

STATE OF OREGON

COUNTY OF MARION

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 6879 submitted by

JAMES BUTSCH
15234 BUTSCH LANE NE
MT. ANGEL, OREGON 97362.

The right to be modified, as evidenced by Certificate 44531, was perfected under Permit G-2940 with a date of priority of NOVEMBER 5, 1965. The right allows the use of A WELL, in the WILLAMETTE RIVER BASIN, for IRRIGATION OF 86.9 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.1 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Larkin DLC 84, SECTION 33, T 5 S, R 2 W, W.M.; 2420 FEET SOUTH AND 600 FEET EAST FROM THE SW CORNER, POUJADE DLC 45, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on 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 per acre 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 $\frac{1}{4}$ NE $\frac{1}{4}$ 27.5 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$ 10.5 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.6 ACRE	SW $\frac{1}{4}$ NW $\frac{1}{4}$ 4.8 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 13.3 ACRES	BOTH AS PROJECTED WITHIN
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30.2 ACRES	LARKIN DLC 84
ALL AS PROJECTED	SECTION 34
WITHIN LARKIN DLC 84	TOWNSHIP 5 SOUTH
SECTION 33	RANGE 2 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.

The applicant proposes to change the point of appropriation to:

SE¼ SE¼, SECTION 33, T 5 S, R 2 W, W.M.; 70 FEET NORTH AND 80 FEET EAST FROM THE SW CORNER, POUJADE DLC 45.

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, 1997.
2. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully 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.

Certificate 44531 is cancelled. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources Director,
SEP 20 1996
affixed_____.



Martha O. Pagel, Director