

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)
SCOTT REDFIELD FOR APPROVAL OF)
CHANGES IN PLACE OF USE AND POINT OF)
DIVERSION OF WATER)

ORDER APPROVING
TRANSFER 5493

On June 18, 1984, an application was filed in the office of the Water Resources Director by Scott Redfield for approval of changes in place of use and point of diversion of water from Squaw Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Deschutes County, Oregon, entered May 1, 1911, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Squaw Creek and Its Tributaries, a water right was established in the name of Frank L. Shaw, tabulated in Volume 1, page 122, Order Record of the Water Resources Director, for use of not to exceed 0.28 cubic foot per second from Squaw Creek for irrigation of, among other lands, a certain 14.0 acres in NE 1/4 SE 1/4, Section 4, Township 15 South, Range 10 East, WM, with a date of priority of 1883, as evidenced by the certificate recorded at page 36136, Volume 28, State Record of Water Right Certificates. Said certificate supersedes the original certificate recorded at page 429, Volume 1 of said record.

Water for the said right is diverted, through the Buchanan Ditch, from a point located 2050 feet South and 1250 feet West from the North Quarter Corner of Section 9, being within the SE 1/4 NW 1/4 of Section 9, Township 15 South, Range 10 East, WM.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom to irrigation of 6.5 acres in NE 1/4 SE 1/4 and 7.5 acres in SE 1/4 SE 1/4, Section 20, Township 15 South, Range 10 East, WM, and to change the point of diversion to the Edgington Ditch, located 998 feet North and 1211 feet East from the Southwest Corner of Section 21, being within the SW 1/4 SW 1/4 of Section 21, Township 15 South, Range 10 East, WM.

Notice of the application, pursuant to ORS 540.520(2), was published in The Bulletin, a newspaper printed and having general circulation in Deschutes County, Oregon, for a period of three weeks in the issues of July 4, 11 and 18, 1984.

Robert F. Main, Jr. 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 proposed changes in place of use and point of diversion are approved, without loss of priority.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.28 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point of diversion as herein confirmed:

That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

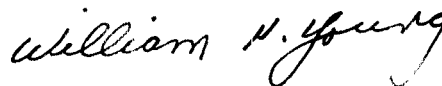
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1986.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1986.

It is FURTHER ORDERED that the certificate recorded at page 36136, Volume 28, 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 George Stroemple.

Dated at Salem, Oregon this 27th day of August, 1984.



WILLIAM H. YOUNG
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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