

**STATE OF OREGON**

**COUNTY OF LAKE**

**ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION**

Pursuant to ORS 537.705, 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 7979 submitted by

MARION OTTO HUEBNER  
10535 AGATE ROAD  
EAGLE POINT, OREGON 97524

The right to be modified, as evidenced by a PORTION of Certificate 66017, was perfected under Permit G-9564 with a date of priority of JANUARY 23, 1981. The right allows the use of A WELL, a tributary of the FORT ROCK BASIN, for IRRIGATION of 148.6 ACRES. The right is limited to 1.86 cubic feet per second, if available at the original well; NE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 7, T 27 S, R 17 E, W.M.; 1360 feet NORTH and 1220 feet EAST from the SW CORNER of SECTION 7, or its equivalent in case of rotation, measured at the well.

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 3.0 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 as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$	39.5 ACRES
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ )	34.4 ACRES
LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$ )	34.7 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES
SECTION 7	
TOWNSHIP 27 SOUTH, RANGE 17 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.

The applicant proposes to change the point of appropriation only to:

NE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 7, T 27 S, R 17 E, W.M.; S 24°21'27" W, 2927.23 feet from the N $\frac{1}{4}$  CORNER of SECTION 7.

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

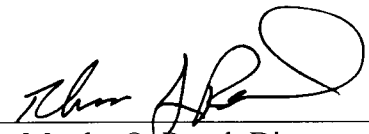
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1999.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation, shall not exceed the quantity of water available from the original point of appropriation.
3. When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the 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 aquifer as the original point of appropriation.

Certificate 66017 is canceled. 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.

MAY 28 1998

WITNESS the signature of the Water Resources Director, affixed \_\_\_\_\_.

  
for Martha O. Pagel, Director