

Benton County

IN THE MATTER OF THE APPLICATION )  
OF KENNETH L. MEREDITH FOR THE )  
APPROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER FROM GREASY )  
CREEK )  
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ORDER APPROVING  
TRANSFER NO. 3440

On July 27, 1976, Kenneth L. Meredith filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Greasy Creek pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 39225, Volume 31, State Record of Water Right Certificates, in the name of John S. Jackimiec, describes an existing right of record which includes the use of not to exceed 0.064 cubic foot per second from Greasy Creek for irrigation of 8.2 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 32, Township 12 South, Range 6 West, W.M., with a date of priority of June 10, 1953.

Water for the said right is diverted from a point located 500 feet South and 1150 feet East from the West quarter-corner of Section 32, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, Township 12 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion to a point located 330 feet South and 1320 feet East from the West quarter-corner of Section 32, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 32, Township 12 South, Range 6 West, W.M.

Mr. Ben Monroe, Watermaster of District No. 18, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

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

NOW, THEN ORE, it hereby is ORDERED that the requested change in point of diversion from Greasy Creek as described herein, without loss of priority, is 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, and shall not exceed 0.064 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install headgates and measuring devices:

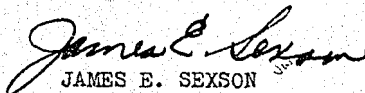
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to John S. Jackimiec and recorded at Page 39225, Volume 31, 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 Kenneth L. Meredith.

Dated at Salem, Oregon, this 16th day of December, 1976.

  
JAMES E. SEXSON  
Director