

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE ORDER OF)
THE STATE ENGINEER ENTERED)
FEBRUARY 8, 1956, APPROVING)
THE APPLICATION OF WARREN J.)
AND VIOLET L. BOTTROFF FOR)
THE APPROVAL OF A CHANGE IN)
POINT OF DIVERSION OF WATER)
FROM WARDS CREEK.)

O R D E R
AMENDING ORDER

Vol. 8, p. 475

On February 8, 1956 the State Engineer entered an order approving the application of Warren J. and Violet Bottroff for a change in point of diversion of water from Wards Creek wherein the point of diversion was changed from the head of the Bagley Ditch No. 3 from Wards Creek to a pumping plant to be located 975 feet north and 1120 feet east from the southwest corner of Section 12, and being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 12, Township 36 South, Range 4 West, W. M., for the irrigation of 4 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 18 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 12, with a date of priority of 1889.

On November 27, 1956 Mr. Warren J. Bottroff filed an affidavit to the effect that the new point of diversion of water had been completed. On December 4, 1956 Mr. David C. Hendrix, Watermaster of District No. 15, filed a statement to the effect that he had made an inspection of the new point of diversion and found it to be actually located 1345 feet north and 1805 feet east from the southwest corner of Section 12, and being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 12, Township 36 South, Range 4 West, W. M.

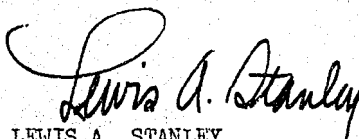
It appearing that the new point of diversion was not constructed at the point as described in the order of the State Engineer entered February 8, 1956, and it further appearing that the amendment of said order to confirm

the location of the point of diversion as actually constructed would not result in injury to existing rights, the order should be amended accordingly.

NOW, THEREFORE it hereby is ORDERED that the order of the State Engineer entered February 8, 1956 in the matter of the application of Warren J. and Violet L. Bottroff for the approval of a change in point of diversion of water from Wards Creek is amended to describe the point of diversion of the pumping plant as being located 1345 feet north and 1805 feet east from the southwest corner of Section 12, and being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 12, Township 36 South, Range 4 West, W. M.

Dated at Salem, Oregon this 21st day of April 1958.

*Sp. Or. Vol. 8, p 475
amended by this Order
Noted on Decree:
Vol. 4 p. 19, col. 2
Cert. #16171*


LEWIS A. STANLEY
State Engineer