

STATE OF OREGON

COUNTY OF MULTNOMAH

ORDER APPROVING AN ADDITIONAL POINT 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 7071 submitted by

CITY OF FAIRVIEW
P.O. BOX 337
FAIRVIEW, OREGON 97024.

The first right to be modified, as evidenced by Certificate 31685, was perfected under Permit G-443 with a date of priority of DECEMBER 19, 1956 FOR 0.11 CFS AND FEBRUARY 7, 1957 FOR 0.89 CFS. The right allows the use of the CITY OF FAIRVIEW WELL, a tributary of the FAIRVIEW CREEK BASIN, for MUNICIPAL USE. The right is limited to 1.00 cubic foot per second, if available at the original well; NW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within SCOTT DLC 39, SECTION 27, T 1 N, R 3 E, WM; 2450 FEET NORTH AND 70 FEET EAST FROM THE SW CORNER, SECTION 27, or its equivalent in case of rotation, measured at the well.

The second right to be modified, as evidenced by Certificate 33102, was perfected under Permit G-2460 with a date of priority of JULY 5 1963. The right allows the use of the FAIRVIEW WELL, a tributary of the FAIRVIEW CREEK BASIN, for MUNICIPAL USE. The right is limited to 0.67 cubic foot per second, if available at the original well; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 28, T 1 N, R 3 E, WM; 250 FEET NORTH AND 1700 FEET WEST FROM THE SE CORNER, SECTION 28, or its equivalent in case of rotation, measured at the well.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$
LOT 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
S $\frac{1}{2}$ NW $\frac{1}{4}$
all as projected within
FEZETT DLC 47
S $\frac{1}{2}$ NW $\frac{1}{4}$
as projected within
SCOTT DLC 39
LOT 3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
LOT 3 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
NE $\frac{1}{4}$ SW $\frac{1}{4}$
all as projected within
SCOTT DLC 39
N $\frac{1}{2}$ SW $\frac{1}{4}$
as projected within
DUNBAR DLC 41

W $\frac{1}{2}$ SW $\frac{1}{4}$
as projected within
SCOTT DLC 39
SW $\frac{1}{4}$ SW $\frac{1}{4}$
as projected within
DUNBAR DLC 41
SECTION 27

S $\frac{1}{2}$ NE $\frac{1}{4}$
SE $\frac{1}{4}$
both as projected within
SCOTT DLC 38
SECTION 28
TOWNSHIP 1 NORTH, RANGE 3 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 add an additional point of appropriation to:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MOLLOY DLC 55, T 1 N, R 3 E, WM; 2300 FEET SOUTH AND 2400 FEET EAST FROM THE NW CORNER, SECTION 34.

THIS CHANGE 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, 1996.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity of water diverted from the old points of appropriation, shall not exceed the quantity of water available from the original points of appropriation.
3. The water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used on all wells. The type 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 point of appropriation.

Certificates 31685 and 33102 are cancelled. 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 14, 1995.



Martha O. Pagel, Director