

STATE OF OREGON

COUNTY OF DESCHUTES

ORDER APPROVING CHANGES IN PLACES OF USE
AND POINTS OF APPROPRIATION

Pursuant to ORS 537.705, 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 6836 submitted by

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The first right to be modified, as evidenced by a PORTION of Certificate 67882, was perfected under Permit G-4396 with a date of priority of APRIL 15, 1969. The right allows the use of WELLS 5, 6, AND 11, in the DESCHUTES RIVER BASIN, for IRRIGATION of 2.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.03 cubic foot per second, being 0.01 cfs from Well 5, 0.01 cfs from Well 6, and 0.01 from Well 11, if available at the original wells; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 20, T 14 S, R 12 E, WM; WELL 5 - 300 FEET SOUTH AND 40 FEET WEST, WELL 6 - 1260 FEET SOUTH AND 40 FEET WEST, WELL 8 - 2350 FEET SOUTH AND 1050 FEET WEST, ALL FROM THE NE CORNER, SECTION 20, or its equivalent in case of rotation, measured at the well.

The authorized points of appropriation are located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 20; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 21, T 14 S, R 12 E, W.M.; WELL 5 - 300 FEET SOUTH AND 40 FEET WEST, WELL 6 - 1260 FEET SOUTH AND 40 FEET WEST, BOTH FROM THE NE CORNER, SECTION 20; WELL 11 - 350 FEET NORTH AND 400 FEET EAST FROM THE SW CORNER, SECTION 21.

The amount of water used for irrigation, together with the amount secured under any other right existing on 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 3.0 acre-feet per acre 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 as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.2 ACRES
SECTION 21
TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to change the point of appropriation to:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 21, T 14 S, R 12 E, WM; WELL 12 - 550 FEET SOUTH AND 120 FEET EAST FROM THE N $\frac{1}{4}$ CORNER, SECTION 21.

The second right to be modified, as evidenced by a PORTION of Certificate 67889, was perfected under Permit G-4396 with a date of priority of APRIL 15 1969. The right allows the use of WELL 12, in the DESCHUTES RIVER BASIN, for IRRIGATION of 3.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 cubic foot per second, if available at the original wells; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 20, T 14 S, R 12 E, WM; WELL 5 - 300 FEET SOUTH AND 40 FEET WEST, WELL 6 - 1260 FEET SOUTH AND 40 FEET WEST, WELL 8 - 2350 FEET SOUTH AND 1060 FEET WEST, ALL FROM THE NE CORNER, SECTION 20, or its equivalent in case of rotation, measured at the well.

The authorized point of appropriation is located as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 21, T 14 S, R 12 E, WM; WELL 12 - 550 FEET SOUTH AND 120 FEET EAST FROM THE N $\frac{1}{4}$ CORNER, SECTION 21.

The amount of water used for irrigation, together with the amount secured under any other right existing on 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 3.0 acre-feet per acre 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 as follows:

NW¼ NE¼	0.1 ACRE
SW¼ NE¼	0.1 ACRE
SE¼ NW¼	0.2 ACRE
NE¼ SW¼	1.1 ACRES
NW¼ SE¼	2.3 ACRES

SECTION 21
TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

When in the judgement of the Watermaster it becomes necessary to install measuring devices:

the pump system shall included an in-line flow meter or other suitable device for measuring the water to which the water user is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of the Watermaster.

The right to use 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:

SW¼ NE¼	1.9 ACRES
SE¼ NE¼	0.4 ACRE
SE¼ NW¼	1.5 ACRES

SECTION 21
TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

The third right to be modified, as evidenced by a PORTION of Certificate 67881, was perfected under Permit G-8698 with a date of priority of JUNE 19, 1979. The right allows the use of FOUR WELLS, in the DESCHUTES RIVER BASIN, for IRRIGATION of 12.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.16 cubic foot per second, being 0.14 cfs from Wells 5, 6, and 11, and 0.02 cfs from Well 12, if available at the original wells; NE¼ NE¼, SECTION 20, NW¼ NE¼, SW¼ SW¼, SECTION 21, T 14 S, R 12 E, WM; WELL 5 - 300 FEET SOUTH AND 40 FEET WEST, WELL 6, 1260 FEET SOUTH AND 40 FEET WEST, BOTH FROM THE NE CORNER, SECTION 20; WELL 12 - 550 FEET SOUTH AND 120 FEET EAST FROM THE N¼ CORNER, SECTION 21; WELL 11 - 350 FEET NORTH AND 400 EAST FROM THE SW CORNER, SECTION 21, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on 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 3.0 acre-feet per acre 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 as follows:

WELLS 5, 6, AND 11

SE¼ NW¼	1.2 ACRES
SW¼ SW¼	9.9 ACRES

WELL 12

SW¼ NE¼	0.3 ACRE
SE¼ NE¼	0.5 ACRE
NE¼ SW¼	0.8 ACRE
NW¼ SE¼	0.1 ACRE

SECTION 21

TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

The wells shall be maintained in accordance with the General Standards for the construction and Maintenance of Water Wells in Oregon.

The right to use 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:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	2.4 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	6.5 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	0.2 ACRE
SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.7 ACRES

SECTION 21
TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

The applicant proposes to change the point of appropriation to:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 21, T 14 S, R 12 E, WM; WELL 12 - 550 FEET SOUTH AND 120 FEET EAST FROM THE N $\frac{1}{4}$ CORNER, SECTION 21.

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, 2000.
2. The quantity of water diverted at the new points of appropriation (wells), together with the quantity diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation.
3. When required by the Department the water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The types and plans of the measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. Water shall be acquired from the same aquifer as the original points of appropriation.
5. The former places of use shall no longer be irrigated as part of these water rights.

Certificates 67881, 67882, and 67889 are canceled. New certificates will be issued to confirm those portions of the rights NOT involved in this transfer. When satisfactory proof of the completed changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources
Director, affixed NOV 25 1998.


Martha O. Pagel, Director