

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF )  
ROBERT K. BEESLEY FOR APPROVAL OF )  
CHANGES IN PLACE OF USE AND POINT )  
OF DIVERSION OF WATER )  
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ORDER APPROVING  
TRANSFER 4808

On July 1, 1981, an application was filed in the office of the Water Resources Director by Robert K. Beesley for approval of changes in place of use and point of diversion of water from Squaw Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The affected water right is a portion of the right described by Transfer 2611 recorded at page 35, Volume 22, Special Order Record of the Water Resources Department, in the name of Deschutes Valley Farms, Inc., and is for the use of water from Squaw Creek, under a priority date of November 11, 1895, for irrigation of 40.0 acres in NE 1/4 NW 1/4, Section 17, Township 14 South, Range 12 East, WM.

The authorized point of diversion is located 998 feet North and 1,211 feet East from the Southwest Corner of Section 21, being within the SW 1/4 SW 1/4, Section 21, Township 15 South, Range 10 East, WM (Squaw Creek Ditch).

The applicant proposes to sever the right therefrom and to irrigate in lieu thereof a certain 39.0 acres in NW 1/4 SW 1/4 and 1.0 acre in SW 1/4 SW 1/4, Section 28, Township 15 South, Range 10 East, WM, from a point located 710 feet North and 2,640 feet West from the Southwest Corner of Section 28, being within the SW 1/4 SE 1/4, Section 29, Township 15 South, Range 10 East, WM (Plainview and Wiehl Ditch).

Notice of the application, pursuant to ORS 540.520(2), was published in the Bulletin, a newspaper printed and having general circulation in Deschutes County, Oregon, for a period of three weeks in the issues of July 13, 20 and 27, 1981.

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

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of diversion, as described herein, without loss of priority, are approved.

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

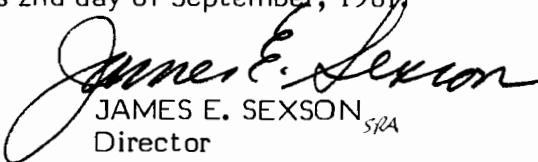
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1983.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1983.

It is FURTHER ORDERED that 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 2nd day of September, 1981

  
JAMES E. SEXSON <sup>SRA</sup>  
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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