

STATE OF OREGON

COUNTY OF JOSEPHINE

ORDER APPROVING A CHANGE IN 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 6321 submitted by

KENNETH H. AND PATRICIA S. LEWIS
6307 ROCKYDALE ROAD
CAVE JUNCTION, OREGON 97523.

The right to be modified, as evidenced by a PORTION of Certificate 61104, was perfected under Permit 45180 with a date of priority of JULY 10, 1980. The right allows the use of AN UNNAMED STREAM AND EAST FORK ILLINOIS RIVER, a tributary of ILLINOIS RIVER, for IRRIGATION OF 9.3 ACRES. This right is limited to 0.13 CUBIC FOOT PER SECOND DIVERTED FROM THE UNNAMED STREAM WHEN AVAILABLE WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM THE UNNAMED STREAM TO BE MADE UP BY APPROPRIATION FROM THE EAST FORK ILLINOIS RIVER; THE TOTAL QUANTITY DIVERTED FROM BOTH SOURCES SHALL NOT EXCEED 0.13 CFS, if available at the authorized points of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ AND NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 14, T 40 S, R 8 W, W.M.; STREAM - 950 FEET SOUTH AND 1040 FEET EAST, RIVER - 930 FEET SOUTH AND 1630 FEET EAST BOTH FROM THE NW CORNER OF SECTION 14, 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 3 $\frac{1}{2}$ 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:

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 9.3 ACRES
SECTION 14
TOWNSHIP 40 SOUTH, RANGE 8 WEST, 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.


The applicant proposes to change the point of diversion from the East Fork Illinois River only to the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 14, T 40 S, R 8 W, W.M.; 360 FEET SOUTH AND 1325 FEET EAST FROM THE NW CORNER OF SECTION 14. The Applicant does not intend any change in use of water from the Unnamed Stream.

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, 1993.
2. When required by the Department, 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.

Certificate 61104 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
OCTOBER 26, 1992.



Martha O. Pagel