

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION)
OF BOB L. JONES & ROSA FRYE FOR)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4253

On July 11, 1979, an application was filed in the office of the Water Resources Director by Bob L. Jones and Rosa Frye for approval of a change in place of use of water from Wilbur Waste Water, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 15604, Volume 13, State Record of Water Right Certificates, in the names of Earl and Doris Boyd, describes a right which includes the use of not to exceed 0.116 cubic foot per second from Wilbur Waste Water for irrigation of a certain 0.8 acre in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31; and 5.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Township 39 South, Range 8 West, W.M., with a date of priority of September 15, 1942.

Water for the said right is diverted, through the Home Ditch, from a point located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 39 South, Range 8 West, W.M.

The applicants herein, owners of the lands above described, propose to sever the right therefrom and, without loss of priority, to irrigate in lieu thereof a certain 2.1 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 1.1 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31; 1.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 1.1 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 39 South, Range 8 West, W.M.

Mr. Robert B. Steimer, 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.

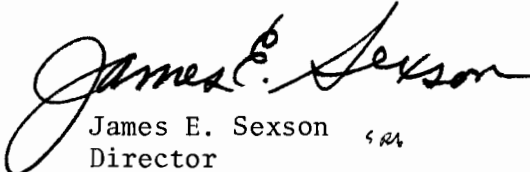
NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

It is FURTHER ORDERED that the certificate recorded at page 15604, Volume 13, 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 the applicants herein.

Dated at Salem, Oregon this 15th day of October, 1979.


James E. Sexson
Director