

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE OF USE

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 TRANSFER 6380 submitted by

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to use the waters of 3 WELLS in the SPIKES GULCH BASIN for the purpose of the PRIMARY IRRIGATION OF 817.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 292.0 ACRES.

The right to be transferred, as evidenced by certificate 51786, was perfected under Permit G-6893 with a date of priority of JULY 19, 1976. This right is limited to 3.0 cubic feet per second from WELL 1, or its equivalent in case of rotation, measured at the well.

The right to be transferred, as evidenced by certificate 51784, was perfected under Permit G-6936 with a date of priority of JULY 19, 1976. This right is limited to 3.0 cubic feet per second from WELL 2, or its equivalent in case of rotation, measured at the well.

The right to be transferred, as evidenced by certificate 51785, was perfected under Permit G-7036 with a date of priority of DECEMBER 2, 1976. This right is limited to 3.3 cubic feet per second from WELL 3, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

NW 1/4 NW 1/4, SW 1/4 SE 1/4, SECTION 23, NW 1/4 NE 1/4, SECTION 26, T 3 N, R 28 E, W.M.; WELL 1 - 960 FEET NORTH AND 30 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 23; WELL 2 - 930 FEET SOUTH FROM THE NORTH 1/4 CORNER OF SECTION 26; WELL 3 - 60 FEET SOUTH AND 820 FEET EAST FROM THE NORTHWEST CORNER OF SECTION 23.

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 3.0 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

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:

	<u>WELL 1</u> <u>PRIMARY</u>	<u>WELL 2</u> <u>PRIMARY</u>	<u>WELL 3</u> <u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 SW 1/4	0.7 ACRE	3.8 ACRES	1.0 ACRE	
SE 1/4 SW 1/4		5.5 ACRES		
SW 1/4 SE 1/4			5.4 ACRES	
SECTION 28				
NE 1/4 SW 1/4	31.3 ACRES			31.3 ACRES
NW 1/4 SW 1/4	31.3 ACRES			31.3 ACRES
SW 1/4 SW 1/4	31.3 ACRES			31.3 ACRES
SE 1/4 SW 1/4	36.8 ACRES			36.8 ACRES
NE 1/4 SE 1/4	31.3 ACRES			31.3 ACRES
NW 1/4 SE 1/4	31.3 ACRES			31.3 ACRES
SW 1/4 SE 1/4	36.8 ACRES			31.3 ACRES
SE 1/4 SE 1/4	36.8 ACRES			31.3 ACRES
SECTION 29				
NE 1/4 NE 1/4	36.8 ACRES			
NW 1/4 NE 1/4	36.8 ACRES			
SW 1/4 NE 1/4	31.3 ACRES			
SE 1/4 NE 1/4	31.3 ACRES			
NE 1/4 NW 1/4	36.8 ACRES			36.1 ACRES
NW 1/4 NW 1/4	31.3 ACRES			
SW 1/4 NW 1/4	31.3 ACRES			
SE 1/4 NW 1/4	31.3 ACRES			
SECTION 32				
NE 1/4 NE 1/4		31.3 ACRES		
NW 1/4 NE 1/4		31.3 ACRES	5.5 ACRES	
SW 1/4 NE 1/4		31.3 ACRES		
SE 1/4 NE 1/4		31.3 ACRES		
NE 1/4 NW 1/4		31.3 ACRES	5.4 ACRES	
NW 1/4 NW 1/4	5.5 ACRES	31.3 ACRES		
SW 1/4 NW 1/4		31.3 ACRES		
SE 1/4 NW 1/4		31.3 ACRES		
SECTION 33				

TOWNSHIP 3 NORTH, RANGE 28 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 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, 1991.
2. The water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water used from each well. The type and plans for the measuring device must be approved by the Department prior to using the water at the new place of use. Installation and maintenance shall be under the general supervision of the Department.
3. The following former place of use shall no longer be irrigated as part of this water right:

	<u>WELL 1</u>	<u>WELL 2</u>	<u>WELL 3</u>	
	<u>PRIMARY</u>	<u>PRIMARY</u>	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE 1/4 NE 1/4	32.8 ACRES			32.8 ACRES
NW 1/4 NE 1/4	32.4 ACRES			32.4 ACRES
SW 1/4 NE 1/4	32.0 ACRES			32.0 ACRES
SE 1/4 NE 1/4	35.2 ACRES			35.2 ACRES
NE 1/4 NW 1/4	38.5 ACRES			38.5 ACRES
NW 1/4 NW 1/4	32.0 ACRES			32.0 ACRES
SW 1/4 NW 1/4	35.1 ACRES			35.1 ACRES
SE 1/4 NW 1/4	36.5 ACRES			36.5 ACRES
NE 1/4 SW 1/4	27.8 ACRES		1.3 ACRES	16.0 ACRES
NW 1/4 SW 1/4	13.1 ACRES		16.0 ACRES	1.5 ACRES
SW 1/4 SW 1/4	38.3 ACRES			
SE 1/4 SW 1/4	38.8 ACRES			
NE 1/4 SE 1/4	28.1 ACRES			
NW 1/4 SE 1/4	32.8 ACRES			
SW 1/4 SE 1/4	27.6 ACRES			
SE 1/4 SE 1/4	26.2 ACRES			

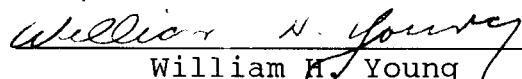
SECTION 23

TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.

	<u>WELL 1</u> <u>PRIMARY</u>	<u>WELL 2</u> <u>PRIMARY</u>
NE 1/4 NE 1/4		28.8 ACRES
NW 1/4 NE 1/4		28.8 ACRES
SW 1/4 NE 1/4		35.7 ACRES
SE 1/4 NE 1/4		35.2 ACRES
NE 1/4 NW 1/4	15.6 ACRES	2.9 ACRES
NW 1/4 NW 1/4	17.2 ACRES	3.5 ACRES
SW 1/4 NW 1/4		36.4 ACRES
SE 1/4 NW 1/4		37.2 ACRES
NE 1/4 SW 1/4		25.2 ACRES
NW 1/4 SW 1/4		24.8 ACRES
NE 1/4 SE 1/4		0.5 ACRE
NW 1/4 SE 1/4		0.5 ACRE
SECTION 26		
SE 1/4 NE 1/4		0.2 ACRE
SECTION 27		
TOWNSHIP 3 NORTH, RANGE 28 EAST, W.M.		

Certificates 51784, 51785 and 51786 are hereby canceled. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director, affixed March 1, 1991.



 William H. Young

Recorded in Special Order Volume 45, Page 123.

T-6380.VRG