

BEFORE THE STATE ENGINEER OF OREGON

Lane County

IN THE MATTER OF THE APPLICATION )  
OF GROESBECK - DURBIN, INC. FOR )  
THE APPROVAL OF A CHANGE IN PLACE )  
OF USE OF WATER FROM A WELL )  
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ORDER APPROVING  
TRANSFER NO. G-71

On May 4, 1967 Groesbeck-Durbin, Inc. filed an application in the office of the State Engineer for the approval of a change in place of use of water from a well, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Paul W. Dyksterhuis and recorded at page 26691, Volume 18, State Record of Water Right Certificates, confirms a right for the use of 0.38 cubic foot per second from a well for the irrigation of, among other lands, 7.7 acres in Lot 8 (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section 5, Township 17 South, Range 3 West, W.M., with a date of priority of May 29, 1956.

The applicant herein, owner of the land above described, proposes to transfer the water right therefrom without loss of priority to 7.7 acres in Lot 9 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section 5, Township 17 South, Range 3 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water only.

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

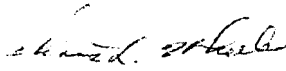
NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 7.7 acres in Lot 8 (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section 5, Township 17 South, Range 3 West, W.M., with a date of priority of May 29, 1956, be severed

therefrom and simultaneously and without loss of priority transferred to 7.7 acres in Lot 9 (NE¼ NE¼), Section 5, Township 17 South, Range 3 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1968.

It is FURTHER ORDERED that certificate of water right heretofore issued to Paul K. Dyksterhuis and recorded at page 26691, Volume 18, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to Groesbeck-Durbin, Inc. confirming the extent to which the water has been applied beneficially and covering the balance of the lands not involved in this proceeding.

Dated at Salem, Oregon, this 26th day of May, 1967.

  
CHRIS L. WHEELER  
State Engineer