

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LANE COUNTY

IN THE MATTER OF THE APPLICATION )  
OF THE MURPHY COMPANY FOR APPROVAL )  
OF A CHANGE IN POINT OF DIVERSION )  
OF WATER )

ORDER APPROVING  
TRANSFER NO. M-211

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On November 13, 1969, an application was filed in the office of the Water Resources Director by The Murphy Company for approval of a change in point of diversion of water from two unnamed spring streams, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 3499, Volume 4, State Record of Water Right Certificates, in the name of Siuslaw Timber Company, describes a right for the use of not to exceed 0.23 cubic foot per second from two unnamed spring streams for domestic use in Lots 3, 4 and 5, and Saw Mill use in Lot 3 of Section 30, Township 18 South, Range 11 West, W.M., with a date of priority of December 15, 1917.

Water for the said right is diverted from two points located (1) 500 feet South from the Northwest Corner of Section 30, and (2) 180 feet South and 440 feet East from the Northwest Corner of Section 30, both being within the NW 1/4 NW 1/4 of Section 30, Township 18 South, Range 11 West, 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 355 feet South and 55 feet East from the Northwest Corner of Section 30, being within Lot 4 (NW 1/4 NW 1/4), Section 30, Township 18 South, Range 11 West, W.M.

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 points of diversion under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

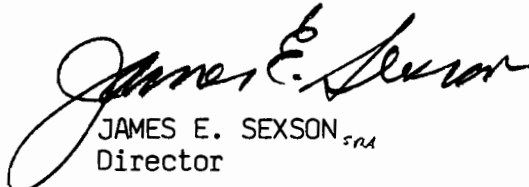
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 NO time need be fixed for completion as the change in point of diversion is completed.

It is FURTHER ORDERED that the certificate recorded at page 3499, Volume 4, State Record of Water Right Certificates, is canceled; 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 11th day of September, 1980.

  
JAMES E. SEXSON SRA  
Director