

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE APPLICATION)
OF IRMA L. CALKINS FOR APPROVAL OF)
A CHANGE IN POINT OF DIVERSION OF)
WATER FROM WILLAMETTE RIVER)

ORDER APPROVING
TRANSFER NO. 4284

On August 30, 1979, an application was filed in the office of the Water Resources Director by Irma L. Calkins for approval of a change in point of diversion of water from Willamette River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 48395, Volume 41, State Record of Water Right Certificates, in the name of Irma L. Calkins, describes a right for the use of not to exceed 1.66 cubic feet per second from Willamette River for irrigation of a certain 0.2 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 5.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 10.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 0.2 acre in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 34.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 6; 32.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20.1 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 8.8 acres in E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, 20.6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 1.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 4 South, Range 2 West, W.M., with a date of priority of February 26, 1968.

Water for the said right is diverted from a point located 160 feet North and 3250 feet West from the Southeast Corner of Daguire D.L.C. No. 37, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, Township 4 South, Range 3 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 1060 feet North and 3800 feet West from the Southeast Corner of Daguire D.L.C. No. 37, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, Township 4 South, Range 3 West, W.M.

Mr. Clifton R. King, Watermaster, has filed a statement 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 requested change in point of diversion, as 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 under the subject right.

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

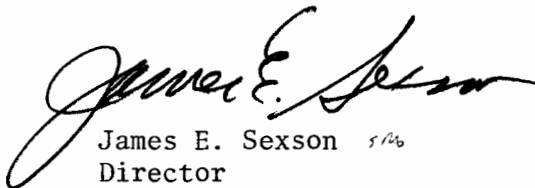
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1980.

It is FURTHER ORDERED that the certificate recorded at page 48395, Volume 41, State Record of Water Right Certificates, is canceled; 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 the applicant herein.

Dated at Salem, Oregon this 25th day of September, 1979.


James E. Sexson 5/26
Director