

4629

Name Thomas R. Wicks

By _____

Address 2104 Fisher Rd

Roseburg, OR 97470

Change in POU & POD

Date filed Oct. 29, 1980

Date of hearing _____

Place of hearing _____

Date of order 12-29-80 Vol. 34, page 174

Date for application of water 10-1-82

Proof mailed _____

Proof received _____

Certificate issued APRIL 23, 1981 Vol. 43, page 49901

FEB 18 1987

51

55666

to per 2/81

DESCRIPTION OF WATER RIGHT

Name of stream North Umpqua River

Trib. of _____ County of Douglas

Use irrigation

Quantity of water _____ No. of acres 0.64

Name of ditch _____

Date of priority July 31, 1962

In name of Curtis Trout

_____ Adjudication, Vol. _____, page _____

App. No. 37877 Per. No. 28229 Cert. No. 32678 ^{SRA}

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>10-29-80</u>	<u>60.00</u>	<u>21258</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

SEE T-4617, 4618, 4620, 4621, 4637

W.R.I.S.

Assembled 1-29-85 by SN

Entered _____ by _____

Verified _____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	Entered	Checked
	<input checked="" type="checkbox"/> Name	<u>SRB</u>	_____
	<input checked="" type="checkbox"/> Stream	<u>SRB</u>	_____
	<input type="checkbox"/> Pt. of Div.	_____	_____
	<input checked="" type="checkbox"/> Calendar	<u>OG</u>	_____
	CHECKED TO RECORDS:		
	<input checked="" type="checkbox"/> Twp. & Rge.	<u>SRB</u>	_____
	<input type="checkbox"/> Decree-vault	_____	_____
	<input type="checkbox"/> Decree-safe	_____	_____
	<input checked="" type="checkbox"/> Cert. of W/R	<u>SRA</u>	_____
<input checked="" type="checkbox"/> Per. Folder	<u>SRA</u>	_____	
<input type="checkbox"/> Chaindex	_____	_____	
<input type="checkbox"/> Cross Ref.	_____	_____	
<input checked="" type="checkbox"/> Power Claim	_____	_____	
<input type="checkbox"/> Abstracts	_____	_____	

RR in T-4637

28229
(App. on File)
(see next page)

