

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF DAN F. HAAS FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4088

On October 24, 1978, an application was filed in the office of the Water Resources Director by Dan F. Haas for approval of a change in place of use of water from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 21242, Volume 15, State Record of Water Right Certificates, in the name of Dan F. Haas, describes a right which includes the use of not to exceed 1.32 cubic feet per second from Rogue River for irrigation of a certain 14.1 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 19.5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 36.9 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 6.3 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 28.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 35 South, Range 1 West, W.M., with a date of priority of March 29, 1930.

Water for the said right is diverted, from a point located 1310 feet North and 750 feet East from the Southwest Corner of Section 20, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 35 South, Range 1 West, W.M.

The applicant herein proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof a certain 9.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 4.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 7.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 36.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 40.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 35 South, Range 1 West, W.M.

Mr. David C. Hendrix, 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, 1980.

It is FURTHER ORDERED that the certificate of water right recorded at page 21242, Volume 15, 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 applicant herein.

Dated at Salem, Oregon this 21st day of November, 1978.

James E. Sexson¹⁹⁶²
Director

By Steve L. Wheeler Deputy