

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF JOHN AND GOLDA CAUDLE, WAYNE)
R. AND BETTY A. THOMPSON AND)
HOWARD J. AND KATHRYN DUNN FOR)
THE APPROVAL OF CHANGES IN POINTS)
OF DIVERSION OF WATER FROM NORTH)
FORK COQUILLE RIVER)

ORDER APPROVING
TRANSFER NO. D-107

On December 28, 1964, John and Golda Caudle, Wayne R. and Betty A. Thompson and Howard J. and Kathryn Dunn of Myrtle Point, Oregon, filed an application in the office of the State Engineer for the approval of changes in points of diversion of water from North Fork Coquille River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to G. M. Parker and recorded at page 9264, Volume 9, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.31 cubic foot per second of water from North Fork Coquille River for irrigation of 3.0 acres in Lot 12 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 3 and 22.0 acres in Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 4, Township 29 South, Range 12 West, W.M., with a date of priority of August 15, 1930. Subsequently, by Orders of the State Engineer, entered September 15, 1964, and April 23, 1965, the water right appurtenant to the above lands was canceled, with the exception of not to exceed 0.06 cubic foot per second of water for irrigation of 4.51 acres in Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 4, being 0.5 acre owned by Wayne R. and Betty A. Thompson; 0.5 acre owned by Howard J. and Kathryn Dunn and 3.51 acres owned by John and Golda Caudle. These lands are irrigated by means of two portable pumping plants located (1) along the south bank of the river between a point located 250 feet south from the W $\frac{1}{4}$ corner of Section 3 and a point located 700 feet south and 1300 feet east from said corner and being within Lot 12 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), said Section 3, Township 29 South, Range 12 West, W.M. and (2) along the east bank of the river between a point located 1300

feet north and 2100 feet west from the southeast corner of Section 4 and a point located 100 feet north and 2500 feet west from the said corner and being within Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4, same Township and Range.

John and Golda Caudle propose to irrigate their 3.51 acres by means of a pumping plant to be located 175 feet south and 725 feet west from the E $\frac{1}{4}$ corner of Section 4, and being within Lot 7 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4, Township 29 South, Range 12 West, W.M.

Wayne R. and Betty A. Thompson propose to irrigate their 0.5 acre by means of a pumping plant to be located 250 feet north and 2230 feet west from the southeast corner of Section 4, and being within Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4.

Howard J. and Kathryn Dunn propose to irrigate their 0.5 acre by means of a pumping plant to be located 550 feet north and 2150 feet west from the southeast corner of Section 4, and being within Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there are no intervening diversions.

Mr. William J. Ruppert, Watermaster of District No. 15, has filed a report to the effect that the proposed changes in points of diversion may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed changes in points of diversion of water from North Fork Coquille River, to-wit:

From a point located along the south bank of the river between a point located 200 feet south from the W $\frac{1}{4}$ corner of Section 3 and a point located 700 feet south and 1300 feet east from said corner, and being within Lot 12 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), said Section 3, Township 29 South, Range 12 West, W.M., and

From a point located along the east bank of the river between a point located 1300 feet north and 2100 feet west from the southeast corner of Section 4 and a point located 100 feet north and 2500 feet west from the said corner and being within Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4, same Township and Range.

To a point to be located 175 feet south and 725 feet west from the E $\frac{1}{4}$ corner of Section 4, and being within Lot 7 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4, Township 29 South, Range 12 West, W.M.

for the use of not to exceed 0.04 cubic foot per second of water for the irrigation of 3.51 acres in Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 4, Township 29 South, Range 12 West, W.M., owned by John and Golda Caudle,

To a point to be located 250 feet north and 2230 feet west from the southeast corner of Section 4, and being within Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4,

for the use of not to exceed 0.01 cubic foot per second of water for irrigation of 0.5 acre in said Lot 8, owned by Wayne R. and Betty A. Thompson and

To a point to be located 550 feet north and 2150 feet west from the southeast corner of Section 4, and being within Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), said Section 4,

for the use of not to exceed 0.01 cubic foot per second of water for irrigation of 0.5 acre in said Lot 8, owned by Howard J. and Kathryn Dunn, all with a date of priority of August 15, 1930, are approved.

It is FURTHER ORDERED that the construction work shall be completed and the changes in points of diversion of water made on or before October 1, 1966.

It is FURTHER ORDERED that the quantity of water diverted at the new points of diversion shall not exceed the quantity of water that is available at the old points of diversion and shall not exceed 0.06 cubic foot per second.

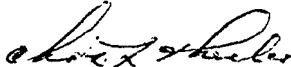
It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

That the diversion works shall include a weir or other suitable device for measuring the water to which the applicant is entitled.

That the plans of the weir or other suitable device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that certificate of water right heretofore issued to G. M. Parker and recorded at page 9264, Volume 9, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, certificates of water right shall be issued to John and Golda Caudle, Wayne R. and Betty A. Thompson and Howard J. and Kathryn Dunn confirming said changes in points of diversion.

Dated at Salem, Oregon, this 29th day of April, 1965.



CHRIS L. WHEELER
State Engineer