

STATE OF OREGON

COUNTY OF YAMHILL

ORDER APPROVING ADDITIONAL POINTS 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 8178 submitted by

CITY OF LAFAYETTE
P.O. BOX 55
LAFAYETTE, OREGON 97127.

The first right to be modified, as evidenced by Certificate 39554, was perfected under Permit G-3856 with a date of priority of OCTOBER 13, 1967. The right allows the use of A WELL, in the HENRY 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 0.28 cubic foot per second, if available at the original well; LOT 4 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 5, T 4 S, R 3 W, W.M.; 100 FEET NORTH AND 2570 FEET EAST FROM THE SE CORNER OF PATTON DLC 37, or its equivalent in case of rotation, measured at the well.

The second right to be modified, as evidenced by Certificate 39561, was perfected under Permit G-4647 with a date of priority of DECEMBER 16, 1968. The right allows the use of A WELL, in the HENRY 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 0.32 cubic foot per second, if available at the original well; LOT 4 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 5, T 4 S, R 3 W, W.M.; 500 FEET NORTH AND 2850 FEET EAST FROM THE SE CORNER OF PATTON DLC 37, 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.

The authorized places of use are as follows:

PERMITS G-3856 AND G-4647

NE¹/₄ NW¹/₄
SECTION 5

NW¹/₄ NE¹/₄
SW¹/₄ NE¹/₄
SW¹/₄ NW¹/₄
W¹/₂ SW¹/₄
SE¹/₄ SW¹/₄
SW¹/₄ SE¹/₄
SECTION 6

NW¹/₄ NE¹/₄
N¹/₂ NW¹/₄
SECTION 7

TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

E¹/₂ SE¹/₄
SECTION 1

NE¹/₄ NE¹/₄
SECTION 12

TOWNSHIP 4 SOUTH, RANGE 4 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 add additional points of appropriation so that water under these rights may be appropriated from any one, or any combination, of the following wells:

WELL 1 - LOT 4 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 5, T 4 S, R 3 W, W.M.; 100 FEET NORTH AND 2570 FEET EAST FROM THE SE CORNER OF PATTON DLC 37.

WELL 2 - LOT 4 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), SECTION 5, T 4 S, R 3 W, W.M.; 500 FEET NORTH AND 2850 FEET EAST FROM THE SE CORNER OF PATTON DLC 37.

WELL 8 - SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 32, T 3 S, R 3 W, W.M.; 748 FEET NORTH AND 3053 FEET EAST FROM THE SE CORNER OF PATTON DLC 37.

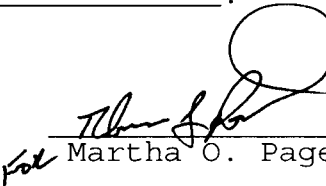
WELL 10 - SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 32, T 3 S, R 3 W, W.M.; 240 FEET NORTH AND 630 FEET EAST FROM THE NW CORNER OF DLC 38.

THIS CHANGE TO THESE EXISTING WATER RIGHTS 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, 2004.
2. The quantity of water diverted at the new points of appropriation (wells), together with the quantity diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation.
3. The water user shall install in-line flow meters or other suitable devices for measuring and recording the quantity of water used. The type and plans of the measuring devices 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 points of appropriation.

Certificates 39554 and 39561 are cancelled. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources
Director, affixed MAR 23 1999.



Martha O. Pagel, Director

Under the provisions of OAR 137-004-0080, the applicant may petition for reconsideration of this order. The petition shall set forth specific grounds for reconsideration. The petition for reconsideration must be filled within 60 days after the date this order is served.