

## Benton County

IN THE MATTER OF THE APPLICATION )  
 OF IRENE GROSJACQUES FOR THE APPROVAL )  
 OF A CHANGE IN PLACE OF USE OF WATER )  
 FROM WINKLE LAKE )

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ORDER APPROVING  
TRANSFER NO. 3322

On October 10, 1975, Irene Grosjacques filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from Winkle Lake pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 36840, Volume 28, State Record of Water Right Certificates, in the names of Rose Irene McDaniel and Morris Milton McDaniel, describes an existing right of record which includes the use of not to exceed 0.24 cubic foot per second from Winkle Lake for irrigation of a certain 2.6 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 11.0 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$  and 5.5 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, Township 13 South, Range 5 West, W.M., with a date of priority of April 22, 1966.

Water for the said right is diverted from points located 1260 feet North and 1760 feet East, 820 feet North and 1760 feet East, and 130 feet North and 1530 feet East from the Southwest corner of W. Winkle DIC #48, being within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, Township 13 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the place of use and to sever the right from the said lands and in lieu thereof to irrigate a certain 1.0 acre in NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, 14.0 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 4.1 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 27, Township 13 South, Range 5 West, W.M.

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

No objection 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.

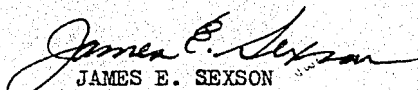
NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1978.

The applicant herein has authorized, by affidavit, cancelation of that portion of the right described by the certificate recorded at Page 36840, Volume 28, State Record of Water Right Certificates, for use of not to exceed 0.22 cubic foot per second from Winkle Lake with a date of priority of April 22, 1966, for irrigation of a certain 12.8 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$  and 4.9 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, Township 13 South, Range 5 West, W.M.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Rose Irene McDaniel and Morros Milton McDaniel and recorded at Page 36840, Volume 28, 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 or in the proceeding for cancelation of that portion of the right abandoned by affidavit of the applicant, 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 Mrs. Irene Grosjacques.

Dated at Salem, Oregon, this 14th day of January, 1977.

  
JAMES E. SEXSON  
Director