

STATE OF OREGON

COUNTY OF BAKER

ORDER APPROVING AN ADDITIONAL POINT OF DIVERSION

Pursuant to ORS 540.510 to 540.530, 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 6900 submitted by

RICHARD D. STEPHENS
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HAINES, OREGON 97833.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County as evidenced by Certificate 4150. The decree is recorded in the Order Record of the Water Resources Director in Volume 6, at Page 291. The date of priority is 1880.

The right allows the use of ROCK CREEK, a tributary of the POWDER RIVER, for IRRIGATION OF 80.0 ACRES. This right is limited to 1/40 OF ONE CUBIC FOOT PER SECOND PER ACRE, if available at the authorized point of diversion: MAXWELL DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES
SECTION 24

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
SECTION 25

TOWNSHIP 7 SOUTH, RANGE 38 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 and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to add an additional point of diversion to:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 34, T 7 S, R 38 E, WM; 500 FEET NORTH AND 700 FEET WEST FROM THE W $\frac{1}{4}$, SECTION 35.

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 diversion, together with that diverted at the old diversion, shall not exceed the quantity of water available at the original point of diversion.

3. The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Certificate 4150 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. 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 JAN 23 1995.



A. REED MARBUT



Martha O. Pagel, Director