

Washington County

IN THE MATTER OF THE APPLICATION)
 OF THE CITY OF HILLSBORO FOR THE)
 APPROVAL OF A CHANGE IN POINT OF)
 DIVERSION OF WATER FROM TUALATIN)
 RIVER)

ORDER APPROVING
TRANSFER NO. 3130

On September 16, 1974, the City of Hillsboro, Oregon, filed an application in the office of the Water Resources Director for the approval of an additional point of diversion from Tualatin River pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 23540, Volume 17, State Record of Water Right Certificates, in the name of City of Hillsboro, describes an existing right of record for the use of not to exceed 5.0 cubic feet per second from Tualatin River with a date of priority of August 15, 1930, for municipal use within the City of Hillsboro's municipal water supply service area, as follows:

	S $\frac{1}{2}$	SE $\frac{1}{4}$
	NW $\frac{1}{4}$	Section 1
	Section 32	E $\frac{1}{2}$
Township 1 North, Range 2 West, W.M.	S $\frac{1}{2}$	Section 4
	Section 33	ALL
	S $\frac{1}{2}$	Section 5
	Section 34	N $\frac{1}{2}$ & SE $\frac{1}{4}$
	S $\frac{1}{4}$	Section 6
	Section 35	ALL
Township 1 North, Range 3 West, W.M.	ALL	Section 9
	Section 7	N $\frac{1}{2}$
	NE $\frac{1}{4}$	Section 10
	Section 16	N $\frac{1}{2}$
	ALL	Section 11
	Section 17	ALL
	ALL	Section 12
	Section 18	ALL
	N $\frac{1}{2}$	Section 13
	Section 19	W $\frac{1}{2}$
Township 1 South, Range 1 West, W.M.		Section 24
		Township 1 South, Range 2 West, W.M.

N $\frac{1}{2}$
Section 1
N $\frac{1}{2}$
Section 2
N $\frac{1}{2}$
Section 3
N $\frac{1}{2}$
Section 4
N $\frac{1}{2}$
Section 5
S $\frac{1}{2}$
Section 6
NW $\frac{1}{4}$
Section 7

Township 1 South, Range 3 West, W.M.

E $\frac{1}{2}$
Section 12
N $\frac{1}{2}$
SW $\frac{1}{4}$
Section 13
SE $\frac{1}{4}$
Section 14

NE $\frac{1}{4}$
SW $\frac{1}{4}$

Section 23
W $\frac{1}{2}$
Section 26
E $\frac{1}{2}$
Section 27
N $\frac{1}{2}$
Section 31
NW $\frac{1}{4}$
SE $\frac{1}{4}$
Section 32
NE $\frac{1}{4}$
SW $\frac{1}{4}$

Section 33

N $\frac{1}{2}$
Section 34
ALL
Section 35

Township 1 South, Range 4 West, W.M.

S $\frac{1}{2}$
Section 25
N $\frac{1}{2}$
Section 36

Township 1 South, Range 5 West, W.M.

Water for the said right is diverted from the Tualatin River at the Haines Falls Intake at a point located 1100 feet North and 200 feet West from the Southeast corner of Section 20, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 1 South, Range 5 West, W.M.

The applicant herein proposes to establish, without loss of priority, an additional point of diversion from the Tualatin River at a point located 500 feet North and 450 feet East from the Southwest corner of Section 8, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 1 South, Range 3 West, W.M. (U.S. Bureau of Reclamation, Spring Hill Pumping Plant).

Notice of the application, pursuant to ORS 540.510, was published in the Hillsboro Argus, a newspaper printed and having general circulation in Washington County, Oregon, for a period of three weeks in the issues of January 6, 13 and 20, 1977.

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 to establish an additional point of diversion from the Tualatin 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 9.0 cubic feet 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 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, the certificate of water right heretofore issued to City of Hillsboro and recorded at Page 23540, Volume 17, State Record of Water Right Certificates, is canceled, and in lieu thereof a new confirming certificate of water right shall be issued to the City of Hillsboro.

Dated at Salem, Oregon, this 7th day of March, 1977.