

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF)
JOHN F. MADISON FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER 5432

On January 30, 1984, an application was filed in the office of the Water Resources Director by John F. Madison for approval of a change in place of use of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 46097, Volume 38, State Record of Water Right Certificates, in the names of John F. and Nellie G. Madison, describes a right which includes the use of not to exceed 0.53 cubic foot per second from ground water for irrigation of:

8.8 acres in NE 1/4 SE 1/4
7.0 acres in NW 1/4 SE 1/4
20.6 acres in SW 1/4 SE 1/4
8.5 acres in SE 1/4 SE 1/4
Section 24

7.8 acres in NE 1/4 NE 1/4
17.5 acres in NW 1/4 NE 1/4
Section 25

Township 3 North, Range 27 East, WM

4.8 acres in NW 1/4 SW 1/4
Section 19

Township 3 North, Range 28 East, WM

with a date of priority of September 15, 1967.

The authorized point of appropriation is located 1280 feet North and 2430 feet East from the South Quarter Corner of Section 24, being within the SE 1/4 SE 1/4 of Section 24, Township 3 North, Range 27 East, WM.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom to irrigation of:

4.2 acres in SW 1/4 SE 1/4
0.2 acre in SE 1/4 SE 1/4
Section 24

21.6 acres in SW 1/4 NE 1/4
9.3 acres in NE 1/4 NW 1/4
2.7 acres in NW 1/4 NW 1/4
2.4 acres in SW 1/4 NW 1/4
34.6 acres in SE 1/4 NW 1/4
Section 25

Township 3 North, Range 27 East, WM.

Larry H. Nunn, 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 hereby is ORDERED that the proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the following provisions shall be carried out prior to using water from the new well as herein confirmed:

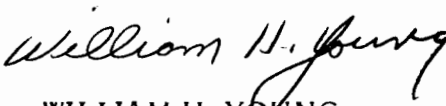
That the pump system shall include an in line flow meter or other suitable device for measuring the water to which the applicant is entitled;

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 said water so transferred shall be applied to beneficial use on or before October 1, 1985.

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, the certificate of water right heretofore issued to John F. and Nellie G. Madison and recorded at page 46097, Volume 38, State Record of Water Right Certificates, be canceled; and in lieu thereof a new certificate of water right be issued to the applicant herein confirming the change authorized herein and covering the balance of the right NOT involved in this proceeding.

Dated at Salem, Oregon this 16th day of March, 1984.


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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