

STATE OF OREGON

COUNTY OF COOS

ORDER APPROVING A CHANGE IN USE, PLACE OF USE,
AND POINTS 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 7777 submitted by

BROADBENT COMMUNITY CHURCH
P.O. BOX 86
BROADBENT, OREGON 97414.

The right to be modified, as evidenced by Certificate 34975, was perfected under Permit 29892 with a date of priority of MAY 1 1964. The right allows the use of the SOUTH FORK COQUILLE RIVER, a tributary of the COQUILLE RIVER, for IRRIGATION OF 29.3 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.37 cubic foot per second, if available at the original point of diversion: LOT 7 (NE¼ SW¼), SECTION 28, T 29 S, R 12 W, WM; 1080 FEET SOUTH AND 780 FEET WEST FROM THE CENTER, SECTION 28, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for 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 2½ 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 located as follows:

	<u>POD Change Only</u>	<u>All Changes</u>
NE¼ SE¼	0.35 ACRE	0.25 ACRE
NW¼ SE¼	8.40 ACRES	
SW¼ SE¼	20.30 ACRES	
	SECTION 28	
	TOWNSHIP 29 SOUTH, RANGE 12 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 of $\frac{1}{4}$ acre of irrigation to Domestic Use for the Broadbent Community Church and Parsonage, including not to exceed $\frac{1}{8}$ acre of lawn and garden. The applicant proposes to change the place of use for the church to:

SE $\frac{1}{4}$ SE $\frac{1}{4}$
SECTION 32
TOWNSHIP 29 SOUTH, RANGE 12 WEST, W.M.

The applicant proposes to change the point of diversion to serve the Church to:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 5, T 30 S, R 12 W, WM; 170 FEET SOUTH AND 880 FEET EAST FROM THE N $\frac{1}{4}$ CORNER, SECTION 5

The applicant also proposes to add an additional point of diversion for the remainder of the irrigation in the:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 28, T 29 S, R 12 W, WM; 3350 FEET NORTH AND 900 FEET EAST FROM THE S $\frac{1}{4}$ CORNER, SECTION 28

The landowners for the remainder of the irrigation are:

ERIC AND RHONDA WILEY
HC 84 BOX 10114
BROADBENT, OREGON 97414

THESE CHANGES TO AN EXISTING WATER RIGHT 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, 1998.
2. The quantity of water diverted at the new points 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. When required by the Department, 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.

4. Water shall be acquired from the same surface water source as the original point of diversion.
5. The former place of use shall no longer be irrigated as a part of this water right.
7. The water users shall install and maintain fish screens or fish by-pass devices. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction and shall be installed under the general supervision of the Department of Fish and Wildlife.

The water users may participate in the Oregon Department of Fish and Wildlife's cost sharing program for installation of screening and by-pass devices in accordance with ORS 540.525.

8. The amount of water used for domestic use, including irrigation of lawn and garden, is limited to 0.003 cubic foot per second and shall be further limited to a diversion of not to exceed 0.63 acre-foot during the irrigation season of each year.

Certificate 34975 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 AUG 14 1997 .



Martha O. Pagel, Director