

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN CHARACTER OF USE

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 7266 submitted by

CITY OF SALEM
555 LIBERTY STREET SE ROOM 325
SALEM, OREGON 97301.

The right to be modified, as evidenced by a PORTION of Certificate 12033, was perfected under Permit 12033 with a date of priority of JULY 5, 1923. The right allows the use of the NORTH SANTIAM RIVER, a tributary of the WILLAMETTE RIVER, for MUNICIPAL USE. This right is limited to 2.5 cubic foot per second, if available at the authorized point of diversion: SW¼ NE¼, SECTION 13, T 9 S, R 1 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

SERVICE AREA FOR THE CITY OF SALEM

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to temporarily change the character of use from municipal use to Groundwater Recharge. The recharge well (ASR WELL 1) will be located within the NW¼ SE¼, SECTION 10, T 8 S, R 3 W, WM; 701 FEET SOUTH AND 1007 FEET EAST FROM THE NE CORNER, PATTERSON DLC 50.

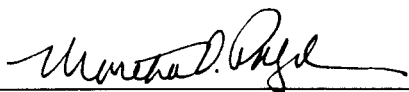
Water will be used in accordance with the terms of Surface Water Application 75207, in the name of the City of Salem.

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

1. The water user may use up to 2.5 cfs of water for Groundwater Recharge, in accordance with the provisions of water use Permit 51661, for two years from the date of this order, or until July 1, 1997, which ever occurs first.
2. Water Right Certificate 12033 is suspended. The remainder of the water right described by Certificate 12033, which allows the use of up to 19.5 cfs of water from the North Santiam River, with a priority of July 5, 1925, for Municipal Use, may continue in accordance with the terms and conditions of Water Right Certificate 12033.

3. This order shall expire two years from the date of this order, or July 1, 1997, which ever occurs first. Upon expiration of this order, the use of water shall revert to Municipal Use under the terms and conditions described by Water Right Certificate 12033. At that time, this right shall enjoy the same status as just prior to the effective date of this order.
4. 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 and recharged to the groundwater aquifer. 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.

WITNESS the signature of the Water Resources Director,
affixed June 22, 1995.



Martha O. Pagel, Director