

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APELICATION  
OF MILO BULLOCK FOR THE APPROVAL  
OF ESTABLISHING AN ADDITIONAL POINT  
OF DIVERSION OF WATER FROM UMPQUA  
RIVER

ORDER APPROVING  
TRANSFER NO. 2899

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On September 13, 1973, Milo Bullock filed an application in the office of the State Engineer for the approval of establishing an additional point of diversion of water from Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Milo Bullock and recorded at page 31847, Volume 23, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.40 cubic foot per second of the waters of Umpqua River for irrigation of 2.4 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , 0.2 acre in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 11, Township 24 South, Range 7 West, 16.4 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 11, Township 24 South, Range 7 West, 10.9 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 5.8 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 2, Township 24 South, Range 7 West, W.M., with a date of priority of August 5, 1958. The point of diversion is located 40 feet North and 2250 feet East from the SW corner of Section 2, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 2, Township 24 South, Range 7 West, W.M.

The applicant herein, owner of the lands above described, proposes to maintain the present point of diversion and establish an additional point of diversion to be located 600 feet North and 1500 feet East from the SW corner of Section 2, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 2, Township 24 South, Range 7 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 point of diversion may be established without injury to existing rights.

No objections having been filed and it appearing that the proposed point of diversion may be established without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the applicant may maintain the following point of diversion from Umpqua River:

40 feet North and 2250 feet East from the SW corner of Section 2, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 2, Township 24 South, Range 7 West, W.M.

and may establish and maintain an additional point of diversion to be located as follows:

600 feet North and 1500 feet East from the SW corner of Section 2, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 2, Township 24 South, Range 7 West, W.M.

for irrigation of 2.4 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , 0.2 acre in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 11, Township 24 South, Range 7 West, 16.4 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 11, Township 24 South, Range 7 West, 10.9 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 5.8 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 2, Township 24 South, Range 7 West, W.M., with a date of priority of August 5, 1958, is approved.

It is FURTHER ORDERED that the construction work shall be completed and the establishment of additional points of diversion of water made on or before October 1, 1974.

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 previously established point of diversion, and shall not exceed 0.40 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 Milo Bullock and recorded at page 31847, Volume 23, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of completion of the authorized point of diversion, a certificate of water right shall be issued to Milo Bullock confirming the additional point of diversion.

Dated at Salem, Oregon, this 14th day of December, 1973.

  
CHRIS L. WHEELER  
State Engineer