

STATE OF OREGON

COUNTY OF UMATILLA

ORDER APPROVING CHANGES IN POINT OF DIVERSION

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 7760 submitted by

WALLA WALLA RIVER IRRIGATION DISTRICT
605 LAMB STREET
MILTON-FREEWATER, OREGON 97863.

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 Certificate 12900. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 9. The date of priority is 1890.

The right allows the use of FORD BRANCH OF LITTLE WALLA WALLA RIVER for IRRIGATION OF 4.25 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE AND ONE-HALF MINER'S INCHES PER ACRE, if available at the authorized point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 2, T 5 N, R 35 E, WM; 410 FEET SOUTH AND 725 FEET WEST FROM THE NE CORNER, SECTION 2, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.25 ACRES
SECTION 35
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

The second right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County as evidenced by Certificate 13292. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 9. The dates of priority are 1882 FOR 1.5 ACRES, 1891 FOR 5.5 ACRES AND 1905 FOR 0.5 ACRE.

The right allows the use of FORD BRANCH OF WALLA WALLA RIVER, for IRRIGATION OF 7.5 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE AND ONE-HALF MINER'S INCHES PER ACRE, if available at the authorized point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 2, T 5 N, R 35 E, WM; 410 FEET SOUTH AND 725 FEET WEST FROM THE NE CORNER, SECTION 2, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 7.5 ACRES
SECTION 35
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

The third right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County as evidenced by Certificate 13298. The decree is recorded in the Order Record of the Water Resources Director in Volume 12, at Page 9. The date of priority is 1881 FOR 3.5 ACRES, 1895 FOR 4.5 ACRES AND 1900 FOR 1.0 ACRE.

The right allows the use of FORD BRANCH OF WALLA WALLA RIVER, for IRRIGATION OF 9.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE AND ONE-HALF MINER'S INCHES PER ACRE, if available at the authorized point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 2, T 5 N, R 35 E, WM; 410 FEET SOUTH AND 725 FEET WEST FROM THE NE CORNER, SECTION 2, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized place of use is located as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 9.0 ACRES
SECTION 35
TOWNSHIP 6 NORTH, RANGE 35 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 points of diversion to:

a point on the FORD BRANCH, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 35, T 6 N, R 35 E, WM; 1320 FEET NORTH AND 1600 FEET WEST FROM THE SE CORNER, SECTION 35; and,

a point on the EAST CROCKETT BRANCH, SE¼ SE¼, SECTION 35, T 6 N, R 35 E, WM; 820 FEET NORTH AND 180 FEET WEST FROM THE SE CORNER, SECTION 35.

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, 2000.
2. The quantity of water diverted at the new points of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
3. The water user or irrigation district shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The types and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. The water user or irrigation district shall operate and maintain the headgates and measuring devices, as needed. The water user or irrigation district shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor accuracy of the measuring device, as needed.
5. The water user or irrigation district shall notify the Watermaster which point of diversion will serve which lands. The water user or irrigation district shall notify the Watermaster prior to using the alternate point of diversion for these lands.
5. Water shall be acquired from the same surface water source as the original point of diversion.

Certificates 12900, 13292 and 13298 are canceled. 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 NOV 02 1998.


for Martha O. Pagel, Director