

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION)
OF GERALDINE H. REAMBEAULT FOR)
THE APPROVAL OF A CHANGE IN POINT)
OF DIVERSION OF WATER FROM ROGUE)
RIVER)

ORDER APPROVING
TRANSFER NO. R-93

On August 22, 1966, Geraldine H. Reambeault filed an application in the office of the State Engineer for a change in point of diversion of water from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to W. D. Hodgson and R. L. McBride and recorded at page 1867, Volume 3, State Record of Water Right Certificates, confirms a right to the use of the waters of Rogue River for the irrigation of, among other lands, 2.3 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and 0.2 acre in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21, Township 36 South, Range 4 West, W.M., with a date of priority of August 25, 1911.

These lands are irrigated from a point of diversion located at the NE corner of DLC #40, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 36 South, range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands by means of a pumping plant to be located South 50° West 50 feet from the NE corner of Lot 1, Riverdale Tracts, being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 36 South, Range 4 West, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the County courthouse in Medford, Oregon, on November 16, 1966, at 9:30 a.m. The notice 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 September 23, 30 and October 7, 1966. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. David C. Hendrix, Watermaster of District No. 13, has filed a report 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 proposed change in point of diversion of water from Rogue River, to-wit:

From a point located at the NE corner of DIC #40, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 36 South, Range 4 West, W.M.

To a point to be located South 50° West 50 feet from the NE corner of Lot 1, Riverdale Tracts, being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 36 South, Range 4 West, W.M.

for the irrigation of 2.3 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and 0.2 acre in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 36 South, Range 4 West, W.M., with a date of priority of August 25, 1911, is approved.

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, 1967.

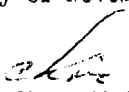
It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, and shall not exceed 0.03 cubic foot per second.

It is FURTHER ORDERED that the following provision 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 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 before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

Dated at Salem, Oregon, this 21st day of November, 1966.



CHRIS L. WHEELER
State Engineer