

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Washington County

IN THE MATTER OF THE APPLICATION)
OF PAUL SANSONÉ FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM GALES CREEK)

ORDER APPROVING
TRANSFER NO. 3528

On February 11, 1977, Paul Sansoné filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Gales Creek pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 22045, Volume 16, State Record of Water Right Certificates, in the name of Grant Wright, describes an existing right of record which includes the use of not to exceed 0.04 cubic foot per second from Gales Creek for irrigation of 3.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 1 North, Range 4 West, W.M., with a date of priority of August 10, 1951.

Water for the said right is diverted from a point located 790 feet South and 50 feet East from the North quarter-corner of Section 8, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8, Township 1 North, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion and to irrigate said lands from a point located 405 feet South and 50 feet West from the North quarter-corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 1 North, Range 4 West, W.M.

Mr. Clayton J. Gardner, Watermaster of District No. 1, 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 Gales Creek 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 0.04 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point of diversion as herein confirmed:

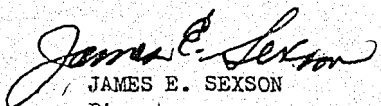
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 Grant Wright and recorded at Page 22045, Volume 16, 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 Paul Sansone.

Dated at Salem, Oregon, this 24th day of February, 1977.


JAMES E. SEXSON
Director