

BEFORE THE STATE ENGINEER OF OREGON

Wasco County

IN THE MATTER OF THE APPLICATION
OF COLUMBIA PACIFIC COUNCIL, BOY
SCOUTS OF AMERICA, FOR THE APPROVAL
OF A CHANGE IN POINT OF DIVERSION
OF WATER FROM EIGHT MILE CREEK

ORDER APPROVING
TRANSFER NO. 2970

On February 7, 1974, Columbia Pacific Council, Boy Scouts of America filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Eight Mile Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Portland Area Council, Boy Scouts of America and recorded at Page 32367, Volume 24, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.20 cubic foot of water per second from Eight Mile Creek for group domestic use at Boy's summer camp and recreation within the SE $\frac{1}{4}$ of Section 9, and W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 10, Township 2 South, Range 11 East, W.M., with a date of priority of October 11, 1961.

The water for these above purposes is diverted from a point of diversion located 1580 feet North and 1920 feet East from the Southwest corner of Section 8, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, Township 2 South, Range 11 East, W.M.

The applicant herein, owner of the lands above described, proposes to divert water for the above purposes from a point of diversion to be located 1400 feet North and 650 feet East from the Southwest corner of Section 8, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, Township 2 South, Range 11 East, 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. Don Knauer, Watermaster of District No. 3, has filed a report to the effect that the proposed change in point of diversion of water 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 change in point of diversion of water from Eight Mile Creek, to wit:

From a point located 1580 feet North and 1920 feet East from the Southwest corner of Section 8, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 2 South, Range 11 East, W.M.

To a point to be located 1400 feet North and 650 feet East from the Southwest corner of Section 8, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 8, Township 2 South, Range 11 East, W.M.

for group domestic and recreation within the SE $\frac{1}{4}$, Section 9, and the W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 10, Township 2 South, Range 11 East, W.M., with a date of priority of October 11, 1961, 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, 1975.

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.

It is FURTHER ORDERED that certificate of water right heretofore issued to Portland Area Council, Boy Scouts of America and recorded at Page 32367, Volume 24, 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, certificate of water right shall be issued to Columbia Pacific Council, Boy Scouts of America confirming the change in point of diversion.

Dated at Salem, Oregon, this 29th day of May, 1974.


CHRIS L. WHEELER
State Engineer