

STATE OF OREGON

COUNTY OF LINN

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION
AND CHANGE IN PLACE OF USE

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 6453 submitted by

WILLIAM H. FERWALT
36276 TAPPER LANE SE
ALBANY, OREGON 97321.

The right to be modified, as evidenced by a PORTION of Certificate 57072, was perfected under Permit G-5857 with a date of priority of JUNE 18, 1973. The right allows the use of WELL 1, a tributary of SANTIAM RIVER BASIN, for IRRIGATION OF 16.9 ACRES. The right is limited to 0.21 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 4, T 11 S, R 2 W, W.M.; 820 FEET NORTH AND 780 FEET WEST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 4, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet 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:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	2.8 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.5 ACRE
SE $\frac{1}{4}$ SW $\frac{1}{4}$	13.5 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	0.1 ACRE

SECTION 4
TOWNSHIP 11 SOUTH, RANGE 2 WEST, W.M.

The applicant proposes to change the point of appropriation to:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 4, T 11 S, R 2 W, W.M.; 860 FEET NORTH AND 49 FEET EAST OF THE S $\frac{1}{4}$ CORNER OF SECTION 4.

The applicant also proposes to change the place of use from:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.8 ACRES
SECTION 4
TOWNSHIP 11 SOUTH, RANGE 2 WEST, W.M.

Proposed place of use:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.2 ACRE
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.6 ACRES
SECTION 4
TOWNSHIP 11 SOUTH, RANGE 2 WEST, W.M.

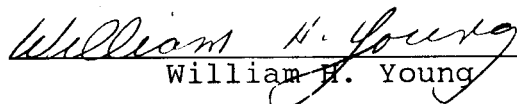
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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, 1992.
2. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water available from the original point of appropriation.
3. When required by the Department 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.
5. The former place of use shall no longer be irrigated as part of this water right.

Certificate 57072 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 November 6, 1991.


William H. Young