

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MALHEUR COUNTY

IN THE MATTER OF THE APPLICATION )  
OF ADVANCEMENT IRRIGATION DISTRICT )  
FOR APPROVAL OF A CHANGE IN PLACE )  
OF USE OF WATER )

ORDER APPROVING  
TRANSFER 5460

On March 30, 1984, an application was filed in the office of the Water Resources Director by Advancement Irrigation District for approval of a change in place of use of water from Owyhee River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 24707, Volume 17, State Record of Water Right Certificates, in the name of United States of America, Bureau of Reclamation, describes a right which includes the use of not to exceed 1.49 cubic feet per second of water from Owyhee River, for irrigation of

5.4429 acres SW 1/4 SW 1/4  
Section 4  
2.4975 acres NE 1/4 NE 1/4  
20.7406 acres NE 1/4 SE 1/4  
1.44 acres SW 1/4 SE 1/4  
13.539 acres SE 1/4 SE 1/4  
Section 5  
15.19 acres NE 1/4 NE 1/4  
5.22 acres NW 1/4 NE 1/4  
Section 8  
10.40 acres NW 1/4 NW 1/4  
4.81 acres SW 1/4 NW 1/4  
4.81 acres NW 1/4 SW 1/4  
1.23 acres SW 1/4 SW 1/4  
Section 9  
2.33 acres NE 1/4 NE 1/4  
2.35 acres SE 1/4 NE 1/4  
Section 17  
Township 18 South, Range 47 East, WM,

with dates of priority of February 14, 1916 and August 19, 1924.

The applicant herein proposes to transfer the right therefrom to a certain

5.0 acres NW 1/4 NE 1/4  
Section 26  
7.0 acres SE 1/4 NE 1/4  
Section 28  
Township 18 South, Range 46 East, WM,  
  
2.0 acres NW 1/4 NW 1/4  
6.0 acres SE 1/4 NW 1/4  
Section 13  
7.0 acres NE 1/4 NE 1/4  
Section 22  
5.0 acres SW 1/4 SE 1/4  
Section 34  
Township 19 South, Range 46 East, WM,

6.0 acres NE 1/4 SW 1/4  
5.0 acres NW 1/4 SW 1/4  
Section 10  
Township 20 South, Range 45 East, WM,  
7.0 acres NE 1/4 NW 1/4  
Section 17  
3.0 acres SE 1/4 SW 1/4  
5.0 acres SW 1/4 SE 1/4  
Section 22  
5.0 acres NW 1/4 SE 1/4  
6.0 acres SW 1/4 SE 1/4  
Section 31  
Township 20 South, Range 46 East, WM,  
  
7.0 acres NW 1/4 SE 1/4  
3.0 acres SW 1/4 NE 1/4  
Section 14  
9.0 acres SW 1/4 NE 1/4  
2.0 acres SE 1/4 NW 1/4  
Section 19  
Township 21 South, Range 46 East, WM,

being within Owyhee Irrigation District. The applicant further proposes to cancel supplemental irrigation rights from Snake River under Certificates 3297, 24704 and 51346 for said lands in Section 4, 5, 8, 9 and 17 as noted above. The change in place of use is reported to be completed.

Supplemental irrigation rights as described by Certificate 44030 from Owyhee Reservoir will be transferred with said primary rights.

Frank W. Elfering, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

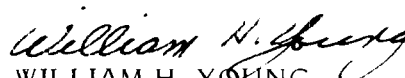
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that aforesaid portions of Certificates 3297, 24704 and 51346, for supplemental irrigation of said lands in Section 4, 5, 8, 9 and 17 are canceled.

It is FURTHER ORDERED the upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, the change of water right shall be considered perfected, and at a later date a certificate of water right shall be issued to United States of America, Bureau of Reclamation confirming this and other changes within the District, and superseding Certificate 24707.

Dated at Salem, Oregon this 19th day of March, 1987.

  
WILLIAM H. YOUNG  
Director

NOTE: The 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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