

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Polk County

IN THE MATTER OF THE APPLICATION)
OF PATRICK A. OGLE FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)
FROM LUCKIAMUTE RIVER)

ORDER APPROVING
TRANSFER NO. 3061

On June 10, 1974, Patrick A. Ogle filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from Luckiamute River pursuant to the provisions of ORS 540.510 to 540.530.

A water right was established under the provisions of water right Permit No. 35334 in the name of Patrick A. Ogle which includes the use of not to exceed 0.08 cubic foot per second from Luckiamute River for irrigation of 5.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 4.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 9 South, Range 4 West, W.M., with a date of priority of June 11, 1971.

Water for the said right is diverted from a point located 10 feet North and 5680 feet West from the Southeast corner of DLC #63, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 9 South, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and without loss of priority and in lieu thereof irrigate a certain 7.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 2.6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 9 South, Range 4 West, W.M.

Mr. L. Gene McGinnis, Watermaster of District No. 2, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

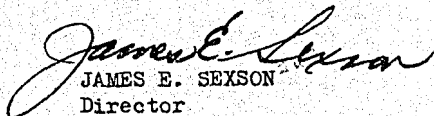
No objection having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use of water from Luckiamute River described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1978.

It is FURTHER ORDERED that a 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 9th day of March, 1977.


JAMES E. SEXSON
Director