

STATE OF OREGON

COUNTY OF DOUGLAS

ORDER APPROVING AN ADDITIONAL POINT OF DIVERSION

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 6300, submitted by

THE MAXWELL DAIRY
304 DAIRY LOOP ROAD
ROSEBURG, OREGON 97470

to use the waters of LOOKINGGLASS CREEK, a tributary of the SOUTH UMPQUA RIVER, for the purpose of IRRIGATING 16.7 ACRES.

The right to be transferred, as described in the order approving T-6020, has a date of priority of December 17, 1958. This right is limited to 0.21 cubic foot per second, if available at the original point of diversion: SW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 40, SECTION 2, T 28 S, R 7 W, W.M.; 860 FEET SOUTH AND 1520 FEET EAST FROM THE NW CORNER OF DLC 40, or its equivalent in case of rotation, measured at the point of diversion from the source.

The new point of diversion is located as follows:

SE 1/4 NE 1/4, AS PROJECTED WITHIN DLC 40, SECTION 2, T 28 S, R 7 W, W.M.; 710 FEET SOUTH AND 960 FEET WEST FROM THE NE CORNER OF DLC 40.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year. The right to the use of water is limited to the period when the flow of water in the South Umpqua River is 60.0 CFS or more at its mouth.

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

A description of the place of use is as follows:

SW 1/4 NW 1/4 1.5 ACRES
AS PROJECTED WITHIN DLC 40
SECTION 1
SE 1/4 NE 1/4 14.2 ACRES
SW 1/4 NE 1/4 1.0 ACRE
AS PROJECTED WITHIN DLC 40
SECTION 2
TOWNSHIP 28 SOUTH, RANGE 7 WEST, W.M.

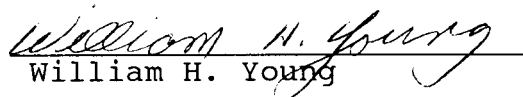
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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 on or before October 1, 1991.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed 0.21 CFS.
3. When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Certificate 33016 was canceled in the order approving T-6020. When satisfactory proof of the completed changes for both transfers is received, a new certificate confirming these changes will be issued.

WITNESS the signature of the Water Resources Director, affixed March 8, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, page 121.

T-6300.TES