

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A CHANGE IN POINT OF DIVERSION

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 7470 submitted by

DONNOVAN F. AND PATRICIA A. HAMPTON
62578 MT. GLEN ROAD
LA GRANDE, OREGON 97850.

The right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UNION County as evidenced by a PORTION of Certificate 6630. The decree is recorded in the Order Record of the Water Resources Director in Volume 8, at Page 1. The date of priority is 1904.

The right allows the use of WHISKEY CREEK, a tributary of the GRANDE RONDE RIVER, for IRRIGATION OF 116.4 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.91 cubic feet per second, if available at the authorized point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 18, T 3 S, R 37 E, W.M.; 570 FEET SOUTH AND 1645 FEET WEST FROM THE NW CORNER OF SECTION 18, 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 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The authorized place of use is located as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$	18.2 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	38.2 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	5.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	5.0 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.0 ACRES

SECTION 12

TOWNSHIP 3 SOUTH, RANGE 36 EAST, W.M.

T-7470.VC:PKS

Special Order Volume 50, Page 811 .

Sp OR v 53 p 1172

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 point of diversion to:

#1 - NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 12, T 3 S, R 36 E, W.M.; 3187 FEET SOUTH AND 2452 FEET WEST FROM THE N $\frac{1}{4}$ CORNER, SECTION 12.

#2 - NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 12, T 3 S, R 36 E, W.M.; 1305 FEET SOUTH AND 1528 FEET WEST FROM THE N $\frac{1}{4}$ CORNER, SECTION 12.

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 point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
3. The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. The water user shall operate and maintain the headgate and measuring device, as needed. The water user or irrigation district shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor accuracy of the measuring device, as needed.
5. Water shall be acquired from the same surface water source as the original point of diversion.

Certificate 6630 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 November 19, 1996.



Martha O. Pagel, Director