

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
CROOK COUNTY

IN THE MATTER OF THE APPLICATION)
OF VOLNEY R. GRANT FOR APPROVAL)
OF A CHANGE IN POINT OF DIVERSION))
OF WATER FROM CROOKED RIVER)

ORDER APPROVING
TRANSFER NO. 3890

On March 1, 1978, an application was filed in the office of the Water Resources Director by Volney R. Grant for approval of a change in point of diversion from Crooked River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 10847, Volume 10, State Record of Water Right Certificates, in the names of Thomas W. Lawson & Henry McCall, describes a right which includes the use of not to exceed 0.38 cubic foot per second from Crooked River for irrigation of a certain 30.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, Township 14 South, Range 14 East, W.M., with a date of priority of April 19, 1920.

The authorized point of diversion is through an unnamed ditch from a point located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 22, Township 14 South, Range 14 East, 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 1580 feet North and 1190 feet East from the Southwest Corner of Section 22, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, Township 14 South, Range 14 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in the Central Oregonian, a newspaper printed and having general circulation in Crook County, Oregon, for a period of three weeks in the issues of March 27; April 3 and 10, 1978.

Mr. Robert F. Main, Jr., 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, and shall not exceed 0.38 cubic foot per second.

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 the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Thomas W. Lawson & Henry McCall and recorded at page 10847, Volume 10, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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 18th day of May, 1978.


James E. Sexson
Director