

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION)
OF FRED G. AND JUDY E. GUNZNER)
FOR APPROVAL OF A CHANGE IN POINT)
OF APPROPRIATION OF WATER)

ORDER APPROVING
TRANSFER 5592

On February 25, 1985, an application was filed in the office of the Water Resources Director by Fred G. and Judy E. Gunzner 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 51637, Volume 46, State Record of Water Right Certificates, in the names of Herbert J. and Jacqueline M. Hester, Jerry Jones and Joe Quinn, Dry Canyon Farms and Dwayne Rosebrook, describes a right which includes the use of not to exceed 0.425 cubic foot per second from ground water for irrigation of 34.0 acres in SE 1/4 SE 1/4, Section 17, Township 14 South, Range 12 East, WM, with a date of priority of December 15, 1976.

The authorized points of appropriation are located: Well 5 - 300 feet South and 40 feet West; Well 6 - 1260 feet South and 40 feet West, both from the Northeast Corner of Section 20, being within the NE 1/4 NE 1/4 of Section 20, Township 14 South, Range 12 East, WM.

The applicants herein, owners of the lands above described, propose to change the point of appropriation therefrom to a well located 1000 feet West from the Southeast Corner of Section 17, being within the SE 1/4 SE 1/4 of Section 17, Township 14 South, Range 12 East, WM. The change in point of appropriation is reported to be completed.

Robert F. Main, Jr., 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 well shall not exceed the quantity of water available at the old well under the subject right, and shall not exceed 0.425 cubic foot per second.

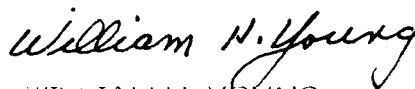
It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install measuring devices:

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 51637, Volume 46, 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 applicants herein.

Dated at Salem, Oregon, this 15th day of April, 1985.


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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