

STATE OF OREGON  
COUNTY OF YAMHILL

*Amended by  
V 52 P 468*

ORDER APPROVING A CHANGE IN USE AND 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 7429 submitted by

HENRY LAWRENCE GORGAS III  
P.O. BOX 459  
CARLTON, OREGON 97111.

The right to be modified, as evidenced by Certificate 11744, was perfected under Permit 11792 with a date of priority of JULY 26, 1935. The right allows the use of FALL CREEK, a tributary of PANTHER CREEK, for DOMESTIC USE, INCLUDING THE IRRIGATION OF A GARDEN NOT EXCEEDING 2 ACRES IN AREA. 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 authorized point of diversion: NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 29, T 3 S, R 5 W, WM, or its equivalent in case of rotation, measured at the point of diversion from the source.

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

The authorized place of use is located as follows:

SW $\frac{1}{4}$  SW $\frac{1}{4}$   
SECTION 21  
TOWNSHIP 3 SOUTH, RANGE 5 WEST, 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 applicant proposes to change the use to DOMESTIC USE FOR ONE FAMILY, INCLUDING IRRIGATION OF NOT TO EXCEED 1 ACRE LAWN AND GARDEN, AND INCLUDING MAINTENANCE OF A 4.9 ACRE-FOOT RESERVOIR

The applicant proposes to change the place of use to:

NW $\frac{1}{4}$  SW $\frac{1}{4}$   
SECTION 21  
TOWNSHIP 3 SOUTH, RANGE 5 WEST, W.M.

THESE CHANGES 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. Water shall no longer be used at the former place of use as a part of this water right.
3. The use of water for irrigation of a lawn and garden and for maintenance of a reservoir may be made only so long as the water is delivered through the domestic water system and is used in conjunction with the domestic use.

Certificate 11744 is cancelled. 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 December 5, 1996.



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Martha O. Pagel, Director