

BEFORE THE STATE ENGINEER OF OREGON

Marion County

IN THE MATTER OF THE APPLICATION)
OF CHARLES P. KEESECKER (SIDNEY)
IRRIGATION COOPERATIVE) FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM NORTH SANTIAM)
RIVER)

ORDER APPROVING
TRANSFER NO. 2426

On July 30, 1970, Charles P. Keesecker filed an application in the office of the State Engineer for the approval of a change in place of use of water from North Santiam River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Marion County, Oregon, entered June 8, 1960, In the Matter of the Determination of the Relative Rights to the Use of the Waters of the North Santiam River and its Tributaries, a water right was established in the name of Sidney Irrigation Cooperative for the use of the waters of North Santiam River for the irrigation of, among other lands, 7.9 acres in NW¼ NE¼ and 0.1 acre in SW¼ NE¼, Section 18, Township 9 South, Range 3 West, W.M., with a date of priority of 1870, being tabulated in the name of Charles P. Keesecker as evidenced by certificate of water right recorded at page 29924, Volume 21, State Record of Water Right Certificates.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 7.0 acres in SW¼ NE¼ and 1.0 acre in SE¼ NW¼, Section 18, Township 9 South, Range 3 West, 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.

The lands involved herein are within the boundaries of the Sidney Irrigation Cooperative and the Board of Directors of said Cooperative approved the proposed change in place of use of water.

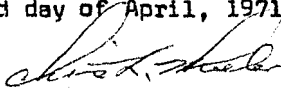
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 7.9 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 0.1 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, Township 9 South, Range 3 West, W.M., with a date of priority of 1870, be severed therefrom and simultaneously and without loss of priority transferred to 7.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 1.0 acre in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 18, Township 9 South, Range 3 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1971.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of 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 Sidney Irrigation Cooperative at the time certificate is issued to the Cooperative confirming other transfers within the Cooperative.

Dated at Salem, Oregon, this 23rd day of April, 1971.


CHRIS L. WHEELER
State Engineer