

2590 Lawrence R. Starr

Sommerville, Ore. 97876

STATUS OF APPLICATION

Change in Point of Diversion
Date filed December 2, 1971
Date of hearing _____
Place of hearing _____
Date of order April 26, 1972 Vol. 22, page 14
Date for application of water 10-1-72
Proof mailed _____
Proof received _____
Certificate issued MAY 24 1974 Vol. 32, page 40405
12-15-72 Survey

DESCRIPTION OF WATER RIGHT

Name of stream Mill Creek (Spring Crk.)
Trib. of — County of Union
Use Irrigation
Quantity of water — No. of acres 40
Name of ditch Rinehart
Date of priority 1872
In name of E. C. Myers
Grande Ronde Adjudication, Vol. 8, page 74
App. No. — Per. No. — Cert. No. 6480
Certificate cancelled —
Notation made on record by slw

FEE PAID

Date	Amount	Receipt No.
12-2-71	25.00	26340
TOTAL . . .		
5-7-74	1.50 \$1 Cert. Fee	39923

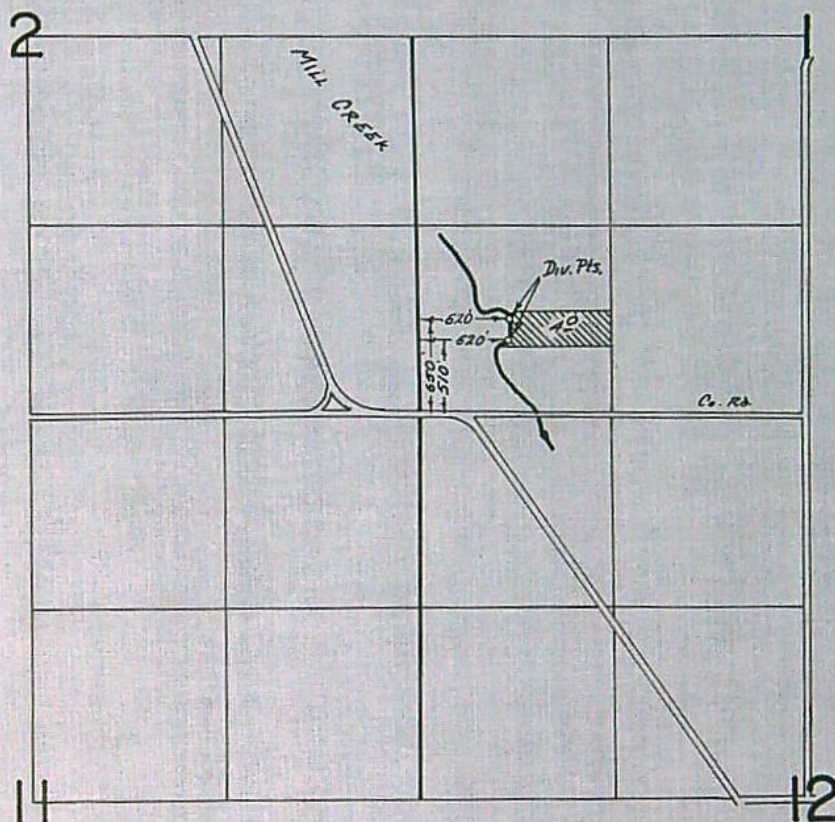
FEES REFUNDED

Date	Amount	Check No.

REMARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
	<input checked="" type="checkbox"/>	Name	<u>st</u>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Stream	<u>st</u>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Pt. of Div.	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Calendar	<input type="checkbox"/>	<input type="checkbox"/>	
CHECKED TO RECORDS:				
<input checked="" type="checkbox"/>	Twp. & Rge.	<u>WAC</u>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	Decree-vault	<u>WAC</u>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	Decree-safe	<u>WAC</u>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	Cert. of W/R	<u>WAC</u>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Per. Folder	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Chainindex	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Cross Ref.	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Power Claim	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Abstracts	<input type="checkbox"/>	<input type="checkbox"/>	

T.1S. R.38E. W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER No. 2590
Application No. _____ Permit No. _____
IN NAME OF

