

2736

STATUS OF APPLICATION

Change in (Adding) A Pt. of Diversion
Date filed Nov. 22, 1972
Date of hearing _____
Place of hearing _____
✓ Date of order 4-4-73 Vol. 23, page 71
Date for application of water October 1, 1973
Proof mailed _____
Proof received _____
Certificate issued MAR 5 1975 Vol. 33, page 41916

DESCRIPTION OF WATER RIGHT

Name of stream Umpqua River
Trib. of _____ County of DOUGLAS
Use Irrigation
Quantity of water _____ No. of acres 792
Name of ditch _____
Date of priority MAY 9, 1957
In name of Ore. State Board of Forestry
_____ Adjudication, Vol. _____, page _____
App. No. 31549 Per. No. 24900 Cert. No. 30162
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>11-22-72</u>	<u>25.00</u>	<u>31527</u>
<u>11-22-72</u>	<u>40.00</u>	<u>31528</u>
<u>1-8-73</u>	<u>40.00</u>	<u>Trans # 2737</u>
TOTAL . . .	<u>1.50</u>	
<u>3-24-75</u>	Cert. Fee	<u>458.09</u>

FEES REFUNDED

Date	Amount	Check No.

REMARKS

See T#3829 for added A P.O.D

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

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That OREGON STATE BOARD OF FORESTRY
 of ~~2600 State Street, Salem~~ ^{P.O. Box 2289}, State of ~~Oregon~~ ⁹⁷³¹⁰, has made proof
 to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
 Umpqua River
 a tributary of Pacific Ocean for the purpose of
 irrigation of 79.2 acres

under Permit No. 24900 of the State Engineer, and that said right to the use of said waters
 has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
 confirmed dates from May 9, 1957

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
 0.99 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
 The point of diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Bay DIC 38, Section 11,
 T. 23 S., R. 8 W., W. M. 440 ft. S. & 40 ft. W, 250 ft. S. & 470 ft. W. both
 from the NE Cor Sec. 11

The amount of water used for irrigation, together with the amount secured under any other
 right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
 per acre, or its equivalent for each acre irrigated and shall be further limited to
 a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during
 the irrigation season of each year,

and shall
 conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is
 appurtenant, is as follows:

34.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 2.2 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 2.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 1
 1.6 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 24.7 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 2
 1.5 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 11
 13.2 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 12
 all as projected within Bay DIC 38
 T. 23 S., R. 8 W., W. M.

This certificate is issued to confirm a change in Pt. of Div. approved by an
 order of the State Engineer entered April 4, 1973, and supersedes certificate of
 water right heretofore issued to (same) and recorded at page 30162,
 Volume 22, State Record of Water Right Certificates.

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF THE STATE OF OREGON - BOARD OF)
FORESTRY FOR THE APPROVAL OF)
ESTABLISHING AN ADDITIONAL POINT)
OF DIVERSION OF WATER FROM UMPQUA)
RIVER)

ORDER APPROVING
TRANSFER NO. 2736

On November 22, 1972, The State of Oregon - Board of Forestry filed an application in the office of the State Engineer for the approval of establishing an additional point of diversion of water from Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to The State of Oregon - Board of Forestry and recorded at page 30162, Volume 22, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.99 cubic foot per second of the waters of Umpqua River for the irrigation of, 2.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 34.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 2.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, and 1.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, and 24.7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, and 1.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11, and 13.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12, Township 23 South, Range 8 West, W.M., with a date of priority of May 9, 1957. The point of diversion is located 11.9 feet North and 37.5 feet West from the Meander corner of Sections 11 and 12, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 23 South, Range 8 West, W.M.

The applicant herein, owner of the lands above described, proposes to maintain the present point of diversion for use and establish an additional point of diversion to be located 251.99 feet South and 476.49 feet West from the Section corner of Sections 1, 2, 11, and 12, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 23

South, Range 8 West, 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. M. John Youngquist, Watermaster, District No. 15, has filed a report to the effect that the proposed point of diversion may be established without injury to existing rights.

No objections having been filed and it appearing that the proposed point of diversion may be established without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the applicant may maintain the following point of diversion from Umpqua River:

11.9 feet North and 37.5 feet West from the Meander corner of Sections 11 and 12, being within the NE¼ NE¼ NE¼ of Section 11, Township 23 South, Range 8 West, W.M.

and may establish and maintain the additional point of diversion to be located as follows:

251.99 feet South and 476.49 feet West from the Section corner of Section 1, 2, 11 and 12, being within the NE¼ NE¼ NE¼ of Section 11, Township 23 South, Range 8 West, W.M.

for irrigation of, 2.2 acres in NW¼ SW¼, 34.0 acres in SW¼ SW¼, and 2.0 acres in SE¼ SW¼, Section 1, 1.6 acres in NE¼ SE¼, and 24.7 acres in SE¼ SE¼, Section 2, 1.5 acres in NE¼ NE¼, Section 11, and 13.2 acres in NW¼ NW¼, Section 12, Township 23 South, Range 8 West, W.M., with a date of priority of May 9, 1957, is approved.

It is FURTHER ORDERED that the construction work shall be completed and the establishment of an additional point of diversion of water made on or before October 1, 1973.

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 previously established point of diversion.

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 the State of Oregon - Board of Forestry and recorded at page 30162, Volume 22, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of completion of the authorized point of diversion, a certificate of water right shall be issued to The State of Oregon - Board of Forestry confirming the additional point of diversion.

Dated at Salem, Oregon, this 4th day of April, 1973.

/s/ CHRIS L. WHEELER
State Engineer