

STATE OF OREGON

COUNTY OF BAKER

ORDER APPROVING A CHANGE IN 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 TRANSFER 6357 submitted by

RICHARD AND MARIAN O'CONNELL
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to use the waters of the POWDER RIVER, a tributary of the SNAKE RIVER, for the purpose of IRRIGATING 52.5 ACRES.

The right to be transferred, as evidenced by certificate 56450, was perfected under Permit 3672 with a date of priority of DECEMBER 15, 1917. This right is limited to 0.66 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the river.

The new point of diversion is located as follows:

SE 1/4 NW 1/4, SECTION 22, T 8 S, R 42 E, W.M.; SOUTH 27.25 CHAINS AND SOUTH 38 DEGREES 15 MINUTES WEST, 5.75 CHAINS FROM THE N 1/4 CORNER OF SECTION 22.

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

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use is as follows:

NE 1/4 NE 1/4	0.5 ACRE
SW 1/4 NE 1/4	17.5 ACRES
SE 1/4 NE 1/4	12.0 ACRES
NE 1/4 SE 1/4	15.0 ACRES
NW 1/4 SE 1/4	7.5 ACRES

SECTION 22

TOWNSHIP 8 SOUTH, RANGE 42 EAST, W.M.

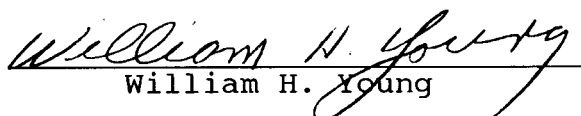
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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, 1991.
2. The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at Irwin Canal, the original point 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.

Certificate 56450 is canceled. 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 31, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, Page 277.

T-6357.TES