

STATE OF OREGON

COUNTY OF LAKE

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 8882 submitted by

TERRY L. NOFZIGER
P.O. BOX 575
CHRISTMAS VALLEY, OREGON 97641.

The right to be modified, as evidenced by a PORTION of Certificate 65626, was perfected under Permit G-9124 with a date of priority of DECEMBER 22, 1980. The right allows the use of FOUR WELLS, in the FORT ROCK BASIN, for IRRIGATION OF 30.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.38 cubic foot per second, if available at the original wells; SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 31, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 32, T 26 S, R 18 E, W.M.; WELL 1 - 1300 FEET NORTH AND 1230 FEET WEST; WELL 2 - 1350 FEET NORTH AND 1400 FEET EAST; BOTH FROM FROM THE S $\frac{1}{4}$ CORNER, SECTION 31; WELL 3 - 1340 FEET NORTH AND 1150 FEET WEST; WELL 4 - 1360 FEET NORTH AND 1580 FEET EAST; BOTH FROM THE

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.

S¼ CORNER, SECTION 32, or its equivalent in case of rotation, measured at the wells.

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 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:

NE¼ SE¼	10.1 ACRES
NW¼ SE¼	9.8 ACRES

SECTION 31

NE¼ SW¼	2.5 ACRES
NW¼ SW¼	2.7 ACRES
SW¼ SW¼	2.7 ACRES
SE¼ SW¼	2.5 ACRES

SECTION 32

TOWNSHIP 26 SOUTH, RANGE 18 EAST, W.M.

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 TEMPORARILY change the place of use to:

SW¼ SE¼	30.3 ACRES
---------	------------

SECTION 31

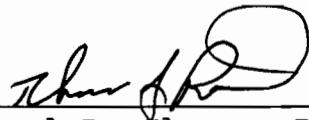
TOWNSHIP 26 SOUTH, RANGE 18 EAST, W.M.

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

1. This change is temporary. This change shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2001, 2002, 2003, 2004 and 2005 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2005 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

WITNESS the signature of the Water Resources

Director, affixed **OCT 0 2 2001** .



Paul R. Cleary, Director