

2644 Jerry H. Moffett
Rt. 3, Box 404
Junction City, Ore. 97448

STATUS OF APPLICATION

Change in Place of Use
Date filed MAY 17 1972
Date of hearing _____
Place of hearing _____
Date of order 4-2-73 Vol. 23, page 56
Date for application of water October 1, 1973
Proof mailed _____
Proof received _____
Certificate issued MAR 27 1975 Vol. 33, page 41934

F.P. MAP IN FILE #43886

DESCRIPTION OF WATER RIGHT

Name of stream Ferguson Creek
Trib. of Long Tom River County of Lane
Use Irrigation
Quantity of water _____ No. of acres 69
Name of ditch _____
Date of priority MAY 31, 1966
In name of Jerry H. Moffett
_____ Adjudication, Vol. _____, page _____
App. No. 42278 Per. No. 31621 Cert. No. Not Yet Issued
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>5-17-72</u>	<u>20.00</u>	<u>28408</u>
TOTAL . . .		
<u>1-10-72</u>	<u>50</u> \$1 Cert. Fee	<u>from file 42278</u> <u>26747</u>

FEES REFUNDED

Date	Amount	Check No.
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REMARKS

finish

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
☒	Name		<u>at</u>	
☒	Stream		<u>at</u>	
☒	Pt. of Div.			
☒	Calendar		<u>at</u>	
☒	CHECKED TO RECORDS:			
☒	Twp. & Rge.		<u>W.R.</u>	
☒	Decree-vault			
☒	Decree-safe			
☒	Cert. of W/R		<u>W.R.</u>	
☒	Per. Folder			
☒	Chainindex			
☒	Cross Ref.			
☒	Power Claim			
☒	Abstracts			

BEFORE THE STATE ENGINEER OF OREGON

Lane County

IN THE MATTER OF THE APPLICATION)
OF JERRY H. MOFFETT FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)
FROM FERGUSON CREEK)

ORDER APPROVING
TRANSFER NO. 2644

On May 17, 1972, Jerry H. Moffett filed an application in the office of the State Engineer for the approval of a change in place of use of water from Ferguson Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The water right involved is for the appropriation of not to exceed 0.15 cubic foot per second of the waters of Ferguson Creek for the irrigation of 4.5 acres in NW¼ NE¼, 7.5 acres in Lot 2 (SW¼ NE¼), Section 29, Township 15 South, Range 5 West, W.M., with a date of priority of May 31, 1966. This right was acquired under the terms of permit No. 31621 in the name of Jerry H. Moffett who completed and filed satisfactory proof of appropriation with the State Engineer on January 10, 1972.

The applicant herein, owner of the lands above described, proposes to transfer the water right appurtenant to 6.9 acres in SW¼ NE¼, Section 29, without loss of priority, to 6.9 acres in NW¼ NE¼, Section 29, Township 15 South, Range 5 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.

Mr. Gene McGinnis, Watermaster of District No. 2, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

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 6.9 acres in SW¼ NE¼, Section 29, Township 15 South, Range 5 West, W.M., with a date of priority of May 31, 1966, be severed therefrom and simultaneously and without loss of priority transferred to 6.9 acres in NW¼ NE¼, Section 29, Township 15 South, Range 5 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1973.

It is FURTHER ORDERED that upon proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to Jerry H. Moffett confirming the extent to which water has been applied beneficially and including the balance of the right perfected under permit No. 31621.

Dated at Salem, Oregon, this 2nd day of April, 1973.

/s/ CHRIS L. WHEELER
State Engineer