

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN 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 6571 submitted by

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The right to be modified, as evidenced by Certificate 41621, was perfected under Permit 28228 with a date of priority of JULY 31, 1962. The right allows the use of BUTTE CREEK, a tributary of the PUDDING RIVER, for IRRIGATION OF 11.5 ACRES. This right is limited to 0.14 cubic foot per second, if available at the original point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 15, T 6 S, R 1 E, WM; 1600 FEET NORTH AND 1300 FEET EAST FROM THE SW CORNER, SECTION 15, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized point of diversion is located:

NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within FARROW DLC 44, SECTION 15, T 6 S, R 1 E, WM; 1780 FEET NORTH AND 2520 FEET EAST FROM THE SW CORNER LOT 2 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), SECTION 15.

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 located as follows:

LOT 1 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)	2.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	8.7 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	0.8 ACRE

both as projected within NOWLEN DLC 53
SECTION 15
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

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 change the point of diversion to:

NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within FARROW DLC 44, SECTION 15, T 6 S, R 1 E, WM; 1730 FEET NORTH AND 2920 FEET EAST FROM THE SW CORNER, SECTION 15.

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 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.

Certificate 41621 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 December 14, 1994.



Martha O. Pagel, Director