

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HOOD RIVER COUNTY

IN THE MATTER OF THE APPLICATION OF)
BERTHA L. HANEL (EAST FORK IRRIGA-)
TION DISTRICT) FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 3967

On June 5, 1978, an application was filed in the office of the Water Resources Director by Bertha L. Hanel for approval of a change in place of use of water from East Fork Hood River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Hood River County, Oregon, 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 311, Volume 17, was allowed in the name of East Fork Irrigation District for the use of the waters of East Fork Hood River, with a date of priority of November 25, 1895, for irrigation of, among other lands, a certain 1.78 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 1.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10, Township 1 North, Range 10 East, W.M., as evidenced by certificate recorded at page 46952, Volume 39, State Record of Water Right Certificates. These lands are irrigated by means of the East Fork Canal.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to a certain other 1.28 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 2.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10, Township 1 North, Range 10 East, W.M.

The lands involved herein are within the boundaries of the East Fork Irrigation District and said District approved the proposed change in place of use of water at a regular meeting held June 13, 1978.

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 requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

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 certificate of water right theretofore issued to East Fork Irrigation District be canceled; and in lieu thereof, a new confirming certificate of water right be issued to said District.

Dated at Salem, Oregon this 22nd day of December, 1978.

James E. Sexson
Director

By *Charles L. Wheeler*
Deputy