

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Washington County

IN THE MATTER OF THE APPLICATION)
OF GLEN W. ZURCHER FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF)
WATER FROM TUALATIN RIVER AND)
GALES CREEK)

ORDER APPROVING
TRANSFER NO. 3614

On April 6, 1977, an application was filed in the office of the Water Resources Director by Glen W. Zurcher for a change in place of use under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at Page 17149, Volume 14, State Record of Water Right certificates, in the name of Glen W. Zurcher, describes a right which includes the use of not to exceed 0.25 cubic foot per second from the Tualatin River and the use of not to exceed 1.25 cubic foot per second from Gales Creek for irrigation of, among other lands, a certain 20.2 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 2.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 1.6 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 1 South, Range 3 West, W.M., with a date of priority of April 10, 1941.

The point of diversion from the Tualatin River is located 750 feet North and 1675 feet East from the South quarter-corner of Section 7, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 1 South, Range 3 West, W.M.

The point of diversion from Gales Creek is located 970 feet South and 800 feet West from the North quarter-corner of Section 7, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 7.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof a certain 8.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 6; and 18.1 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, Township 1 South, Range 3 West, W.M.

Mr. Clayton J. Gardner, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

No objection having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use described herein, without loss of priority, is approved.

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:

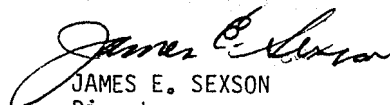
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 said water so transferred shall be applied to beneficial use on or before October 1, 1979.

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 heretofore issued to Glen W. Zurcher and recorded at Page 17149, Volume 14, State Record of Water Right Certificates, is canceled, and in lieu thereof a new confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 15th day of June, 1977.


JAMES E. SEXSON
Director