

754 Robert E. Thomas
Box 333, Prosser Dist.
Grant Pass, Oregon

2014

STATUS OF APPLICATION

Change in point of diversion
Date filed 4/16/62
Date returned for further data _____
Date application completed _____
Notice for publication mailed _____
Date notice published _____
Date of hearing _____
Place of hearing _____
Date of order 5/7/62 Vol. 12, page 1
Date of application of water 10/1/63
Proof mailed to Steiner 6/11/62
Proof received _____
Certificate issued APRIL 20 1965 Vol. 24, page 32151

DESCRIPTION OF WATER RIGHT

Name of stream Williams Creek
Trib. of _____ County of Josephine
Use irrigation
Quantity of water _____ No. of acres 160
Name of ditch None
Date of priority 1882
In name of C.M. Wiseman and W.R. Yeo
Rogue River Adjudication, Vol. 4, Page 26 col. 3
App. No. _____ Per No. _____ Cert. No. 16314
Certificate cancelled _____
Notation made on record by W.R.

FEES PAID

Date	Amount	Receipt No.
<u>4/16/62</u>	<u>\$1500</u>	<u>33472</u>
Total		
	\$1 Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

ARCHIVE AFTER 1973

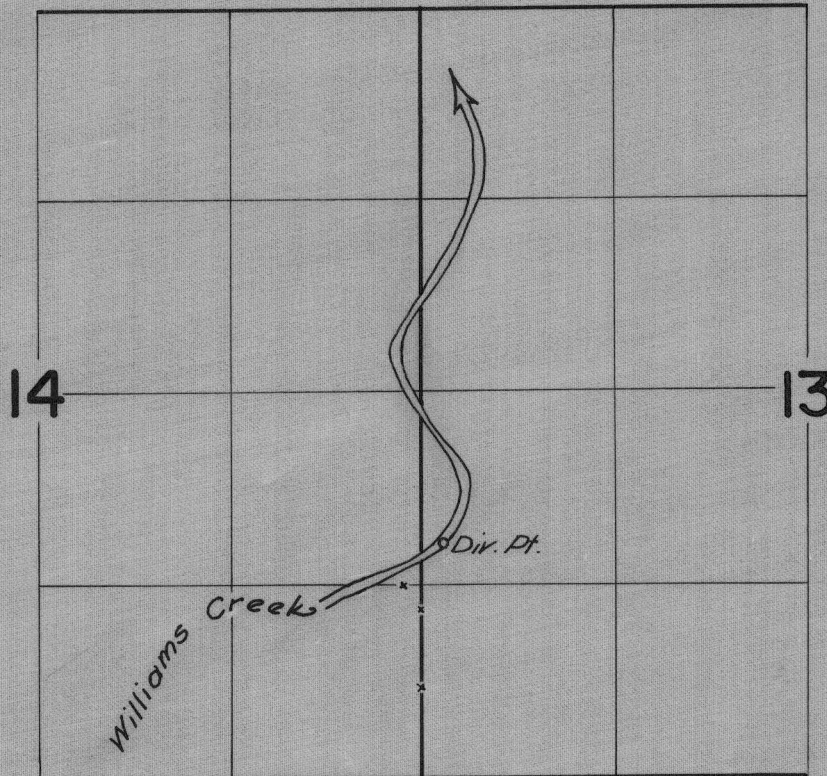
REMARKS

6/11/63 Report map of R. Jackson indicates new
point of diversion completed at point
substantially as provided in order

7/1/63

4016

T.38S.R.5 W.W.M.



FINAL PROOF SURVEY
UNDER

Transfer T-54

Application No. Permit No.

IN NAME OF

ROBERT E. THOMAS

Surveyed June 11, 1963, by *E. Jackson*

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT

Drafted
12/26/63
RJ

1963-K
Jmell-1963
19
Transfer No. T-54

County Josephine

1. Name Robert E. Thomas Address Box 333, Provolt Dist., Grants Pass
2. Source of Supply Williams Creek, Trib. of _____
3. Amount of Water _____ Priority Date 1882
4. Use irrigation
5. Location of Point of Diversion 1490 ft. N. and 160 ft. E. from the SW corner of
Sec. 13, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Sec. 13, T. 38 S., R. 5 W., W.M.

