

Douglas County

IN THE MATTER OF THE APPLICATION)
OF EARL F. BEASLEY FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION OF)
WATER FROM NORTH UMPQUA RIVER)
-----)

ORDER APPROVING
TRANSFER NO. 3482

On October 21, 1976, Earl F. Beasley filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from North Umpqua River pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 43554, Volume 35, State Record of Water Right Certificates, in the name of G. H. Harrell describes an existing right of record which includes the use of not to exceed 0.015 cubic foot per second from North Umpqua River for irrigation of 1.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, Township 26 South, Range 6 West, W.M., with a date of priority of May 13, 1963.

Water for the said right is diverted from a point located 2550 feet South and 2620 feet West from the East quarter-corner of Section 14, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, Township 26 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion to a point located 650 feet South and 2100 feet West from the Northeast corner of Section 23, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Township 26 South, Range 6 West, W.M.

Notice of the application, pursuant to ORS 540.510 was published in the Roseburg News-Review, a newspaper printed and having general circulation in Douglas County, Oregon, for a period of three weeks in the issues of December 9, 16 and 23, 1976.

Mr. M. John Youngquist, Watermaster of District No. 15, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

No objection 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 from North Umpqua River 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 old point of diversion, and shall not exceed 0.015 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;

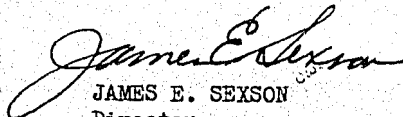
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to G. H. Harrell and recorded at Page 43554, Volume 35, 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 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 Earl F. Beasley.

Dated at Salem, Oregon, this 15th day of February, 1977.


JAMES E. SEXSON
Director