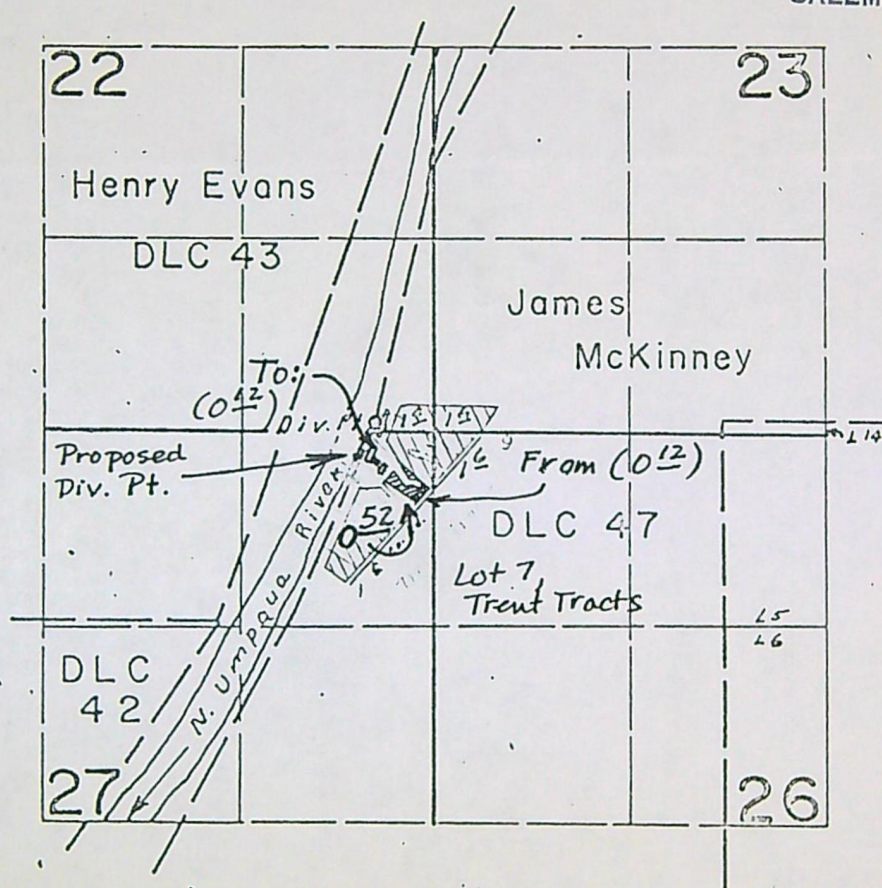
T-4629

T.26S. R.6W. W.M.

RECEIVED

OCT 29 1980

WATER RESOURCES DEPT
SALEM, OREGON



Proposed Div. Pt: 180' S. and 550' W.
from the NE Cor. of Sec. 27.

FINAL PROOF SURVEY
UNDER

Application No. 37877. Permit No. 28229.... 5666
IN NAME OF

CURTIS TRENT

Surveyed July 14, 1964, by *C. J. Gardner*

28229

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION OF)
THOMAS R. WICKS FOR APPROVAL OF)
CHANGES IN PLACE OF USE AND POINT OF)
DIVERSION OF WATER)

ORDER APPROVING
TRANSFER 4629

On October 29, 1980, an application was filed in the office of the Water Resources Director by Thomas R. Wicks for approval of changes in place of use and point of diversion of water from North Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 32648, Volume 24, State Record of Water Right Certificates, in the name of Curtis Trent, describes a right which includes the use of not to exceed 0.008 cubic foot per second from North Umpqua River for irrigation of a certain 0.64 acre in NE 1/4 NE 1/4, as projected within McKinney DLC 47, Section 27, Township 26 South, Range 6 West, WM, with a date of priority of July 31, 1962.

Water for the said right is diverted from a point located 60 feet North and 400 feet West from the Southeast Corner of Section 22, being within the SE 1/4 SE 1/4 of Section 22, Township 26 South, Range 6 West, WM.

The applicant herein, owner of the lands above described, proposes to change the point of diversion, without loss of priority, to a point located 180 feet South and 550 feet West from the Northeast Corner of Section 27, being within the NE 1/4 NE 1/4, Section 27, Township 26 South, Range 6 West, WM, and to change the place of use of 0.12 acre of said 0.64 acre to another location within NE 1/4 NE 1/4, Section 27, Township 26 South, Range 6 West, WM, all being within Lot 7, Trent Tracts, and all as projected within McKinney DLC 47.

M. John Youngquist, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of diversion may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of diversion, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed 0.008 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment 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.

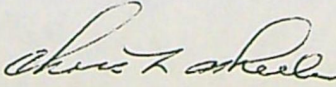
It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1982.

The order of the Water Resources Director entered December 29, 1980, approving Transfer 4617, provided for cancellation of the certificate of water right recorded at page 32648, Volume 24, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer proceedings; therefore,

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 29th day of December, 1980.

JAMES E. SEXSON
Director


By CHRIS L. WHEELER SRA
Deputy Director

This certificate is issued to confirm a change in ~~place of use~~ and point of diversion approved by an order of the Water Resources Director entered Dec 29, 1980 and together with certificates of water right recorded at pages 49901, 49902, 49903, Volumes 43 & 50, State Record of Water Right Certificates, supersedes certificate ~~of water right recorded at~~ page 32648, Volume , ~~State Record of Water Right Certificates.~~

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Thomas R. Wicks

2104 Fisher Rd, Roseburg, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 11.0 acres 0.64

under Permit No. 28229 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 July 31, 1962

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 0.17 cubic foot per second if available at the original point of diversion: 0.008

SE 1/4 SE 1/4, Sec 23, T. 26 S., R. 6 W., W.M.

