

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF)
HENRY AND DORIS N. WALKER (WESTLAND) ORDER APPROVING
IRRIGATION DISTRICT) FOR APPROVAL OF) TRANSFER 6091
A CHANGE IN PLACE OF USE OF WATER)

On April 11, 1988, an application was filed in the office of the Water Resources Director by Henry and Doris N. Walker for approval of a change in place of use of water from the Umatilla River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 58915, State Record of Water Right Certificates, in the name of Westland Irrigation District, describes a right which includes the use of not to exceed 1.68 cubic feet per second from the Umatilla River for irrigation of a certain 32.0 acres NE1/4 SE1/4, 5.0 acres SW1/4 SE1/4 and 30.0 acres SE1/4 SE1/4 of Section 8, Township 3 North, Range 28 East, WM, with a date of priority of July 31, 1981.

Water for said right is diverted from a point located North 76 degrees, 45 minutes, 56 seconds East 2913.19 feet from the West Quarter corner of Section 21, being within the SW1/4 NE1/4 of Section 21, Township 3 North, Range 29 East, WM.

The applicants herein, owners of the lands above described, propose to transfer the water right therefrom to a certain 28.0 acres NE1/4 SW1/4, 5.2 acres SW1/4 SW1/4 and 33.8 acres SE1/4 SW1/4, Section 15, Township 3 North, Range 28 East, WM.

The lands involved herein are within the boundaries of the Westland Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting.

Michael F. Ladd, 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 following provisions will be effective when in the judgement of the Watermaster it becomes necessary to install headgates and measuring devices:

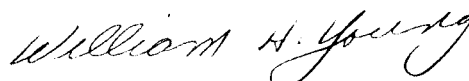
That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 subject water right is hereby severed from the place of use described in Certificate 58915, and shall be beneficially used as authorized by this order on or before October 1, 1990.

It is FURTHER ORDERED that the certificate recorded at page 58915, Volume 55, 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 31st day of March, 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.