

STATE OF OREGON

COUNTY OF BAKER

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 7933 submitted by

MIKE AND JANET BAKER
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HAINES, OR 97833

The right to be modified, as evidenced by a PORTION of Certificate 68435, was perfected under Permit G-2877 with a date of priority of APRIL 14, 1965. The right allows the use of GRAVEL PIT NUMBER 3, in the PINE CREEK (POWDER RIVER) BASIN, for IRRIGATION OF 6.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.07 cubic foot per second, if available at the original point of appropriation; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, T 8 S, R 39 E, WM; 700 feet South and 190 feet East from W $\frac{1}{4}$ corner, Section 29, or its equivalent in case of rotation, measured at the source.

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 3.0 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:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.5 ACRES
SECTION 29
TOWNSHIP 8 SOUTH, RANGE 39 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:

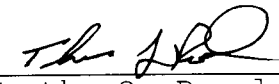
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, T 8 S, R 39 E, WM; 700 feet South and 200 feet East from W $\frac{1}{4}$ corner, Section 29

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, 1999.
2. The quantity of water diverted at the new point of appropriation (sump 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.

Certificate 68435 is canceled. 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 AUG 20 1998 .


for Martha O. Pagel, Director