

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE APPLICATION OF)
ARTHUR B. PAGE FOR APPROVAL OF)
CHANGES IN PLACE OF USE AND POINT)
OF DIVERSION OF WATER)

ORDER APPROVING
TRANSFER 5246

On April 19, 1983, an application was filed in the office of the Water Resources Director by Arthur B. Page for approval of changes in place of use and point of diversion of water from Santiam River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 9200, Volume 9, State Record of Water Right Certificates, in the name of D.M. Burnett, describes a right which includes the use of not to exceed 0.11 cubic foot per second from Santiam River, for irrigation of 8.0 acres in SE 1/4 SW 1/4, Section 2, Township 10 South, Range 3 West, WM, with a date of priority of December 1, 1926.

Water for the said right is diverted from points located within the SE 1/4 SW 1/4 and SW 1/4 SE 1/4 of Section 2, Township 10 South, Range 3 West, WM.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and, without loss of priority, to irrigate in lieu thereof 1.0 acre in SE 1/4 SW 1/4, 6.0 acres in SW 1/4 SE 1/4 and 1.0 acre in SE 1/4 SE 1/4, Section 2, from a point located 1900 feet South from the Center of Section 2, being within the SW 1/4 SE 1/4 of Section 2, Township 10 South, Range 3 West, WM.

Clifton R. King, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of diversion may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of diversion, 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, 1984.

It is FURTHER ORDERED that the certificate recorded at page 9200, Volume 9, 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; 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 the applicant herein.

Dated at Salem, Oregon this 10th day of June, 1983


JAMES E. SEXSON,
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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