

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING AN ADDITIONAL 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 7102 submitted by

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The right to be modified, as evidenced by Certificate 48905, was perfected under Permit G-5044 with a date of priority of SEPTEMBER 2, 1970 FOR WELL 1 AND AUGUST 16, 1971 FOR WELL 2. The right allows the use of TWO WELLS, a tributary of the UMATILLA RIVER BASIN, for IRRIGATION OF 214.2 ACRES. The right is limited to 1.678 cubic foot per second FROM WELL 1 AND 0.999 CFS FROM WELL 2, if available at the original wells; SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 28, SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 28, T 4 N, R 28 E, WM; 1 - 1330 FEET SOUTH AND 1340 FEET WEST; 2 - 1350 FEET SOUTH AND 10 FEET EAST, BOTH FROM THE NE CORNER, SECTION 29, or its equivalent in case of rotation, measured at the well.

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; provided further that the wells shall not exceed 190 feet nor appropriate water from an aquifer below the depth of the alluvial gravels.

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

The authorized place of use is as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.8 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	32.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	24.8 ACRES

SECTION 28

NE $\frac{1}{4}$ NE $\frac{1}{4}$	39.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	9.6 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	20.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	35.2 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	11.4 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	1.4 ACRES

SECTION 29

TOWNSHIP 4 NORTH, RANGE 28 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 add an additional point of appropriation to:



SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 28, T 4 N, R 28 E, WM; 1340 FEET SOUTH AND 1320 FEET EAST FROM THE NW CORNER, SECTION 28.

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, 1995.
2. The quantity of water diverted at the new point of appropriation (well), together with that diverted at the old points of appropriation, shall not exceed the quantity of water available from the original points of appropriation.
3. 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 alluvial aquifer as the original points of appropriation and shall not exceed 190 feet in depth.
5. The dates of priority shall be September 2, 1970 for 1.678 cfs and August 16, 1971 for 0.999 cfs. Water may be appropriated from any one or all three wells under these priorities.

Certificate 48905 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 September 23, 1994.

  
**A. REED MARBUT**  
 Martha O. Pagel, Director