

STATE OF OREGON

COUNTY OF LAKE

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

Pursuant to ORS 537.705, 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 7858 submitted by

V. LENORE WHEELER
P.O. BOX 278
GRANDE RHONDE, OR 97347

The right to be modified, as evidenced by a PORTION of Certificate 64037, was perfected under Permit G-10043 with a date of priority of MARCH 22, 1983. The right allows the use of A WELL, a tributary of the FORT ROCK BASIN, for IRRIGATION OF 36.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.46 cubic foot per second, if available at the original well; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 10, T 28 S, R 16 E, WM; 1380 FEET NORTH AND 1260 FEET WEST FROM THE SE CORNER OF SECTION 10, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on 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 3.0 acre-feet per acre 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 as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 36.7 ACRES
SECTION 10
TOWNSHIP 28 SOUTH, RANGE 16 EAST, WM

The right to use 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:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	0.4 ACRE
SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.9 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	33.4 ACRES

SECTION 9
TOWNSHIP 27 SOUTH, RANGE 16 EAST, WM

The applicant proposes to change the point of appropriation to:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T 27 S, R 16 E, WM; 1350 FEET SOUTH AND 1320 FEET WEST FROM THE NE CORNER OF SECTION 9.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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, 1999.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation.
3. 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.
4. Water shall be acquired from the same aquifer as the original point of appropriation.
5. The former place of use shall no longer be irrigated as part of this water right.

Certificate 64037 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 3/20/98.



Martha O. Pagel, Director