

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING AN ADDITIONAL 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 8431 submitted by

RON HOLEMAN
BOX 113
ECHO, OREGON 97826.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County as evidenced by Certificate 75837. The decree is recorded in the Order Record of the Water Resources Director in Volume 3, at Page 127. The date of priority is JULY 1, 1884.

The right allows the use of the UMATILLA RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 121.4 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.51 cubic foot per second, subject to the provisions of Paragraph 33 of the decree, if available at the authorized point of diversion: TAYLOR DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

The authorized place of use is located as follows:

SE¼ SE¼	6.2 ACRES	SW¼ NE¼	4.8 ACRES
SECTION 21		NE¼ NW¼	31.0 ACRES
		NW¼ NW¼	34.4 ACRES
SW¼ SW¼	19.0 ACRES	SW¼ NW¼	0.9 ACRES
SECTION 22		SE¼ NW¼	15.0 ACRES
		SECTION 27	
		NE¼ NE¼	10.1 ACRES
		SECTION 28	

TOWNSHIP 3 NORTH, RANGE 29 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 and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to add an additional point of diversion, an infiltration gallery, to:

SW¼ SW¼, SECTION 22, T 3 N, R 29 E, WM; 720 FEET NORTH AND 1250 FEET EAST FROM THE SW CORNER, SECTION 22.

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, 2001.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

3. 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.
4. Water shall be acquired from the same surface water source as the original point of diversion.
6. The approval of the additional point of diversion is based on infiltration gallery construction details provided by the applicant. Any changes in construction of the infiltration gallery must be approved by the Department in advance, and may be subject to the provisions of the General Standards for the Construction and Maintenance of Water Wells in Oregon.

Certificate 75837 is canceled. 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 MAY 11 2000 .



For Martha O. Pagel, Director