

STATE OF OREGON

COUNTY OF CLACKAMAS

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 6920 submitted by

H.L. "CASEY" AND MARJORIE E. JONES  
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MT ANGEL, OREGON 97362.

The first right to be modified, as evidenced by a portion of Certificate 14391, was perfected under Permit 12393 with a date of priority of SEPTEMBER 29, 1936. The right allows the use of BUTTE CREEK, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 11.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.15 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within JACK DLC 41, SECTION 8, T 6 S, R 1 E, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified is a portion of the right perfected under Permit 49627 with a date of priority of JANUARY 15, 1986. The right allows the use of BUTTE CREEK, a tributary of the PUDDING RIVER, for IRRIGATION OF 11.8 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.15 cubic foot per second, if available at the authorize point of diversion: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within JACK DLC 41, SECTION 8, T 6 S, R 1 E, WM; 640 FEET SOUTH AND 480 FEET WEST FROM THE N $\frac{1}{4}$  CORNER, SECTION 8, 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 any 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.

*Amended*

The authorized place of use is located as follows:  
PERMIT 12393      PERMIT 49627

NW¼ NE¼	7.2 ACRES	5.6 ACRES
NE¼ NW¼	4.6 ACRES	6.2 ACRES

both as projected with JACK DLC 41  
SECTION 8  
TOWNSHIP 6 SOUTH, RANGE 1 EAST, 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 point of diversion to:

	<u>PERMIT 12393</u>	<u>PERMIT 49627</u>
NW¼ NE¼	5.6 ACRES	7.2 ACRES
NE¼ NW¼	6.2 ACRES	4.6 ACRES

both as projected with JACK DLC 41  
SECTION 8  
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

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, 1998.
2. The former place of use shall no longer be irrigated as a part of this water right.

Satisfactory proof of the extent of beneficial use under the terms of Permit 49627 has been received. This order is issued in lieu of the water right certificate confirming the water right perfected under Permit 49627.

Certificate 14391 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, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director, affixed July 21, 1997.

  
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Martha O. Pagel, Director