6.

Township	Range	Section	Forty Acre Tract	No. Acres in Transfer	No. Acres Found Irrigated
38 S.	5 W.	13	SW $\frac{1}{4}$ NW $\frac{1}{4}$	14	
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	2	

7. If for power, mining, municipal, manufacturing or any other purpose than irrigation, give method and extent of such use: _____
- _____
- _____

DESCRIPTION OF WORKS

CANAL: Width on top (at waterline) _____; Width on bottom _____; Depth of water _____; Grade _____ ft. fall per 1,000 ft.; Actual capacity _____ sec. ft.; Give general description: _____

PUMP AND PIPE OR SPRINKLER SYSTEMS:

Pump: Make _____ Type Centrifugal No. _____

Intake size 3 1/2" Discharge size 2 1/2" Suction head 10' Discharge head 22' max. Rating: GPM _____ RPM 3470 Pressure _____

Power Plant: Type 3 phase Electric Make A. O. Smith

H.P. Rating 20 RPM 3470

Power Connection: Direct connected unit ✓

If belt driven: Size of drive pulley _____ Driven pulley _____

Distribution System: Main line - Size 5" & 4" Length 2600' Kind of Pipe AI

Lateral lines: Size 3" Length 1280' Kind of Pipe AI

Sprinkler Heads: Make Rain Bird #30 Size of Nozzles 3/16 & 3/32

Number of heads used 32 Discharge capacity of each 8.1 GPM;

Operating pressure 40 lbs.

