

STATE OF OREGON

COUNTY OF JACKSON

ORDER APPROVING A CHANGE IN PLACE OF USE
AND CHANGE IN 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 6653 submitted by

ALEX BOUTACOFF
1339 OLD HIGHWAY 234
EAGLE POINT, OREGON 97524.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County as evidenced by a PORTION of Certificate 15832. The decree is recorded in the Order Record of the Water Resources Director in Volume 4, at Page 1. The date of priority is 1898.

The right allows the use of the ROGUE RIVER, a tributary of the PACIFIC OCEAN, for IRRIGATION OF 2.1 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 cubic foot per second, if available at the original point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 16, T 35 S, R 1 W, W.M.; 550 FEET NORTH AND 525 FEET EAST FROM THE E $\frac{1}{4}$ CORNER OF SECTION 16, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized points of diversion are located as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 17, T 35 S, R 1 W, W.M.; 914 FEET NORTH AND 2081 FEET WEST, 526 FEET NORTH AND 2232 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 17.

The authorized place of use is located as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.1 ACRES
SECTION 17
TOWNSHIP 35 SOUTH, RANGE 1 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:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.3 ACRE
SECTION 17
TOWNSHIP 35 SOUTH, RANGE 1 WEST, W.M.

The applicant proposes to change the point of diversion to:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 17, T 35 S, R 1 W, W.M.; 1140 FEET
NORTH AND 1800 FEET WEST FROM THE SE CORNER OF SECTION 17.

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
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. 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 15832 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 1/8/98.



Martha O. Page, Director