

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF )  
A. W. BORLAND, JR., FOR APPROVAL OF )  
ADDITIONAL POINTS OF APPROPRIATION )  
OF WATER )  
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ORDER APPROVING  
TRANSFER NO. 4628

On October 29, 1980, an application was filed in the office of the Water Resources Director by A. W. Borland, Jr., for approval of additional points of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 31285, Volume 23, State Record of Water Right Certificates, in the names of S. W. and Florence Stewart, describes a right which includes the use of not to exceed 0.05 cubic foot per second from Lee and Carrie Well for irrigation of a certain 4.1 acres in SE 1/4 NE 1/4, Section 34, Township 5 North, Range 28 East, W.M., with a date of priority of April 15, 1959.

The authorized point of appropriation is located 15 chains North and 9.5 chains West from the East Quarter Corner of Section 34, being within the SE 1/4 NE 1/4 of Section 34, Township 5 North, Range 28 East, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate 2.0 acres of said 4.1 acres from Well No. 1 located 250 feet South and 900 feet West, and to irrigate 2.1 acres of said 4.1 acres from Well No. 2 located 300 feet South and 450 feet West, both from the Northeast Corner of the SE 1/4 NE 1/4 of Section 34, both being within the SE 1/4 NE 1/4 of Section 34, Township 5 North, Range 28 East, W.M.

Mr. Steven P. Applegate, Watermaster, has filed a statement to the effect that the proposed additional points of appropriation may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested additional points of appropriation, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at each new point of appropriation shall not exceed 0.025 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new points of appropriation as herein confirmed:

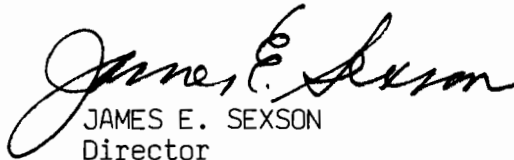
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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

It is FURTHER ORDERED that the construction work shall be completed and the change in point of appropriation of water made on or before October 1, 1982.

It is FURTHER ORDERED that the certificate recorded at page 31285, Volume 23, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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 25th day of November, 1980.

  
JAMES E. SEXSON  
Director