

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF MIKAMI BROS. FOR APPROVAL OF)
A CHANGE IN POINT OF APPROPRIA-)
TION FROM GROUND WATER)

ORDER APPROVING
TRANSFER NO. 4218

On May 9, 1979, an application was filed in the office of the Water Resources Director by Mikami Bros. for approval of a change in point of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 24264, Volume 17, State Record of Water Right Certificates, in the names of Allan C. & Florine R. Langenwalter, describes a right for the use of not to exceed 0.02 cubic foot per second from a certain ground water aquifer for irrigation of a certain 1.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 4 North, Range 28 East, W.M., with a date of priority of April 13, 1950.

Water for the said right is diverted from a well located 400 feet South and 2800 feet East from the Northwest Corner of Section 16, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 4 North, Range 28 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of appropriation therefrom, without loss of priority, to a well located 420 feet South and 2900 feet East from the Northwest Corner of Section 16, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 4 North, Range 28 East, W.M.

Mr. William S. Bartholomew, Hydrogeologist, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Mr. William I. Porfily, Watermaster, 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 requested change in point of appropriation, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of appropriation shall not exceed the quantity of water available at the old point

of appropriation under the subject right.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point 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 NO time need be fixed for completion as the change in point of appropriation is completed.

It is FURTHER ORDERED that the certificate recorded at page 24264, Volume 17, 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 25th day of May, 1979.


James E. Sexson
Director