

STATE OF OREGON

COUNTY OF UMATILLA

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 8232 submitted by

ROBERT C. AND VIRGINIA L. FRANKLIN  
33762 HICKS LANE  
STANFIELD, OREGON 97875.

The right to be modified, as evidenced by a PORTION of Certificate 54082, was perfected under Permit G-5451 with a date of priority of AUGUST 23, 1971. The right allows the use of A WELL, in the UMATILLA BASIN, for IRRIGATION OF 5.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.063 cubic foot per second, if available at the original well; SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 10, T 4 N, R 29 E, W.M.; 1100 FEET NORTH AND 720 FEET WEST FROM THE CENTER  $\frac{1}{4}$  CORNER, SECTION 10, 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 THREE 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:

MOUDY

NW $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$  5.2 ACRES

SECTION 10

TOWNSHIP 4 NORTH, RANGE 29 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.

The applicant proposes to change the point of appropriation to:

SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 10, TOWNSHIP 4 NORTH, RANGE 29 EAST, W.M.; 980 FEET NORTH AND 1160 FEET WEST FROM THE CENTER  $\frac{1}{4}$  CORNER, SECTION 10.

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, 2000.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation, 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.
4. Water shall be acquired from the same aquifer as the original point of appropriation being alluvial sands and gravels overlying basalt.

WITNESS the signature of the Water Resources Director,  
affixed MAY 10 1995.

*Martha O. Pagel*  
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For Martha O. Pagel, Director

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