

STATE OF OREGON

COUNTY OF POLK

ORDER APPROVING A TEMPORARY CHANGE IN PLACE OF USE

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 7982 submitted by

DAVID SETNIKER
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INDEPENDENCE, OREGON 97351.

The right to be modified, as evidenced by Certificate 35167, was perfected under Permit 31399 with a date of priority of APRIL 20, 1966. The right allows the use of the WILLAMETTE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 40.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.50 cubic foot per second, if available at the authorized point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within HALL DLC 66, SECTION 23, T 9 S, R 4 W, WM; 430 FEET NORTH AND 1550 FEET EAST FROM THE SW CORNER, SECTION 23, 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 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.

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

The authorized place of use is located as follows:

NE $\frac{1}{4}$ SE $\frac{1}{4}$	3.3 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	5.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	19.6 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	12.1 ACRES

SECTION 22
TOWNSHIP 9 SOUTH, RANGE 4 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 applicant proposes to change the place of use to:

SW¼ SW¼ 0.1 ACRE
SECTION 15

SE¼ SE¼ 39.9 ACRES
SECTION 16
TOWNSHIP 9 SOUTH, RANGE 4 WEST, W.M.


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

1. The change is temporary. The change shall be effective upon issuance of this order.
2. The former place of use shall not be irrigated as part of this water right during the 1998 irrigation season.
3. The use shall revert to the authorized place of use at the end of the 1998 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. Any other water rights or permits appurtenant to the land to which this right is being temporarily transferred shall be supplemental to this right and may only be used when there is not sufficient water available at the point of diversion for this right.

WITNESS the signature of the Water Resources

MAY 28 1998

Director, affixed _____.


For Martha O. Pagel, Director