

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MALHEUR COUNTY

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| IN THE MATTER OF THE APPLICATION OF |) | |
| SCOTT LIVESTOCK COMPANY (VALE- |) | ORDER APPROVING |
| OREGON IRRIGATION DISTRICT) FOR |) | TRANSFER 5314 |
| APPROVAL OF A CHANGE IN PLACE OF |) | |
| USE OF WATER |) | |

On July 6, 1983 an application was filed in the office of the Water Resources Director by Scott Livestock Company for approval of a change in place of use of water from Malheur River and Warm Springs Reservoir, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 15719, Volume 13, State Record of Water Right Certificates, in the name of United States of America, Bureau of Reclamation, describes a right which includes the use of water from Malheur River and Warm Springs Reservoir for irrigation of 9.0 acres in NE 1/4 NE 1/4, Section 36, Township 16 South, Range 43 East, WM; 3.0 acres in NW 1/4 SW 1/4 and 4.0 acres in SW 1/4 SW 1/4, Section 30, and 1.0 acre in NW 1/4 NW 1/4, Section 31, Township 16 South, Range 44 East, WM with dates of priority of May 10, 1926 and January 11, 1927.

These lands have a supplemental right from North Fork Malheur River and Agency Valley Reservoir under Certificate 15808.

Water for the said right is diverted, through the Vale-Oregon Canal, from a point located at Namorf, being within the SE 1/4 SE 1/4 of Section 31, Township 16 South, Range 43 East, WM.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom to a certain 17.0 acres in NE 1/4 SE 1/4, Section 34, Township 16 South, Range 43 East, WM.

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

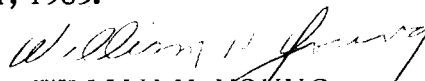
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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 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 change in place of use shall be considered perfected, and at a later date a certificate of water right shall be issued to United States of America, Bureau of Reclamation confirming this and other changes within Vale-Oregon Irrigation District, and superseding Certificate 15719.

Dated at Salem, Oregon this 3rd 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.