

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF CITY OF PHOENIX FOR APPROVAL )  
OF A CHANGE IN USE HERETOFORE )  
MADE OF WATER )  
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ORDER APPROVING  
TRANSFER 5489

On May 31, 1984, an application was filed in the office of the Water Resources Director by City of Phoenix for approval of a change in use heretofore made of water from ground water, pursuant to the provisions of ORS 537.705.

Pursuant to the provisions of ORS 537.630, proof has been made to the satisfaction of the Water Resources Director that a right has been perfected under the terms of Permit G-6827 in the name of City of Phoenix, for the use of not to exceed 0.10 cubic foot per second of water from Well 7, located 245 feet South and 590 feet West from the East Quarter Corner of Section 16, being within the NE 1/4 SE 1/4 of Section 16, Township 38 South, Range 1 West, WM, for municipal use in:

NE 1/4 NE 1/4	NW 1/4
S 1/2 NE 1/4	NW 1/4 SW 1/4
S 1/2 NW 1/4	Section 15
NE 1/4 SW 1/4	
SE 1/4	N 1/2 NE 1/4
Section 9	SE 1/4 NE 1/4
	NE 1/4 SE 1/4
S 1/2 NW 1/4	Section 16
SW 1/4	
Section 10	

Township 38 South, Range 1 West, WM

with a date of priority of February 27, 1973.

The applicant proposes to change the use heretofore made therefrom, to irrigation of 0.1 acre in SW 1/4 NW 1/4, 1.0 acre in NW 1/4 SW 1/4, Section 15; 0.9 acre in SE 1/4 NE 1/4 and 6.0 acres in NE 1/4 SE 1/4, Section 16, Township 38 South, Range 1 West, WM.

Notice of the application, pursuant to ORS 540.520(2), was published in the Medford Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of July 19, 26 and August 2, 1984.

Bruce R. Sund, Watermaster, has filed a statement to the effect that the proposed change in use heretofore made may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in use heretofore made is approved, without loss of priority.

It is FURTHER ORDERED that the quantity of water used for the proposed purpose shall not exceed 0.10 cubic foot per second, and shall be used only during the irrigation season of each year.

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

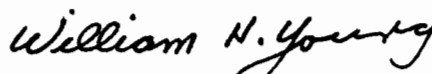
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 water used for the proposed purpose on or before October 1, 1986.

It is FURTHER ORDERED that 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 12th day of September, 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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