

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING ADDITIONAL POINTS OF APPROPRIATION

Pursuant to ORS 537.705, 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 6382 submitted by

KRAEMER FARMS
13318 DOMINIC ROAD NE
MT. ANGEL, OREGON 97362.

The first right to be modified, as evidenced by Certificate 44870, was perfected under Permit G-6669 with a date of priority of SEPTEMBER 18, 1974. The right allows the use of A WELL (KRAEMER WELL), a tributary of the ZOLLNER CREEK BASIN, for IRRIGATION OF 12.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 67.1 ACRES. The right is limited to 1.0 cubic foot per second, if available at the original well; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, WM; KRAEMER WELL - 460 FEET SOUTH AND 940 FEET WEST FROM THE NE CORNER, SECTION 3, or its equivalent in case of rotation, measured at the well.

The second right to be modified, as evidenced by Certificate 52670, was perfected under Permit G-7126 with a date of priority of JANUARY 16, 1976. The right allows the use of the KRAEMER WELL, a tributary of the ZOLLNER CREEK BASIN, for IRRIGATION OF 62.0 ACRES. The right is limited to 0.78 cubic foot per second, if available at the original well; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, WM; KRAEMER WELL - 460 FEET SOUTH AND 940 FEET WEST FROM THE NE CORNER, SECTION 3, or its equivalent in case of rotation, measured at the well.

The third right to be modified, as evidence by a PORTION of Certificate 53166, was perfected under permit G-8955 with a date of priority of MAY 13, 1980. the right allows the use of A WELL (KRAEMER WELL), a tributary of the ZOLLNER CREEK BASIN, for IRRIGATION OF 28.4 ACRES. The right is limited to 0.36 cubic foot per second, if available at the original well; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, WM; KRAEMER WELL - 460 FEET SOUTH AND 940 FEET WEST FROM THE NE CORNER, SECTION 3, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under these rights 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, and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others, provided further that, for the May 13, 1980 right perfected under permit G-8955, in the event of a request for a change in point of appropriation, an additional point of appropriation or repair of this well (Kraemer Well), the quantity of water allowed herein together with any other right from this point of appropriation shall not exceed the capacity of this well at the time of perfection of this right.

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

The authorized place of use is as follows:

SEPTEMBER 18, 1974

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE $\frac{1}{4}$ NE $\frac{1}{4}$	12.9 ACRES	27.1 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$		40.0 ACRES
SECTION 3		
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.		

JANUARY 16, 1976

NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	22.0 ACRES
SECTION 3	
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.	

MAY 13, 1980

SW $\frac{1}{4}$ NW $\frac{1}{4}$	11.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	8.3 ACRES
SECTION 2	
NW $\frac{1}{4}$ NE $\frac{1}{4}$	9.1 ACRES
SECTION 3	
TOWNSHIP 6 SOUTH, RANGE 1 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 add the following points of appropriation:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 2; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 4; T 6 S, R 1 W, WM; RODY WELL - 1990 FEET SOUTH AND 90 FEET EAST FROM THE NW CORNER, SECTION 2; KRAEMER #2 WELL - 1200 FEET SOUTH AND 550 FEET EAST FROM THE N $\frac{1}{4}$ CORNER, SECTION 3; NORB WELL - 1730 FEET SOUTH AND 270 FEET EAST FROM THE NW CORNER, SECTION 3; ESCH WELL - 50 FEET AND 340 FEET WEST FROM THE NE CORNER, SECTION 4.

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, 1996.
2. The quantity of water diverted at the new points of appropriation (wells), together with the quantity of water diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation or the capacity of the old point of appropriation at the time of perfection of Permit G-8955.

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.

Certificates 44870, 52670, and 53166 are 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, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,
affixed NOV 30 1994.


A. REED MARBUT
for, Martha O. Pagel, Director