

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN USE AND 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 TRANSFER 6270 submitted by LAWRENCE D. LINDSAY

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to use the waters of the COLUMBIA RIVER, a tributary of the PACIFIC OCEAN for the purpose of SUPPLEMENTAL INDUSTRIAL USE (LANDFILL OPERATION).

The right to be transferred, as evidenced by certificate 52084, was perfected under Permit 37293 with a date of priority of FEBRUARY 7, 1974. The right is limited to 0.88 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

LOT 7 (NE 1/4 NW 1/4), SECTION 2, T 4 N, R 25 E, W.M.;
150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2.

The amount of water used under this right together with the amount secured under the primary right shall be limited to 128 acre feet each year. This right is limited to use only during the irrigation season of each year, provided further that although declared to be for supplemental use, in the interest of conserving the ground water supplies, this right may be exercised at times when water is available in the ground water supply. In the event the primary right from the well is curtailed or abandoned this right shall be considered as the primary right.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the new place of use is as follows:

S 1/2 N 1/2

S 1/2

SECTION 29

W 1/2 NE 1/4

W 1/2

SE 1/4

SECTION 32

TOWNSHIP 3 NORTH, RANGE 26 EAST, W.M.

N 1/2

SECTION 5

TOWNSHIP 2 NORTH, RANGE 26 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.

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 before October 1, 1991, *extended to 10-1-95.*
2. When required by the Department, the water user shall install and maintain a headgate, 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.
3. The following former place of use shall no longer be irrigated as a part of this water right:

NE 1/4 SW 1/4 10.5 ACRES
NW 1/4 SW 1/4 10.0 ACRES
SW 1/4 SW 1/4 12.1 ACRES
SE 1/4 SW 1/4 7.6 ACRES
NW 1/4 SE 1/4 5.4 ACRES
SW 1/4 SE 1/4 7.3 ACRES
SECTION 13

NE 1/4 NW 1/4 1.1 ACRES
SECTION 24
TOWNSHIP 2 NORTH, RANGE 26 EAST, W.M.

Certificate 52084 is canceled. 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 March 5, 1989.


William H. Young

Recorded in Special Order Records at Volume 44, Page 109.

T-6270.BE