

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION )  
OF BONNIE V. MERACLE SCOTT FOR )  
THE APPROVAL OF A CHANGE IN POINT )  
OF DIVERSION OF WATER FROM NORTH )  
UMPQUA RIVER )  
-----

ORDER APPROVING  
TRANSFER NO. S-220

On May 23, 1969, Bonnie V. Meracle Scott filed an application in the office of the State Engineer 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 issued to Bonnie V. Meracle and recorded at page 33411, Volume 25, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.01 cubic foot per second of water from North Umpqua River for the irrigation of 0.6 acre in NE¼ SE¼, Section 14, Township 26 South, Range 4 West, W.M., as projected within R. Foster OLC 43, with a date of priority of March 13, 1962. These lands are irrigated from a point of diversion located 2300 feet north and 20 feet east from the SW corner of Section 13 being within the NW¼ SW¼ of Section 13, Township 26 South, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 2300 feet north and 130 feet west from the SW corner of Section 13 being within the NE¼ SE¼ of Section 14, Township 26 South, Range 4 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there are no intervening diversions.

Mr. M. John Youngquist, Watermaster of District No. 15, 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 North Umpqua River, to-wit:

From a point located 2300 feet north and 20 feet east from the SW corner of Section 13 being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 13, Township 26 South, Range 4 West, W.M.

To a point to be located 2300 feet north and 130 feet west from the SW corner of Section 13 being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 26 South, Range 4 West, W.M.

for the irrigation of 0.6 acre in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 26 South, Range 4 West, W.M., as projected within R. Foster DLC 43, with a date of priority of March 13, 1962, 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, 1970.

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 0.01 cubic foot per second.

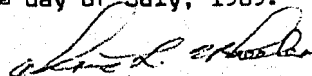
It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install headgates and measuring devices.

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 certificate of water right heretofore issued to Bonnie V. Meracle and recorded at page 33411, Volume 25, State Record of Water Right Certificates is canceled and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Bonnie V. Meracle Scott confirming the change in point of diversion.

Dated at Salem, Oregon, this 28<sup>th</sup> day of July, 1969.



CHRIS L. WHEELER  
State Engineer