

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION OF)
GEO. P. MARTIN FOR THE APPROVAL OF A)
CHANGE IN POINT OF DIVERSION OF WATER)
FROM ALTHOUSE CREEK.)

O R D E R

APPROVING APPLICATION

On September 19, 1947, Geo. P. Martin of Rogue River, Oregon, filed an application for the approval of a change in point of diversion of water from Althouse Creek, pursuant to the provisions of Section 116-606, O. C. L. A.

Certificate of Water Right issued to W. D. Hunt and recorded at Page 2728, Volume 4, State Record of Water Right Certificates confirms a right to the use of the waters of Althouse Creek for the irrigation of 20 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; 5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, and 10 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34, Township 39 South, Range 8 West, W.M., with a date of priority of 1900. The above lands are irrigated through the Hunt Ditch, the point of diversion of said ditch being located 305 feet north and 40 feet east from the south quarter corner of Section 35, and being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, said Section 35, Township 39 South, Range 8 West, W.M.

The applicant herein, owner of the above described lands, proposes to irrigate said lands by means of the Calvert Ditch, the point of diversion of said ditch being located 1660 feet north and 510 feet west from the south quarter corner of Section 35, and being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 35, Township 39 South, Range 8 West, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely; at the County Court House in Grants Pass, Oregon, on the 25th day of November, 1947, at 10:00 o'clock A.M. The notice was published in The Grants Pass Bulletin,

a newspaper printed and having general circulation in Josephine County, for a period of at least three weeks, and not less than one publication each week, being the issues of October 2, 9, and 16, 1947. The date fixed for the hearing was not less than 30 days after the last publication of said notice.

From a report submitted by Tom R. Pearce, Water Master, District No. 16, Grants Pass, Oregon, it appears 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 proposed change in point of diversion of water from Althouse Creek, to-wit:

From a point located 305 feet north and 40 feet east from the south quarter corner of Section 35, Township 39 South, Range 8 West, W.M.

To a point to be located approximately 1660 feet north and 510 feet west from the south quarter corner of Section 35, Township 39 South, Range 8 West, W.M.

for the irrigation of 20 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; 5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, and 10 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34, Township 39 South, Range 8 West, W.M., with a date of priority of 1900, be and the same hereby is approved.

Dated at Salem, Oregon, this 2nd day of December, 1947.


CHAS. E. STRICKLIN
State Engineer

*Noted on Decree,
Vol. 1, p. 220
Trsf. No. M-56
Cert. 272B*