

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN PLACE OF USE
AND ADDITIONAL POINTS OF APPROPRIATION

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-8182 submitted by

EARL J. VAN VOLKINBURG
3675 VITAE SPRINGS ROAD
SALEM, OREGON 97306.

The permit to be modified is Permit G-11800 with a date of priority of JUNE 4, 1992. The permit allows the use of A WELL, in the CROISAN CREEK BASIN, for IRRIGATION OF 30.0 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 0.11 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 18, T 8 S, R 3 W, W.M.; 525 FEET NORTH AND 820 FEET WEST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 18, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right, 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 (or its equivalent) and 1.0 acre-feet for each acre irrigated during the irrigation season of each year. The period of allowed use is March 1 through October 31.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 6.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.2 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 15.8 ACRES
SECTION 18

TOWNSHIP 8 SOUTH, RANGE 3 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 place of use to:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 18.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.0 ACRE
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 9.0 ACRES
SECTION 18

TOWNSHIP 8 SOUTH, RANGE 3 WEST, W.M.

The applicant proposes additional points of appropriation located:

WELL 2 - NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 18, T 8 S, R 3 W, W.M.;
1450 FEET NORTH AND 175 FEET WEST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 18.

WELL 3 - SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 18, T 8 S, R 3 W, W.M.;
650 FEET NORTH AND 600 FEET EAST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 18.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

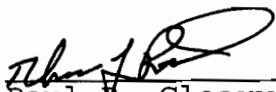
1. The quantity of water diverted at the new points of appropriation (wells), together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.

2. The water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
3. Water shall be acquired from the same aquifer as the original point of appropriation.
4. The former place of use shall no longer be irrigated as a part of this water right.
5. All other terms and conditions of the permit remain the same.

Permit G-11800, in the name of EARL J. VAN VOLKINBURG is amended as described herein.

WITNESS the signature of the Water Resources

Director, affixed JUL 03 2001.


For Paul K. Cleary, Director