

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.211, 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, PERMIT AMENDMENT T-7607 submitted by

NORPAC FOODS, INC.
P.O. BOX 458
STAYTON, OREGON 97383.

The permit to be modified is Permit G-~~12498~~¹²⁴⁹⁹ with a date of priority of APRIL 24, 1991. The permit allows the use of WELLS 1 THROUGH 8, in the LAKE LABISH DITCH BASIN, for INDUSTRIAL USE AND IRRIGATION OF 346.2 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 6.41 cubic foot per second, being 2.08 CFS FOR INDUSTRIAL USE AND 4.33 CFS FOR IRRIGATION, if available at the original wells; SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 8, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 17, TOWNSHIP 6 SOUTH, RANGE 2 WEST, WM; WELL 1 - 570 FEET SOUTH AND 2850 FEET EAST, WELL 2 - 925 FEET SOUTH AND 2800 FEET EAST, WELL 3 - 2840 FEET SOUTH AND 2710 FEET EAST, WELL 4 - 920 FEET SOUTH AND 2280 FEET EAST, WELL 5 - 890 FEET SOUTH AND 2990 FEET EAST, WELL 6 - 2380 FEET NORTH AND 3930 FEET EAST, WELL 7 - 2640 FEET SOUTH AND 1390 FEET EAST, WELL 8 - 210 FEET SOUTH AND 1680 FEET EAST; ALL FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61, 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 of water for irrigation is limited to the period of March 1 through October 31 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 described in the original permit.

T-7607.LHN

Special Order Volume 50, Page 694.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

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 point of appropriation of Well 2 FROM the SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 8, T 6 S, R 2 W, WM; WELL 2 - 925 FEET SOUTH AND 2800 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61;

TO the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 8, T 6 S, R 2 W, WM; WELL 2 - 1050 FEET SOUTH AND 2280 FEET EAST FROM THE RE-ENTRANT CORNER, WEST LINE, LAMBERT DLC 61.

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

1. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation.
2. 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.
3. Water shall be acquired from the same aquifer as the original point of appropriation.
4. All other terms and conditions of the permit remain the same.

Permit G-11974, in the name of Norpac Foods, Inc., is amended as described herein.

WITNESS the signature of the Water Resources Director, affixed OCT 9 1996.



Martha O. Pagel, Director