

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE APPLICATION OF)
CLAYTON MC CULLOUGH FOR APPROVAL OF) ORDER APPROVING
AN ADDITIONAL POINT OF APPROPRIATION) TRANSFER 6086
OF WATER)

On March 31, 1988, an application was filed in the office of the Water Resources Director by Clayton McCullough for approval of an additional point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 33457, Volume 25, State Record of Water Right Certificates, in the name of Paul Baughman, describes a right which includes the use of not to exceed 0.31 cubic foot per second from ground water for irrigation of a certain 8.8 acres NE1/4NE1/4 (Lot 1), 9.4 acres NW1/4NE1/4 (Lot 2) and 9.1 acres SW1/4NE1/4 (Lot 2) of Section 14, Township 6 South, Range 2 West, W.M., with a date of priority of June 20, 1961.

The certificate recorded at page 33458, Volume 25, State Record of Water Right Certificates, in the name of Paul V. Baughman, describes a right which includes the use of not to exceed 0.24 cubic foot per second from groundwater for irrigation of a certain 1.0 acre SW1/4SE1/4 (Lot 5), 2.9 acres SE1/4SE1/4 (Lot 6) of Section 11, 0.9 acre NE1/4NE1/4 (Lot 1), 0.9 acre NW1/4NE1/4 (Lot 2), 8.6 acres SW1/4NE1/4 (Lot 2), 0.3 acre NE1/4NW1/4 and 4.7 acres SE1/4NW1/4 (Lot 3) of Section 14, Township 6 South, Range 2 West, W.M., with a priority date of June 20, 1963.

The certificate recorded at page 35381, Volume 27, State Record of Water Right Certificates, in the name of Paul V. Baughman, describes a right which includes the use of not to exceed 0.05 cubic foot per second from groundwater for irrigation of a certain 2.2 acres NE1/4NE1/4 (Lot 1), 0.6 acre NW1/4NE1/4 (Lot 2), 0.7 acre SW1/4NE1/4 (Lot 2) and 0.7 acre SE1/4NE1/4 (Lot 1) of Section 14, Township 6 South, Range 2 West, W.M., with a date of priority of November 29, 1966.

The authorized point of appropriation is located 1320 feet South and 1300 feet East from the Southwest corner of Webb DLC 56, being within Lot 2 (NW1/4NE1/4) of Section 14, Township 6 South, Range 2 West, W.M.

The applicant herein, owner of the lands above described, proposes to add an additional point of appropriation located 1193 feet South and 935 feet West from the Northeast corner of Section 14 being within the NE1/4NE1/4 of Section 14, Township 6 South, Range 2 West, W.M.

Clifton R. King, Watermaster, has filed a statement to the effect that the proposed additional point of appropriation may be made without injury to existing rights.

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

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

NOW, THEREFORE, it is hereby ORDERED that the proposed additional 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 0.60 cubic feet per second and that the quantity of water appropriated at the new well together with that appropriated from the old well shall not exceed the quantity of water available at the original well under the subject right.

It is FURTHER ORDERED that the following provisions shall be carried out when in the judgement of the Watermaster it becomes necessary to install measuring devices:

That the pump system shall include an access port for measuring the water level;

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 water shall be used from the new point of appropriation on or before October 1, 1989.

It is FURTHER ORDERED that the certificates recorded at pages 33457, 33458, Volume 25, and page 35381, Volume 27, State Record of Water Right Certificates, are canceled; 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, confirming certificates of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 8th day of June, 1988.

William H. Young
WILLIAM H. YOUNG
Director

NOTE: Approval of the 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.