

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF THE OREGON STATE GAME COMMISSION)
FOR THE APPROVAL OF A CHANGE IN)
POINT OF DIVERSION OF WATER FROM)
ROCK CREEK.)
-----)

O R D E R

APPROVING APPLICATION

On August 25, 1949, the Oregon State Game Commission filed an application for the approval of a change in point of diversion of water from Rock Creek, a tributary of North Umpqua River, pursuant to the provisions of Section 116-606, O. C. L. A.

Certificate of water right, recorded at page 11989, Volume 11, State Record of Water Right Certificates was issued to the Oregon State Game Commission confirming a right to the use of 10 cubic feet per second of the waters of Rock Creek under Permit number 12003, for the purpose of trout hatchery within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 26 South, Range 3 West, W. M., with a date of priority of January 3, 1936. The point of diversion from the stream used for trout hatchery purposes is located 2,186 feet north and 500 feet east from the south quarter corner of Section 1, Township 26 South, Range 3 West, W. M.

The applicants herein, owner of the above described water right, propose to change the point of diversion upstream approximately 350 feet to a point to be located 2,350 feet north and 770 feet east from the south quarter corner of Section 1, Township 26 South, Range 3 West, W. M.

Notice by publication as provided by Section 116-606, O. C. L. A., was not given in connection with this application for the reason that said section provides that in applications for a change in point of diversion of less than one-fourth mile and where there are no intervening diversions between the old point of diversion of the applicant and his proposed new point of diversion no notice shall be required to be published.

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.

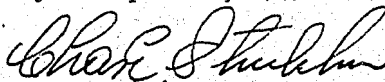
NOW THEREFORE, it is HEREBY ordered that the proposed change in point of diversion of water from Rock Creek, a tributary of North Umpqua River, to-wit:

From a point located 2,186 feet north and 500 feet east from the south quarter corner of Section 1, Township 26 South, Range 3 West, W. M.

To a point to be located 2,350 feet north and 770 feet east from the south quarter corner of Section 1, Township 26 South, Range 3 West, W. M.,

for trout hatchery purposes with a date of priority of January 3, 1936, be and the same hereby is approved.

Dated at Salem, Oregon, this 16th day of September, 1949.


CHAS. E. STRICKLIN
State Engineer

Noted on Cert. 11,989

Tisf. #0-15