

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 6647 submitted by

A & R SPADA FARMS
7251 ST. PAUL HIGHWAY
ST. PAUL, OREGON 97137.

The right to be modified, as evidenced by Certificate 39929, was perfected under Permit R-4964 with a date of priority of SEPTEMBER 18, 1967. The right allows the storage of water from CHAMPOEG CREEK, a tributary of the WILLAMETTE RIVER, for IRRIGATION AND SUPPLEMENTAL IRRIGATION. This right is limited to 329.0 ACRE FEET, if available, 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 reservoir is located as follows:

SE $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$
all as projected within MCKAY DLC 83
SW $\frac{1}{4}$ SE $\frac{1}{4}$
as projected within BARNABIE DLC 50
SE $\frac{1}{4}$ SE $\frac{1}{4}$
as projected within KENNEDY DLC 49
SECTION 22

SW $\frac{1}{4}$ NW $\frac{1}{4}$
as projected within MCKAY DLC 83
SECTION 23

NW $\frac{1}{4}$ NE $\frac{1}{4}$
as projected within BARNABIE DLC 50
NW $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
both as projected within MCKAY DLC 83
NE $\frac{1}{4}$ NW $\frac{1}{4}$
as projected within LEBRUN DLC 59
SECTION 27
TOWNSHIP 4 SOUTH, RANGE 2 WEST, 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 character of use to MULTIPLE AGRICULTURAL USES (including irrigation, nursery, and other agricultural uses).

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 storage of water under this right is limited to 329.0 Acre Feet each year, regardless of the number of existing or future secondary uses from the reservoir.

Certificate 39929 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