REMARKS: Survey tied to Sec. Cor 14/13 23 24

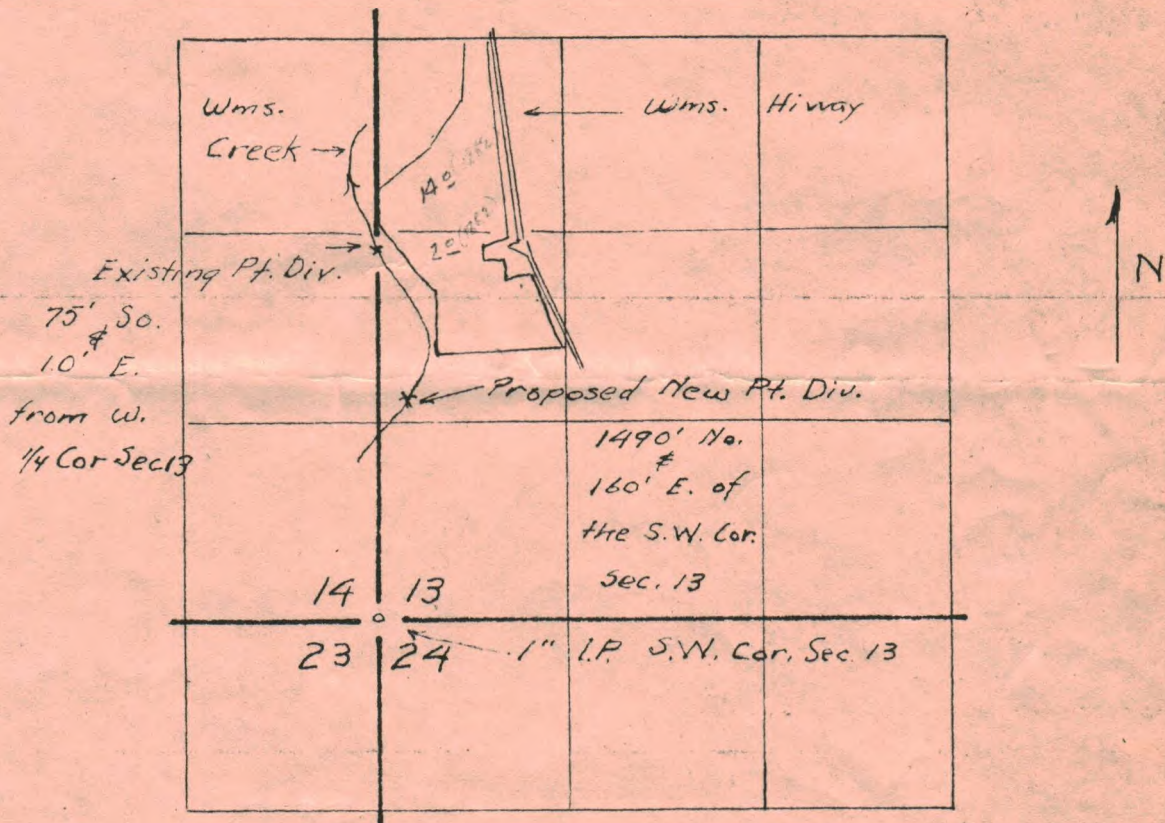
Surveyed on 1963 - K

June 11-1963

Date

Rickson
Inspector's Signature

T38S R5W W.



Proposed change of Point of Diversion
for

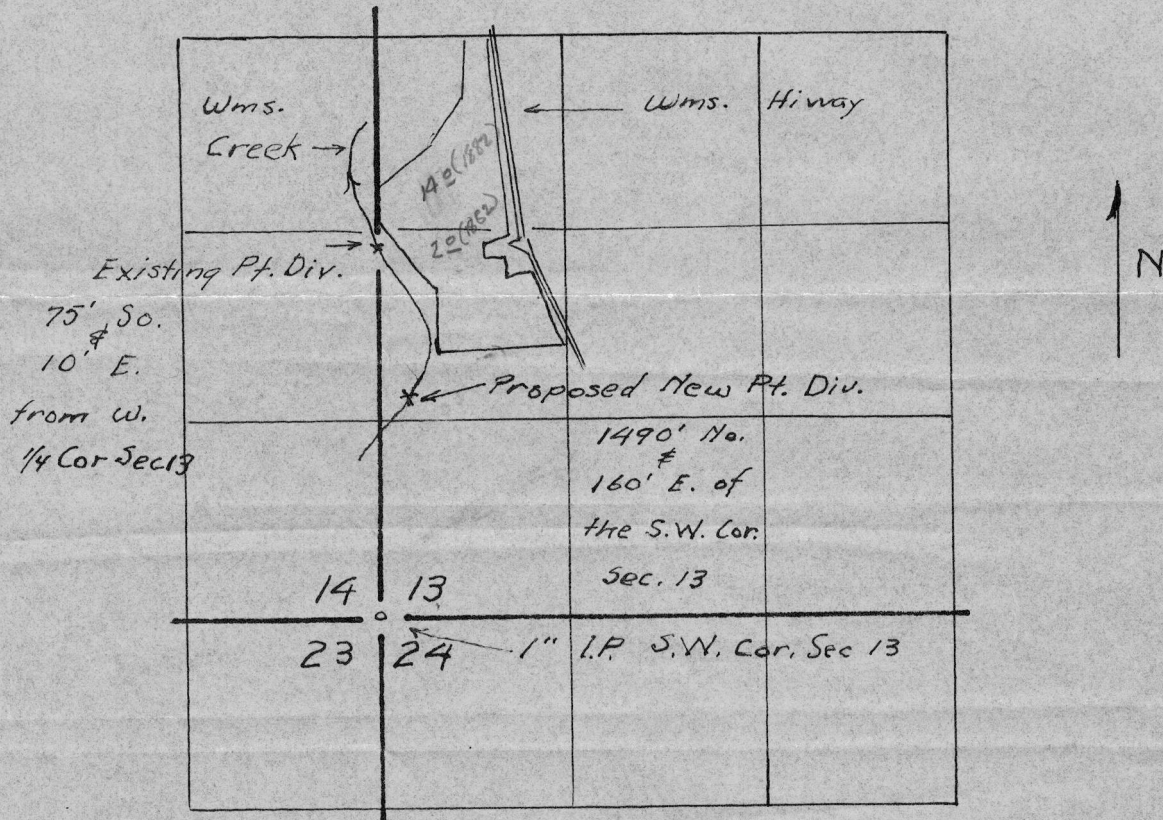
Robert E. Thomas

Provolt Dist. Grants Pass Ore.

