

STATE OF OREGON

COUNTY OF CLACKAMAS

ORDER APPROVING AN ADDITIONAL POINT OF DIVERSION

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 7836 submitted by

SCHMIDT CO.
P.O. BOX 189
BORING, OREGON 97009.

The right to be modified, as evidenced by Certificate 50464, was perfected under Permit G-5788 with a date of priority of MAY 10, 1973. The right allows the use of A WELL, in the SANDY RIVER BASIN, for IRRIGATION OF 90.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.1 cubic foot per second, if available at the original well; NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 27, T 1 S, R 4 E, W.M.; 3140 FEET SOUTH AND 1600 FEET EAST FROM THE NW CORNER OF SECTION 27, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet per acre 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 as follows:

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.2 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 24.8 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.1 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 7.1 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 2.4 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 13.9 ACRES
SECTION 27
TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

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 an additional point of appropriation to:

SE¼ NW¼, SECTION 27, T 1 S, R 4 E, W.M.; 1750 FEET SOUTH AND 1625 FEET FROM THE NW CORNER OF SECTION 27.

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, 1999.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.
3. 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.

Certificate 50464 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 April 15, 1998.


For Martha O. Pagel, Director