

STATE OF OREGON

COUNTY OF JOSEPHINE

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 6642 submitted by

MALCOLM P. AND JEAN E. JENSEN
2789 HOLLAND LOOP ROAD
CAVE JUNCTION, OREGON 97523.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for JOSEPHINE County as evidenced by a PORTION of Certificate 38310. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 252 and Volume 3, at Page 396. The date of priority is 1857.

The right allows the use of SUCKER CREEK, a tributary of the ILLINOIS RIVER, for IRRIGATION of 8.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.16 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within BRIGGS DLC 40, SECTION 35, T 39 S, R 8 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.97 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.03 ACRES
both as projected within BRIGGS DLC 40
SECTION 35
TOWNSHIP 39 SOUTH, RANGE 8 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 and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to change the place of use to:

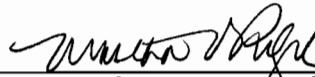
SE¼ NE¼ 3.45 ACRES
SW¼ NE¼ 4.55 ACRES
both as projected within BRIGGS DLC 40
SECTION 35
TOWNSHIP 39 SOUTH, RANGE 8 WEST, W.M.

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, 1999.
2. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 38310 is cancelled. 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 DEC 01 1997.



Martha O. Pagel, Director