Scale 4" = 1 Mile

10-20-61

T38S R5W W.



Proposed change of Point of Diversion
for

Robert E. Thomas

Provolt Dist. Grants Pass Ore.

Scale 4" = 1 Mile

10-20-61

RECEIVED
APR 15 1962
STATE ENGINEER
SALES OREGON

T-54

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION)
OF ROBERT E. THOMAS FOR THE)
APPROVAL OF A CHANGE IN POINT OF)
DIVERSION OF WATER FROM WILLIAMS)
CREEK)

O R D E R

APPROVING APPLICATION

On April 16, 1962, Robert E. Thomas of Grants Pass, Oregon, filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Williams Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By decree of the Circuit Court for Jackson County, Oregon, entered April 26, 1919, In the Matter of the Determination of the Relative Rights of the Various Claimants to the Waters of Rogue River and its Tributaries, a water right was established in the name of C. M. Wiseman and W. R. Yeo for the use of the waters of Williams Creek for the irrigation of, among other lands, 14 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, Township 38 South, Range 5 West, W. M., with a date of priority of 1882. These lands are irrigated by means of a pumping plant, the point of diversion of said pumping plant being located 75 feet South and 10 feet East from the W $\frac{1}{4}$ corner of Section 13, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 13, Township 38 South, Range 5 West, W. M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion for the irrigation of these lands upstream to a point to be located 1490 feet North and 160 feet East from the SW corner of Section 13, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 13, Township 38 South, Range 5 West, W. M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there are no intervening diversions.

Mr. Robert B. Steimer, Watermaster of District No. 14, has filed a report to the effect 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 Williams Creek, to-wit:

From a point located 75 feet South and 10 feet East from the $W\frac{1}{4}$ corner of Section 13, and being within the $NW\frac{1}{4}$ $SW\frac{1}{4}$, said Section 13, Township 38 South, Range 5 West, W. M.

To a point to be located 1490 feet North and 160 feet East from the SW corner of Section 13, and being within the $NW\frac{1}{4}$ $SW\frac{1}{4}$, said Section 13, Township 38 South, Range 5 West, W. M.

for the irrigation of 14 acres in the $SW\frac{1}{4}$ $NW\frac{1}{4}$ and 2 acres in the $NW\frac{1}{4}$ $SW\frac{1}{4}$, Section 13, Township 38 South, Range 5 West, W. M., with a date of priority of 1882, be and the same is approved.

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, 1963, or within such extension of time as may be granted by the State Engineer for good cause shown.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water that is available at the old point of diversion.

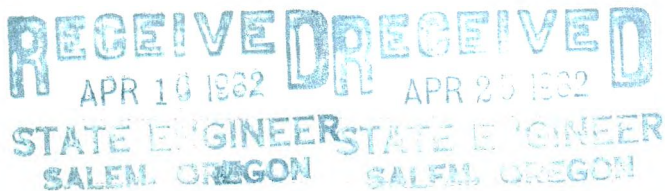
It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices.

That the pumping plant and related works shall include a weir or other suitable device for measuring the water to which the applicant is entitled.

That the plans of the weir or other suitable device be approved by the watermaster of Josephine County, Oregon, before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

Dated at Salem, Oregon, this 7th day of May, 1962.

