

STATE OF OREGON

COUNTY OF CLACKAMAS

ORDER APPROVING AN ADDITIONAL 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 6575 submitted by

CLIFFORD YODER  
30440 SOUTH NEEDY ROAD  
CANBY, OREGON 97013.

The right to be modified, as evidenced by Certificate 37901, was perfected under Permit G-4755 with a date of priority of NOVEMBER 26, 1969. The right allows the use of A WELL, a tributary of the BEAR CREEK BASIN, for IRRIGATION OF 32.0 ACRES. The right is limited to 0.27 cubic foot per second, if available at the original well; SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 4, T 5 S, R 1 E, WM; 3070 FEET NORTH AND 160 FEET EAST FROM THE SW CORNER, SECTION 4, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 $\frac{1}{2}$  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:

NW $\frac{1}{4}$  SW $\frac{1}{4}$  32.0 ACRES  
SECTION 4  
TOWNSHIP 5 SOUTH, RANGE 1 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 add an additional point of appropriation to:

NW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 4, T 5 S, R 1 E, WM; 60 FEET NORTH AND 170 FEET EAST FROM THE W $\frac{1}{4}$  CORNER, SECTION 4.

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, 1996.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity of water diverted from the old point of appropriation, shall not exceed the quantity of water 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 37901 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 FEB 27 1995.

  
\_\_\_\_\_  
Martha O. Pagel, Director