

STATE OF OREGON

COUNTY OF UNION

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.211, 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, PERMIT AMENDMENT T-8074 submitted by

PAUL C. RUDD, MARINUS DELINT, & PRESTON J. SHAW
64053 GEKELER LANE
LA GRANDE, OREGON 97850.

The permit to be modified is Permit G-12399 with a date of priority of MARCH 4, 1993. The permit allows the use of A WELL, in the GRANDE RONDE RIVER BASIN, for SUPPLEMENTAL IRRIGATION OF 549.5 ACRES. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 6.87 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 8, T 2 S, R 39 E, W.M.; 330 FEET NORTH AND 60 FEET EAST FROM THE C-W 1/16 CORNER OF SECTION 8, 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.

The authorized place of use is as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 39.5 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
SECTION 8

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES
SECTION 9

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 4.2 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 12.8 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 17.6 ACRES
SECTION 15

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 37.6 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 37.8 ACRES
SECTION 16

TOWNSHIP 2 SOUTH, RANGE 39 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

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 change the point of appropriation to:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 8, T 2 S, R 39 E, W.M.; 118 FEET SOUTH AND 48 FEET EAST OF THE NW CORNER OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 8.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. 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.
3. Water shall be acquired from the same aquifer as the original point of appropriation.
4. All other terms and conditions of the permit remain the same.

Permit G-12399, in the name of PAUL C. RUDD, MARINUS DELINT, & CRESTON J. SHAW is amended as described herein.

WITNESS the signature of the Water Resources
Director, affixed NOV 10 1998.


For Martha C. Pagel, Director