LAWRENCE R. STARR

Surveyed July 13 1978, by R. G. MUCKEN

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

This is to Certify, That ^{Lawrence R Starr}
~~E. C. MYERS~~

of Summerville, State of Oregon 97876 has a right to the use of
the waters of Mill Creek
for the purpose of Irrigation of 4.0 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Union County, and the said decree entered of record at Salem, in the Order
Record of the STATE ENGINEER, in Volume 8, at page 1; that the priority
of the right thereby confirmed dates from 1872

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed Three acre feet per
acre in any irrigation season, diverted at a rate of not to exceed one-fortieth
of a cubic foot per second per acre;

A description of the lands irrigated under such right, and to which the water is appurtenant
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

DIV. PIS. SW¹/₄ SW¹/₄ Section 1 T1S R38E WM
650 ft N & 620 ft E, E 510 ft S & 620 ft E both from SW Cor Sec 1
Four (4) acres in the Southwest Quarter of
the Southwest Quarter (SW¹/₄ SW¹/₄), Section One (1),
Township 1 South, Range 38 East of the Willa-
mette Meridian.

4.0 acres SW¹/₄ SW¹/₄
Section 1
T1S R38E WM

This certificate is issued to confirm a change in Pl of DIV approved by an
order of the State Engineer entered April 26, 1972, and supersedes certificate of
water right heretofore issued to E.C. Meyers and recorded at page 6480,
Volume 6, State Record of Water Right Certificates.

And said right shall be subject to all other conditions and limitations
contained in said decree.

The right to the use of the water for irrigation purposes is restricted to the lands or place
of use herein described.

WITNESS the signature of the State Engineer,
affixed this 1st day
of November, 1926.

RHEA LUPER

State Engineer.

Recorded in State Record of Water Right Certificates, Volume 6, page 6480

BEFORE THE STATE ENGINEER OF OREGON

Union County

IN THE MATTER OF THE APPLICATION)
OF LAWRENCE R. STARR FOR THE AP-)
PROVAL OF A CHANGE IN POINT OF)
DIVERSION OF WATER FROM MILL CREEK)

ORDER APPROVING
TRANSFER NO. 2590

On December 2, 1971, Lawrence R. Starr filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Mill Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Union County, Oregon, entered March 13, 1924, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Grande Ronde River and its Tributaries, a water right was established in the name of E. C. Myers for the use of the waters of Mill Creek for the irrigation of 4.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 1 South, Range 38 East, W.M., with a date of priority of 1872. This right is evidenced by certificate recorded at page 6480, Volume 6, State Record of Water Right Certificates. These lands are irrigated by means of the Rinehart Ditch from a point of diversion located 1150 feet north and 300 feet east from the SW corner of Section 1 being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 1 South, Range 38 East, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from points of diversion to be located N 44° 46' E 939.7 feet and N 53° 05' E 800.2 feet from the SW corner of Section 1 being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 1 South, Range 38 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. Boyd Hadden, Watermaster of District No. 6, 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 of water 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 Mill Creek, to-wit:

From a point located 1150 feet north and 300 feet east from the SW corner of Section 1 being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 1 South, Range 38 East, W.M.

To a point to be located N 44° 46' E 939.7 feet from the SW corner of Section 1 being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 1 South, Range 38 East, W.M.

To a point to be located N 53° 05' E 800.2 feet from the SW corner of Section 1 being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 1 South, Range 38 East, W.M.

for the irrigation of 4.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 1 South, Range 38 East, W.M., with a date of priority of 1872, 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, 1972.

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 and shall not exceed three acre feet per acre in any irrigation season, diverted at a rate of not to exceed one-fortieth of a cubic foot per second per acre.

It is FURTHER ORDERED that the following provisions shall

be effective when in the judgement 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 certificate of water right heretofore issued to E. C. Myers and recorded at page 6480, Volume 6, 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, a certificate of water right shall be issued to Lawrence R. Starr confirming said change in point of diversion.

Dated at Salem, Oregon, this 26th day of April, 1972.

/s/ CHRIS L. WHEELER
State Engineer