

STATE OF OREGON

COUNTY OF YAMHILL

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-9539 submitted by

MICHAEL HINTERMEYER
13501 NW FORD ROAD
GASTON, OREGON 97119-8005.

The permit to be modified is Permit R-11739 with a date of priority of MAY 4, 1995. The permit allows the use of SPRINGS AND HAY CREEK, tributaries of TURNER CREEK, for STORAGE FOR IRRIGATION AND LIVESTOCK WATERING. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 1.4 ACRE-FEET(AF), BEING 0.2 AF FROM POND 1, 1.0 AF FROM POND 2, AND 0.2 AF FROM POND 3 EACH YEAR.

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.

The authorized place of use is located as follows:

NW¼ NW¼
SECTION 12

TOWNSHIP 2 SOUTH, RANGE 5 WEST, W.M.

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

The applicant proposes to change the place of use of POND 1 and POND 3 to:

NW¼ NW¼ POND 2
SECTION 12

TOWNSHIP 2 SOUTH, RANGE 5 WEST, W.M.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. All other terms and conditions of the permit remain the same.

Permit R-11739 in the name of MICHAEL W. HINTERMEYER, is amended as described herein.

WITNESS the signature of the Water Resources
Director, affixed NOV 25 2003.


For Paul R. Cleary, Director