

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION )  
OF JAMES F. AND LURLINE COONAN )  
FOR THE APPROVAL OF A CHANGE IN )  
PLACE OF USE OF WATER FROM SALT )  
CREEK, YEW CREEK AND WADE RES- )  
ERVOIR )  
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ORDER APPROVING  
TRANSFER NO. C-191

On August 19, 1968, James F. and Lurline Coonan filed an application in the office of the State Engineer for the approval of a change in place of use of water from Salt Creek, Yew Creek, and Wade Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to James F. and Lurline Coonan and recorded at page 35227, Volume 27, State Record of Water Right Certificates, confirms a right to the use of 0.06 cubic foot per second of the waters of Salt Creek, Yew Creek and Wade Reservoir for the irrigation of, among other lands, 5.0 acres in NW¼ NE¼, Section 21, Township 36 South, Range 2 East, W.M., with a date of priority of May 31, 1955.

The applicants herein, owners of the lands above described, propose to transfer the water right therefrom, without loss of priority, to 1.76 acres in SW¼ NW¼, Section 15 and 3.24 acres in SE¼ NE¼, Section 16, Township 36 South, Range 2 East, 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 only.

Mr. David C. Hendrix, Watermaster of District No. 13, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

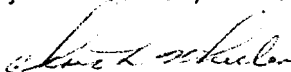
No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

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 5.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 21, Township 36 South, Range 2 East, W.M., with a date of priority of May 31, 1955, be severed therefrom and simultaneously and without loss of priority transferred to 1.76 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 15 and 3.24 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 16, Township 36 South, Range 2 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1969.

It is FURTHER ORDERED that certificate of water right heretofore issued to James F. and Lurline Coonan and recorded at page 35227, Volume 27, State Record of Water Right Certificates, is canceled and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding, and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to James F. and Lurline Coonan confirming the extent to which the water has been applied beneficially.

Dated at Salem, Oregon, this 18<sup>th</sup> day of December, 1968.

  
CHRIS L. WHEELER  
State Engineer