

STATE OF OREGON

COUNTY OF UMATILLA

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 7644 submitted by

CLARENCE WASISER
ROUTE 2 BOX 357
MILTON-FREEWATER, OREGON 97862.

The first right to be modified, as evidenced by a portion of Certificate 9489, was perfected under Permit 8193 with a date of priority of OCTOBER 5, 1927. The right allows the use of the LITTLE WALLA WALLA RIVER for IRRIGATION of 5.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.06 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 2, T 5 N, R 35 E, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

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 during the irrigation season of each year.

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The second right to be modified, as evidenced by a portion of Certificate 49842, was perfected under Permit 26001 with a date of priority of JANUARY 16, 1959. The right allows the use of the LITTLE WALLA WALLA RIVER, a tributary of the WALLA WALLA RIVER, for SUPPLEMENTAL IRRIGATION of 5.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.14 cubic foot per second, if available at the authorized point of diversion: NE¼ NE¼, SECTION 2, T 5 N, R 35 E, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to 0.0375 of one cubic foot per second per acre or its equivalent 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 located as follows:

NE¼ SW¼ 2.4 ACRES
SE¼ SW¼ 3.3 ACRES
SECTION 34
TOWNSHIP 6 NORTH, RANGE 35 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:

NE¼ SW¼ 4.3 ACRES
SECTION 27

NE¼ SW¼ SE¼ 1.4 ACRES
SECTION 34
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

The receiving landowners are:

JAMES S. GIBBON
P.O. BOX 66012
VANCOUVER, WASHINGTON 98666

MARCUS VAN DER AHE
ROUTE 3 BOX 49A
MILTON-FREEWATER, OREGON 97862

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 2001.
2. When required by the Department, the water user or irrigation district 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.
3. The former place of use shall no longer be irrigated as part of these water rights.

dep Certificates 9489 and 49842 *nd* are canceled. New certificates will be issued to confirm those portions of the rights NOT involved in this transfer. 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 NOV 8 1999.



Martha O. Pagel, Director