

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION)
OF LYLE WOODCOCK FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)
- - - - -

ORDER APPROVING
TRANSFER No. 4019

On August 7, 1978, an application was filed in the office of the Water Resources Director by Lyle Woodcock for approval of a change in place of use of water from Scroggs Spring, Maple Gulch, waste collected in Woodcock Trench, and Woodcock Reservoir constructed under permit No. R-3862, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 13413, Volume 11, State Record of Water Right Certificates, in the name of Austin O. Scroggs, describes a right which includes the use of water from Scroggs Spring and Maple Gulch for irrigation of a certain 4.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 37 South, Range 5 West, W.M., with a date of priority of April 13, 1939. The authorized points of diversion of record for this right are located at Scroggs Spring 5.0 feet North and 195 feet West from the Southeast Corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35; and on Maple Gulch 30 feet North and 190 feet West from the Southeast Corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, both points being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 37 South, Range 5 West, W.M.

The certificate recorded at page 37721, Volume 29, State Record of Water Right Certificates, in the name of Lyle Woodcock, describes a right for the use of 0.15 cubic foot per second from waste collected in Woodcock Trench and 7.7 acre feet of stored water from Woodcock Reservoir constructed under permit No. R-3862, for irrigation of, among other lands, a certain 5.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 37 South, Range 5 West, W.M., with a date of priority of August 9, 1963. The authorized points of diversion of record for this right are located (a) 2420 feet North and 1600 feet West and (b) 170 feet North and 1080 feet West, from the South Quarter Corner of Section 35, being within the (a) NW $\frac{1}{4}$ SW $\frac{1}{4}$ and (b) SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 37 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof, another certain 10.1 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 35, of which 4.5 acres is proposed to be irrigated by the use of water from Scroggs Spring and Maple Gulch with the priority date of April 13, 1939; and 5.6 acres is proposed to be irrigated by the use

of stored water from Woodcock Reservoir with a priority date of August 9, 1963.

Mr. Robert B. Steimer, Watermaster, has filed a statement to the effect that the proposed changes in places of use may be made without injury to existing rights.

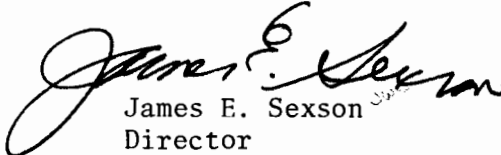
No objections having been filed and it appearing that the proposed changes in places of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested changes in places of use, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

It is FURTHER ORDERED that 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, the certificates of water right recorded at page 13413, Volume 11 and page 37721, Volume 29, State Record of Water Right Certificates, be canceled; and in lieu thereof new confirming certificates of water right be issued to the applicant herein.

Dated at Salem, Oregon this 12th day of October, 1978.


James E. Sexson
Director