

STATE OF OREGON

COUNTY OF JACKSON

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 TRANSFER 6301 submitted by

DALE R. BOYLE
8983 HARDY WAY
GOLD HILL, OR 97525

to use the waters of the Rogue River for the purpose of the irrigation of 57.05 acres.

The right to be transferred, as evidenced by certificate 52041, was perfected under permit 18531 with a date of priority of October 28, 1948. The right is limited to 0.364 cubic foot per second or its equivalent in case of rotation, measured at the source.

The new point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 13, T 36 S, R 3 W, W.M.; 3200 FEET WEST FROM THE NE CORNER OF SECTION 13.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 4.5 acre-feet for each acre irrigated during the irrigation season from April 2 to October 31 of each year.

This right to use water is restricted to beneficial use on the lands as follows:

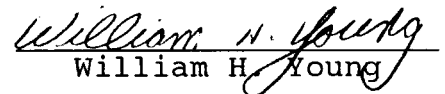
Lot 4 (SE 1/4 SW 1/4)	6.90 acres
LOT 4 (SW 1/4 SE 1/4)	6.20 acres
SECTION 12	
NE 1/4 NE 1/4	0.20 acre
NW 1/4 NE 1/4	26.20 acres
LOT 2 (SW 1/4 NE 1/4)	7.40 acres
LOT 1 (NE 1/4 NW 1/4)	10.15 acres
SECTION 13	
TOWNSHIP 36 SOUTH, RANGE 3 WEST, W.M.	

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, 1991.
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.

Certificate 52041 is canceled. Upon receiving satisfactory proof that the change is completed, a new certificate confirming this water right will be issued.

Witness the signature of the Water Resources Director affixed December 29, 1989.


William H. Young

Recorded in Special Order Records at Volume 43, page 496.

T-6301.TES