

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 TRANSFER 6505 submitted by

ZX RANCH
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to use the waters of 3 WELLS in the SILVER LAKE AND FORT ROCK BASINS for SUPPLEMENTAL IRRIGATION OF 180.0 ACRES.

The right to be transferred, as evidenced by Certificate 50753, was perfected under Permit G-6051 with a date of priority of MARCH 5, 1974. The right is limited to 2.25 cubic feet per second being; 0.98 cfs from well 19 and 1.27 cfs from wells 2 and 3, if available at the original well; SW 1/4 SE 1/4, SECTION 16, T 27 S, R 19 E, W.M.; WELL 13 - 1020 FEET NORTH AND 1070 FEET EAST FROM THE S 1/4 CORNER OF SECTION 16, or its equivalent in case of rotation, measured at the well.

The new points of appropriation are located as follows:.

WELL 19 - NW 1/4 NW 1/4, SECTION 13, T 28 S, R 15 E, W.M.; 15 FEET SOUTH AND 1320 FEET EAST FROM THE NW CORNER OF SECTION 13.

WELL 2 - NW 1/4 NW 1/4, SECTION 26, T 28 S, R 14 E, W.M.; 680 FEET SOUTH AND 70 FEET EAST FROM THE NW CORNER OF SECTION 26.

WELL 3 - NW 1/4 NW 1/4, SECTION 25, T 28 S, R 14 E, W.M.; 680 FEET SOUTH AND 70 FEET EAST FROM THE NW CORNER OF SECTION 25.

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 3.0 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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:

WELLS 2 & 3

NE 1/4 NW 1/4 38.7 ACRES
NW 1/4 NW 1/4 30.2 ACRES
SW 1/4 NW 1/4 8.7 ACRES
SE 1/4 NW 1/4 24.2 ACRES

SECTION 25

TOWNSHIP 28 SOUTH, RANGE 14 EAST, W.M.

WELL 19

SE 1/4 SE 1/4 21.8 ACRES
SECTION 11

SW 1/4 SW 1/4 5.7 ACRES
SECTION 12

NW 1/4 NW 1/4 8.6 ACRES
SW 1/4 NW 1/4 18.7 ACRES
SE 1/4 NW 1/4 21.8 ACRES
SECTION 13

SE 1/4 NE 1/4 1.6 ACRES
SECTION 14

TOWNSHIP 28 SOUTH, RANGE 15 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 points of appropriation (wells 2, 3 & 19) shall not exceed the quantity of water available from the original point of appropriation (well 13).
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.

6. The following former place of use shall no longer be irrigated as part of this water right:

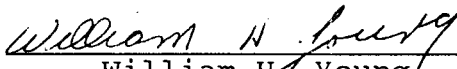
NE 1/4 SW 1/4 5.5 ACRES
SE 1/4 SW 1/4 12.5 ACRES
NE 1/4 SE 1/4 26.4 ACRES
NW 1/4 SE 1/4 34.5 ACRES
SW 1/4 SE 1/4 40.0 ACRES
SE 1/4 SE 1/4 38.0 ACRES
SECTION 16

NE 1/4 NE 1/4 8.4 ACRES
NW 1/4 NE 1/4 14.4 ACRES
NE 1/4 NW 1/4 0.3 ACRE
SECTION 21

TOWNSHIP 27 SOUTH, RANGE 19 EAST, W.M.

Certificate 50753 is hereby 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 10, 1991.



William H. Young

Recorded in Special Order Records at Volume 45, Page 249.