

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	13 E	WM	11	SW SW	2.9

3. Application T-10133 proposes to add an additional point of appropriation to the above described water right located approximately 60 feet southeast located:

Proposed Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
1 S	13 E	WM	11	SW SW	723 Feet North and 347 East from the SW Corner of Section 11

4. Notice of the application for transfer was published on May 2, 2006, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
5. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
6. A well, pump and pipeline sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Application T-10133.
7. The proposed change would not result in enlargement of the right.
8. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

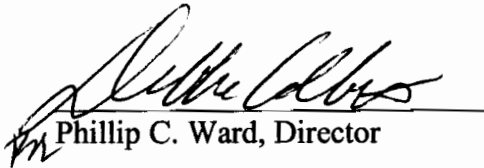
The change in proposed in application T-10133 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If application T-10133 is approved, the final order will include the following:

1. *The additional point of appropriation proposed in application T-10133 is approved.*
2. *Water right certificate 62011 is cancelled.*
3. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 62011 and any related decree.*
4. *Water from the new proposed well shall be acquired from the same aquifer (water source) as the original point of appropriation.*
5. *The quantity of water diverted at the additional point of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*

6. *When required by the Department, the water user shall install, maintain and operate an in-line flow meter or other suitable device for measuring and recording the quantity of water diverted. 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.*
7. *The approved change shall be completed and full beneficial use of the water shall be made on or before October 1, 2008. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.*
8. *When satisfactory proof of the completed change is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this 31ST day of May 2007.


Phillip C. Ward, Director

This Preliminary Determination was prepared by Ken Dowden. If you have questions about the information in this document, you may reach me at 541-278-5456 or Ken.D.Dowden@wrд.state.or.us.

Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Salem, OR 97301-1266.