

STATE OF OREGON

COUNTY OF WASHINGTON

ORDER APPROVING CHANGES IN PLACE OF USE  
AND POINT OF DIVERSION

Pursuant to ORS 537.705 and 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 7207 submitted by

RICHARD L. AND SANDRA M. TWIGG  
dba TWIGG FARM  
31500 SW FIRDALE ROAD  
CORNELIUS, OREGON 97113.

The first right to be modified, as evidenced by a portion of Certificate 19863, was perfected under Permit 17730 with a date of priority of MAY 1, 1947. The right allows the use of an UNNAMED STREAM, a tributary of the TUALATIN RIVER, for IRRIGATION OF 7.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.098 cubic foot per second, if available at the authorized point of diversion: SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 1 S, R 3 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right existing for 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 for each acre irrigated during the irrigation season of each year.

The second right to be modified, as evidenced by a portion of Certificate 26843, was perfected under Permit 20616 with a date of priority of AUGUST 6, 1951. The right allows the use of an UNNAMED CREEK, a tributary of the TUALATIN RIVER, for IRRIGATION OF 0.5 ACRE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.006 cubic foot per second, if available at the authorized point of diversion: SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 1 S, R 3 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right existing for 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 for each acre irrigated during the irrigation season of each year.

The third right to be modified, as evidenced by Certificate 40732, was perfected under Permit 33622 with a date of priority of MAY 24, 1968. The right allows the use of an UNNAMED STREAM, a tributary of the TUALATIN RIVER, for IRRIGATION OF 19.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.24 cubic foot per second, if available at the authorized point of diversion: NW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 1 S, R 3 W, WM; 1030 FEET SOUTH FROM THE W $\frac{1}{4}$  CORNER, SECTION 36, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right existing for 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 for each acre irrigated during the irrigation season of each year.

The fourth right to be modified, as evidenced by Certificate 26845, was perfected under Permit 24482 with a date of priority of SEPTEMBER 26, 1956. The right allows the use of a RESERVOIR, constructed under Permit R-1932, a tributary of the TUALATIN RIVER for SUPPLEMENTAL IRRIGATION OF 8.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 10.0 acre-feet of stored water, provided the total diverted under all rights perfected under Permit 24482 shall not exceed 10.0 acre feet, if available at the authorized point of diversion: SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 1 S, R 3 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited a diversion of 2 $\frac{1}{2}$  acre feet per acre or its equivalent for each acre irrigated during the irrigation season of each year, and shall be further limited to a total diversion of not to exceed 10.0 acre feet per year for all rights perfected under Permit 24482.

The fifth right to be modified, as evidenced by a portion of Certificate 68502, was perfected under Permit G-10621 with a date of priority of MAY 12, 1986. The right allows the use of a WELL in the TUALATIN BASIN for SUPPLEMENTAL IRRIGATION of 8.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 7.6 gallons per minute, if available at the authorized point of appropriation: SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 1 S, R 3 W, WM; 1100 FEET NORTH AND 190 FEET WEST FROM THE S $\frac{1}{4}$  CORNER, SECTION 36.

The amount of water used for irrigation, together with the amount secured under an other right existing for 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 for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

The uses shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized places of use are located as follows:

	<u>PERMIT 17730</u>	<u>PERMIT 20616</u>	<u>PERMIT 33622</u>
NE $\frac{1}{4}$ SW $\frac{1}{4}$	6.0 ACRES	0.5 ACRE	
NW $\frac{1}{4}$ SW $\frac{1}{4}$			19.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	1.8 ACRES		

PERMITS 24482 AND G-10621

NE $\frac{1}{4}$ SW $\frac{1}{4}$	6.5 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	1.8 ACRES

SECTION 36

TOWNSHIP 1 SOUTH, RANGE 3 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 applicants propose to change the places of use to:

	<u>PERMIT 17730</u>	<u>PERMIT 20616</u>	<u>PERMIT 33622</u>
SE $\frac{1}{4}$ NW $\frac{1}{4}$			11.7 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	7.8 ACRES	0.5 ACRE	7.3 ACRES

PERMITS 24482 AND G-10621

SW $\frac{1}{4}$ SE $\frac{1}{4}$	8.3 ACRES
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SECTION 36

TOWNSHIP 1 SOUTH, RANGE 3 WEST, W.M.

The applicants also propose to change the point of diversion for the right perfected under Permit 33622 to:

SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 1 S, R 3 W, WM; 1140 FEET NORTH AND 275 FEET WEST FROM THE S $\frac{1}{4}$  CORNER, SECTION 36.

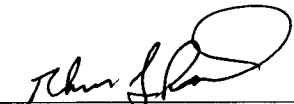
THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 2000.
2. The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion.

3. 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.
4. Water shall be acquired from the same surface water source as the original point of diversion.
5. The former places of use shall no longer be irrigated as a part of these water rights.

Certificates 19863, 26843, 26845, 40732, and 68502 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 changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,  
affixed           MAR 24 1999          .

  
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for Martha O. Pagel, Director