

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LAKE COUNTY

IN THE MATTER OF THE APPLICATION OF )  
THE ESTATE OF KENNETH O. LAIRD ) ORDER APPROVING  
FOR APPROVAL OF A CHANGE IN POINT ) TRANSFER 6298  
OF APPROPRIATION OF WATER )

The estate of Kenneth O. Laird filed an application in the office of the Water Resources Director for approval of a change in point of appropriation of water from a well, pursuant to the provisions of ORS 537.705.

Certificate 31370, State Record of Water Right Certificates, in the name of Charles C. Miles, describes a right which includes the use of not to exceed 0.57 cubic foot per second from well #3 for irrigation of a certain 40.0 acres NE 1/4 NW 1/4 and 20.0 acres N 1/2 SE 1/4 NW 1/4 of Section 2, Township 27 South, Range 15 East, W.M. The date of priority is February 6, 1959.

The authorized point of appropriation is located 18 chains South and 30.5 chains East from the NW corner of Section 2, being within the NE 1/4 NW 1/4 of Section 2, Township 27 South, Range 15 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of appropriation therefrom to a point located 1342 feet South and 2646 feet West from the NE corner of section 2, being within the NE 1/4 NW 1/4, Section 2, Township 27 South, Range 15 East, W.M.

It appears that the proposed change in point of appropriation may be made without injury to existing rights. No objections were filed therefore the proposed change should be approved.

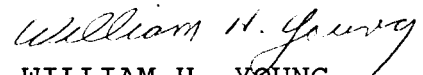
NOW, THEREFORE, it is hereby ORDERED that the proposed change in point of appropriation is approved, without loss of priority.

It is FURTHER ORDERED that the quantity of water appropriated at the new well, shall not exceed 0.57 cubic foot per second and shall be constructed so as to produce water only from the same aquifer as the original well and shall include an access port for measuring the water level.

It is FURTHER ORDERED that the right to appropriate water from the Well described in Certificate 31370 is hereby canceled, and water shall be appropriated from the new well on or before October 1, 1991.

It is FURTHER ORDERED that certificate 31370 is canceled. 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 24th day of November, 1989.

  
WILLIAM H. YOUNG  
Director

NOTE: Approval of the 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.