

STATE OF OREGON

COUNTY OF JACKSON

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 TRANSFER 2416 submitted by

C2 CATTLE COMPANY
LAKECREEK RANCH
18495 HIGHWAY 140
EAGLE POINT, OREGON 97524

to use the waters of NORTH FORK LITTLE BUTTE CREEK, a tributary of LITTLE BUTTE CREEK, for the purpose of IRRIGATING 23.0 ACRES.

The right to be transferred was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County as evidenced by certificate 33676. The decree is recorded in the Order Record of the WATER RESOURCES DIRECTOR in Volume 14, at page 498. The date of priority is APRIL, 1907.

This right is limited to 0.38 cubic foot per second, if available at the original point of diversion: SOUTH HANLEY CANAL - SW 1/4 SW 1/4, SECTION 25, T 36 S, R 2 E, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

The new point of diversion is located as follows:

NORTH HANLEY CANAL - NE 1/4 SE 1/4, SECTION 26, T 36 S, R 2 E, W.M.; 1500 FEET NORTH & 420 FEET WEST FROM SE CORNER OF SECTION 26.

The amount of water used for irrigation under this right is limited to a diversion of ONE-SIXTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the irrigation season of each year.

A description of the new place of use is as follows:

NE 1/4 SW 1/4 23.0 ACRES
SECTION 17
TOWNSHIP 36 SOUTH, RANGE 2 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.

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

1. The proposed change is complete. No additional notice is necessary.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water 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. The following former place of use shall no longer be irrigated as a part of this water right:

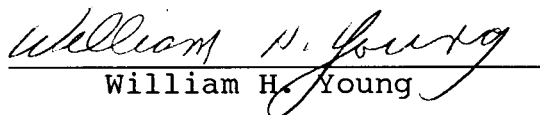
NW 1/4 NW 1/4 1.5 ACRES
SW 1/4 NW 1/4 8.5 ACRES
SE 1/4 NW 1/4 7.0 ACRES
SECTION 26

NE 1/4 NE 1/4 6.0 ACRES
SECTION 27

TOWNSHIP 36 SOUTH, RANGE 2 EAST, W.M.

Certificate 33676 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 MAY 4, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, Page 216.

T-2416.BE