

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION )  
OF MELVIN W. McCOLLUM FOR THE )  
APPROVAL OF A CHANGE IN PLACE OF )  
USE OF WATER FROM ROGUE RIVER )  
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ORDER APPROVING  
TRANSFER NO. 3148

On November 7, 1974, Melvin W. McCollum filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Geo. W. McCollum and recorded at page 19683, Volume 14, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.67 cubic foot per second of water from Rogue River for the irrigation of, among other lands, 6.5 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 3.1 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  and 2.5 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 24, Township 36 South, Range 4 West, W.M., with a date of priority of July 16, 1947. These lands are irrigated from a point of diversion located 300 feet North and 1210 feet West from the East  $\frac{1}{4}$  corner of Section 24, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 24, Township 36 South, Range 4 West, W.M.

The applicant herein, owner of the land above described, proposes to transfer the water right therefrom, without loss of priority, to 2.7 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$ , 2.2 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 6.4 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  and 0.8 acre in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 24, Township 36 South, Range 4 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

Mr. David C. Hendrix, Watermaster of District No. 13, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

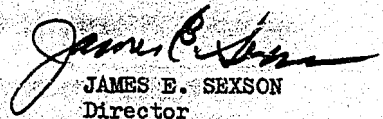
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the change in place of use of water is approved and the water right hereinbefore described as appurtenant to 6.5 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 3.1 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  and 2.5 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 24, Township 36 South, Range 4 West, W.M., with a date of priority of July 16, 1947, be severed therefrom and simultaneously and without loss of priority transferred to 2.7 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$ , 2.2 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 6.4 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  and 0.8 acre in SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 24, Township 36 South, Range 4 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1976.

It is FURTHER ORDERED that certificate of water right heretofore issued to Geo. W. McCollum and recorded at page 19683, Volume 14, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the Water Resources Director of application of water to beneficial use, a certificate of water right shall be issued to Melvin W. McCollum confirming the extent to which the water has been applied beneficially and including the balance of the right not involved in this proceeding.

Dated at Salem, Oregon, this 30th day of October, 1975.

  
JAMES E. SEXSON  
Director