

STATE OF OREGON

COUNTY OF BENTON

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 6904 submitted by

TIMOTHY E. WINN
3405 NE GARDEN AVENUE
CORVALLIS, OREGON 97330.

The right to be modified, as evidenced by Certificate 41804, was perfected under Permit G-4544 with a date of priority of MARCH 27, 1969. The right allows the use of TWO WELLS, in the WILLAMETTE RIVER BASIN, for IRRIGATION OF 44.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.55 cubic foot per second, BEING 0.32 CFS FROM THE EAST WELL, AND 0.23 FROM THE WEST WELL, if available at the original wells; WEST WELL - SW $\frac{1}{4}$ SW $\frac{1}{4}$, EAST WELL - SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 20, T 11 S, R 4 W, W.M.; WEST WELL - 660 FEET SOUTH AND 280 FEET EAST, EAST WELL - 530 FEET SOUTH AND 1340 FEET EAST, BOTH FROM THE SE CORNER OF KENDELL DLC 48, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

LOT 5 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) 7.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 37.0 ACRES
SECTION 20
TOWNSHIP 11 SOUTH, RANGE 4 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.

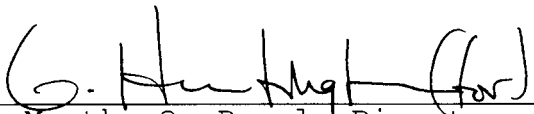
The applicant proposes to change the point of appropriation so that the entire 0.55 cubic foot per second will be appropriated from the East Well (described above).

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, 1999.
2. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available from the original points of appropriation.
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 points of appropriation.

Certificate 41804 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 NOV 14 1997.



Martha O. Pagel, Director