

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING USE OF AN ADDITIONAL POINT OF DIVERSION AND CHANGE IN USE FROM SUPPLEMENTAL IRRIGATION TO PRIMARY IRRIGATION

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 TRANSFERS 6312, 6313 AND 6314 submitted by:

DON DODSON, LOUISE DODSON and ZELDA JOY HARROD
BOX 654
NORTH POWDER, OREGON 97867

to use the waters of WOLF CREEK, a tributary of the POWDER RIVER, for the purpose of PRIMARY IRRIGATION OF 272.5 ACRES.

The right to be transferred, as evidenced by certificate 4926, was perfected for supplemental irrigation under Permit 2173, with a date of priority of OCTOBER 14, 1911. This right is limited to 3.41 cubic feet per second, or its equivalent in case of rotation, measured at the Wolf Creek points of diversion.

The points of diversion are located as follows:

EXISTING DIVERSION - SW 1/4 NW 1/4, SECTION 16, T 6 S, R 39 E, W.M.; 2660 FEET SOUTH AND 400 FEET EAST FROM THE NW CORNER OF SECTION 16; ADDITIONAL DIVERSION AT WOLF CREEK DAM - SW 1/4 SE 1/4, SECTION 11, T 6 S, R 38 E, W.M.; 570 FEET NORTH AND 1550 FEET WEST FROM THE SE CORNER OF SECTION 11.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second per acre. This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the place of use is as follows:

	<u>T-6312</u> <u>DON DODSON</u>	<u>T-6313</u> <u>LOUISE DODSON</u>	<u>T-6314</u> <u>HARROD</u>
SE 1/4 SE 1/4 SECTION 10		1.5 ACRES	
SW 1/4 SW 1/4	37.5 ACRES		
SE 1/4 SW 1/4	40.0 ACRES		
SW 1/4 SE 1/4	20.0 ACRES		18.5 ACRES
SE 1/4 SE 1/4 SECTION 11	34.0 ACRES		1.5 ACRES

SW 1/4 SW 1/4 23.5 ACRES
SECTION 12

NE 1/4 NW 1/4 40.0 ACRES
NW 1/4 NW 1/4 31.0 ACRES
NW 1/4 NE 1/4 25.0 ACRES
SECTION 14

TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.

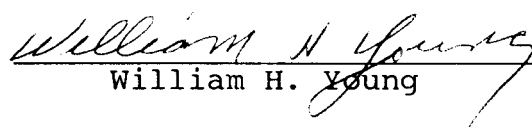
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USERS:

1. The proposed changes are complete. The claim of beneficial use shall be submitted in accordance with the transmittal letter.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the original Sunnyslope and Kelsey-Moore Ditch at Wolf Creek, shall not exceed the quantity of water available at the original point of diversion.
3. The quantity of water diverted from Wolf Creek shall be no more than 95% of the water that was historically used from the North Powder River under the former primary right.
4. 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 4926 is canceled. A new certificate will be issued to confirm that portion of the right NOT involved in this order. 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 18, 1990.


William H. Young

Recorded in Special Order Records Volume 44, page 379.

T-6312, 6313, 6314.VRG