

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF)	
JOHN A. LIDELL, JR. FOR APPROVAL OF)	
A CHANGE IN POINT OF APPROPRIATION)	ORDER APPROVING
OF WATER)	TRANSFER 5685

On August 9, 1985, an application was filed in the office of the Water Resources Director by John A. Lidell, Jr. for approval of a change in point of appropriation of water from wells, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 47792, Volume 41, State Record of Water Right Certificates, in the name of Jack Lidell, describes a right which includes the use of not to exceed 0.75 cubic foot per second from Wells 5, 6 and 11, for irrigation of a certain 0.2 acre NE 1/4 NE 1/4, 8.5 acres NW 1/4 NE 1/4, 34.3 acres SW 1/4 NE 1/4, 2.6 acres SE 1/4 NE 1/4, 10.8 acres SE 1/4 NW 1/4, 0.5 acre NE 1/4 SW 1/4 and 3.0 acres NW 1/4 SE 1/4, Section 21, Township 14 South, Range 12 East, WM, with a date of priority of April 15, 1969.

The authorized points of appropriation are located: Well 5 - 300 feet South and 40 feet West; Well 6 - 1260 feet South and 40 feet West, both from the Northeast Corner of Section 20, being within the NE 1/4 NE 1/4 of Section 20; Well 11 - 470 feet North and 420 feet East from the Southwest Corner of Section 21, being within the SW 1/4 SW 1/4 of Section 21, all Township 14 South, Range 12 East, WM.

The applicant herein, owner of the lands above described, proposes to change the point of appropriation therefrom to a well located 500 feet South and 120 feet East from the North Quarter Corner of Section 21, being within the NW 1/4 NE 1/4 of Section 21, Township 14 South, Range 12 East, WM. The change in point of appropriation is reported to be completed.

Notice of the application, pursuant to ORS 540.520(2), was published in the Redmond Spokesman, a newspaper having general circulation in the area in which the water right is located, for a period of three weeks in the issues of October 30, November 6, and 13, 1985.

Robert F. Main, Jr., 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 A. Back, 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 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 the quantity of water available at the old well under the subject right, and shall not exceed 0.75 cubic foot per second.

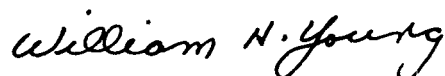
It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install measuring devices:

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 the certificate recorded at page 47792, Volume 41, 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 13th day of January, 1986.


WILLIAM H. YOUNG
Director

NOTE: 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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