

**STATE OF OREGON**

**COUNTY OF LAKE**

**ORDER APPROVING A CHANGE IN PLACE OF USE**

Pursuant to ORS 540.510 to 540.530, 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 8230 submitted by

LAKEVIEW WATER USERS, INC.  
c/o WILLIAM RAY and KATHRYN J. ROGERS  
350 SOUTH H STREET  
LAKEVIEW, OREGON 97630

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for County as evidenced by a PORTION of Certificate 75557. The decree is recorded in the Order Record of the Water Resources Director in Volume 16, at Page 478. The dates of priority are JANUARY 21, 1907, DREWS CREEK and DREWS RESERVOIR; JULY 31, 1908, COTTONWOOD CREEK and COTTONWOOD RESERVOIR.

The right allows the use of DREWS CREEK, and DREWS RESERVOIR, COTTONWOOD CREEK and COTTONWOOD RESERVOIR, tributaries of GOOSE LAKE, for IRRIGATION of 0.70 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.018 cubic foot per second, being 0.010 cfs from DREWS CREEK, and DREWS RESERVOIR and 0.008 cfs from COTTONWOOD CREEK and COTTONWOOD RESERVOIR, if available at the authorized point of diversion: SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 5, SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 11, T. 40 S., R. 18 E., W.M.; NW $\frac{1}{4}$  SW $\frac{1}{4}$  SECTION 29, T. 38 S., R. 19 E., W.M.; NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 16, T. 39 S., R. 19 E., W.M.; DREWS CREEK DIVERSION POINTS LOCATED: RESERVOIR - 120 FEET NORTH AND 1820 FEET WEST FROM THE SE CORNER, SECTION 5, CREEK - 1850 FEET SOUTH AND 3400 FEET WEST FROM THE NE CORNER, SECTION 11, T. 40 S., R. 18 E., W.M.; COTTONWOOD DIVERSION POINTS LOCATED: RESERVOIR - 580 FEET SOUTH AND 900 FEET EAST FROM THE W $\frac{1}{4}$  CORNER, SECTION 29, T. 38 S., R. 19 E., W.M., CREEK - 860 FEET SOUTH AND 1120 FEET WEST FROM THE NE CORNER, SECTION 16, T. 39 S., R. 19 E., W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under any other right for the same lands, is limited to ONE-FORTIETH 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 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

The authorized place of use is located as follows:

SE $\frac{1}{4}$  SE $\frac{1}{4}$  0.70 ACRES  
SECTION 26  
TOWNSHIP 39 SOUTH, RANGE 19 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 and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to change the place of use to:

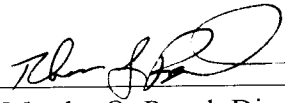
SW $\frac{1}{4}$  SE $\frac{1}{4}$  0.70 ACRES  
SECTION 26  
TOWNSHIP 39 SOUTH, RANGE 19 EAST, W.M.

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. Water shall be acquired from the same surface water source as the original point of diversion.
3. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 75557 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 JUN 01 1999

  
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For Martha O. Pagel, Director

Under the provisions of OAR 137-004-0080, the applicant may petition for reconsideration of this order. The petition shall set forth specific grounds for reconsideration. The petition for reconsideration must be filed within 60 days after the date this order is served.