

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION OF)
CLIFFORD W. WOODS FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER 5294

On June 17, 1983, an application was filed in the office of the Water Resources Director by Clifford W. Woods for approval of a change in place of use of water from Sucker Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Josephine County, Oregon, entered May 27, 1913, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Sucker Creek and Its Tributaries, a water right was established in the name of H.M. Garner, tabulated in Volume 1, page 251, Order Record of the Water Resources Director, for use of the waters of Sucker Creek for irrigation of, among other lands, a certain 2.0 acres in SW 1/4 SW 1/4, Section 29, Township 39 South, Range 7 West, WM, with a date of priority of 1902, as evidenced by the certificate recorded at page 7130, Volume 7, State Record of Water Right Certificates.

Water for the said right is diverted, through the White-Chapman Ditch, from a point located within the NE 1/4 SE 1/4 of Section 29, Township 39 South, Range 7 West, WM.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom to a certain 2.0 acres in SE 1/4 SE 1/4, Section 30, Township 39 South, Range 7 West, WM.

Robert B. Steimer, 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 7130, Volume 7, 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 18th 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.

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