

BEFORE THE STATE ENGINEER OF OREGON

Washington County

IN THE MATTER OF THE APPLICATION)
OF PARK CITY CORPORATION FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM UNNAMED STREAM)
AND RESERVOIR)

O R D E R
A P P R O V I N G A P P L I C A T I O N

On April 17, 1963, Park City Corporation of Hillsboro, Oregon, filed an application in the office of the State Engineer for the approval of a change in place of use of water from unnamed stream and reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to W. Jeffries and recorded at page 22995, Volume 16, State Record of Water Right Certificates, confirms a right under Permit No. 20544 for the use of the waters of an unnamed stream and reservoir for the irrigation of 8.5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10.1 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 1.4 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 2.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 17.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 14.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected in John S. White DLC No. 51, Section 24, Township 1 North, Range 2 West, W. M., with a date of priority of May 17, 1951.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom without loss of priority to the following described lands:

3.60 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
0.54 acre SE $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within the S. A. Holcomb DLC 67

2.17 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
0.81 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the J. S. White DLC 51
Section 23

2.02 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
2.89 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
As projected within the S. A. Holcomb DLC 67

5.11 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
3.89 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
5.77 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
3.78 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
2.73 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within the J. S. White DLC 51

1.06 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
0.48 acre SE $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within the E. H. Lennox DLC 50

5.60 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
0.38 acre NE $\frac{1}{4}$ SE $\frac{1}{4}$
7.37 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
1.61 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the J. S. White DLC 51

1.53 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the E. H. Lennox DLC 50

0.81 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the J. S. White DLC 51
Section 24

0.85 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within the E. H. Lennox DLC 50
Section 25
T. 1 N., R. 2 W., W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water only.

Mr. Myron V. Bish, Watermaster of District No. 1, has filed a report 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 proposed change in place of use of water is approved and that the water right hereinbefore described as appurtenant to 8.5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10.1 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 1.4 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 2.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 17.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 14.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected in John S. White DLC No. 51, Section 24, Township 1 North, Range 2 West, W. M., with a date of priority of May 17, 1951, be severed therefrom and simultaneously and without loss of priority transferred to the following described lands:

3.60 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
0.54 acre SE $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within the S. A. Holcomb DLC 67

2.17 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
0.81 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the J. S. White DLC 51
Section 23

2.02 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
2.39 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
As projected within the S. A. Holcomb DLC 67

5.11 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
3.89 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
5.77 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
3.78 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
2.73 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within the J. S. White DLC 51

1.06 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
0.48 acre SE $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within the E. H. Lennox DLC 50

5.60 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
0.38 acre NE $\frac{1}{4}$ SE $\frac{1}{4}$
7.37 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
1.61 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the J. S. White DLC 51

1.53 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the E. H. Lennox DLC 50

0.81 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
As projected within the J. S. White DLC 51
Section 24

0.85 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
As projected within the E. H. Lennox DLC 50
Section 25
T. 1 N., R. 2 W., W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1964, or within such extension of time as may be granted by the State Engineer for good cause shown.

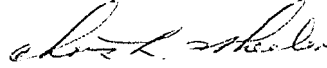
It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of the complete application of water to beneficial use on the lands to which the water is transferred hereby, certificate of water right shall be issued to Park City Corporation, or their successor in interest, to the extent to which the water has been applied beneficially and the certificate of water right heretofore issued to W. Jeffries and recorded at page

22995, Volume 10, State record of Water Right Certificates, shall be canceled.

Dated at Salem, Oregon, this 5th day of June, 1963.

Notations on records

*App. # 25948
Cert. # 22995*



CHARLES L. WHEELER
State Engineer

Trsf. "P-73"