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 1/4 NE 1/4 as projected within McKinney DLC 47, Section 22, T. 26 S., R. 6 W., W. M.; 180' S & 550' W from NE cor Sec 27.

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 1/2 acre foot per acre for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of the North Umpqua River is more than 525 c.f.s. at its mouth,

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:

- 1.4 acres SE 1/4 SE 1/4
- as projected within McKinney DLC 47
- Section 22
- 1.6 acres SW SW 1/4
- as projected within McKinney DLC 47
- Section 23
- 1.6 acres NW 1/4 NW 1/4
- as projected within McKinney DLC 47
- Section 26
- 0.64 acres NE 1/4 NE 1/4
- as projected within McKinney DLC 47
- Section 27
- T. 26 S., R. 6 W., W. M.

being more explicitly described as ^{within} lot 7, Trent Tracts.

RR in
T-4637

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. December 23, 1965

.....CHARL L. WHEELER.....
State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32648 55666

7610D

T-7029 T-4620 T-7018 T-4017

INFO - MRS. WICKS - SHOWED us P.O.D. & P.O.U.

DIV - DIRECT FROM RIVER

PUMP - Berkeley DR 2x1 1/2 70 gpm @ 108 ft Hd

MOTOR - Century 3HP @ 3500

PIPE - BURIED system including sprinklers AROUND HOUSE
some spicots with garden hose.

Head - 8 RB 25 1/2 x 0 ALL MAX

USE - LAWN

LIFT - See Quad

TIE - Inspection

Larry J. Wells
7/22/82

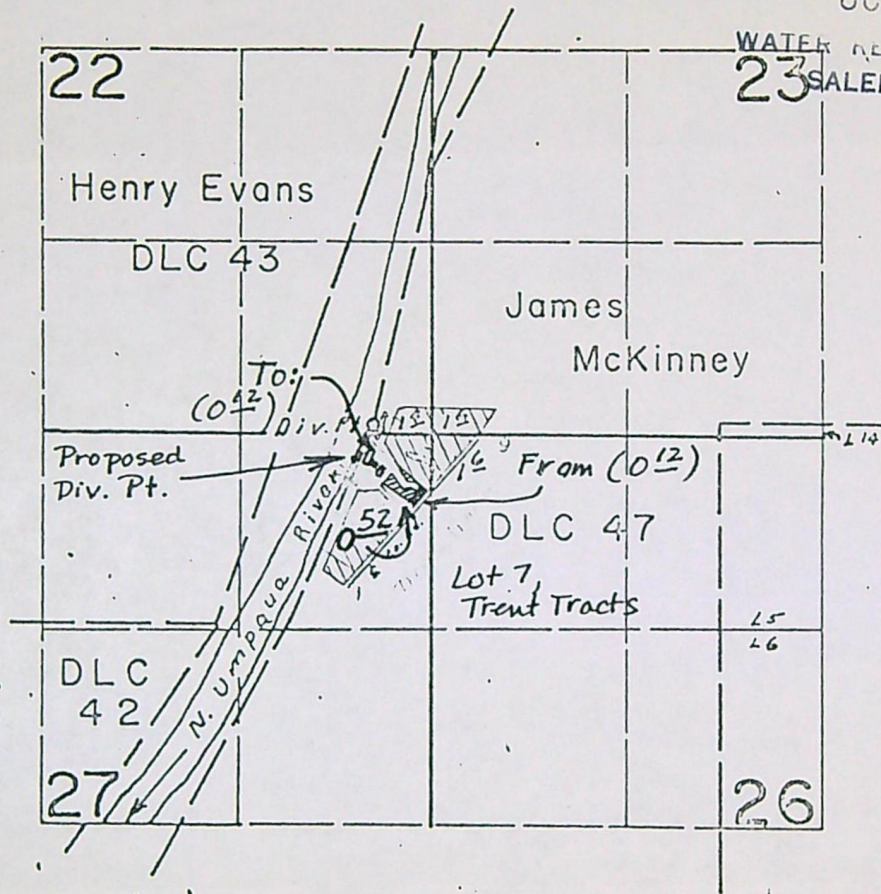
28229
(App. on File)
(see next page)
T-4629

T.26S. R.6W. W.M.

