

STATE OF OREGON

COUNTY OF CLACKAMAS

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 7219 submitted by

EARL STOLLER
23456 NE STOLLER PLACE
AURORA, OREGON 97002.

The right to be modified, as evidenced by a PORTION of Certificate 58743, was perfected under Permit G-4034 with a date of priority of MARCH 18, 1968. The right allows the use of A WELL, in the WILLAMETTE RIVER BASIN, 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 0.11 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 35, T 3 S, R 1 W, W.M.; 1320 FEET NORTH AND 680 FEET WEST FROM THE E $\frac{1}{4}$ CORNER, SECTION 35, 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 $\frac{1}{4}$ 0.9 ACRE
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.5 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.7 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.7 ACRE
SECTION 35
TOWNSHIP 3 SOUTH, RANGE 1 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:

WELL #1 - SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 35, T 3 S, R 1 W, W.M.;
1700 FEET SOUTH AND 3140 FEET WEST FROM THE E $\frac{1}{4}$ CORNER, SECTION
35.

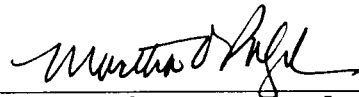
WELL #3 - NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 35, T 3 S, R 1 W, W.M.;
410 FEET SOUTH AND 1350 FEET WEST FROM THE E $\frac{1}{4}$ CORNER, SECTION
35.

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, 1998.
2. The quantity of water diverted at the new points of
appropriation (wells), 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.

Certificate 58743 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, a new certificate confirming this water right will be
issued.

WITNESS the signature of the Water Resources Director,
affixed OCT 28 1996.



Martha O. Pagel, Director