

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN PLACE OF USE

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, as conditioned or limited herein, TRANSFER 7236 submitted by

CITY OF MILTON-FREEWATER
722 S MAIN
MILTON-FREEWATER, OREGON 97862.

The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County as evidenced by a PORTION of Certificate 12873. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 9. The date of priority is 1908.

The right allows the use of THE CROCKETT BRANCH OF THE WALLA WALLA RIVER, a tributary of the SNAKE RIVER, for IRRIGATION OF 2.8 ACRES. This right is limited to ONE AND ONE-HALF MINER'S INCHES PER ACRE, if available at the authorized point of diversion, or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified, as evidenced by a PORTION of Certificate 8493, was perfected under Permit 6154 with a date of priority of JANUARY 15, 1924. The right allows the use of WASTE WATER FROM $W\frac{1}{2}$ $NE\frac{1}{4}$ $SE\frac{1}{4}$, SECTION 35 AND THE CROCKETT BRANCH OF THE LITTLE WALLA WALLA RIVER, a tributary of the SNAKE RIVER, for IRRIGATION OF 2.8 ACRES. This right is limited to 0.04 cubic foot per second, if available at the authorized point of diversion: $NE\frac{1}{4}$ $SE\frac{1}{4}$, SECTION 35, T 6 N, R 35 E, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

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) for each acre irrigated during the irrigation season of each year.

The authorized place of use, for both rights, is located as follows:

$SE\frac{1}{4}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$ 2.8 ACRES
SECTION 35
TOWNSHIP 6 NORTH, RANGE 35 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.

The applicant proposes to change the place of use to:

SE¼ SW¼ NE¼ 2.8 ACRES
SECTION 35
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

further described as Tax Lot 3700

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, 1996.
2. The former place of use shall no longer be irrigated as a part of this water right.
3. The right with priority date of January 15, 1924, involved in this transfer, is supplemental to the right with priority date 1908, also involved with in this transfer.

Certificates 8493 and 12873 are cancelled. New certificates will be issued to confirm those portions of the rights NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,
affixed August 4, 1995.

for 

Martha O. Pagel, Director