

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A CHANGE IN POINT OF DIVERSION AND 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 TRANSFER 6358 submitted by

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to use the waters of the GRANDE RONDE RIVER, a tributary of the SNAKE RIVER, for the purpose of IRRIGATING 42.8 ACRES.

The right to be transferred, as evidenced by certificate 34734, was perfected under Permit 27874 with a date of priority of FEBRUARY 28, 1962. This right is limited to 0.90 cubic foot per second, if available at the original point of diversion: NE 1/4 NE 1/4, SECTION 4, T 2 S, R 39 E, W.M.; 520 FEET SOUTH AND 930 FEET WEST FROM THE NE CORNER OF SECTION 4, or its equivalent in case of rotation, measured at the point of diversion from the source.

The new point of diversion is located as follows:

NE 1/4 SE 1/4, SECTION 33, T 1 S, R 39 E, W.M.; 1180 FEET SOUTH AND 770 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 33.

The amount of water used for irrigation under this right is limited to a diversion of ONE-FORTIETH 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. This right is limited to the period when the flow of the Lower Grande Ronde River is more than 300 cfs at USGS Gage 3325 and more than 420 cfs at the Oregon-Washington border.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

A description of the new place of use is as follows:

NW 1/4 NE 1/4	4.0 ACRES
SW 1/4 NE 1/4	3.0 ACRES
NE 1/4 NW 1/4	21.0 ACRES
SE 1/4 NW 1/4	14.8 ACRES

SECTION 3
TOWNSHIP 2 SOUTH, RANGE 39 EAST, 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:

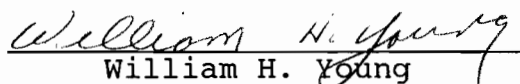
1. The proposed change is reported to be complete. A Claim of Beneficial Use shall be submitted according to instructions in the transmittal letter.
2. The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water available at the original point of diversion.
3. 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. The following described lands shall no longer be irrigated as a part of this water right:

SE 1/4 SE 1/4 10.8 ACRES
SECTION 33
TOWNSHIP 1 SOUTH, RANGE 39 EAST, W.M.

NE 1/4 NE 1/4 25.2 ACRES
SE 1/4 NE 1/4 6.8 ACRES
SECTION 4
TOWNSHIP 2 SOUTH, RANGE 39 EAST, W.M.

Certificate 34734 is hereby canceled. 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 December 28, 1990.


William H. Young

Recorded in Special Order Records at Volume 44, page 484.