

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING CHANGES IN PLACE OF USE
AND AN ADDITIONAL POINT OF DIVERSION

Pursuant to ORS 537.705 and 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 7156 submitted by

RON HOLEMAN
BOX 617
ECHO, OREGON 97826.

The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County as evidenced by a PORTION of Certificate 2507. The decree is recorded in the Order Record of the Water Resources Director in Volume 3, at Page 127. The date of priority is JULY 1, 1884.

The right allows the use of the UMATILLA RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 44.6 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.56 cubic foot per second, subject to the provisions of Paragraph 33 of the decree, if available at the authorized point of diversion: TAYLOR DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified, as evidenced by a PORTION of Certificate 53080, was perfected under Permit G-7367 with a date of priority of FEBRUARY 14, 1977. The right allows the use of a WELL, in the UMATILLA RIVER BASIN, for IRRIGATION of 33.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.42 cubic foot per second, if available at the original well; NW¼ NW¼, SECTION 27, T 3 N, R 29 E, WM; 1070 FEET SOUTH AND 1180 FEET EAST FROM THE NW CORNER, SECTION 27, 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 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 authorized places of use are located as follows:

<u>SURFACE WATER</u>			<u>GROUNDWATER</u>		
SE $\frac{1}{4}$	SE $\frac{1}{4}$	16.8 ACRES	NE $\frac{1}{4}$	NE $\frac{1}{4}$	2.0 ACRES
SECTION 21			NW $\frac{1}{4}$	NE $\frac{1}{4}$	21.8 ACRES
SW $\frac{1}{4}$	NE $\frac{1}{4}$	14.2 ACRES	SW $\frac{1}{4}$	NE $\frac{1}{4}$	6.0 ACRES
NW $\frac{1}{4}$	NW $\frac{1}{4}$	3.6 ACRES	SE $\frac{1}{4}$	NE $\frac{1}{4}$	0.8 ACRES
SW $\frac{1}{4}$	NW $\frac{1}{4}$	4.1 ACRES	NE $\frac{1}{4}$	NW $\frac{1}{4}$	2.2 ACRES
SE $\frac{1}{4}$	NW $\frac{1}{4}$	1.0 ACRE	SE $\frac{1}{4}$	NW $\frac{1}{4}$	0.7 ACRE
SECTION 27			SECTION 27		
NE $\frac{1}{4}$	NE $\frac{1}{4}$	4.9 ACRES			
SECTION 28					

TOWNSHIP 3 NORTH, RANGE 29 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 places of use to:

<u>SURFACE WATER</u>			<u>GROUNDWATER</u>		
NE $\frac{1}{4}$	NE $\frac{1}{4}$	5.2 ACRES	SW $\frac{1}{4}$	NE $\frac{1}{4}$	14.2 ACRES
NW $\frac{1}{4}$	NE $\frac{1}{4}$	22.9 ACRES	NW $\frac{1}{4}$	NW $\frac{1}{4}$	3.6 ACRES
SW $\frac{1}{4}$	NE $\frac{1}{4}$	6.0 ACRES	SW $\frac{1}{4}$	NW $\frac{1}{4}$	9.8 ACRES
SE $\frac{1}{4}$	NE $\frac{1}{4}$	2.0 ACRES	SE $\frac{1}{4}$	NW $\frac{1}{4}$	1.0 ACRE
NE $\frac{1}{4}$	NW $\frac{1}{4}$	5.1 ACRES	SECTION 27		
NW $\frac{1}{4}$	NW $\frac{1}{4}$	1.4 ACRES			
SE $\frac{1}{4}$	NW $\frac{1}{4}$	2.0 ACRES	NE $\frac{1}{4}$	NE $\frac{1}{4}$	4.9 ACRES
SECTION 27			SECTION 28		

TOWNSHIP 3 NORTH, RANGE 29 EAST, W.M.

The applicant also proposes to add an additional point of diversion, an infiltration gallery, to the surface water right, located as follows:

SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 22, T 3 N, R 29 E, WM; 720 FEET NORTH AND 1250 FEET EAST FROM THE SW CORNER, SECTION 22.

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 1999.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of 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.
5. Water shall be acquired from the same surface water source as the original point of diversion.
6. The former place of use shall no longer be irrigated as a part of this water right.
7. The approval of the additional point of diversion is based on infiltration gallery construction details provided by the applicant. Any changes in construction of the infiltration gallery must be approved by the Department in advance, and may be subject to the provisions of the General Standards for the Construction and Maintenance of Water Wells in Oregon.

Certificates 2507 and 53080 are canceled. New certificates will be issued to confirm those portions of the rights NOT involved in this transfer. When satisfactory proof of the completed changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources
Director, affixed SEP 16 1998.



Martha C. Pagel, Director