

STATE OF OREGON

COUNTY OF JACKSON

ORDER APPROVING A CHANGE IN USE, PLACE OF USE AND 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 TRANSFER 6147 submitted by

Hal Munson
c/o City of Ashland
City Hall
Ashland, Oregon 97520

to use the waters of Ashland Creek, a tributary of Bear Creek, for the purpose of Municipal use.

The right to be transferred was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County as evidenced by certificate 16026. The decree is recorded in the Order Record of the WATER RESOURCES DIRECTOR in Volume 4, at page 1. The date of priority is 1858.

This right is limited to 0.032 cubic foot per second, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, NW 1/4 NW 1/4, SECTION 9, T 39 S, R 1 E, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source. This right is also limited to use during the irrigation season of each year.

The new point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 20, T 39 S, R 1 E, W.M.; ASHLAND PIPELINE-100 FEET NORTH & 10 FEET WEST FROM SE CORNER SECTION 20.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the new place of use is as follows:

SECTIONS 4, 5, 8, 9, 10, 11, 14, 15, 16, 17, & 23

TOWNSHIP 39 SOUTH, RANGE 1 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.

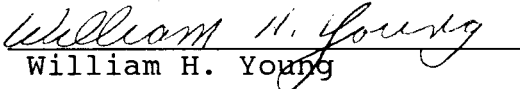
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1991.
2. The water user shall continue to maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.
3. The following former place of use shall no longer be irrigated as a part of this water right:

NW 1/4 SW 1/4 1.238 ACRES
SECTION 4
TOWNSHIP 39 SOUTH, RANGE 1 EAST, W.M.

Certificate 16026 was canceled December 11, 1989 by the order approving transfer 6146. A new certificate will be issued to confirm that portion of the right NOT involved in T-6146 and 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 February 6, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, page 34

T-6147.BE