

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON  
WASCO COUNTY

IN THE MATTER OF THE APPLICATION OF )  
MARTIN MARIETTA CORPORATION )  
FOR APPROVAL OF A CHANGE IN POINT )  
OF APPROPRIATION OF WATER )

ORDER APPROVING  
TRANSFER 5607

On March 13, 1985, an application was filed in the office of the Water Resources Director by Martin Marietta Corporation for approval of a change in point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 46837, Volume 39, State Record of Water Right Certificates, in the name of Martin Marietta Aluminum, Inc., describes a right for the use of not to exceed 1.2 cubic feet per second from ground water for industrial use in SW 1/4, Section 28, Township 2 North, Range 13 East, WM, with a date of priority of August 19, 1957.

The authorized point of appropriation is located 2020 feet North and 1030 feet West from the South Quarter Corner of Section 28, being within the NE 1/4 SW 1/4 of Section 28, Township 2 North, Range 13 East, WM (Well 2).

The applicant herein, owner of the lands above described, proposes to change the point of appropriation of 0.8 cfs therefrom to Well 3, located 640 feet North and 1880 feet West from the South Quarter of Section 28, being within the SW 1/4 SW 1/4 of Section 28; and to change the point of appropriation of 0.4 cfs therefrom to Well 4A, located 970 feet North and 1080 feet West from the South Quarter of Section 28, being within the SE 1/4 SW 1/4 of Section 28, Township 2 North, Range 13 East, WM. The change in point of appropriation is reported to be completed.

Larry Toll, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Kenneth E. Lite, Jr., Hydrogeologist, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

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

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

It is FURTHER ORDERED that the quantity of water appropriated at the new wells shall not exceed the quantity of water available at the old well under the subject right, and shall not exceed 1.2 cubic feet per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to using water from the new well as herein confirmed:

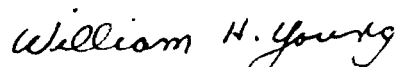
That the pump system shall include an access port for measuring the water level;

That the pump system shall include an in-line flow meter or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said Watermaster.

It is FURTHER ORDERED that the certificate recorded at page 46837, Volume 39, State Record of Water Right Certificates, is canceled; and 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, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 12th day of March, 1987.

  
WILLIAM H. YOUNG  
Director

NOTE: Approval of a 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.

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