RECEIVED

OCT 20 1964

WATER RESOURCES DEPT
SALEM, OREGON



Proposed Div. Pt: 180' S. and 550' W.
from the NE Cor. of Sec. 27.

FINAL PROOF SURVEY
UNDER

Application No. 37877. Permit No. 28229....
IN NAME OF

CURTIS TRENT

Surveyed July 14, 1964, by *C. J. Gardner*

28229

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

WATER RIGHT NO. 1000046291 PERMIT NO. 028229 CERTIF. NO.
 ORIG. NO. A000378771 PREV. NO. A000378771 SUPER. NO.

NAME: THOMAS R. WICKS
 ADDRESS: 2104 FISHER RD
 CITY/STATE/ZIP/COUNTY: ROSEBURG, OR 97470

10

STREAM-ID 16 1250 0890

RIV. MI.

WM. DIST. 15 W.R. TYPE SA STATUS V

CANCEL YEAR---->

CONSTR. COMPLT--> 02 17 1981

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 07311982

PUT TO USE-----> 02 17 1981

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION----> 10 29 1980

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE-----> 25.00

PERMIT ISSUE--> 12 29 1980

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 12 29 1980

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

POINT-OF-DIVERSION DATA:
 TWNSP RNGE SECT QTR/QTR STREAM-ID

RIV. MI. RATE

STATUS S OR P

** REMARKS; - - - - ->
 ** DATED-->

2605 060W 27 A A 16 1250 0890

0.008

V P

** POD: 180'S & 550' W FM NE
COR 527 CHANGES POD &
POD PART OF C-32698.

PLACE-OF-USE DATA:

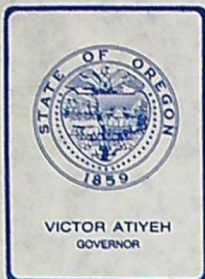
TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

** RR C-49901. SEE T-4617,
T-4618, T-4620, T-4621, T-4637.

2605 060W 27 A A 10 1R 100 0.64 V P

** ----->
 ** ----->

W.R. I.S.
 Approved 1-29-85 SMK
 Elected _____
 Verified _____



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

February 25, 1981

Thomas R. Wicks
2104 Fisher Road
Roseburg, Oregon 97470

Dear Mr. Wicks:

REFERENCE: File T-4629

The Notice of Completion of Works and Use of Water under the provisions of the order of the Water Resources Director approving Water Right Transfer Application 4629, for changes in place of use and point of diversion of water from North Umpqua River, was received and, in line with the general practice of this office, a survey will be made at a later date.

After the survey, proof may be made and Certificate of Water Right issued covering the actual use of water as found by the engineer. (In case of irrigation, any lands described in the order that have not been irrigated will be automatically eliminated from the water right.)

In the meantime, the order will be evidence of the water right in question as long as the authorized beneficial use of water is continued.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wpc
cc: M. John Youngquist, Watermaster
0647A
4025A

COPY

RECEIVED

FEB 17 1981

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use & point of diversion of water from North Umpqua River

PURSUANT TO TRANSFER APPLICATION NO. 4629

I, Thomas R Wicks, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by 12/31, 1980

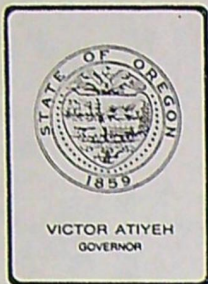
2/14/81

Date

[Signature]
Signature

(Mail to the Water Resources Department, Salem, Oregon 97310.)

ok
Gey



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 1+800-452-7813
378-3066

December 30, 1980

Thomas R. Wicks
2104 Fisher Road
Roseburg, Oregon 97470

REFERENCE: File No. T-4629

Enclosed is a certified copy of the order of the Water Resources Director approving your water right transfer application.

