

BEFORE THE STATE ENGINEER OF OREGON

Marion County

IN THE MATTER OF THE APPLICATION )  
OF JAMES D. LONG FOR THE APPROVAL )  
OF A CHANGE IN PLACE OF USE OF )  
WATER FROM BUTTE CREEK )  
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ORDER APPROVING  
TRANSFER NO. 2876

On August 6, 1973, James D. Long filed an application in the office of the State Engineer for the approval of a change in place of use of water from Butte Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Permit number 34195 was issued in the name of James D. Long, for the use of not to exceed 0.13 cubic foot per second of waters from Butte Creek for the irrigation of 2.5 acres in NW¼ SE¼, 7.6 acres in SW¼ SE¼, and 0.3 acre in SE¼ SE¼, Section 8, Township 6 South, Range 1 East, W.M., with a date of priority of March 3, 1969. These lands are irrigated from a point of diversion located 460 feet North and 520 feet West from the northerly NE corner of T. Jack DLC No. 43, being within the NE¼ SE¼, Section 8, Township 6 South, Range 1 East, W.M. Proof satisfactory to the State Engineer of complete application of water to beneficial use has been submitted.

The applicant herein, owner of the land above described, proposes to transfer the water right therefrom, without loss of priority to 9.0 acres in NW¼ SE¼, and 1.4 acres in NE¼ SE¼, Section 8, Township 6 South, Range 1 East, 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.

Mr. E. Michael Ricks, Watermaster of District No. 16, has

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filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

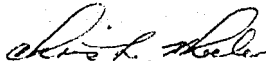
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the change in place of use of water is approved and the water right hereinbefore described as appurtenant to 2.5 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , 7.6 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , and 0.3 acre in SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 8, Township 6 South, Range 1 East, W.M., with a date of priority of March 3, 1969, be severed therefrom and simultaneously and without loss of priority transferred to 9.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ , and 1.4 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 8, Township 6 South, Range 1 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1974.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to James D. Long confirming the extent to which the water has been applied beneficially.

Dated at Salem, Oregon, this 30th day of August, 1973.



CHRIS L. WHEELER  
State Engineer