

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
CROOK COUNTY

IN THE MATTER OF THE APPLICATION)	
OF LES SCHWAB WAREHOUSE CENTER)	
FOR APPROVAL OF A CHANGE IN)	ORDER APPROVING
PLACE OF USE OF WATER)	TRANSFER 5544

On October 1, 1984, an application was filed in the office of the Water Resources Director by Les Schwab Warehouse Center for approval of a change in place of use of water from North Fork Crooked River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 2190, Volume 3, State Record of Water Right Certificates, in the name of R.R. Price, describes a right which includes the use of not to exceed 0.22 cubic foot per second from North Fork Crooked River, for irrigation 9.8 acres in SW 1/4 SE 1/4 and 8.0 acres in SE 1/4 SE 1/4, Section 4, Township 17 South, Range 21 East, WM, with a date of priority of June 9, 1915. These lands have a supplemental right for the use of water from Crooked River with dates of priority of April 29, 1960 and May 24, 1960.

Water for the said right is diverted, through the North Fork Ditch, from a point located within the NW 1/4 NE 1/4 of Section 5, Township 17 South, Range 21 East, WM.

The applicant herein, owner of the lands above described, proposes to transfer the rights therefrom to irrigation and supplemental irrigation of a certain 3.0 acres in NW 1/4 NE 1/4, 12.0 acres in NE 1/4 NW 1/4 and 2.8 acres in NW 1/4 NW 1/4, Section 9, Township 17 South, Range 21 East, WM. The change in place of use is reported to be completed.

The certificate recorded at page 32529, Volume 24, State Record of Water Right Certificates, in the name of Les Schwab, describes a right which includes the use of not to exceed 0.146 cubic foot per second from Crooked River, for irrigation of 3.0 acres in NW 1/4 NE 1/4, 12.0 acres in NE 1/4 NW 1/4 and 2.8 acres in NW 1/4 NW 1/4, Section 9, Township 17 South, Range 21 East, WM, with dates of priority of April 29, 1960 and May 24, 1960.

Water for the said right is diverted from a point located within the SE 1/4 SE 1/4 of Section 4, Township 17 South, Range 21 East, WM.

The applicant herein, owner of the lands above described, proposes to transfer the rights therefrom to irrigation of a certain 9.8 acres in SW 1/4 SE 1/4 and 8.0 acres in SE 1/4 SE 1/4, Section 4, Township 17 South, Range 21 East, WM. The change in place of use is reported to be completed.

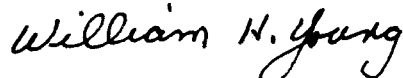
Robert F. Main, Jr., Watermaster, has filed a statement to the effect that the proposed changes in place of use may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes 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 changes in place of use are approved, without loss of priority.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion or works and beneficial use of water to the extent intended under the provisions of this order, the certificate of water right heretofore issued to R.R. Price and recorded at page 2190, Volume 3, State Record of Water Right Certificates and the certificate of water right heretofore issued to Les Schwab and recorded at page 32529, Volume 24 of said record, be canceled; and in lieu thereof new certificates of water right be issued to the applicant herein confirming the changes authorized herein and covering the balance of the rights NOT involved in this proceeding.

Dated at Salem, Oregon, this 1st day of March, 1985.


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.

9179A
7134C