

STATE OF OREGON
COUNTY OF JOSEPHINE
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, as conditioned or limited herein, TRANSFER 7413 submitted by

PICKETT CREEK IRRIGATION ASSOCIATION, INC.
348 HUSSEY LANE
GRANTS PASS, OREGON 97527.

The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County as evidenced by Certificate 16593. The decree is recorded in the Order Record of the Water Resources Director in Volume 4, at Page 1. The date of priority is 1893.

The right allows the use of PICKETT CREEK, a tributary of the ROGUE RIVER, for IRRIGATION OF 35.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.59 cubic foot per second, if available at the authorized point of diversion: DOBBINS DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County as evidenced by Certificate 44724. The decree is recorded in the Order Record of the Water Resources Director in Volume 4, at Page 1. The date of priority is 1893.

The right allows the use of PICKETT CREEK, a tributary of the ROGUE RIVER, for IRRIGATION OF 8.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.17 cubic foot per second, if available at the authorized point of diversion: DOBBINS DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

CERTIFICATE 16593

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 17.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 9.0 ACRES

SECTION 26
TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.

CERTIFICATE 44724

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 8.6 ACRES
SECTION 23

TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to change the point of diversion from a point on Pickett Creek to a point on the ROGUE RIVER located as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 25, T 35 S, R 7 W, WM; 650 FEET SOUTH AND 150 FEET EAST FROM THE NW CORNER, SECTION 25.

The applicant also proposes to change the place of use of 1.0 acre from the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ to the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 26.

A portion of the lands involved in this transfer have a supplemental irrigation right. The supplemental right is not being modified by this order.

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 1997.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

3. 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 water user shall install and maintain a suitable device for measuring and recording the quantity of water available at the old point of diversion. When required by the Department, the water user shall install and maintain suitable devices for measuring and recording the flow in Pickett Creek between the old point of diversion and the confluence with the Rogue River. The type and plans of the measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
6. The former place of use shall no longer be irrigated as a part of this water right.

Certificates 16593 and 44724 are cancelled. When satisfactory proof of the completed changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources
Director, affixed July 30, 1996.

for 
Martha O. Pagel, Director