

STATE OF OREGON

COUNTY OF WASCO

ORDER APPROVING CHANGES 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 8215 submitted by

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The first right to be modified, as evidenced by a portion of Certificate 46530, was perfected under Permit 2163 with a date of priority of AUGUST 8, 1914. The right allows the use of the SOUTH FORK BADGER CREEK, a tributary of TYGH CREEK, for IRRIGATION of 12.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.16 cubic foot per second, if available at the authorized point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 32, T 3 S, R 11 E, WM; HIGHLAND DITCH - N 65° 21' W, 1938.2 FEET FROM THE E $\frac{1}{4}$ CORNER, SECTION 32, 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 an other right existing for 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 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 located as follows:

NW¼ SW¼ 4.3 ACRES
SW¼ SW¼ 8.2 ACRES

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TOWNSHIP 4 SOUTH, RANGE 13 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

The second right to be modified, as evidenced by a portion of Certificate 46531, was perfected under Permit 22633 with a date of priority of APRIL 12, 1941 for 0.08 cfs, and MARCH 20, 1951 for 0.04 cfs. The right allows the use of BADGER CREEK and a RESERVOIR constructed under Permit R-773, tributaries of the WHITE RIVER, for IRRIGATION of 3.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.12 cubic foot per second, if available at the authorized point of diversion: SW¼ SW¼, SECTION 16, T 3 S, R 10 E, WM; and, NE¼ SW¼, SECTION 29, T 3 S, R 11 E, WM, 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 an other right existing 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 from direct flow and storage from the reservoir constructed under Permit R-773.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3.0 ACRES
SECTION 9
TOWNSHIP 4 SOUTH, RANGE 13 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The third right to be modified, as evidenced by a portion of Certificate 46368, was perfected under Permit 27390 with a date of priority of MARCH 22, 1961. The right allows the use of BADGER CREEK and a RESERVOIR constructed under Permit R-773, tributaries of the WHITE RIVER, for IRRIGATION of 20.5 ACRES and SUPPLEMENTAL IRRIGATION of 12.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.34 cubic foot per second, if available at the authorized point of diversion:
NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 29, T 3 S, R 11 E, WM; BADGER CREEK - 1290 FEET SOUTH AND 550 FEET WEST FROM THE CENTER, SECTION 29; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 16, T 3 S, R 10 E, WM; BADGER LAKE - 400 FEET NORTH AND 800 FEET EAST FROM THE SW CORNER, SECTION 16, 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 an other right existing 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 from direct flow and storage from the reservoir constructed under Permit R-773 and the right allowed hereunder for appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right and the amount allowed herein, together with the amount secured under any other right existing for said land, shall be limited by the duty of water as fixed herein.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

PRIMARY

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 7.5 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 13.0 ACRES

SUPPLEMENTAL

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.3 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 8.2 ACRES

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The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to change the places of use to:

PERMIT 2163 PRIMARY, and
PERMIT 27390 SUPPLEMENTAL

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 12.5 ACRES

PERMIT 22633

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 3.0 ACRES

PERMIT 27390

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 14.4 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 6.1 ACRES

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