

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF WILLIAM BART FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM UMPQUA RIVER)

ORDER APPROVING
TRANSFER NO. 3421

On June 9, 1976, William Bart filed an application for transfer of water right in the office of the Water Resources Director proposing a change in point of diversion under an existing right of record to appropriate not to exceed 0.04 cubic foot per second of water from Umpqua River, with a date of priority of March 12, 1951, at a point of diversion located 250 feet North and 1150 feet East from the Southwest corner of Section 21, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 23 South, Range 7 West, W.M., for the irrigation of 0.3 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, and 3.1 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21, Township 23 South, Range 7 West, W.M., being a portion of the right evidenced by the certificate recorded at Page 40356, Volume 32, State Record of Water Right Certificates.

The applicant, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 925 feet North and 555 feet East from the Southwest corner of Section 21, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 23 South, Range 7 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 July 13, 20 and 27, 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 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, 1977.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water diverted 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 effective when in the judgement of the watermaster it becomes necessary to install head-gates 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 portion of the right involved in the change authorized here in NOT be included in the new certificate to be issued as provided by the order entered December 5, 1975, approving transfer application No. 3180, and upon receipt of proof satisfactory to the Water Resources Director of completion of the change in point of diversion authorized herein, a certificate of water right shall be issued to William Bart confirming the change in point of diversion.

Dated at Salem, Oregon, this 7th day of September, 1976.


JAMES E. SEXSON
Director