

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JEFFERSON COUNTY

IN THE MATTER OF THE APPLICATION OF)
DENNIS H. AND JANET L. WALLACE (NORTH) ORDER APPROVING
UNIT IRRIGATION DISTRICT) FOR APPROVAL) TRANSFER 6136
OF A CHANGE IN PLACE OF USE OF WATER)

On August 18, 1988, an application was filed in the office of the Water Resources Director by Dennis H. and Janet L. Wallace for approval of a change in place of use of water from the Deschutes and Crooked Rivers, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 51231, Volume 46, State Record of Water Right Certificates, in the name of North Unit Irrigation District, describes a right which includes the use of not to exceed 0.022 cubic foot per second of water from Deschutes River for irrigation of a certain 1.0 acre in NE 1/4 NE 1/4 of Section 22, Township 11 South, Range 13 East, W.M., with a date of priority of February 28, 1913. This right also has a supplemental right in the name of North Unit Irrigation District for the use of 0.004 cfs of water from Crooked River under certificate 51232 with a date of priority of June 23, 1955.

The certificate recorded at page 51233, Volume 46, State Record of Water Right Certificates, in the name of North Unit Irrigation District, describes a right which includes the use of not to exceed 0.023 cubic foot per second from Crooked River for irrigation of a certain 1.0 acre in NW 1/4 NE 1/4 of Section 22, Township 11 South, Range 13 East, W.M., with a date of priority of September 18, 1968.

Water from Deschutes River under certificate 51231 is diverted from a point located 1700 feet south and 730 feet west from the NE corner of Section 29, being within the SE 1/4 NE 1/4 of Section 29, Township 17 South, Range 12 East, W.M.

Water from Crooked River under certificates 51232 and 51233 is diverted from a point located 590 feet north and 2790 feet east from the W 1/4 corner of Section 13, being within the SW 1/4 NE 1/4 of Section 13, Township 14 South, Range 13 East, W.M.

The applicants herein, owners of the lands above described, propose to change the place of use of the 1.0 acre Deschutes River primary with Crooked River supplemental water right from NE 1/4 NE 1/4 Section 22 to 1.0 acre in NW 1/4 NE 1/4 Section 22 and simultaneously change the place of use of the 1.0 acre Crooked River right from the NW 1/4 NE 1/4 Section 22 to the 1.0 acre in NE 1/4 NE 1/4 Section 22.

Robert F. Main, Jr, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

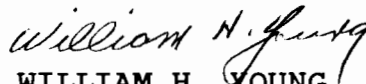
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it is hereby ORDERED that the proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the subject water rights are hereby severed from the places of use described in Certificates 51231, 51232, and 51233 and shall be beneficially used as authorized by this order on or before October 1, 1990.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, certificates of water right shall be issued to North Unit Irrigation District confirming these changes and others within the district.

Dated at Salem, Oregon this 21st day of June, 1989.


WILLIAM H. YOUNG
Director

NOTE: Approval of the water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

T-6136.BE