

Jackson County

IN THE MATTER OF THE APPLICATION)
OF JAMES C. WILSON, JR., FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM ROGUE RIVER)

ORDER APPROVING
TRANSFER NO. W-112

On February 23, 1965, James C. Wilson, Jr., filed an application in the office of the State Engineer for the approval of a change in place of use of water from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to B. L. Dodge and recorded at page 27130, Volume 19, State Record of Water Right Certificates, confirms a right for the irrigation of, among other lands, 2.6 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7; 3.6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8; 0.4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 4.2 in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 26.8 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 7.4 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 19.2 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 6.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 22.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 23.8 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 30.4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 2.8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 3.6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17; 1.0 acre in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 26.2 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 21.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 34.4 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 29.4 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 32.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and 29.2 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 35 South, Range 1 West, W.M., with a date of priority of July 26, 1909.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 16.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 12.4 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 9.6 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17; 15.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 15.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18; 40.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 25.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40.0 acres

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in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19; 6.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 15.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 20.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 30.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 20.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 30.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 5.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 7.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 35 South, Range 1 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water only.

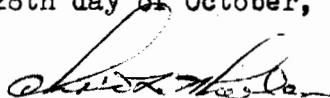
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the water right hereinbefore described as appurtenant to 2.6 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7; 3.6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8; 0.4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 4.2 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 26.8 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 7.4 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 19.2 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 6.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 22.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 23.8 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 30.4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 2.8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 3.6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17; 1.0 acre in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 26.2 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 21.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 34.4 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 29.4 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 32.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and 29.2 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 35 South, Range 1 West, W.M., be severed therefrom and simultaneously and without loss of priority transferred to 16.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 12.4 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 9.6 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17; 15.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 15.0 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18; 40.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 25.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40.0 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19; 6.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 15.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 20.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 30.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 20.0 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 30.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 5.0 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 7.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 35 South, Range 1 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1967.

It is FURTHER ORDERED that certificate of water right heretofore issued to B. L. Dodge and recorded at page 27130, Volume 19, State Record of Water Right Certificates, is canceled and in lieu thereof, a new certificate be issued covering the balance of the lands not involved in this proceeding, and upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to James C. Wilson, Jr., confirming the extent to which the water has been applied beneficially.

Dated at Salem, Oregon, this 28th day of October, 1966.



CHRIS L. WHEELER
State Engineer