

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HOOD RIVER COUNTY

IN THE MATTER OF THE APPLICATION )  
OF MOUNT HOOD IRRIGATION DISTRICT)  
FOR APPROVAL OF A CHANGE IN POINT)  
OF DIVERSION OF WATER )

ORDER APPROVING  
TRANSFER NO. 3645

On April 14, 1977, an application was filed in the office of the Water Resources Director by Mount Hood Irrigation District for approval of a change in point of diversion from East Fork Hood River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Hood River County, Oregon, entered August 30, 1977, In the Matter of the Determination of the Relative Rights to the Use of Waters of Hood River and Its Tributaries, a water right was allowed in the name of Mt. Hood Irrigation District for the use of not to exceed 11.55 cubic feet per second from East Fork Hood River, with a priority date of November 27, 1895, for irrigation of 924.2 acres in W $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 21; Lots 11, 12, 13 and 14 of Section 22; Lots 3 through 7 and 11 through 14 of Section 27; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; N $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 33; and Lots 3, 4, 5 and 12 of Section 34, Township 1 North, Range 10 East, W.M., more particularly described by the certificate issued to Mt. Hood Irrigation District and recorded at page 46964, Volume 39, State Record of Water Right Certificates.

The authorized point of diversion of record for said right is located 2320 feet South and 150 feet West from the Northeast Corner of Section 5, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 5, Township 1 South, Range 10 East, W.M. (Mount Hood Canal).

The applicant herein proposes to change the point of diversion therefrom, without loss of priority, to a point located 3750 feet South and 430 feet East from the Northwest Corner of Section 4, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 4, Township 1 South, Range 10 East, W.M. (East Fork Main Canal).

Notice of the application, pursuant to ORS 540.520(2), was published in The Hood River News, a newspaper printed and having general circulation in Hood River County, Oregon, for a period of three weeks in the issues of July 20 and 27; and August 3, 1978.

Mr. Thomas J. Paul, 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 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 is completed.

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, the certificate of water right recorded at page 46964, Volume 39, State Record of Water Right Certificates, be canceled; and in lieu thereof a new confirming certificate of water right be issued to the applicant herein.

Dated at Salem, Oregon this 18th day of December, 1978.

  
James E. Sexson  
Director