

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN 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 9095 submitted by

CITY OF SAINT PAUL
P.O. BOX 7
SAINT PAUL, OREGON 97137.

The right to be modified, as evidenced by Certificate 40213, was perfected under Permit G-4047 with a date of priority of SEPTEMBER 11, 1968. The right allows the use of A WELL, in the MISSION CREEK BASIN, for MUNICIPAL USE. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.24 cubic foot per second, if available at the original well; NE¼ SE¼, AS PROJECTED WITHIN SAINT PAUL'S CATHOLIC MISSION DLC 75, SECTION 19, T 4 S, R 2 W, W.M.; 1300 FEET NORTH AND 1080 FEET WEST FROM THE SE CORNER OF DLC 75, or its equivalent in case of rotation, measured at the well.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

This is an 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:

LOT 12 (SE¼ SE¼)
SECTION 18

NE¼ NE¼
NW¼ NE¼
SW¼ NE¼
SE¼ NE¼
NE¼ NW¼
SE¼ NW¼
NE¼ SE¼
NW¼ SE¼

ALL AS PROJECTED WITHIN SAINT PAUL'S CATHOLIC MISSION DLC 75
SECTION 19

TOWNSHIP 4 SOUTH, RANGE 2 WEST, 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 change the point of appropriation to:

WELL 2 - SE¼ NE¼, AS PROJECTED WITHIN SAINT PAUL
CATHOLIC MISSION DLC 75, SECTION 19, T 4 S, R 2 W, W.M.;
2314 FEET SOUTH AND 4150 FEET EAST FROM THE NW CORNER OF SECTION
19.


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, 2008.
2. The quantity of water diverted at the new point of
appropriation (well) shall not exceed the quantity of water
lawfully authorized by the water right.
3. 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 40213 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 NOV 19 2002.


Paul R. Cleary, Director