

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 6299
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 41323, State Record of Water Right Certificates, in the name of Estate of Charles and Alice Miles, describes a right which includes the use of not to exceed 0.75 cubic foot per second from a well for irrigation of a certain 19.0 acres NE 1/4 NE 1/4 and 41.0 acres NW 1/4 NE 1/4 of Section 2, Township 27 South, Range 15 East, W.M. The date of priority is September 10, 1968.

The authorized point of appropriation is located 1340 feet South and 1800 feet West from the NE corner of Section 2, being within the NW 1/4 NE 1/4 of Section 2, Township 27 South, Range 15 East, W.M.

Certificate 47062, State Record of Water Right Certificates, in the names of George and Beverly Wittick, describes a right which includes the use of not to exceed 0.25 cubic foot per second from a well for irrigation of a certain 20.0 acres NE 1/4 NE 1/4 Section 2, Township 27 South, Range 15 East, W.M. The date of priority is March 19, 1971.

The authorized point of appropriation is the same well as identified in Certificate 41323.

The applicants herein, owners of the lands above described, propose 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 there will be no injury to existing rights, therefore the proposed change in point of appropriation should be approved.

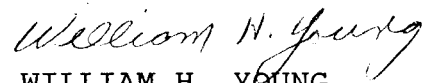
NOW, THEREFORE, it is hereby ORDERED that the proposed change in point of appropriation is approved, without loss of priority.

It is FURTHER ORDERED that the quantity of water appropriated at the new well, shall not exceed 1.00 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 Certificates 41323 and 47062 is hereby canceled, and water shall be appropriated from the new well on or before October 1, 1991.

It is FURTHER ORDERED that certificates 41323 and 47062 are 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, confirming certificates 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.