

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION OF)
LON G. WADEKAMPER FOR APPROVAL OF)
CHANGES IN PLACE OF USE AND POINT)
OF APPROPRIATION OF WATER)

ORDER APPROVING
TRANSFER 5228

On March 31, 1983, an application was filed in the office of the Water Resources Director by Lon G. Wadekamper for approval of changes in place of use and point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 46819, Volume 39, State Record of Water Right Certificates, in the name of Lon G. Wadekamper, describes a right for the use of not to exceed 0.11 cubic foot per second from ground water for irrigation of 9.8 acres in SW 1/4 NE 1/4, Section 7, Township 4 North, Range 28 East, WM, with a date of priority of May 22, 1972.

The authorized point of appropriation is located 200 feet North and 30 feet East from the Center of Section 7, being within the SW 1/4 NE 1/4 of Section 7, Township 4 North, Range 28 East, WM (Wadekamper Well).

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:

| | |
|--------------------------------------|----------------------------|
| 3.9 acres in SE 1/4 NE 1/4 | 1.5 acres in SW 1/4 NW 1/4 |
| 1.8 acres in NE 1/4 SE 1/4 | 1.9 acres in NW 1/4 SW 1/4 |
| 0.4 acre in SE 1/4 SE 1/4 | 0.3 acre in SW 1/4 SW 1/4 |
| Section 20 | Section 21 |
| Township 5 North, Range 28 East, WM, | |

from a well located 900 feet North and 50 feet West from the Southwest Corner of Section 21, being within the SE 1/4 SE 1/4 of Section 20, Township 4 North, Range 28 East, WM.

Notice of the application, pursuant to ORS 540.520(2), was published in The Hermiston Herald, a newspaper printed and having general circulation in Umatilla County, Oregon, for a period of three weeks in the issues of April 20, 27, and May 4, 1983.

Steven P. Applegate, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of appropriation may be made without injury to existing rights.

Frederick G. Lissner, Hydrogeologist, has filed a statement to the effect that the proposed changes in place of use and point of appropriation 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 appropriation 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 appropriation, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water appropriated at the new well shall not exceed the quantity of water available at the old well under the subject right, shall not exceed 0.11 cubic foot per second; and shall not exceed 9.8 acre-feet per month during the irrigation season, to a maximum of 29.4 acre-feet for the season.

It is FURTHER ORDERED that the following provisions shall be carried out PRIOR to using water from the new well as herein confirmed:

That the pump system shall include an in line flow meter or other suitable device for accurately 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 measuring device be installed under the general supervision of said watermaster.

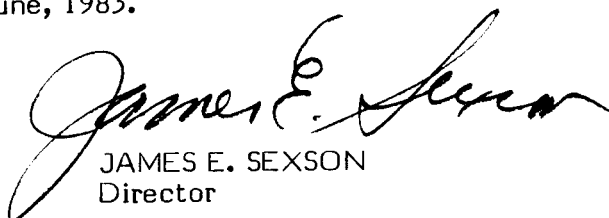
That NO water be used from the well unless the flow meter is functioning properly.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of appropriation of water made on or before October 1, 1984.

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 46819, Volume 39, State Record of Water Right Certificates, is canceled; 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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