

STATE OF OREGON

COUNTY OF WASHINGTON

ORDER APPROVING TEMPORARY A 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 7560 submitted by

BERNARD VAN DYKE  
2590 NW MARTIN ROAD  
FOREST GROVE, OREGON 97116.

The right to be modified, as evidenced by a portion of Certificate 16692, was perfected under Permit 15462 with a date of priority of FEBRUARY 8, 1943. The right allows the use of WEST FORK DAIRY CREEK, a tributary of TUALATIN RIVER, for IRRIGATION OF 42.07 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.53 cubic foot per second, if available at the authorized point of diversion: SE¼ NW¼, SECTION 17, T 1 N, R 3 W, WM, 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 2½ 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:

NE¼ SW¼ 17.32 ACRES  
NE¼ SW¼ 17.32 ACRES  
both as projected within CONKLIN DLC 53  
SECTION 17

NE¼ NW¼ 7.43 ACRES  
as projected within CONKLIN DLC 53  
SECTION 20  
TOWNSHIP 1 NORTH, RANGE 3 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 TEMPORARILY change the place of use to:

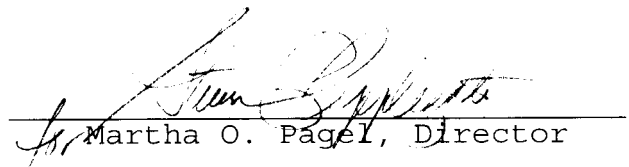
SE¼ NW¼	1.61 ACRES
SW¼ NE¼	7.71 ACRES
both as projected within ARTHUR DLC 43	
NE¼ SW¼	3.42 ACRES
SE¼ SW¼	1.48 ACRES
NW¼ SE¼	24.75 ACRES
SW¼ SE¼	3.10 ACRES
all as projected within CONKLIN DLC 53	
SECTION 17	
TOWNSHIP 1 NORTH, RANGE 3 WEST, W.M.	

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 immediately. The use shall revert to the authorized place of use at the end of the 1997 irrigation season.
2. The former place of use shall no longer be irrigated as a part of this water right during the term of this order.
3. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.

Certificate 16692 is suspended until the end of the 1997 irrigation season, September 30, 1997, or revocation of this order, which ever occurs first. The use of the remaining water right described by Certificate 16692 shall continue to be in accordance with the terms and conditions of Certificate 16692.

WITNESS the signature of the Water Resources Director, affixed August 12, 1996.

  
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Martha O. Pagel, Director