

STATE OF OREGON

COUNTY OF JACKSON

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 7585 submitted by

MICHAEL AND RITA WARREN
10290 BUTTE FALLS HIGHWAY
EAGLE POINT, OREGON 97524.

The right to be modified, as evidenced by a portion of Certificate 68742, was perfected under Permit 6396 with a date of priority of APRIL 21, 1915. The right allows the use of BIG BUTTE CREEK, a tributary of the ROGUE RIVER, for IRRIGATION OF 5.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.06 cubic foot per second, if available at the authorized points of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 10; LOT 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 3, T 35 S, R 2 E, W.M.; DIVERSION POINT 1 - 1130 FEET SOUTH AND 700 FEET WEST FROM THE NE CORNER OF SECTION 10; DIVERSION POINT 2 - 1030 FEET SOUTH AND 290 FEET EAST FROM THE NW CORNER OF SECTION 3, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for 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 4 $\frac{1}{2}$ acre-feet 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 located as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 ACRES
SECTION 35
TOWNSHIP 34 SOUTH, RANGE 1 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:

NW¼ NE¼ 0.6 ACRE
SW¼ NE¼ 4.0 ACRES
NE¼ NW¼ 0.3 ACRE
SE¼ NW¼ 0.1 ACRE

SECTION 34

TOWNSHIP 34 SOUTH, RANGE 1 EAST, W.M.

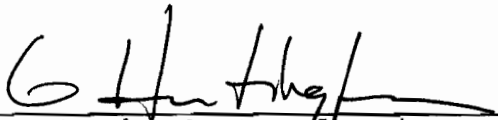
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1998.
2. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 68742 is cancelled. 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 AUG 22 1997 .



Martha O. Pagel, Director