MAX F. ROGERS
Acting State Engineer



Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Robert E. Thomas (Name of applicant)
16464 Williams Hwy. (New Address)
of Box 333 Provolt District, County of Josephine
Grants Pass (Postoffice)
State of Oregon, do hereby make application for change in point of diversion

(In point of diversion; place of use; use heretofore made of the water)

- The source of present water right is Williams Creek (Name of stream)
- The use to which the water is applied is irrigation (Irrigation; Mining; Power; Manufacturing; etc.)
- The name of the ditch, canal or pipe line is pumping
- The point of diversion is located 75 ft. S and 10 ft. E from the west quarter corner of Section 13 being within the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13 Tp. 38 S R. 5 W W. M., in the County of Josephine

5. Give the number of acres irrigated in each smallest legal subdivision (40-acre tract). Only show the acreage which is being transferred. If the water is used for power, mining or other use, show place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
38S	5W	13							14			2	(1882 right)					

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

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

6a. Have the lands above described been irrigated during the past 5 years? yes

7. What is the priority date of your water right? 1882 and 1957

8. Was your water right acquired by State Engineer's Permit? no (Yes or No) If so, give number

of permit #2121

Decree - 16314

9. Do you hold a water right certificate? ~~yes~~ If so, give number of certificate ~~16314~~
(Yes or No)

10. Was your water right determined by State Engineer's order of Determination or Decree of Court?

yes If so, give title of proceedings Rogue River Decree
(Yes or No)

11. Is the water right recorded in your name? no C.M. Wiseman and W.R. Yeo
(If not, give name)

12. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Do not answer questions 13, 14, 15 and 16, if the application is not for change in point of diversion.

13. The proposed point of diversion is located 1490 ft. N and 160 ft. E from the SW
(N. or S.) (E. or W.)
corner of Section 13 being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13 Tp. 38 S R. 5 W W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Josephine. The name of the ditch to be used is pumping

14. Are you the owner of the land on which the proposed point of diversion is to be located? yes

15. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

16. Are there any diversions between your present point of diversion and the proposed point of diversion? no

NOTE: Do not answer questions 17 and 18 if application is for change in point of diversion only.

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

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

19. Reasons for the proposed changes are to improve pumping conditions

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Josephine

} ss.

I, Robert E. Thomas, 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 12th day of April, 1962

Robert E. Thomas
(Name of applicant)

Subscribed and sworn to before me this 12th day of April, 1962

[Notarial Seal]

Ladina J. Allen
NOTARY PUBLIC FOR OREGON

My commission expires 11-3-65

Remarks ~~That portion of water taken from the Williams Creek under permit #24647 is the only change of point of diversion made covering said permit.~~

Wish to change point of diversion on 1882 right only.

This application must be accompanied by a map showing the location of the point of diversion, place of use and works utilized under the present water right. The map should also show the new point of diversion or place of use, as the case may be.

Application for Transfer
of Water Right

Name of applicant

Date filed

Date returned for further data

Date application completed

Date notice published

Date of hearing

Place of hearing

Date of final order of State Engineer

Date of issuance of certificate confirming change

Recorded in State Record of Water Right Certificates,

volume, page

Fees paid

Receipt No.



I, the undersigned, being duly sworn, depose and say that the statements herein made are true and correct to the best of my knowledge and belief, and that I have signed the above and foregoing application for transfer of water right, and that I am the owner of the water right herein described.

Robert E. Thomas

Subscribed and sworn to before me this _____ day of _____, 19____.

STATE OF OREGON

Notary Public for Oregon

May 31, 1962

Mr. Robert B. Steimer
Watermaster, District No. 14
County Courthouse
Grants Pass, Oregon

Dear Mr. Steimer:

Re: Transfer No. T-54

Enclosed is report on inspection in connection with the
above transfer in the name of Robert E. Thomas.

After making the customary survey of the works involved,
please complete the enclosed form and return it to this office.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Max F. Rogers, Deputy

ks

Enclosures

May 31, 1962

Mr. Robert E. Thomas
Box 333, Provolt Dist.
Grants Pass, Oregon

Dear Mr. Thomas:

Re: Transfer No. T-54

I have your notice advising that construction work has been completed as required in our order approving your application for a change in point of diversion of water.

