

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN 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 8301 submitted by

ROY L. AND AUDREY L. COMRIE
69880 HIGHWAY 395 SOUTH
PENDLETON, OREGON 97801.

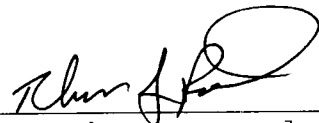
The right to be modified, as evidenced by a PORTION of Certificate 75579, was perfected under Permit G-7967 with a date of priority of AUGUST 29, 1977. The right allows the use of A WELL, in the BIRCH CREEK BASIN, for IRRIGATION OF 5.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.039 cubic foot per second, if available at the original well; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 10, T 1 N, R 32 E, W.M.; 820 FEET NORTH AND 410 FEET EAST FROM THE S $\frac{1}{4}$ CORNER, SECTION 10, or its equivalent in case of rotation, measured at the well.

NOTICE: Under the provisions of OAR 137-004-0080, the applicant may petition for reconsideration of this order. The petition shall set forth specific grounds for reconsideration. The petition for reconsideration must be filed within 60 days after the date this order is served.

3. 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.
4. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 75579 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 **AUG 30 1999** .



For Martha O. Pagel, Director