

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CLACKAMAS COUNTY

IN THE MATTER OF THE APPLICATION OF	)	
WILBUR AND DARLINE VANDERBECK	)	
FOR APPROVAL OF A CHANGE IN	)	ORDER APPROVING
PLACE OF USE OF WATER	)	TRANSFER 5069

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On June 9, 1982, an application was filed in the office of the Water Resources Director by Wilbur and Darline Vanderbeck for approval of a change in place of use of water from Butte Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 17290, Volume 14, State Record of Water Right Certificates, in the name of Mrs. Antoinette Vanderbeck, describes a right for the use of not to exceed 0.15 cubic foot per second from Butte Creek, for irrigation of 5.0 acres in SE 1/4 NE 1/4 and 12.0 acres in NE 1/4 SE 1/4, Section 8; and 6.5 acres in NW 1/4 SW 1/4, Section 9, all as projected within Jeremiah Jack DLC 41, Township 6 South, Range 1 East, WM, with a date of priority of August 2, 1938.

Water for the said right is diverted from a point located within the NE 1/4 SE 1/4 of Section 8, Township 6 South, Range 1 East, WM.

The applicants herein, owners of the lands above described, propose to sever the right from 4.5 acres in SE 1/4 NE 1/4 and 6.5 acres in NE 1/4 SE 1/4 of said Section 8; and 6.5 acres in NW 1/4 SW 1/4 of said Section 9 and, without loss of priority, to irrigate in lieu thereof 2.5 acres in SE 1/4 NE 1/4 of Section 8 and 10.0 acres in SW 1/4 NW 1/4 and 5.0 acres in NW 1/4 SW 1/4 of Section 9, all as projected within Jeremiah Jack DLC 41, Township 6 South, Range 1 East, WM, together with the balance of the aforesaid lands.

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

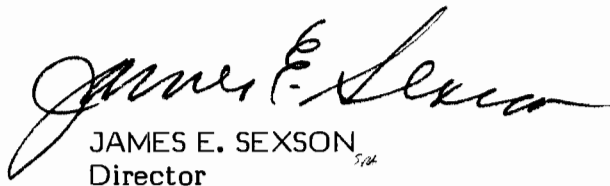
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that NO time need be fixed for completion as the change in place of use is completed.

It is FURTHER ORDERED that the certificate recorded at page 17290, Volume 14, 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 applicants herein.

Dated at Salem, Oregon this 13th day of July, 1982.

  
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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