

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING AN ADDITIONAL POINT OF APPROPRIATION

Pursuant to ORS 537.705, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6804 submitted by

JOHN BEYER
12080 HOOK ROAD N.E.
MT. ANGEL OREGON, 97362

The right to be modified, as evidenced by Certificate 39895, was perfected under Permit G-3282 with a date of priority of MAY 5, 1966. The right allows the use of A WELL, a tributary of the PUDDING RIVER, for IRRIGATION OF 36.9 ACRES. The right is limited to 0.40 cubic foot per second, if available at the original well; located in LOT 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) SECTION 16, T.6S., R.1W., W.M.; 1180 FEET SOUTH AND 770 FEET EAST FROM THE N $\frac{1}{4}$ CORNER SECTION 16, 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 2 $\frac{1}{2}$ acre-feet 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 as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	0.6	ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	1.6	ACRES
Both as projected within S. TUCKER DLC 52		
LOT 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)	14.1	ACRES
LOT 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)	12.6	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	4.5	ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	3.5	ACRES
Both as projected within S. TUCKER DLC 52		
SECTION 16		
TOWNSHIP 6 SOUTH, RANGE 1 WEST, 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 LOT 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 16, T.6S., R.1W., W.M.; 1820 FEET SOUTH AND 630 FEET WEST FROM NW CORNER, S. TUCKER DLC 52.

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, 1996.
2. The quantity of water diverted at the new point of appropriation (well), together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.
3. When required by the Department 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 aquifer as the original point of appropriation.

Certificate 39895 is cancelled. 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 SEP 6 1995.



Martha O. Pagel, Director