

BEFORE THE WATER RESOURCES OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF) JACK ROBINSON AND SONS FOR APPROVAL) OF A CHANGE IN USE OF WATER)	ORDER APPROVING TRANSFER 5480
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On May 11, 1984, an application was filed in the office of the Water Resources Director by Jack Robinson and Sons for approval of a change in use of water from industrial to irrigation from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

Water Right Transfer M-125, in the name of Mike Merg, allowed a change in use of water from Deschutes River, from irrigation of a certain 2.0 acres to an equivalent 2.0 acres for industrial use within N 1/2 SW 1/4 NE 1/4, Section 2, Township 17 South, Range 12 East, WM, with a date of priority of September 1, 1899.

Water for said right is diverted through the Swalley Ditch.

The applicants herein, owners of the lands above described, propose to change the use therefrom to irrigation of 2.0 acres in Lot 23, Hunnel Hills, being within the NE 1/4 NE 1/4 of Section 8, Township 17 South, Range 12 East, WM.

Notice of the application, pursuant to ORS 540.520(2), was published in the Bulletin, a newspaper printed and having general circulation in Deschutes County, Oregon, for a period of three weeks in the issues of May 18, 25 and June 1, 1984.

Robert F. Main, Jr., Watermaster, has filed a statement to the effect that the proposed change in use of water may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in use of water is approved, without loss of priority.

It is FURTHER ORDERED that the following provisions shall be affective when in the judgment of the Watermaster it becomes necessary to install headgate and measuring devices:


That the diversion works shall include an in line flow meter, a weir, 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 weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1985.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, the change of water right shall be considered perfected, and at a later date a certificate of water right shall be issued to Deschutes Reclamation and Irrigation Company confirming this and other changes within the District, and superseding Certificate 29054.

Dated at Salem, Oregon this 16th day of July, 1984.


WILLIAM H. YOUNG
Director

NOTE: The approval of a 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.

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