

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MORROW COUNTY

IN THE MATTER OF THE APPLICATION OF )  
JAMES A. WOOD AND ALBERT STARR FOR ) ORDER APPROVING  
APPROVAL OF A CHANGE IN POINT OF ) TRANSFER 6149  
APPROPRIATION OF WATER )

On September 30, 1988, an application was filed in the office of the Water Resources Director by James A. Wood and Albert Starr for approval of a change in point of appropriation of water from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 44540, Volume 36, State Record of Water Right Certificates, in the names of James A. Wood and Albert Starr, describes a right for the use of not to exceed 1.70 cubic feet per second from ground water for irrigation of:

1.1 acres Lot 2 (SW1/4 NW1/4)  
0.3 acre SE1/4 NW1/4  
28.6 acres NE1/4 SW1/4  
40.5 acres Lot 3 (NW1/4 SW1/4)  
37.3 acres Lot 4 (SW1/4 SW1/4)  
27.6 acres SE1/4 SW1/4  
Section 30  
Township 4 North, Range 27 East, WM,

with a date of priority of June 19, 1958.

The point of appropriation for said right as authorized by Transfer 5625 is located 2830 feet South and 2090 feet East from the Northwest corner of Section 30, being within the NE1/4 SW1/4 of Section 30, Township 4 North, Range 27 East, WM.

The applicants herein, owners of the lands above described, propose to change the point of appropriation to a point located 3920 feet South and 1350 feet East from the Northwest corner of Section 30, being within the SW1/4 SW1/4, Section 30, Township 4 North, Range 27 East, WM, and being the original point of appropriation.

Michael F. Ladd, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Donn Miller, Hydrogeologist, has filed a statement that the proposed change in point of appropriation may be made without injury to existing rights, providing the well at the original location draws water only from the Ordinance gravels and not from the basalt aquifer.

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

NOW, THEREFORE, it is hereby ORDERED that the proposed change in point of appropriation is approved, without loss of priority.

It is FURTHER ORDERED that the quantity of water appropriated at the new well, shall not exceed 1.70 cubic feet per second.

It is FURTHER ORDERED that the well at the original location shall develop water only from the Ordinance gravels and NOT the basalt aquifer.

It is FURTHER ORDERED that the following provisions shall be carried out prior to using water from the new well as herein confirmed:

That the pump system shall include an access port for measuring the water level;

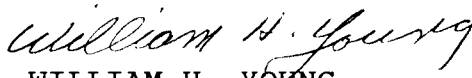
That the pump system shall include a working in-line flow meter or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said Watermaster.

It is FURTHER ORDERED that the right to appropriate water from the Well described in the order approving transfer 5625 is hereby canceled, and water shall be appropriated from the new well at the original location on or before October 1, 1990.

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 confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 27th day of January, 1989.

  
WILLIAM H. YOUNG  
Director

NOTE: Approval of the 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.