

STATE OF OREGON

COUNTY OF WHEELER

ORDER APPROVING A CHANGE IN 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 6545 submitted by

MITCHELL SCHOOL DISTRICT #55  
P.O. BOX 247  
MITCHELL, OREGON 97750.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for WHEELER County as evidenced by a PORTION of Certificate 13579. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 388. The date of priority is 1896.

The right allows the use of BRIDGE CREEK, for IRRIGATION OF 2.9 ACRES. This right is limited to ONE-FORTIETH OF CUBIC FOOT PER SECOND PER ACRES OF LAND IRRIGATED BEFORE JUNE 15, AND ONE-EIGHTIETH OF ONE CUBIC FOOT PER SECOND PER ACRE AFTER JUNE 15, DURING THE IRRIGATION SEASON FROM MARCH 1 TO OCTOBER 1 OF EACH YEAR, if available at the authorized point of diversion: PIETY HILL DITCH - LOT 6 (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ), SECTION 6, T 12 S, R 22 E, WM, 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 $\frac{1}{4}$  SE $\frac{1}{4}$  1.7 ACRES  
SECTION 36  
TOWNSHIP 11 SOUTH, RANGE 21 EAST, W.M.

LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) 1.2 ACRES  
SECTION 1  
TOWNSHIP 12 SOUTH, RANGE 21 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 change the point of diversion to:

SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 36, T 11 S, R 21 E, WM; 335 FEET NORTH AND 740 FEET WEST FROM THE SE CORNER OF SECTION 36.

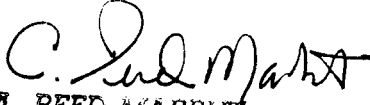
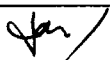
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1994.

2. The quantity of water diverted at the new point of diversion, together with that diverted, under this water right, at the other diversions, shall not exceed the quantity of water available at the original point of diversion.
3. When required by the Department, 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 13579 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 August 26, 1993.

  
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 Martha O. Pagel