

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A CHANGE IN 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, as conditioned or limited herein, TRANSFER 6523 submitted by

HAROLD H. ZURBRICK
53521 HALLEY ROAD
LAGRANDE, OREGON 97850.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UNION County as evidenced by Certificate 6618. The decree is recorded in the Order Record of the Water Resources Director in Volume 8, at Page 1. The date of priority is 1897.

The right allows the use of HUNTER CANYON CREEK, a tributary of GRANDE RONDE RIVER, for IRRIGATION OF 50 ACRES. This right is limited to THREE ACRE FEET PER ACRE IN ANY IRRIGATION SEASON, DIVERTED AT A RATE NOT TO EXCEED ONE-FORTIETH OF A CUBIC FOOT PER SECOND PER ACRE, if available at the authorized point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 23, T 2 S, R 38 E, W.M., 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:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 SECTION 23
TOWNSHIP 2 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 change the point of diversion to:

NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 23, T 2 S, R 38 E, W.M.; 2640 FEET SOUTH AND 200 FEET EAST FROM THE NE CORNER OF SECTION 23.

The applicant also proposes to change the place of use to:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 19.0 ACRES
 SECTION 23

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.0 ACRES
 SECTION 24
TOWNSHIP 2 SOUTH, RANGE 38 EAST, W.M.

The receiving landowner is to be:

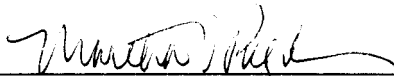
STEVEN LYNN STONEBREAKER
63235 HALLEY ROAD
LAGRANDE, OREGON 97850

THESE CHANGES 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, 1993.
2. The quantity of water diverted at the new point of diversion 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.
4. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 6618 is cancelled. 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 JULY 20, 1992.



Martha O. Pagel

Recorded in Special Order Records at Volume 46, Page 343 .