

STATE OF OREGON

COUNTY OF HOOD RIVER

ORDER APPROVING A CHANGE IN 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 6672 submitted by

GEORGE AND RUTH AKIYAMA
5601 BINNS HILL DRIVE
HOOD RIVER, OREGON 97031.

The rights to be modified were confirmed by decree of the Circuit Court of the State of Oregon for HOOD RIVER County as evidenced by a PORTION of Certificate 14993. The decree is recorded in the Order Record of the Water Resources Director in Volume 6, at Page 200. The date of priority is JULY, 1902.

The right allows the use of DITCH CREEK, a tributary of HOOD RIVER. The authorized point of diversion is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 14, T 2 N, R 9 E, W.M.; 1820 FEET NORTH AND 1270 FEET WEST FROM THE EAST $\frac{1}{4}$ CORNER, SECTION 14.

This first right is limited to (as described in finding 23 of the decree) " 3" [inches] of water, miners measurement, appurtenant to the 25 acres of land [...], which tract is described as follows:

"Beginning at the SE corner of the NE $\frac{1}{4}$ of Sec. 18, Township 2 North of Range 10 E. W.M., running thence West 1530 ft. to the center of the present Parkertown County Road; thence in a northeasterly direction along the center of said road 805 ft; thence west 200 ft; thence north 80 ft; thence east 220 ft; to the center of said country road; then along the center of said country road along a northeasterly and easterly direction to the intersection of the north and south line on the east boundary of said NE $\frac{1}{4}$ of said Sec. 18 and range aforesaid 858 ft. to the place of beginning, containing 25 acres more or less."

if available, or its equivalent in case of rotation, measured at the point of diversion from the source.

This parcel is now know as Tax Lot 1400 in Section 18, T 2 N, R 10 E, W.M. The actual irrigated land, claimed by the applicant, is as follows:

NE $\frac{1}{4}$ SE $\frac{1}{4}$	8.2 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.8 ACRE
SECTION 18	
TOWNSHIP 2 NORTH, RANGE 10 EAST, W.M.	

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The second right (as described in finding 23 of the decree) is limited to " 6" [inches] of water, miners measurement, appurtenant to 35 acres of land which [...] is located in the N½ of Sec. 19, Township 2 North of Range 10 E. W. M. and is more particularly described in the deed dated January 30, 1920, wherein Alice Osborne, a widow, is grantor and T.S. Akiyama, is grantee, which said deed was recorded Feb. 28, 1920, in Book of Deeds of Hood River County, Vol. 14, page 120."

if available, or its equivalent in case of rotation, measured at the point of diversion from the source.

This parcel is now know as Tax Lot 500 in Section 19, T 2 N, R 10 E, W.M. The actual irrigated land, claimed by the applicant, is as follows:

NW¼ NE¼	1.8 ACRES
NE¼ NW¼	28.2 ACRES
SECTION 19	
TOWNSHIP 2 NORTH, RANGE 10 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 and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to change the place of use of the first water right to the place of use of the second water right and combine the two water rights. These rights are part of a right for 50 miner inches delivered through a common pipe as described in finding 23 of the decree. The result will be to allow the use of 9 miners inches on the land described above in Section 19. This quantity of water is still lower than the quantity normally allowed in the decree for irrigation.

THESE CHANGES TO EXISTING WATER RIGHTS 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, 1993.
2. The former place of use shall no longer be irrigated as a part of these water rights.
3. These two water rights are combined and shall not be split at a later date.
4. The right shall be appurtenant only to the 30 acres in Section 19, described above.

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Certificate 14993 is cancelled. 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 the combined single water right will be issued.

WITNESS the signature of the Water Resources Director, affixed
NOVEMBER 30, 1992.


Martha O. Pagel

Recorded in Special Order Records at Volume 46, Page 547 .

T-6672.LHN