

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BENTON COUNTY

IN THE MATTER OF THE APPLICATION OF )  
ROSALIE HILL FOR APPROVAL OF A )  
CHANGE IN POINT OF APPROPRIATION )  
OF WATER )  
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ORDER APPROVING  
TRANSFER 4883

On September 2, 1981, an application was filed in the office of the Water Resources Director by Rosalie Hill for approval of a change in point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 33363, Volume 25, State Record of Water Right Certificates, in the name of C. R. Crist, describes a right for the use of not to exceed 0.21 cubic foot per second from ground water for irrigation of 13.4 acres in NE 1/4 SE 1/4 and 1.4 acres in SE 1/4 SE 1/4, Section 19; 2.0 acres in NW 1/4 SW 1/4 and 0.2 acre in SW 1/4 SW 1/4, Section 20, Township 11 South, Range 4 West, WM, all as projected within J. Kendall DLC 48, with a date of priority of October 19, 1959.

The authorized point of appropriation is located 575 feet North and 1,760 feet West from the Southeast Corner of DLC 48, being within the NE 1/4 SE 1/4 of Section 19, Township 11 South, Range 4 West, WM.

The applicant herein, owner of the lands above described, proposes to change the point of appropriation therefrom, without loss of priority, to a well located 1,250 feet North from the Southeast Corner of Section 19, being within the SE 1/4 SE 1/4 of Section 19, Township 11 South, Range 4 West, WM.

Michael F. Ladd, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

William S. Bartholomew, Hydrogeologist, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in 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 change in point of appropriation, as described herein, without loss of priority, is 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.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install measuring devices:

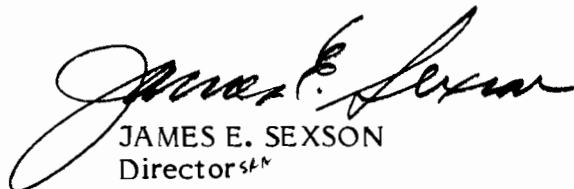
That the pump system shall include an in line flow meter or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said watermaster.

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

It is FURTHER ORDERED that the certificate recorded at page 33363, Volume 25, 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 30th day of November, 1981.

  
JAMES E. SEXSON  
Director<sup>SRM</sup>

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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