

BEFORE THE STATE ENGINEER OF OREGON

Clackamas County

IN THE MATTER OF THE APPLICATION)
OF GLENN S. GRAY FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF)
WATER FROM CANYON CREEK.)

O R D E R
APPROVING APPLICATION

On September 17, 1958, Glenn S. Gray of Box 23, Colton, Oregon, filed an application for the approval of a change in place of use of water from Canyon Creek pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at page 20680, Volume 15, State Record of Water Right Certificates, was issued to the Colton Irrigation Association and confirms a right under Permit No. 10842 to the use of water of Canyon Creek for the irrigation of, among other lands, 24.2 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, Township 4 South, Range 3 East, W. M., with a date of priority of January 30, 1933.

Glenn S. Gray proposes to transfer the water right appurtenant to 5 acres of the lands above described, without loss of priority, to 5 acres in Lot 9, Carlsborg Tracts, within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3 and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, Township 5 South, Range 3 East, W. M.

Lutheran Pioneer Homes, the owner of the lands from which the water is being transferred, and the Colton Irrigation Association through whose system the water is distributed, have submitted written approval of the proposed change in place of use of water.

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

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

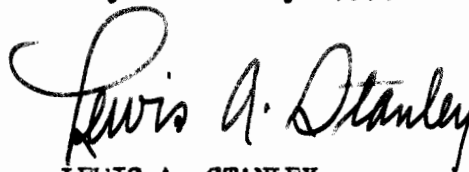
NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water from Canyon Creek be and the same hereby is approved and that the water right hereinbefore described as appurtenant to 5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, Township 4 South, Range 3 East, W. M., with a date of priority of January 30, 1933, be severed therefrom and simultaneously and without loss of priority transferred to 5 acres in Lot 9, Carlsborg Tracts, within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, Township 5 South, Range 3 East, W. M., owned by Glenn S. Gray.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1959 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 complete application of water to beneficial use upon the land to which the water is transferred hereby, certificate of water right shall be issued to the Colton Irrigation Association, and certificate of water right heretofore issued to the Colton Irrigation Association and recorded at page 20680, Volume 15, State Record of Water Right Certificates, be canceled.

Dated at Salem, Oregon this 26th day of January 1959.

Handwritten notes:
1/27/59
1/27/59
1/27/59



LEWIS A. STANLEY
State Engineer