

STATE OF OREGON

COUNTY OF LAKE

**ORDER APPROVING TEMPORARY CHANGES IN PLACE OF USE
AND ADDITIONAL POINTS OF APPROPRIATION**

Pursuant to ORS 540.523, 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, TEMPORARY TRANSFER 8825 submitted by

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The right to be modified, as evidenced by a PORTION of Certificate 67901, was perfected under Permit G-7170 with a date of priority of FEBRUARY 11, 1977. The right allows the use of WELL 1 in the FORT ROCK BASIN, for IRRIGATION OF 198.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.48 cubic feet per second, if available at WELL 1 — NW¼ NE¼, SECTION 16, T 28 S, R 16 E, W.M.; 1,290 FEET SOUTH AND 1,330 FEET WEST FROM NE CORNER OF SECTION 16, 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 use shall conform to any reasonable rotation system ordered by the proper state officer.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The authorized place of use is as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 39.40 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.00 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.40 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.40 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.00 ACRES

SECTION 16

TOWNSHIP 28 SOUTH, RANGE 16 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.

The applicant proposes to TEMPORARILY change the place of use to:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.25 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 37.00 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.25 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 31.25 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 31.25 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 36.20 ACRES

SECTION 15

TOWNSHIP 27 SOUTH, RANGE 17 EAST, W.M.

The applicant proposes to temporarily change the point of appropriation, pursuant to ORS 540.523(1), to convey water to the new temporary place of use. The location of the proposed points of appropriation are:

WELL 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 15, T 27 S, R 17 E, W.M.; 460 FEET NORTH AND 580 FEET WEST FROM THE SE CORNER, SECTION 16;


WELL 2 - SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 15, T 27 S, R 17 E, W.M.; 1,320 FEET NORTH AND 2,640 FEET WEST FROM THE SE CORNER, SECTION 16;

WELL 3 - SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 15, T 27 S, R 17 E, W.M.; 50 FEET NORTH AND 150 FEET EAST FROM THE SW CORNER, SECTION 16.

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

1. These change are temporary. These changes shall be effective upon issuance of this order.
2. The former place of use shall **not** be irrigated as part of this water right during the 2001, 2002, 2003, 2004 and 2005 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2005 irrigation season.
4. The quantity of water diverted at the temporary points of appropriation is limited to:
WELL #1 — 0.455 cfs;
WELL #2 — 1.560 cfs;
WELL #3 — 0.465 cfs.
5. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
6. 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.

WITNESS the signature of the Water Resources Director, affixed AUG 29 2001.



Paul R. Cleary, Director
Oregon Water Resources Department