

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BAKER COUNTY

IN THE MATTER OF THE APPLICATION OF )	
ELLINGSON LUMBER COMPANY )	ORDER APPROVING
FOR APPROVAL OF A CHANGE IN )	TRANSFER 5920
PLACE OF USE OF WATER )	

On March 16, 1987, an application was filed in the office of the Water Resources Director by Ellingson Lumber Company for approval of a change in place of use of water from Powder River and Phillips Lake Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 52008, Volume 47, State Record of Water Right Certificates, in the name of Bureau of Reclamation, describes a right for the use of water from Powder River and Phillips Lake Reservoir for supplemental irrigation of, among other lands, a certain 2.0 acres in SW 1/4 SW 1/4, Section 21, Township 9 South, Range 40 East, W.M. with a date of priority of June 19, 1958.

The applicant herein, owner of the lands above described, proposes to transfer the right therefrom to a certain 2.0 acres in SW 1/4 SE 1/4, Section 28, Township 8 South, Range 40 East, W.M.

V. Kent Searles, 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 subject water right is hereby severed from the place of use described in Certificate 52008, and shall be beneficially used as authorized by this order on or before October 1, 1988.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, the change of water right shall be issued to The United States of America, acting through the Regional Director, Pacific Northwest Region, Bureau of Reclamation, confirming this and other changes within the District, and superseding Certificate 52008.

Dated at Salem, Oregon, this 8th day of May, 1987.

*William H. Young*  
 WILLIAM H. YOUNG  
 Director

NOTE: 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.