

**STATE OF OREGON**

**COUNTY OF MARION**

**ORDER APPROVING A CHANGE IN PLACE OF USE**

**(SWITCH IN PRIORITY DATES)**

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 6482 submitted by

RON VANDECOEVERING  
11607 BARON ROAD NE  
MT. ANGEL, OREGON 97362.

The first right to be modified, as evidenced by a PORTION of Certificate 22924, was perfected under Permit 19816 with a date of priority of SEPTEMBER 1, 1950. The right allows the use of BUTTE CREEK, a tributary of PUDDING RIVER, for IRRIGATION OF 9.0 ACRES. This right is limited to 0.11 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within Newman DLC 73, SECTION 25, T 5 S, R 1 W, 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 Certificate 40315, was perfected under Permit 33311 with a date of priority of FEBRUARY 27, 1968. The right allows the use of BUTTE CREEK, a tributary of PUDDING RIVER, for IRRIGATION OF 9.0 ACRES. This right is limited to 0.11 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within Newman DLC 73, SECTION 25, T 5 S, R 1 W, W.M.; 3500 FEET NORTH AND 1750 FEET EAST FROM THE NW CORNER OF EASTHAM DLC 63, 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-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 $\frac{1}{2}$  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:

	<u>PERMIT 19816</u>	<u>PERMIT 33311</u>
NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.3 ACRE	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	8.7 ACRES	
NE $\frac{1}{4}$ SW $\frac{1}{4}$		8.7 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$		0.3 ACRE

all as projected within Newman DLC 73  
SECTION 25  
TOWNSHIP 5 SOUTH, RANGE 1 WEST, W.M.

The applicant proposes to switch the priority dates on the following lands to:

	<u>PERMIT 19816</u>	<u>PERMIT 33311</u>
NE $\frac{1}{4}$ NW $\frac{1}{4}$		0.3 ACRE
SE $\frac{1}{4}$ NW $\frac{1}{4}$		8.7 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	8.7 ACRES	
SE $\frac{1}{4}$ SW $\frac{1}{4}$	0.3 ACRE	

all as projected within Newman DLC 73  
SECTION 25  
TOWNSHIP 5 SOUTH, RANGE 1 WEST, W.M.

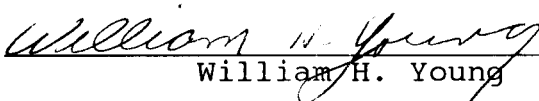
The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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.

Certificates 22924 and 40315 are 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, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director, affixed December 6, 1991.

  
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William H. Young

Recorded in Special Order Records at Volume 45, Page 494