

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION)
OF JOSEPH H. & HELEN W. STETSON)
FOR APPROVAL OF A CHANGE IN)
POINT OF DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 4015

On August 7, 1978, an application was filed in the office of the Water Resources Director by Joseph H. and Helen W. Stetson for approval of a change in point of diversion from Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 44046, Volume 36, State Record of Water Right Certificates, in the name of Milo Bullock, describes a right which includes the use of not to exceed 0.05 cubic foot per second from Umpqua River for irrigation of 4.2 acres in Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 2, Township 24 South, Range 7 West, W.M., with a date of priority of August 5, 1958.

The authorized point of diversion of record for said right is located 620 feet North and 1420 feet East from the Southwest Corner of Section 2, being within Lot 1 (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 2, Township 24 South, Range 7 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 950 feet North and 780 feet East from the Southwest Corner of Section 2, being within Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 2, Township 24 South, Range 7 West, W.M.

Mr. M. John Youngquist, 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 point of diversion shall not exceed the quantity of water available at the original point of diversion under the subject right located 40 feet North and 2250 feet East from the Southwest Corner of Section 2, being within Lot 1 (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 2, Town-

ship 24 South, Range 7 West, W.M.

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:

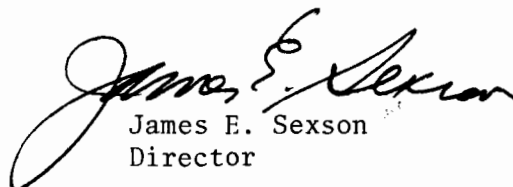
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1980.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Milo Bullock and recorded at page 44046, Volume 36, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding and the proceeding for transfer application No. 4002; 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 applicants herein.

Dated at Salem, Oregon this 5th day of September, 1978.


James E. Sexson
Director