

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASHINGTON COUNTY

IN THE MATTER OF THE APPLICATION OF)
JOSEPH JACKSON, RON TANKERSLEY AND) ORDER APPROVING
JERRY TANKERSLEY FOR APPROVAL OF A) TRANSFER 5689
CHANGES IN USE, PLACE OF USE AND)
POINT OF APPROPRIATION OF WATER)

On August 15, 1986, an application was filed in the office of the Water Resources Director by Joseph Jackson, Ron Tankersley and Jerry Tankersley for approval of changes in use, place of use and point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

Water Right Transfer 5626, in the name of Edward Roshak, describes a transfer for the use of not to exceed 0.168 cubic foot per second from ground water for berry washing within SW 1/4 NE 1/4, Section 33, Township 1 South, Range 2 West, WM, with a date of priority of February 7, 1957.

The authorized point of appropriation is located 480 feet North and 1970 feet West from the East Quarter Corner of Section 33, being within the SW 1/4 NE 1/4 of Section 33, Township 1 South, Range 2 West, WM (Joe Jackson Well).

The applicants herein, owner and lessees of the lands above described, propose to change the use and place of use therefrom to irrigation of 13.44 acres in NE 1/4 NE 1/4, Section 7, Township 2 South, Range 1 West, WM, and to change the point of appropriation therefrom to a well located North 63° 50' West, 1200.8 feet from the Southeast Corner of Section 6, being within the SW 1/4 SE 1/4 of Section 6, Township 2 South, Range 1 West, WM.

Notice of the application, pursuant to ORS 540.520(2), was published in the Tigard Times, 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 2, 9 and 16, 1986.

Clayton J. Gardner, Watermaster, has filed a statement to the effect that the proposed changes in use, place of use and point of appropriation may be made without injury to existing rights.

Kenneth E. Lite, Jr., Hydrogeologist, has filed a statement to the effect that the proposed changes in use, place of use and point of appropriation may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes in use, place of use and 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 changes in use, place of use and point of appropriation are 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 0.168 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to using water from the new well as herein confirmed:

That the pump system shall include an access port for measuring the water level;

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;

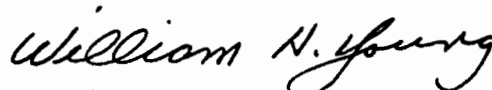
That the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said Watermaster.

It is FURTHER ORDERED that the subject water right is hereby severed from the place of use described in Transfer 5626, and shall be beneficially used as authorized by this order on or before October 1, 1988.

It is FURTHER ORDERED that the right to appropriate water from the Well described in Transfer 5626 is hereby canceled, and shall be appropriated from the new well on or before October 1, 1988.

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 Edward Roshak.

Dated at Salem, Oregon, this 9th day of December, 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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