

STATE OF OREGON

COUNTY OF WASHINGTON

ORDER APPROVING A CHANGE IN USE AND POINT OF DIVERSION

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 6490 submitted by

CLIFFORD F. EPLER  
8845 SW SPRUCE STREET  
TIGARD OREGON 97223.

The right to be modified, as evidenced by a PORTION of Certificate 10688, was perfected under Permit 10695 with a dates of priority of AUGUST 15, 1932, FOR 0.0006 CFS AND OCTOBER 1, 1932, FOR 0.0016 CFS. The right allows the use of ASH CREEK, a tributary of FANNO CREEK, for IRRIGATION OF 0.181 ACRE. This right is limited to 0.0022 cubic foot per second, if available at the authorized points of diversion: SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 35, T 1 S, R 1 W, W.M., 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 use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

SE $\frac{1}{4}$  NE $\frac{1}{4}$  0.181 ACRE  
SECTION 35  
TOWNSHIP 1 SOUTH, RANGE 1 WEST, W.M.

The applicant proposes to change the use of 600 square feet (0.014 ACRE) of irrigation to FISH CULTURE. The applicant also proposes to change the point of diversion to the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 35, T 1 S, R 1 W, W.M.; 195 FEET NORTH AND 1035 FEET WEST FROM THE NW CORNER OF THE RICHARDSON DLC 55. The rates of diversion will be 0.0002 cfs for fish culture and 0.0020 cfs for irrigation.

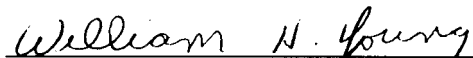
The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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, 1993.
2. The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water available at the original points of diversion.
3. When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and 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 former place of use shall no longer be irrigated as a part of this water right.

Certificate 10688 is 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 4, 1992.

  
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William H. Young

Recorded in Special Order Records at Volume 46, Page 274 .