

STATE OF OREGON

COUNTY OF POLK

ORDER APPROVING ADDITIONAL POINTS OF APPROPRIATION

Pursuant to ORS 537.211, 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, PERMIT AMENDMENT 7785 submitted by

DAVID SETNIKER
P.O. BOX 338
INDEPENDENCE, OREGON 97351.

The permit to be modified is Permit G-12427 with a date of priority of OCTOBER 9, 1991. The permit allows the use of TWO WELLS, in the WILLAMETTE BASIN, for SUPPLEMENTAL IRRIGATION OF 809.6 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 3.8 cubic feet per second, if available at the original wells; NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 35, T 7 S, R 4 W, W.M.; WELL 1 - 1960 FEET NORTH AND 1370 FEET EAST; WELL 2 - 200 FEET NORTH AND 2000 FEET EAST, BOTH FROM THE SW CORNER OF SECTION 35, 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 2 $\frac{1}{2}$ 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:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.4 ACRE
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30.1 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 36.4 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 37.2 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10.9 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 26.4 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 12.7 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 8.4 ACRES
SECTION 34

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.4 ACRE
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 12.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 15.8 ACRES
SECTION 35

TOWNSHIP 7 SOUTH, RANGE 4 WEST, W.M.

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.8 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 24.2 ACRES
SECTION 2

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.2 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 29.6 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 29.6 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 11.9 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 26.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 30.0 ACRES
SECTION 3

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 33.6 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 25.5 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 37.5 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 23.7 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 25.5 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 21.9 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 31.3 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 27.4 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 23.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.8 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 19.9 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 31.4 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 27.1 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 1.3 ACRES
SECTION 4

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.7 ACRE
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1.0 ACRE
SECTION 5

TOWNSHIP 8 SOUTH, RANGE 4 WEST, 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 add additional points of appropriation to:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 35, T 7 S, R 4 W, W.M.; WELL 3 - 480 FEET NORTH AND 2910 FEET EAST FROM THE SW CORNER OF SECTION 35.

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 35, T 7 S, R 4 W, W.M.; WELL 4 - 950 FEET NORTH AND 3750 FEET EAST FROM THE SW CORNER OF SECTION 35.

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

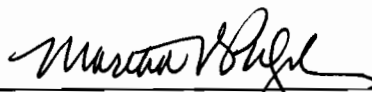
1. The quantity of water diverted at the new points of appropriation (wells), together with the quantity diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation.
2. Water shall be acquired from the same aquifer as the original points of appropriation.
3. All other terms and conditions of the permit remain the same.

Permit G-12427, in the name of DAVID SETNIKER is amended as described herein.

WITNESS the signature of the Water Resources Director,

SEP 26 1997

affixed _____.



Martha O. Pagel, Director