

STATE OF OREGON

COUNTY OF MORROW

ORDER APPROVING A CHANGE IN USE AND 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 TRANSFER 6387 submitted by

TIDEWATER BARGE LINES, INC.
6 BEACH DRIVE
VANCOUVER, WASHINGTON 98661

to use the waters of A WELL in the COLUMBIA RIVER BASIN for the purpose of INDUSTRIAL USES.

The right to be transferred, as evidenced by certificate 42433, was perfected under Permit G-4281 with a date of priority of AUGUST 15, 1968. The right is limited to 2.0 cubic feet per second, if available at the original well; SW 1/4 NE 1/4, SECTION 6, T 2 N, R 26 E, W.M.; 2960 FEET NORTH AND 2590 FEET WEST FROM THE SE CORNER OF SECTION 6, or its equivalent in case of rotation, measured at the well. This right is supplemented with Columbia River water under permit 44153 which is also changed.

The additional point of appropriation is located as follows:

SW 1/4 NE 1/4, SECTION 5, T 2 N, R 26 E, W.M.; 2340 FEET SOUTH AND 1600 FEET WEST FROM THE NE CORNER OF SECTION 5.

The amount of water used under this right from both sources shall not exceed 400 acre feet per calendar year.

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

A description of the new place of use is as follows:

N 1/2
SECTION 5
TOWNSHIP 2 NORTH, RANGE 26 EAST W.M.

S 3/4
SECTION 29

W 1/2 NE 1/4
SE 1/4 NE 1/4
NW 1/4
S 1/2
SECTION 32
TOWNSHIP 3 NORTH, RANGE 26 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, *Extended to 10-1-95.*
2. The quantity of water diverted from the additional point of appropriation, together with that diverted from the original point of appropriation, shall not exceed the quantity of water available from the original point 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. The well at the additional point of appropriation shall be constructed to the well construction standards in effect as of the date of this order and must include an access port.
5. Water shall be acquired from the same aquifer as the original point of appropriation.
6. The following former place of use shall no longer be irrigated as part of this water right:

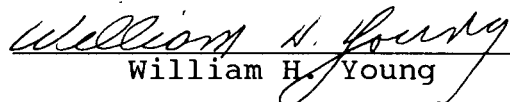
NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	39.2 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	51.0 ACRES
SW 1/4 NW 1/4	50.8 ACRES
SE 1/4 NW 1/4	38.0 ACRES
NE 1/4 SW 1/4	32.8 ACRES
NW 1/4 SW 1/4	50.6 ACRES
SW 1/4 SW 1/4	50.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	35.6 ACRES
SW 1/4 SE 1/4	40.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES

SECTION 6

TOWNSHIP 2 NORTH, RANGE 26 EAST, W.M.

Certificate 42433 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 June 14, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, Page 291.

T-6387.TES