

STATE OF OREGON

COUNTY OF LINN

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.705, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6885 submitted by

MELVIN AND LAVERNA COUEY
36483 HWY 226
ALBANY, OREGON 97321

The right to be modified, as evidenced by a PORTION of Certificate 27690, was perfected under Permit G-1049 with a date of priority of JULY 31, 1958. The right allows the use of A WELL, a tributary of the SANTIAM RIVER BASIN, for IRRIGATION OF 4.49 ACRES. The right is limited to 0.06 cubic foot per second, if available at the original well located: SW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within MAXWELL DLC 43, SECTION 9, T.11S., R.2W., W.M., S.48° W., 1750 FEET FROM N.E. CORNER OF DLC 43, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 $\frac{1}{2}$ acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.61	ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	2.88	ACRES

both as projected with MAXWELL DLC 43
SECTION 9
TOWNSHIP 11 SOUTH, RANGE 2 WEST, W.M.

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

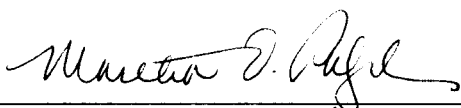
The applicant proposes to change the POINT OF APPROPRIATION from the original well (WELL 1) to two wells located: WELL 2 - SW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within MAXWELL DLC 43, SECTION 9, T.11S., R.2W., W.M., S.56° W., 1400 FEET FROM N.E. CORNER OF DLC 43, WELL 3 - SW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within MAXWELL DLC 43, SECTION 9, T.11S., R.2W., W.M., S.34° W., 1335 FEET FROM N.E. CORNER OF DLC 43.

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, 1997.
2. The quantity of water diverted at the new points of appropriation (wells), together with the quantity of water diverted at the original point of appropriation shall not exceed the quantity of water lawfully available from the original point of appropriation.
3. When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. Water shall be acquired from the same aquifer as the original point of appropriation.

Certificate 27690 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 October 20, 1995.



Martha O. Pagel, Director