

STATE OF OREGON

COUNTY OF JOSEPHINE

ORDER APPROVING A CHANGE IN PLACE 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 7099 submitted by

DUDLEY R. DAY AND DOLORES L. DURANDO
8050 NORTH APPLGATE ROAD
GRANTS PASS, OREGON 97527

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for JOSEPHINE County as evidenced by a PORTION of Certificate 55691. The decree is recorded in the Order Record of the Water Resources Director in Volume 16, at Page 523. The date of priority is FEBRUARY 1899.

The right allows the use of the APPLGATE RIVER, a tributary of the ROGUE RIVER, for IRRIGATION OF 1.0 ACRE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.02 cubic foot per second, if available at the original point of diversion: NORTHSIDE DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized points of diversion are located:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 21, T 37 S, R 5 W, W.M.; MURPHY ELECTRIC IRRIGATION INC. DITCH - 1550 FEET SOUTH AND 2200 FEET EAST FROM THE NW CORNER OF SECTION 21.

SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 6, T 38 S, R 4 W, W.M.; NORTHSIDE DITCH - 950 FEET NORTH AND 200 FEET EAST FROM THE SW CORNER OF SECTION 6.

The authorized place of use is located as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 ACRE
SECTION 21
TOWNSHIP 37 SOUTH, RANGE 5 WEST, 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 change the place of use to:

NW¼ NW¼ 1.0 ACRE
SECTION 21
TOWNSHIP 37 SOUTH, RANGE 5 WEST, W.M.

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 former place of use shall no longer be irrigated as a part of this water right.

Certificate 55961 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. 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 4/27/98.



Martha O. Paged, Director