

STATE OF OREGON

COUNTY OF MARION

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 6898 submitted by

GREG BENNETT
8630 67TH AVENUE NE
BROOKS, OREGON 97305

The right to be modified, as evidenced by a PORTION of Certificate 56063, was perfected under Permit G-6418 with a date of priority of APRIL 8, 1975. The right allows the use of A WELL, a tributary of the LITTLE PUDDING RIVER BASIN, for IRRIGATION OF 3.7 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 cubic foot per second, if available at the original well located; Lot 1 (NE¼ NW¼), SECTION 22, T. 6S., R. 2W., W.M., 350 FEET SOUTH AND 380 FEET WEST FROM THE N¼ CORNER, SECTION 22, 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 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 2½ 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 as follows:

Lot 1 (NE¼ NW¼) 3.70 ACRES
SECTION 22
TOWNSHIP 6 SOUTH, RANGE 2 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 TWO WELLS located: WELL 1 - SW¼ SE¼, SECTION 15, T. 6S., R. 2W., W.M.; 500 FEET NORTH AND 2530 FEET WEST FROM THE SE CORNER, SECTION 15. WELL 2 - LOT 1 (NE¼ NW¼) SECTION 22, T. 6S., R. 2W., W.M.; 1700 FEET NORTH AND 480 FEET WEST FROM THE CENTER OF SECTION 22.

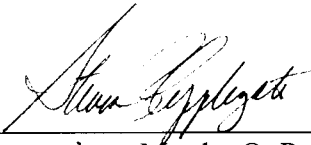
THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1997.
2. The quantity of water diverted at the new points of appropriation (well), together with that 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 56063 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 February 26, 1996.


for Martha O. Pagel, Director