

BEFORE THE STATE ENGINEER OF OREGON

Clackamas County

IN THE MATTER OF THE APPLICATION)  
OF ALFRED CHRISTENSEN FOR THE )  
APPROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER FROM MOLALLA )  
RIVER. )  
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O R D E R  
APPROVING APPLICATION

On January 16, 1961, Alfred Christensen of Canby, Oregon, filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Molalla River pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Owen Dalen and Alfred Christensen and recorded at page 22364, Volume 16, State Record of Water Right Certificates, confirms a right under Permit No. 20937 to the use of the waters of Molalla River for the irrigation of, among other lands, 28.4 acres in the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4, Township 4 South, Range 1 East, W. M., with a date of priority of January 9, 1952. These lands are irrigated by means of a pumping plant, the point of diversion of said pumping plant being located 2740 feet south and 1720 feet east from the center corner of Section 4, being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9, Township 4 South, Range 1 East, W. M.

The applicant herein, owner of the lands above described, proposes to irrigate said lands by means of a pumping plant to be located 2800 feet south and 1000 feet east from the center corner of Section 4, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9, Township 4 South, Range 1 East, W. M.

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.

No objections having been filed and it appearing that the proposed change in point of diversion 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 point of diversion of water from Molalla River, to-wit:

From a point located 2740 feet south and 1720 feet east from the center corner of Section 4, being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9, Township 4 South, Range 1 East, W. M.

To a point to be located 2800 feet south and 1000 feet east from the center corner of Section 4, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9, Township 4 South, Range 1 East, W. M.,

for the irrigation of 28.4 acres in the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4, Township 4 South, Range 1 East, W. M., with a date of priority of January 9, 1952, be and the same is hereby approved.

It is FURTHER ORDERED that the change in point of diversion of water shall be completed on or before October 1, 1961, or within such extension of time as may be granted by the State Engineer for good cause shown.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water that is available at the old point of diversion.

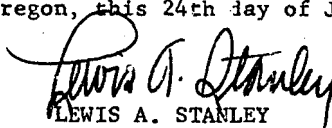
It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices.

That the pumping plant and related 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 of Clackamas County, Oregon, and that the weir or measuring device be installed under the general supervision of said watermaster.

Dated at Salem, Oregon, this 24th day of January, 1961.

Notation made on  
records.  
App # 26773  
Cert # 22364  
Trsf. C-133

  
LEWIS A. STANLEY  
State Engineer