River County and entered in the Order Record of the State Engineer at Vol. 6, page 200. The portion of the abandoned right is located as follows:

NE¼ SE¼ 0.50 ACRE
SECTION 27
TOWNSHIP 2 NORTH, RANGE 10 EAST, W.M.

Certificate 11279

Charles H. & Victoria Reed, submitted an affidavit requesting cancellation of a portion of an abandoned water right appurtenant to their property. Water Right Certificate 11279 in the name of World War Veteran's State Aid Commission, perfected under Permit S-11665 with a date of priority of March 28, 1935, allows for the use of 0.028 cubic foot per second from unnamed springs, tributary to Odell Creek, for irrigation of 2.10 acres. The portion of the abandoned right is located as follows:

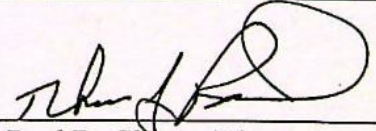
NE¼ SE¼ 2.10 ACRES
SECTION 27
TOWNSHIP 2 NORTH, RANGE 10 EAST, W.M.

THESE CHANGES TO EXISTING DISTRICT 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, 2003.
2. The former place 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 EAST FORK IRRIGATION DISTRICT on or before October 1, 2004.
4. Except as modified herein, all other conditions and restrictions of Certificate 74642 and the Hood River Decree (V.17, P. 333) remain in effect.
5. 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 rights not modified by this or any other order.

In addition, Certificates 15010, 11279 and 41301 are canceled. New certificates will be issued to confirm the remaining portion of the rights NOT modified by this transfer and cancellation order.

WITNESS the signature of the Water Resources Director, affixed APR 22 2002


Paul R. Cleary, Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HOOD RIVER COUNTY

IN THE MATTER OF THE APPLICATION)
OF AMERICAN PACIFIC CORPORATION)
FOR APPROVAL OF A CHANGE IN PLACE)
OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 2776

On March 22, 1973, an application was filed in the office of the Water Resources Director by American Pacific Corporation for approval of a change in place of use from East Fork Hood River, pursuant to the provisions of ORS 540.510 to 540.530.

A water right was established by Decree of the Circuit Court for Hood River County, Oregon, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Hood River and Its Tributaries, in the name of East Fork Irrigation District, for the use of water from East Fork Hood River, with a date of priority of November 25, 1895, for irrigation of, among other lands, a certain 5.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, Township 2 North, Range 10 East, W.M., recorded at Volume 17, page 308, Order Record of the Water Resources Director.

Water for the said right is diverted, through the East Fork Irrigation District Canal, from a point located 3750 feet South and 430 feet East from the Northwest Corner of Section 4, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, Township 1 South, Range 10 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof a certain 5.0 acres within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, Township 2 North, Range 10 East, W.M., being 0.077 acre in each of numbered lots 1 to 62 of Orchard View Subdivision, Hood River County, Oregon, and 0.226 acre within Tract "A" of said subdivision.

All of the lands involved in the proposed change in place of use are within the boundaries of the East Fork Irrigation District. The proposed change in place of use was approved by action of the Board of Directors of said district at a regular meeting on March 13, 1973.

Mr. Thomas J. Paul, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

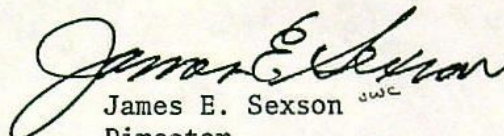
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1979.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order the certificate of water right theretofore issued to East Fork Irrigation District to describe the right allowed by decree of the Court, be canceled; and in lieu thereof a new certificate of water right be issued to the East Fork Irrigation District.

Dated at Salem, Oregon this 22nd day of June, 1978.


James E. Sexson ^{swc}
Director