

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING CHANGES IN POINTS 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 6540 submitted by

NORPAC FOODS, INC.
P.O. BOX 458
STAYTON, OREGON 97383.

The first right to be modified, as evidenced by Certificate 35772, was perfected under Permit G-2172 with a date of priority of JUNE 13, 1962. The right allows the use of water from A WELL (7), a tributary of LITTLE PUDDING RIVER BASIN, for IRRIGATION OF 163.4 ACRES. The right is limited to 1.77 cubic feet per second, if available at the original well; NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MARTEL DLC 65, SECTION 17, T 6 S, R 2 W, W.M.; 340 FEET NORTH AND 1420 FEET EAST FROM THE SW CORNER OF MARTEL DLC 65, or its equivalent in case of rotation, measured at the well.

The second right to be modified, as evidenced by Certificate 40112, was perfected under Permit G-4422 with a date of priority of DECEMBER 2, 1968. The right allows the use of water from WELL 3, a tributary of LITTLE PUDDING RIVER BASIN, for INDUSTRIAL USE IN A CANNERY. The right is limited to 1.0 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within MARTEL DLC 65, SECTION 8, T 6 S, R 2 W, W.M.; 2635 FEET SOUTH 65° 32' EAST FROM THE RE-ENTRANT CORNER, WEST LINE AUGUST LAMBERT DLC 61, or its equivalent in the case of rotation, measured at the well.

The third right to be modified, as evidenced by Certificate 40114, was perfected under Permit G-4424 with a date of priority of DECEMBER 2, 1968. The right allows the use of water from WELL 1, a tributary of LITTLE PUDDING RIVER BASIN, for INDUSTRIAL USE IN A CANNERY. The right is limited to 1.09 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected with MARTEL DLC 65, SECTION 8, T 6 S, R 2 W, W.M.; 2519 FEET SOUTH 63° 57' EAST FROM RE-ENTRANT CORNER, WEST LINE AUGUSTUS LAMBERT DLC 61, or its equivalent in the case of rotation, measured at the well.

The forth right to be modified, as evidenced by Certificate 45424, was perfected under Permit G-3560 with a date of priority of JANUARY 16, 1967. The right allows the use of water from A WELL (6), a tributary of LITTLE PUDDING RIVER BASIN, for IRRIGATION OF 164.5 ACRES. The right is limited to 2.06 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within LAMBERT DLC 61, SECTION 8, T 6 S, R 2 W, W.M.; 2220 FEET SOUTH AND 1000 FEET WEST FROM THE NE CORNER OF LAMBERT DLC 61, or its equivalent in the case of rotation, measured at the well.

The amount of water used for irrigation under these rights 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:

WELL 7

SW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within LAMBERT DLC 61	8.6 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within MARTEL DLC 65	11.2 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within LAMBERT DLC 61	0.1 ACRE

SECTION 8

SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within MARTEL DLC 65	0.1 ACRE
SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within BROOKS DLC 64	3.8 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MARTEL DLC 65	15.3 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MARTEL DLC 65	31.4 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MARTEL DLC 65	2.8 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within BROOKS DLC 64	33.2 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within BROOKS DLC 64	33.6 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MARTEL DLC 65	4.2 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within BROOKS DLC 64	2.6 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within BROOKS DLC 64	1.4 ACRES

SECTION 17

SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within BROOKS DLC 64	15.0 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within BROOKS DLC 64	0.1 ACRE

SECTION 18

TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

WELLS 1 AND 3

SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within MARTEL DLC 65	INDUSTRIAL
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SECTION 8

NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within MARTEL DLC 65	INDUSTRIAL
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SECTION 17

TOWNSHIP 6 SOUTH, RANGE 2 WEST, W.M.

WELL 6

LOT 7 (SW $\frac{1}{4}$ SE $\frac{1}{4}$)	0.4 ACRE
SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within LAMBERT DLC 61	9.3 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within LAMBERT DLC 61	16.9 ACRES
LOT 8 (SE $\frac{1}{4}$ SE $\frac{1}{4}$)	0.6 ACRE

SECTION 5

NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within LAMBERT DLC 61	35.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within LAMBERT DLC 61	25.3 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within LAMBERT DLC 61	26.2 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within LAMBERT DLC 61	25.3 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within LAMBERT DLC 61	6.8 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within LAMBERT DLC 61	18.7 ACRES

SECTION 8

TOWNSHIP 6 SOUTH, RANGE 2 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 Wells 2, 4, 5, 6, 7, 8, 9, and 10 to the existing rights so that any or all wells can be used to supply water under all four rights. Wells 1 and 3 have been abandoned and will be replaced by the other wells. The wells are located as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within DLC 65, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 2 - 2984 FEET SOUTH 71° 34' EAST FROM THE WEST RE-ENTRANT CORNER OF DLC 61.

SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within DLC 65, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 4 - 2512 FEET SOUTH 68° 34' EAST FROM THE WEST RE-ENTRANT CORNER OF DLC 61.

SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within DLC 65, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 5 - 3167 FEET SOUTH 74° 05' EAST FROM THE WEST RE-ENTRANT CORNER OF DLC 61.

SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within DLC 61, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 6 - 2220 FEET SOUTH AND 1000 FEET WEST FROM THE NE CORNER OF DLC 61.

NE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within DLC 65, SECTION 17, T 6 S, R 2 W, W.M.;
WELL 7 - 340 FEET NORTH AND 1420 FEET EAST FROM THE SW CORNER OF DLC 65.

NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within DLC 61, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 8 - 100 FEET NORTH AND 2000 FEET EAST FROM THE WEST RE-ENTRANT CORNER OF DLC 61.

NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within DLC 61, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 9 - 900 FEET NORTH AND 2000 FEET EAST FROM THE WEST RE-ENTRANT CORNER OF DLC 61.

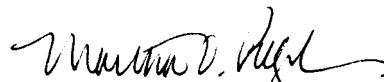
SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within DLC 61, SECTION 8, T 6 S, R 2 W, W.M.;
WELL 10 - 1900 FEET NORTH AND 2000 FEET EAST FROM THE WEST RE-ENTRANT CORNER OF DLC 61.

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 1993.
2. The quantity of water diverted at the new points of appropriation (wells) shall not exceed the quantity of water available from the original points of appropriation.
3. When required by the Department the water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The type and plans of the measuring devices 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 points of appropriation.

Certificates 35772, 40112, 40114, and 45424 are cancelled. The remainder of the right evidenced by Certificate 35772 was cancelled by an order of the Water Resources Director entered July 6, 1992. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director, affixed JULY 6, 1992.



Martha O. Pagel

Recorded in Special Order Records at Volume 46, Page 321 .

T-6540.LHN