

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE APPLICATION OF)
DARYL OTJEN FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER 5359

On August 30, 1983, an application was filed in the office of the Water Resources Director by Daryl Otjen for approval of a change in place of use of water from an unnamed stream and reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 23950, Volume 17, State Record of Water Right Certificates, in the name of Daryl E. Otjen, describes a right which includes the use of not to exceed 0.01 cubic foot per second from an unnamed stream and reservoir, for irrigation of a certain 1.05 acres in SE 1/4 NE 1/4, Section 10, Township 8 South, Range 2 West, WM, with a date of priority of March 3, 1953.

Water for the said right is diverted from a point located 1080 feet South and 250 feet West from the Northeast Corner of Section 10, being within the NE 1/4 NE 1/4 of Section 10, Township 8 South, Range 2 West, WM.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and to irrigate in lieu thereof 1.05 acres in NE 1/4 NE 1/4, Section 10, Township 8 South, Range 2 West, WM.

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

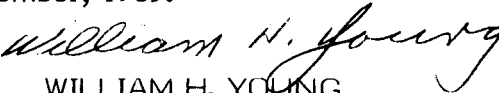
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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, 1985.

It is FURTHER ORDERED that the certificate recorded at page 23950, Volume 17, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; and 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 the applicant herein.

Dated at Salem, Oregon this 1st day of November, 1983.


WILLIAM H. YOUNG
Director

NOTE: The 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.