The date for completion is given in the order. When you have completed the change, fill out and return the enclosed completion form.

If your transfer is for change in use or change in place of use, you may lose the right if the change is not made within the time limit noted in the order. An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

A survey will be scheduled some time after completion of the authorized change.

Sincerely,

Samuel R. Allison
Supervisor
Transfer Section

SRA:lcj
cc: Watermaster



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED
NOV 13 1980
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

NOV 6 1980

WATER RESOURCES DEPT.
SALEM, OREGON

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE:

FROM: WATERMASTER, DISTRICT NO. 15

(signature) [Handwritten Signature]

SUBJECT: Water Right Transfer Application No. 4629 for change in POU, POD Use of water

In the name(s) of Thomas R. Wicks

In my opinion (assuming the water right is valid), the proposed change

MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY*~~ to an existing water right.

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) of diversion between the authorized and proposed points of diversion? No
(yes or no)

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- _____ (1) PRIOR to the diverting of water at the new point of diversion
- X (2) WHEN IN the judgment of the watermaster it becomes necessary

The enclosed copy of the transfer application and map(s) are for your records.



Contains Recycled Materials

91-125-1387

SP*75683-125

P

Transfer No. 4629

Name Thomas R. Wicks

Expiration date for completion 10-1-82

Extended to _____

Proof to Apr 2/81

O. K. for certificate _____

Ditch company or irrigation district involved is _____



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

October 31, 1980

Thomas R. Wicks
2104 Fisher Road
Roseburg, OR 97470

Dear Mr. Wicks:

REFERENCE: File number T-4629.

Your water right transfer application for approval of a change in place of use and point of diversion of water from North Umpqua River, together with supporting data and fees in the amount of \$60, was received on October 29, 1980. Our receipt number 21258 is enclosed.

By copy of this letter, we are asking the Watermaster for his usual report regarding the proposed change.

When examination of the application and supporting data has been completed, you will be advised of any matters requiring your further attention prior to consideration of the application for approval.

Please refer any correspondence to file number T-4629.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wpc
Enclosure
cc: M. John Youngquist, Watermaster
1098A
2777A

COPY



T-4629

RECEIVED

OCT 29 1980

WATER RESOURCES DEPT
SALEM, OREGON

October 24, 1980

Mr. Thomas R. Wicks
2104 Fisher Road
Roseburg, OR 97470

Dear Mr. Wicks:

Umpqua Savings and Loan finds no objections to a change of Water Rights as long as we have evidence that these rights will be permanent.

Sincerely,

UMPQUA SAVINGS AND LOAN ASSOCIATION

Tom McDermott
Vice President/
Loan Administration

TM/sam

MAIN OFFICE
455 S.E. Main
Roseburg, Oregon 97470
Phone 672-2655

FLORENCE OFFICE
P.O. Box 429
Florence, Oregon 97439
Phone 997-7171

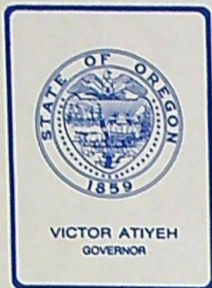
NORTH ROSEBURG PLAZA
371 N.E. Garden Valley
Roseburg, Oregon 97470
Phone 672-8211

