

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN 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 7707 submitted by

JOHN BEYER
12080 HOOK ROAD NE
MT. ANGEL, OREGON 97362.

The right to be modified, as evidenced by Special Order Volume 49, Page 300, entered September 6, 1995, approving Transfer 6804, was perfected under Permit G-3282 with a date of priority of MAY 5, 1966. The right allows the use of TWO WELLS, in the PUDDING RIVER BASIN, for IRRIGATION OF 36.9 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.40 cubic foot per second, if available at the original well: LOT 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 16, T 6 S, R 1 W, 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 authorized points of appropriation are located as follows;

LOT 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 16, T 6 S, R 1 W, W.M.; 1180 FEET SOUTH AND 770 FEET EAST FROM THE N $\frac{1}{4}$ CORNER, SECTION 16.

LOT 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 16, T 6 S, R 1 W, W.M.; 1820 FEET SOUTH AND 630 FEET WEST FROM THE NW CORNER, S. TUCKER DLC 52.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet per acre 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 ACRE
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 change the point of appropriation to:

LOT 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 16, T 6 S, R 1 W, W.M.; 1280 FEET SOUTH AND 490 FEET WEST FROM THE SW CORNER, DLC 51.

Satisfactory proof of the completion of the change approved by order of the Water Resources Director entered September 6, 1995, at Special Order Volume 49, Page 300 approving Transfer 6804, is confirmed as described above.

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, 1998.
2. The quantity of water diverted at the new point of appropriation (well) 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.

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 March 25, 1997.



Martha O. Pagel, Director