

STATE OF OREGON

COUNTY OF CLACKAMAS

ORDER APPROVING A CHANGE IN PLACE OF USE

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, as conditioned or limited herein, TRANSFER 7586 submitted by

JOEL NEUSCHWANDER
6097 SOUTH WHISKEY HILL ROAD
HUBBARD, OREGON 97032.

The right to be modified, as evidenced by Certificate 15049, was perfected under Permit 11196 with a date of priority of MARCH 5, 1934. The right allows the use of ROCK CREEK, a tributary of the PUDDING RIVER, for IRRIGATION OF 20.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.25 cubic foot per second, if available at the authorized point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ AND NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 31, T 4 S, R 1 E, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated.

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

The authorized place of use is located as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 16.0 ACRES
SECTION 31
TOWNSHIP 4 SOUTH, RANGE 1 EAST, W.M.

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

The applicant proposes to change the place of use to:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ 6.3 ACRES
SECTION 36
TOWNSHIP 4 SOUTH, RANGE 1 WEST, W.M.

LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 13.3 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.4 ACRE
SECTION 31
TOWNSHIP 4 SOUTH, RANGE 1 EAST, W.M.

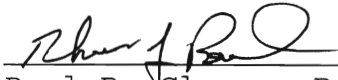
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 2002.
2. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 15049 is 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 FEB 08 2001.


For Paul R. Cleary, Director