

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION OF)
HARRY AND ELLEN REED FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION OF)
WATER FROM EAST FORK OF EVANS CREEK,)
PURSUANT TO THE PROVISIONS OF SECTION)
116-606, O. C. L. A.)
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O R D E R

APPROVING APPLICATION

On March 25, 1946, Harry and Ellen Reed of Route 1, Rogue River, Oregon, filed an application for the approval of a change in point of diversion of water from East Fork of Evans Creek.

Certificate of water right recorded at page 14645, Volume 12, State Record of Water Right Certificates, was issued to Harry and Ellen Reed confirming a right to the use of the waters of East Fork of Evans Creek for the irrigation of 10 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 10 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4, Township 34 South, Range 2 West, W. M., with a date of priority of May 3, 1939, through the Dinkens ditch, the point of diversion of said ditch being located 704 feet north and 825 feet west from the South quarter corner of Section 33, Township 33 South, Range 2 West, W. M.

The applicants herein, owners of the above-described land, propose to change the present point of diversion downstream to a point to be located approximately 30 feet south and 1120 feet east from the northwest corner of Section 4, Township 34 South, Range 2 West, W. M.

Notice by publication, as provided by Section 116-606, O. C. L. A., was not given in connection with this application for the reason that said section provides that in applications for a change in point of diversion of less than one-fourth mile and where there are no intervening diversions between the old diversion of the applicant and his proposed new diversion, no notice shall be required to be published.

No objections having been filed and it appearing from a report submitted by Mr. Clinton A. Smith, Watermaster of District No.15, 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 proposed change in point of diversion of water from East Fork of Evans Creek, to-wit:

From a point located approximately 704 feet north and 825 feet west from the south quarter corner of Section 33, Township 33 South, Range 2 West, W. M.,

To a point downstream to be located approximately 30 feet south and 1120 feet east from the northwest corner of Section 4, Township 34 South, Range 2 West, W. M.,

for the irrigation of 10 acres in $NW\frac{1}{4}$ $NW\frac{1}{4}$, and 10 acres in $SW\frac{1}{4}$ $NW\frac{1}{4}$, Section 4, Township 34 South, Range 2 West, W. M., with a date of priority of May 3, 1939, be and the same is hereby approved.

Dated at Salem, Oregon, this 5th day of April, 1946.


CHAS. E. STRICKLIN
State Engineer

*Order Cert. 10645
(Inst. No. R-25)*