

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASHINGTON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF STIMSON LUMBER COMPANY FOR )  
APPROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER )  
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ORDER APPROVING  
TRANSFER NO. 3204

On April 16, 1975, an application was filed in the office of the Water Resources Director by Stimson Lumber Company for approval of a change in point of diversion from Scoggins Creek, pursuant to the provisions of ORS 540.530 to 540.530.

As modified in accord with the provisions of the order of the State Engineer entered June 12, 1969, approving transfer application No. S-211, a portion of the right previously described by the certificate recorded at page 11376, Volume 10, State Record of Water Right Certificates, now exists for the use of 0.5 cubic foot per second of water from Scoggins Creek for use in a hardboard manufacturing plant located within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  and SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, Township 1 South, Range 4 West, W.M., with a date of priority of April 1, 1932.

The authorized point of diversion of record for said right is located 700 feet North and 400 feet West from the Southeast Corner of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, Township 1 South, Range 4 West, W.M.

The applicant herein, owner of the hardboard manufacturing plant site as located above, is seeking approval of a change in point of diversion, without loss of priority, to the existing location at 110 feet South and 2300 feet West from the Southeast Corner of Section 21, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 28, Township 1 South, Range 4 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the Washington County News-Times, a newspaper printed and having general circulation in Washington County, Oregon, for a period of three weeks in the issues of September 20 and 27; and October 4, 1978.

Mr. Clayton Gardner, 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.

V. S. R.

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 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;

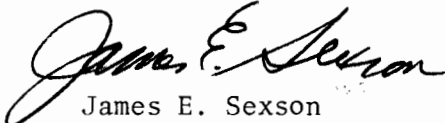
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that NO time need be fixed for completion as the change in point of diversion of water is completed.

The order entered June 12, 1969, approving transfer application No. S-211 provided for cancellation of the certificate recorded at page 11376, Volume 10, State Record of Water Right Certificates,; therefore,

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, a new certificate of water right shall be issued to the applicant herein, confirming the changes carried out under the authority of this order and the order dated June 12, 1969, approving transfer application No. S-211; and also describing the balance of the water right described by the aforesaid certificate NOT involved herein or involved in said prior order.

Dated at Salem, Oregon this 15th day of November, 1978.

  
James E. Sexson  
Director