

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF STANLEY B. CHRISTIE FOR APPROV-))
AL OF A CHANGE IN POINT OF DIVER-))
SION OF WATER))

ORDER APPROVING
TRANSFER NO. 3822

On October 12, 1977, an application was filed in the office of the Water Resources Director by Stanley B. Christie for approval of a change in point of diversion from Evans Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 32769, Volume 24, State Record of Water Right Certificates, in the names of George M. and Frances B. Crawford, describes a right for the use of not to exceed 0.23 cubic foot per second from Evans Creek for domestic, stock and irrigation of 4.2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 1.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 4.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 3.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34; and 0.6 acre in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, Township 34 South, Range 3 West, W.M., with a date of priority of 1898.

Water for the said right is diverted, through the Siverts Ditch, from a point located 1740 feet North and 2450 feet East from the Southwest Corner of Section 26, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, Township 34 South, Range 3 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to two points located: (1) 620 feet South and 600 feet West and (2) 1820 feet South and 2780 feet West from the Northeast Corner of Section 34, being within the (1) NE $\frac{1}{4}$ NE $\frac{1}{4}$ and (2) SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 34 South, Range 3 West, W.M.

Notice of the application, pursuant to ORS 540.510, was published in the Medford Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of October 19 and 26, and November 2, 1977.

Mr. David C. Hendrix, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in point of diversion, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new points of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.23 cubic foot per second.

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

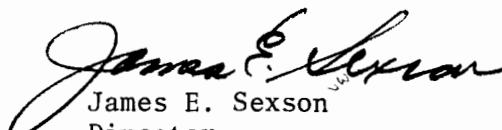
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring 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 the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to George M. and Frances B. Crawford and recorded at page 32769, Volume 24, State Record of Water Right Certificates, is canceled, and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 13th day of December, 1977.


James E. Sexson
Director