WINSTON
P.O. Box 1360
Winston, Oregon 97496
Phone 679-8792

MYRTLE CREEK
First & Oak St.
Myrtle Creek, Oregon 97457
Phone 863-5226

REEDSPORT
1950 Winchester
Reedsport, Oregon 97467
Phone 271-3618

BAY AREA
1977 Newmark
North Bend, Oregon 97459
Phone 756-2010



T-4629

Water Resources Department

JUSTICE BUILDING, Rm. 104, ROSEBURG, OREGON 97470 PHONE 672-3311, Ext. 255

FIELD OFFICE: COOS COUNTY ANNEX, Rm. 117
270 NORTH CENTRAL, COQUILLE, OREGON 97423 PHONE 396-5342

October 1, 1980

RECEIVED

OCT 29 1980

WATER RESOURCES DEPT
SALEM, OREGON

Thomas R. & Lavonne K. Wicks
2106 Fisher Road
Roseburg, OR 97470

Dear Mr. & Mrs. Wicks:

Dr. N. P. Murphy, the new owner of Lot 2 Trent Tracts, recently requested my assistance in filing an application to change the point of diversion for 0.74 acres of Water Right Permit No. 28229 to a point on his property. You, along with the other owners of Trent Tracts, co-own the water right with Dr. Murphy. If you are currently using water from the North Umpqua River for irrigation from a point on your property, I would advise you to file an application to legalize that point of diversion.

The reason I am informing you of Dr. Murphy's plans to file is to save those of you who wish to file some money. If someone were to establish an authorized point of diversion between your unauthorized point of diversion and the original point of diversion, the Water Resources Department would require the collection of a minimum \$100 deposit to advertise a change you might propose at a later date. If, however, all filings are processed simultaneously, no advertisement would be required.

If you wish assistance in the filing of a transfer application or have any further questions, please contact me.

Yours truly,

Gary L. Ball
Assistant Watermaster

GLB/dg

T-4629

RECEIVED

OCT 29 1980

WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Thomas R Wicks
(Name of applicant)
 of 2104 Fisher Rd, Roseburg
(Mailing address) (City)
 State of OREGON, 97470, 672 4355, do hereby make application for change
(Zip Code) (Phone number)
in point of diversion and place of use
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? Curtis Trent
(If not, give name)

2. Was your water right determined by Decree of Court? No If so, give title of proceedings
(Yes or No)
 number of certificate

3. Was your water right acquired by Water Right Permit? Yes If so, give number
(Yes or No)
 of permit 28229 Number of certificate 32648

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is the North Umpqua River

5. What is the date of priority of your water right? July 31, 1962

6. The authorized point of diversion is located 60 ft. N. and 400 ft. W. from the SE
(N. or S.) (E. or W.)
 corner of Sec 22 being within the SE 1/4 SE 1/4 of Section 22 Tp. 26 S. R. 6 W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Douglas The name of the ditch used is

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 180 ft. S. and 550 ft. W. from the NE
(N. or S.) (E. or W.)
 corner of Sec 27 being within the NE 1/4 NE 1/4 of Section 27 Tp. 26 S. R. 6 W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Douglas The name of the ditch to be used is

8. The use to which the water is applied is Irrigation
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List 1/4-1/4 of Section	Number Acres To Be Irrigated
26S	6W	27	NE 1/4 NE 1/4	0.52 (Change in Div. Pt. only)
26S	6W	27	NE 1/4 NE 1/4	0.12 (Change in place of use and Div. Pt.)

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? Yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Mortgage	Umpqua Savings & Loan	\$90,000

13. The use to which the water is to be applied is Irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List 1/4-1/4 of Section	Number Acres To Be Irrigated
26S	6W	27	NE 1/4 NE 1/4	0.12

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are to place diversion point on my property and place older water right on lawn and garden

15. Construction work will be completed on or before Completed

16. The water will be completely applied to the proposed use on or before Completed

Remarks Lot 7 Trent Tracts

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, Thomas R. Wicks, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 13th day of October, 1980

Thomas R. Wicks
(Name of applicant)

Subscribed and sworn to before me this 13th day of October, 1980

[Notarial Seal]

Garyl Ball
NOTARY PUBLIC FOR OREGON

My commission expires Aug 20, 1982

