

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE OF USE
AND POINT OF DIVERSION

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 7642 submitted by

KEVAN AND POLLY J. KVAMME
3783 HATLEY ROAD
EVERSON, WASHINGTON 98247.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County as evidenced by a PORTION of Certificate 13128. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 9. The dates of priority are 1871 for 1 acre and 1890 for 2 acres.

The right allows the use of the LITTLE WALLA WALLA RIVER for IRRIGATION of 3.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE AND ONE-HALF MINER'S INCHES PER ACRE, 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 authorized place of use is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 3.0 ACRES
SECTION 35
TOWNSHIP 6 NORTH, RANGE 35 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 and is subject to all other conditions and limitations contained in the decree.

The applicants propose to change the place of use to:

	<u>1871</u>	<u>1890</u>
SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$		1.1 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$		0.9 ACRE
NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$	1.0 ACRE	

SECTION 34
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

The applicants also propose to change the point of diversion to a point on the FORD BRANCH of the LITTLE WALLA WALLA RIVER located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 2, T 5 N, R 35 E, WM; PLEASANT VIEW DITCH - 650 FEET SOUTH AND 460 FEET WEST FROM THE NE CORNER, SECTION 2.

The receiving landowner is:

CLARENCE WALISER
ROUTE 2 BOX 357
MILTON-FREEWATER, OREGON 97862

THESE CHANGES TO AN EXISTING WATER RIGHT 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. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

3. When required by the Department, the water user 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.
4. Water shall be acquired from the same surface water source as the original point of diversion.
5. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 13128 is canceled. 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 NOV 8 1999.



Ma Martha O. Pagel, Director