

BEFORE THE STATE ENGINEER OF OREGON

Coos County

IN THE MATTER OF A CHANGE )  
IN POINT OF DIVERSION UNDER )  
PERMIT NO. 3011 IN THE NAME )  
OF THE CITY OF BANDON - - - - - )

O R D E R

FINDINGS

- 1 -

Permit No. 3011 issued in approval of application No. 4982 in the name of the City of Bandon granted the right to appropriate not to exceed 5.0 cubic feet per second of water from Giger (Geiger) Creek at a point of diversion located south 27° 14' east a distance of 3431.4 feet from the northwest corner of Section 4, Township 29 South, Range 14 West, W.M., for "domestic supplies" for the City of Bandon.

- 2 -

The Oregon State Game Commission has constructed, under the provisions of permit No. 8756, a dam across Geiger Creek immediately above its confluence with Ferry Creek, said dam being located 1544.29 feet south and 218.91 feet east from the center of Section 29, Township 28 South, Range 14 West, W.M.

- 3 -

The City of Bandon and the Oregon State Game Commission have entered into an agreement whereby the city is permitted to maintain and operate a diversion pump at the said dam.

- 4 -

The City of Bandon has submitted to the State Engineer a request for authorization to appropriate water under the provisions of permit No. 3011 by diversion at the above described Oregon State Game Commission dam instead of at the original proposed point.

CONCLUSIONS

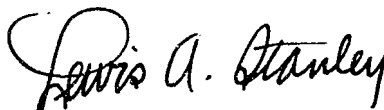
- 1 -

The approval of the request by the City of Bandon to authorize the diversion of water under the provisions of permit No. 3011 at the proposed new point, with the stipulation that the appropriation shall be limited to the amount of water that would be available under the permit at the original point, would not result in conflict with existing rights and would not be prejudicial to the public interest.

ORDER

It is ORDERED that the City of Bandon is hereby authorized to appropriate water under the provisions of permit No. 3011 by diversion at the point located 1544.54 feet south and 218.91 feet east from the center of Section 29, Township 28 South, Range 14 West, W.M., and that the diversion at said point shall not exceed the amount available at the point located south 27° 14' east from the northwest corner of Section 4, Township 29 South, Range 14 West, W.M.

Dated at Salem, Oregon, this 5<sup>th</sup> day of April 1961.



LEWIS A. STANLEY  
State Engineer