

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

POLK COUNTY

IN THE MATTER OF THE APPLICATION OF )  
WALTER H. BROWN FOR APPROVAL OF A )  
CHANGE IN POINT OF APPROPRIATION )  
OF WATER )  
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ORDER APPROVING  
TRANSFER 4907

On September 28, 1981, an application was filed in the office of the Water Resources Director by Walter H. Brown for approval of a change in point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

Pursuant to the provisions of ORS 537.260(2), proof has been made to the satisfaction of the Water Resources Director that a right has been perfected under the terms of Permit G-7725 in the name of Walter Brown, for use of not to exceed 0.18 cubic foot per second from a well located 2,070 feet North and 1,260 feet East from the Southwest Corner of Section 35, being within the NW 1/4 SW 1/4, as projected within Scott DLC 65, Section 35, Township 7 South, Range 4 West, WM, for irrigation of 14.5 acres in NE 1/4 SW 1/4, as projected within Scott DLC 65, Section 35, Township 7 South, Range 4 West, WM.

The applicant proposes to change the point of appropriation therefrom to a well located 800 feet South and 1,630 feet West from the East Quarter Corner of Section 35, being within the NW 1/4 SE 1/4, Section 35, Township 7 South, Range 4 West, WM.

Notice of the application, pursuant to ORS 540.520(2), was published in the Enterprise, a newspaper printed and having general circulation in Polk County, Oregon, for a period of three weeks in the issues of October 15, 22 and 29, 1981.

Michael F. Ladd, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Robert B. Almy, Hydrogeologist, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in point of appropriation may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that the quantity of water appropriated at the new well shall not exceed the quantity of water available at the old well under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install measuring devices:

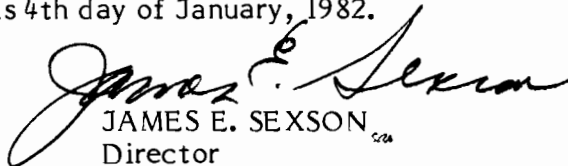
That the pump system shall include an in line flow meter or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that NO time need be fixed for completion as the change in point of appropriation is completed.

It is FURTHER ORDERED that 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 4th day of January, 1982.

  
JAMES E. SEXSON  
Director

NOTE: The approval of a 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.

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