

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CROOK COUNTY

IN THE MATTER OF THE APPLICATION OF )  
DENNIS E. AND MARGARET DENTON (OCHOCO ) ORDER APPROVING  
IRRIGATION DISTRICT) FOR APPROVAL OF ) TRANSFER 6150  
A CHANGE IN PLACE OF USE OF WATER )

On October 3, 1988, an application was filed in the office of the Water Resources Director by Dennis E. and Margaret Denton for approval of a change in place of use of water from surface water, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 55974, Volume 51, State Record of Water Right Certificates, in the name of the Ochoco Irrigation District, describes a right which includes the use of water from Ochoco, McKay, Dry and Johnson Creeks, and all waste and return water flowing in all unnamed waterways and Ochoco Reservoir for irrigation of a certain 4.7 acres NW1/4 NW1/4 and 0.5 acre SW1/4 NW1/4, Section 25, Township 14 South, Range 15 East, WM, with dates of priority of March 13, 1916 for McKay Creek and August 10, 1917, from all other sources herein named. These lands also have a supplemental right under Certificate 57613 to the use of water stored in Prineville Reservoir with a date of priority of April 8, 1914. These lands are irrigated by means of the Ochoco Feed Canal.

The applicant herein, proposes to transfer the water rights therefrom to a certain 5.2 acres NE1/4 NW1/4 Section 20, Township 14 South, Range 16 East, WM.

Gary Gumpert, owner of the lands from which the rights are to be transferred has signed an affidavit that he consents to the change removing the water rights from said land.

The lands involved herein are within the boundaries of the Ochoco Irrigation District and the Board of Directors of said District approved the proposed change at a regular meeting.

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

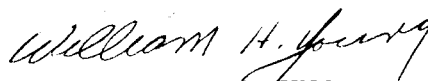
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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 place of use described in Certificates 55974 and 57613, 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 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 Ochoco Irrigation District confirming this and other changes within the District, and superseding Certificates 55974 and 57613.

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.