

c.1000 §4; 1993 c.818 §4; 1995 c.554 §7; 1999 c.590 §1; 2003 c.691 §3]

Note: See note under 541.325.

541.333 Application for change of place of use, point of diversion or use; contents; form of map. (1) Whenever the owner of a water right for irrigation, domestic use, stock water storage or other use, for any reason desires to change the place of use, the point of diversion or the use made of the water under ORS 541.327, an application shall be filed with the Water Resources Department.

(2) The application required under subsection (1) of this section shall include:

- (a) The name of the owner;
- (b) The previous use of the water;
- (c) A description of the premises upon which the water is used;
- (d) A description of the premises upon which it is proposed to use the water;
- (e) The use which is proposed to be made of the water;
- (f) The reasons for making the proposed change;
- (g) If the application is made under ORS 541.327 (1), evidence that the water has been used within the past five years upon lands owned or controlled by the owner of the water right;
- (h) In the event the application is made pursuant to ORS 541.327 (2), evidence that the water has been used within the past five years in the quarter quarter of a section; and
- (i) The approval of the district in which the water right is located.

(3) The description of the premises or mapping required under ORS 541.329 (2) shall not require a map prepared by a certified water right examiner, but shall be in a form satisfactory to the Water Resources Commission. If the water right is on a tract of land of five acres or less, the assessor's tax map with a notation of the acres of water right shall be sufficient for identification of the tract and place of use.

(4) A certificate issued under this section has the evidentiary effect provided for in ORS 537.270 except when the right to appropriate water described in the certificate is abandoned after the certificate is amended or issued. [1989 c.1000 §5; 1995 c.554 §8]

Note: See note under 541.325.

541.345 [Formerly 536.600; repealed by 1999 c.1026 §29]

541.347 [1993 c.601 §1; repealed by 1999 c.1026 §3 (541.353 enacted in lieu of 541.347)]

541.350 [1987 c.734 §1; 1995 c.187 §1; repealed by 1999 c.1026 §1 (541.351 enacted in lieu of 541.350)]

541.351 [1999 c.1026 §2 (enacted in lieu of 541.350); 2011 c.643 §7; renumbered 541.890 in 2011]

541.353 [1999 c.1026 §4 (enacted in lieu of 541.347); renumbered 541.895 in 2011]

541.355 [1987 c.734 §2; 1995 c.187 §2; 1999 c.1026 §20; repealed by 2001 c.841 §5]

541.360 [1987 c.734 §3; 1995 c.187 §3; 1999 c.1026 §8; 2011 c.643 §20; renumbered 541.900 in 2011]

541.362 [1999 c.1026 §9; renumbered 541.902 in 2011]

541.363 [1999 c.1026 §10; renumbered 541.904 in 2011]

541.365 [1987 c.734 §5; 2001 c.841 §3a; 2001 c.842 §1; renumbered 541.920 in 2011]

541.368 [1999 c.1026 §6; renumbered 541.918 in 2011]

541.370 [1987 c.734 §6; 1995 c.187 §4; 1997 c.8 §8; 1999 c.59 §17a; 1999 c.1026 §11; 2001 c.708 §15; 2011 c.643 §21; renumbered 541.926 in 2011]

541.371 [1999 c.1026 §12; 2011 c.643 §18; renumbered 541.929 in 2011]

541.372 [1991 c.657 §2; renumbered 541.949 in 2011]

541.373 [2003 c.452 §3; 2011 c.643 §17; renumbered 541.950 in 2011]

541.375 [1987 c.734 §7; 1989 c.171 §71; 1995 c.187 §5; 1997 c.7 §8; 1999 c.1026 §13; 2011 c.643 §§22,30a; renumbered 541.932 in 2011]

541.376 [2001 c.645 §2; 2011 c.643 §23; renumbered 541.960 in 2011]

541.377 [1999 c.1026 §7; 2003 c.14 §346; 2011 c.643 §1; renumbered 541.940 in 2011]

541.378 [1999 c.1026 §7a; 2007 c.217 §6; repealed by 2011 c.643 §25]

541.379 [1999 c.1026 §7b; 2011 c.643 §26; renumbered 541.953 in 2011]

541.380 [1987 c.734 §8; 1997 c.7 §9; 1999 c.270 §5; 1999 c.1026 §14; 2001 c.708 §16; renumbered 541.396 in 2001]

541.381 [2001 c.708 §13; 2007 c.608 §3; renumbered 541.937 in 2011]

541.382 [Formerly 541.385; repealed by 1999 c.1026 §29]

541.384 [1993 c.601 §2; 1995 c.187 §6; renumbered 541.923 in 2011]

541.385 [1987 c.734 §4; renumbered 541.382 in 1995]

NORTH UMPQUA RIVER DAMS

541.386 Dams and use of water for hydroelectric generation on North Umpqua prohibited; exceptions. (1) No person shall construct, operate or maintain, and no officer or agency of this state shall issue any permit for the construction, operation or maintenance of, any dam or hydroelectric facility on:

(a) That portion of the North Umpqua River between Soda Springs Dam and the confluence of the North Umpqua River and South Umpqua River; or

(b) The main stem Umpqua River from the confluence of the North Umpqua River and the South Umpqua River to the ocean.

(2) Nothing in this section applies to the repair, structural repair, maintenance or improvement of any dam constructed on the North Umpqua River prior to November 1, 1981, with the approval of the Water Resources Commission and the State Department of Fish and Wildlife. The commission and the State Department of Fish and Wild-