

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MORROW COUNTY

IN THE MATTER OF THE APPLICATION OF )  
JAMES A. WOOD AND ALBERT STARR ) ORDER APPROVING  
FOR APPROVAL OF A CHANGE IN ) TRANSFER 5625  
POINT OF APPROPRIATION OF WATER )

On April 22, 1985, an application was filed in the office of the Water Resources Director by James A. Wood and Albert Starr for approval of a change in point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 44540, Volume 36, State Record of Water Right Certificates, in the names of James A. Wood and Albert Starr, describes a right which includes the use of not to exceed 1.70 cubic feet per second from ground water for irrigation of:

- 1.1 acres Lot 2 (SW 1/4 NW 1/4)
  - 0.3 acre SE 1/4 NW 1/4
  - 28.6 acres NE 1/4 SW 1/4
  - 40.5 acres Lot 3 (NW 1/4 SW 1/4)
  - 37.3 acres Lot 4 (SW 1/4 SW 1/4)
  - 27.6 acres SE 1/4 SW 1/4
- Section 30  
Township 4 North, Range 27 East, WM,

with a date of priority of June 19, 1958.

The authorized point of appropriation is located 3920 feet South and 1350 feet East from the Northwest Corner of Section 30, being within the SW 1/4 SW 1/4 of Section 30, Township 4 North, Range 27 East, WM (Southwest Well).

The applicants herein, owners of the lands above described, propose to change the point of appropriation therefrom to a well located 2830 feet South and 2090 feet East from the Northwest Corner of Section 30, being within the NE 1/4 SW 1/4 of Section 30, Township 4 North, Range 27 East, WM.

Larry H. Nunn, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Donn Miller, Hydrogeologist, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in point of appropriation is approved, without loss of priority.

It is FURTHER ORDERED that the quantity of water appropriated at the new well shall not exceed the quantity of water available at the old well under the subject right, and shall not exceed 1.70 cubic feet per second.

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 the construction work shall be completed and the change in point of appropriation of water made on or before October 1, 1986.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1986.

It is FURTHER ORDERED that the certificate recorded at page 44540, Volume 36, 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 the applicants herein.

Dated at Salem, Oregon, this 14th day of June, 1985.

  
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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