

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING A CHANGE IN USE AND PLACE OF USE

Pursuant to ORS 540.510 to 540.530 and 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 6433 submitted by

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The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County as evidenced by a PORTION of Certificate 2653. The decree is recorded in the Order Record of the Water Resources Director in Volume 3, at Page 250. The date of priority is 1883.

The right allows the use of BUTTER CREEK, a tributary of UMATILLA RIVER, for IRRIGATION OF 3.6 ACRES. This right is limited to 0.07 cubic foot per second, if available at the authorized point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 27, T 2 N, R 27 E, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified, as evidenced by a PORTION of Certificate 31211, was perfected under Permit 26080 with a date of priority of MARCH 23, 1959. The right allows the use of water from BUTTER CREEK, a tributary of UMATILLA RIVER, for SUPPLEMENTAL IRRIGATION OF 4.6 ACRES. This right is limited to 0.06 cubic foot per second, if available at the authorized point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 14, T 2 N, R 27 E, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation under this right is limited to a diversion of ONE-FIFTIETH of one cubic foot per second (or its equivalent) and 4 acre-feet for each acre irrigated during the irrigation season of each year.

The third right to be modified, as evidenced by a PORTION of Certificate 56072, was perfected under Permit G-7145 with a date of priority of NOVEMBER 15, 1976. The right allows the use of A DRAIN TILE, a tributary of BUTTER CREEK, for SUPPLEMENTAL IRRIGATION OF 8.2 ACRES. The right is limited to 0.06 cubic foot per second, if available at the original well; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 15, T 2 N, R 27 E, W.M.; 1380 FEET NORTH AND 210 FEET WEST FROM THE SEC CORNER OF SECTION 15, 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 3.0 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 located as follows:

	1883	1959	1976
SW $\frac{1}{4}$ NE $\frac{1}{4}$		0.7 ACRE	0.7 ACRE
SE $\frac{1}{4}$ NE $\frac{1}{4}$		0.8 ACRE	0.8 ACRE
NE $\frac{1}{4}$ SW $\frac{1}{4}$		0.1 ACRE	0.1 ACRE
SE $\frac{1}{4}$ SW $\frac{1}{4}$		1.5 ACRES	1.5 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		1.5 ACRES	1.5 ACRES

SECTION 14

NE $\frac{1}{4}$ NE $\frac{1}{4}$	3.6 ACRES		3.6 ACRES
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SECTION 22

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

The applicant proposes to change the use from supplemental irrigation of 4.6 acres to PRIMARY IRRIGATION OF 4.6 ACRES under priority date of March 23, 1959.

The applicant also proposes to change the place of use of 8.2 acres to:

	1883	1959	1976
NE $\frac{1}{4}$ SE $\frac{1}{4}$		0.8 ACRE	0.8 ACRE
SW $\frac{1}{4}$ SE $\frac{1}{4}$		2.5 ACRES	2.5 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	3.6 ACRES	1.3 ACRES	4.9 ACRES

SECTION 14

TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.

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

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

Certificates 2653, 31211, and 56072 are cancelled. New certificates will be issued to confirm those portions of the rights NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director, affixed
OCTOBER 12, 1992.



Martha O. Pagel

C date ext. to 10-1-95 (V50 P527)