

STATE OF OREGON

COUNTY OF YAMHILL

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 9014 submitted by

TIM AND SUZIE KREDER
P.O. BOX 430
DAYTON, OREGON 97114.

The right to be modified, as evidenced by Certificate 42987, was perfected under Permit 36216 with a date of priority of MAY 14, 1971. The right allows the use of the WILLAMETTE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 53.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.67 cubic foot per second, if available at the authorized point of diversion: NW¼ SW¼, AS PROJECTED WITHIN GAY DLC 58, SECTION 4, T 6 S, R 3 W, W.M.; 4700 FEET NORTH AND 1290 FEET EAST FROM SE CORNER, GAY DLC 58, 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 and shall be further limited to a diversion of not to exceed 2½ acre-feet 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:

SW¼ NE¼ 10.9 ACRES (TAXLOT 1100)
SE¼ NE¼ 13.6 ACRES (TAXLOT 1100)
BOTH AS PROJECTED WITHIN TURNER DLC 55
SE¼ NE¼ 0.1 ACRE (TAXLOT 1100)
AS PROJECTED WITHIN HOLDRIDGE DLC 56
NE¼ SE¼ 17.4 ACRES (TAXLOT 1100)
NW¼ SE¼ 11.6 ACRES (TAXLOT 1100)
BOTH AS PROJECTED WITHIN TURNER DLC 55
SECTION 30
TOWNSHIP 4 SOUTH, RANGE 3 WEST, 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 TEMPORARILY change the place of use to:

NW¼ SW¼ 2.0 ACRES (TAXLOT 800)
SW¼ SW¼ 2.6 ACRES (TAXLOT 800)
BOTH AS PROJECTED WITHIN TURNER DLC 55
SECTION 29

NE¼ SE¼ 3.0 ACRES (TAXLOT 700&200)
SW¼ SE¼ 6.4 ACRES (TAXLOT 700&200)
SE¼ SE¼ 19.7 ACRES (TAXLOT 700&200)
ALL AS PROJECTED WITHIN TURNER DLC 55
SECTION 30

NW¼ NE¼ 6.2 ACRES (TAXLOT 700&200)
NE¼ NE¼ 12.1 ACRES (TAXLOT 700&200)
BOTH AS PROJECTED WITHIN TURNER DLC 55
SECTION 31

NW¼ NW¼ 1.6 ACRES (TAXLOT 700&200)
AS PROJECTED WITHIN TURNER DLC 55
SECTION 32
TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

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

1. This change is temporary. This change shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2002 irrigation season.
3. The use shall revert to the authorized place of use at the end of the 2002 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. 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.

WITNESS the signature of the Water Resources
Director, affixed APR 11 2002.


for Paul R. Cleary, Director