

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN 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 8318 submitted by

LARRY D. AND SUSAN E. KOELLER
69530 SPARKS ROAD
PENDLETON, OREGON 97801.

The right to be modified, as evidenced by a PORTION of Certificate 29146, was perfected under Permit G-185 with a date of priority of MARCH 12, 1956. The right allows the use of WM. ELDRIDGE WELL NO. 1, in the UMATILLA RIVER BASIN, for IRRIGATION OF 6.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.07 cubic foot per second, if available at the original well; SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 15, T 1 N, R 32 E, W.M.; 1390 FEET SOUTH AND 1190 FEET EAST FROM THE NW CORNER, SECTION 15, or its equivalent in case of rotation, measured at the well.

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 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:

SW $\frac{1}{4}$ NW $\frac{1}{4}$	1.07 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	2.31 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	2.62 ACRES

SECTION 15

TOWNSHIP 1 NORTH, RANGE 32 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.

The applicant proposes to change the point of appropriation to:

NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 15, T 1 N, R 32 E, W.M.; 2807 FEET SOUTH AND 1354 FEET EAST FROM THE NW CORNER, SECTION 15.

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, 2004.
2. The combined quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation (well), shall not exceed the quantity of water lawfully authorized by the water right.

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.

Certificate 29146 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 DEC 16 2002.


for Paul R. Cleary, Director