

STATE OF OREGON

COUNTY OF DESCHUTES

ORDER APPROVING A CHANGE IN USE, 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 8601 submitted by

LAZY Z PARTNERS, LLC
1628 NW EVERETT STREET
PORTLAND, OREGON 97209-2109.

Responsibility for completion of the changes and to whom all notice and correspondence should be sent is:

LARRY PETERSON
16215 TERRACE DRIVE
LAKE OSWEGO, OREGON 97034.

The right to be modified, as evidenced by a PORTION of Certificate 57115, was perfected under Permit G-4841 with a date of priority of AUGUST 25, 1970. The right allows the use of A WELL, in the SQUAW CREEK BASIN, for IRRIGATION OF 8.0 ACRES. The amount of water to which this right is entitled is limited to an

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.

amount actually beneficially used and shall not exceed 0.10 cubic foot per second, if available at the original well; NW¼ NW¼, SECTION 14, T 15 S, R 10 E, W.M.; 290 FEET SOUTH AND 140 FEET EAST FROM THE NW CORNER, SECTION 14, 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 right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SE¼ SE¼ 8.0 ACRES
SECTION 10
TOWNSHIP 15 SOUTH, RANGE 10 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 use to IRRIGATION AND POND MAINTENANCE and the place of use to:

SW¼ NW¼ 5.0 ACRES POND MAINTENANCE
SE¼ NW¼ POND MAINTENANCE
NE¼ SW¼ POND MAINTENANCE
NW¼ SW¼ POND MAINTENANCE
SECTION 23
TOWNSHIP 14 SOUTH, RANGE 9 EAST, W.M.

The applicant also proposes to change the point of appropriation to:

SW¼ NW¼, SECTION 23, T 14 S, R 9 E, W.M.; 1350 FEET SOUTH AND 1100 FEET EAST FROM THE NW CORNER, SECTION 23.

THESE CHANGES 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, 2002.
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 lawfully 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 57115 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 March 13, 2001.


For Paul R. Cleary, Director