In line with the general practice of this office, a survey will be made at a later date to map the location of the new point of diversion.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Max F. Rogers, Deputy

ks

NOTICE OF COMPLETION OF CONSTRUCTION

Transfer No. /T-54

I, Robert E. Thomas, hereby certify
that the construction work has been completed and the change in point
of diversion of water made as set forth in the order of the State
Engineer dated 5-7-62, approving an application
for a change in point of diversion of water from Williams Creek
.

May 28, 1962
Date

R. E. Thomas
Name

May 8, 1962

Mr. Robert E. Thomas
16464 Williams Highway
Grants Pass, Oregon

Dear Mr. Thomas:

Re: Transfer No. T-54

Enclosed is a certified copy of the order of the State Engineer, entered May 7, 1962, approving your application for a change in point of diversion of water from Williams Creek.

Also enclosed is a notice of completion of construction which should be dated, signed and returned to this office when the change in point of diversion has been completed. According to the terms of the order, this should be done on or before October 1, 1963.

Very truly yours,

MAX F. ROGERS
Acting State Engineer

ks

Enclosures

cc: Robert B. Steimer

WATER RESOURCES DEPARTMENT

ADDRESS ALL COMMUNICATIONS TO

ROBERT B. STEIMER
COURT HOUSE ANNEX
GRANTS PASS, OREGON

STATE OF OREGON
OFFICE OF
WATER DISTRICT NO. 16
GRANTS PASS, OREGON
May 3, 1962

WATERMASTER
DISTRICT NO. 16

PHONE GR 6-4313

RECEIVED
MAY - 4 - 1962
STATE ENGINEER
SALEM, OREGON

Max F. Rogers,
Acting State Engineer,
Salem, Oregon

Re: Transfer # T-54

Dear Mr. Rogers:

In reply to your letter of May 1st, relative to the above transfer, the change in point of diversion may be made without injury to existing rights.

I would suggest pumping plant #2 be installed at the present time.

Very truly yours,

Robert B. Steimer

Robert B. Steimer
Watermaster, District #14

rbs.fan

EAGLE-A

TYPE-ERASE

May 1, 1962

Mr. Robert B. Steimer
Watermaster, District No. 14
County Courthouse
Grants Pass, Oregon

Dear Mr. Steimer:

Re: Transfer No. T-54

Mr. Robert E. Thomas has filed an application for the approval of a change in point of diversion of water from Williams Creek. The water right involved was established in the Rogue River adjudication proceedings in the names of C. M. Wiseman and W. R. Yeo for the irrigation of, among other lands, 14 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and 2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 38 S., R. 5 W., W.M., with a date of priority of 1882. These lands are irrigated by means of a pumping plant, the point of diversion of said pumping plant being located 75 ft. S. and 10 ft. E. from the W $\frac{1}{4}$ corner of Sec. 13, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13. He desires to change to a pumping plant to be located 1490 ft. N. and 160 ft. E. from the SW corner of Sec. 13, and being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 38 S., R. 5 W., W.M.

Would you please advise if, in your opinion, the proposed change may be made without injury to existing rights, and if your answer is in the affirmative, which provision relative to pumping plants should be incorporated in the order.

Very truly yours,

Max F. Rogers, Acting State Engineer

ks

April 19, 1962

Mr. Robert E. Thomas
Box 333, Provolt District
Grants Pass, Oregon

Dear Mr. Thomas:

Re: Transfer No. T-54

This will acknowledge receipt of your application for a change in point of diversion of water from Williams Creek, map showing location of the present and proposed points of diversion, together with check in the amount of \$15, for which our receipt No. 33472 is enclosed.

It appears from Items 7, 8, 9 and 10 that both the 1882 and 1957 water rights are involved. Under "Remarks", however, you indicate that you desire to change only your point of diversion from Williams Creek under Permit No. 24647. If that is true, then Item 5 should be amended to describe the 1957 right, namely 2.2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 14.8 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, and the 14 acres shown in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the 2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 13, should be deleted.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Max F. Rogers, Deputy

MFR:ks

Enclosure: Application and map