

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASCO COUNTY

IN THE MATTER OF THE APPLICATION OF)
MAYNARD KINZEY FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER 4800

On June 29, 1981, an application was filed in the office of the Water Resources Director by Maynard Kinzey for approval of a change in place of use of water from Badger Creek and Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 46368, Volume 39, State Record of Water Right Certificates, in the name of Badger Improvement District, describes a right which includes the use of water from Badger Creek and Reservoir, for irrigation of 0.9 acre in NE 1/4 NW 1/4 and 0.1 acre in NW 1/4 NW 1/4, Section 4, Township 4 South, Range 12 East, WM, with a date of priority of March 22, 1961.

Water for the said right is diverted through the Highland Ditch.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and, without loss of priority, to irrigate 1.0 acre in SE 1/4 NW 1/4, Section 4, Township 4 South, Range 12 East, WM.

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

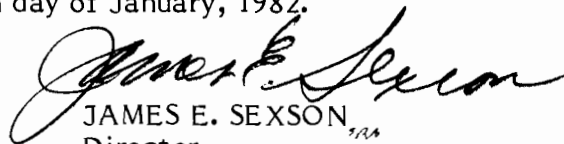
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the 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, 1983.

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 certificate of water right shall be issued to Badger Improvement District confirming this and prior transfers.

Dated at Salem, Oregon this 19th day of January, 1982.


JAMES E. SEXSON
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.

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