

STATE OF OREGON

COUNTY OF CLACKAMAS

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION (WELL LOCATION)

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 TRANSFER 6455 submitted by

JAMES R. BUSHUE  
9880 SE REVENUE ROAD  
BORING, OREGON 97009

to use the waters of A WELL in the JOHNSON CREEK BASIN for IRRIGATING 45.0 ACRES.

The right to be transferred, as evidenced by Certificate 45138, was perfected under Permit G-5784 with a date of priority of MAY 4, 1973. The right is limited to 0.24 cubic foot per second, if available at the original well; NE 1/4 SE 1/4, SECTION 29, T 1 S, R 4 E, W.M.; 1670 FEET NORTH AND 370 FEET WEST FROM THE SE CORNER OF SECTION 29, or its equivalent in case of rotation, measured at the well.

The new point of appropriation is located as follows:

NE 1/4 SE 1/4, SECTION 29, T 1 S, R 4 E, W.M.; 1770 FEET NORTH AND 70 FEET WEST FROM THE SE CORNER OF SECTION 29.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 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.

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

NE 1/4 SE 1/4 9.6 ACRES  
SE 1/4 SE 1/4 18.4 ACRES  
SECTION 29

NE 1/4 NE 1/4 17.0 ACRES  
SECTION 32  
TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

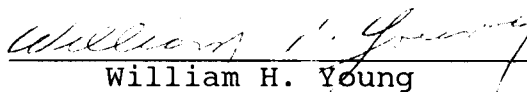
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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, 1992.
2. The quantity of water diverted at the new point of appropriation (well) 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. The well at the new point of appropriation shall be constructed to the well construction standards in effect as of the date of this order and must include an access port.
5. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 45138 is hereby cancelled. 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  
APRIL 30, 1991.

  
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William H. Young

Recorded in Special Order Records at Volume 45, Page 234.

T-6455.VRG.