

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HOOD RIVER COUNTY

IN THE MATTER OF THE APPLICATION OF)
CHARLES W. SCOTT (FARMERS IRRIGATION)
DISTRICT) FOR APPROVAL OF A CHANGE)
IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER 5744

On January 13, 1986, an application was filed in the office of the Water Resources Director by Charles W. Scott for approval of a change in place of use of water from Hood River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Hood River County, entered August 30, 1977, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Hood River and Its Tributaries, a water right tabulated at page 317, Volume 17, was allowed in the name of Farmers Irrigation District for the use of the waters of Hood River, with a date of priority of May 7, 1906, for irrigation of, among other lands, a certain 6.90 acres in NW 1/4 NE 1/4 of Section 3, Township 2 North, Range 10 East, WM, as evidenced by certificate recorded at page 47710, Volume 40, State Record of Water Right Certificates. These lands are irrigated by means of the Farmers Canal.

The applicant herein, owner of the lands described above, proposes to transfer the water right therefrom to a certain 0.86 acre in NE 1/4 NW 1/4, Section 3, Township 2 North, Range 10 East, WM; 3.90 acres in NE 1/4 SE 1/4 and 2.14 acres in NW 1/4 SE 1/4, Section 34, Township 3 North, Range 10 East, WM.

The lands involved herein are within the boundaries of the Farmers Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting.

Thomas J. Paul, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

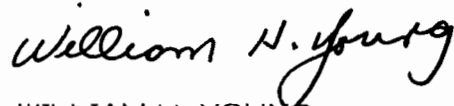
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1987.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, the change of water right shall be considered perfected, and at a later date, a certificate of water right shall be issued to Farmers Irrigation District confirming this and other changes within the District, and superseding Certificate 47710.

Dated at Salem, Oregon, this 5th day of March, 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.

A party may file objections and exceptions to the Proposed Order with the Water Resources Commission. Such objections and exceptions must be filed within 45 days from the date of service (date of mailing) of the Proposed Order on the party. The Commission will provide opportunity for oral argument in support of written objections and exceptions. If no objections and exceptions are filed within the time allowed, the Proposed Order will automatically become the Final Order of the Commission.

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