

2364 Ronald Axtell
Rt. 3, Box 100
Trail, Ore

2364

STATUS OF APPLICATION

Change in Place of Use
Date filed April 20, 1970
Date of hearing _____
Place of hearing _____
Date of order 11-30-70 Vol. 20, page 253
Date for application of water 10-1-71, ^{extended} 10-1-73
Proof mailed _____
Proof received _____
Certificate issued MAY 24 1974 Vol. 32, page 40373

DESCRIPTION OF WATER RIGHT

Name of stream three unnamed streams
Trib. of Clarks Creek County of Jackson
Use supplemental irrigation
Quantity of water _____ No. of acres 100[±]
Name of ditch Childers
Date of priority August 4, 1924
In name of O.W. Train
_____ Adjudication, Vol. _____, page _____
App. No. 9731 Per. No. 6590 Cert. No. 10528
Certificate cancelled _____
Notation made on record by slu

FEES PAID

Date	Amount	Receipt No.
<u>4-23-70</u>	<u>30.50</u>	<u>18323 (corrected)</u>
TOTAL . . .		
<u>5-13-74</u>	<u>1.50</u> \$1 Cert. Fee	<u>40062</u>

FEES REFUNDED

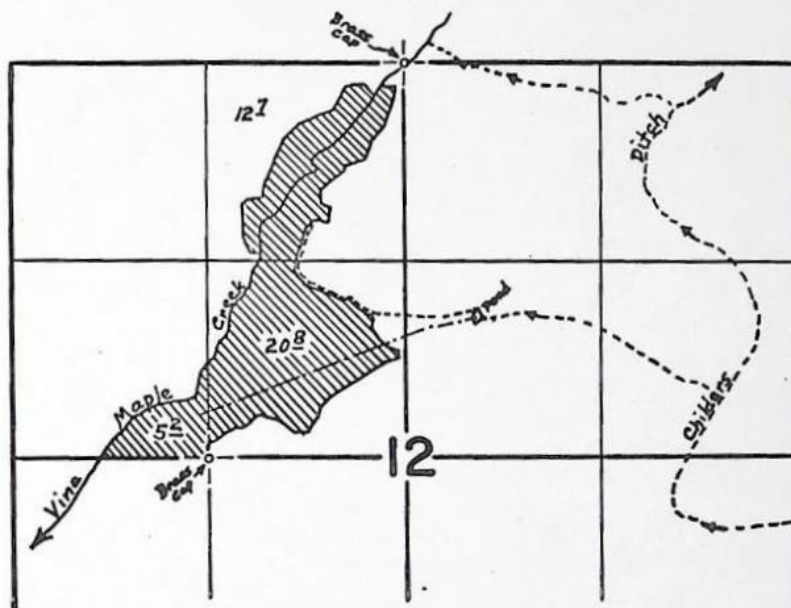
Date	Amount	Check No.
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REMARKS

Survey diagram also
This right involved in transfer 3293 Sp. On Vol 27, P. 364
and part cancelled Sp. On Vol 27, P. 350

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>slu</u>	<u> </u>
<input checked="" type="checkbox"/> Stream	<u>slu</u>	<u> </u>
<input checked="" type="checkbox"/> Pt. of Div.	<u> </u>	<u> </u>
<input checked="" type="checkbox"/> Calendar	<u>slu</u>	<u> </u>
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Sec.	<u>20</u>	<u> </u>
<input checked="" type="checkbox"/> Decree & Suit	<u> </u>	<u> </u>
<input checked="" type="checkbox"/> Decree & Sale	<u> </u>	<u> </u>
<input checked="" type="checkbox"/> Cert. of w/R	<u>slu</u>	<u> </u>
<input checked="" type="checkbox"/> Per. & Older	<u>slu</u>	<u> </u>
<input checked="" type="checkbox"/> Chain Index	<u> </u>	<u> </u>
<input checked="" type="checkbox"/> Cross Ref.	<u> </u>	<u> </u>
<input checked="" type="checkbox"/> Power Claim	<u> </u>	<u> </u>
<input checked="" type="checkbox"/> Abstracts	<u> </u>	<u> </u>

T.34S.R.I.E.W.M.



FINAL PROOF SURVEY

UNDER

Transfer No's. 2363 & 2364
Application No. _____ Permit No. _____
IN NAME OF _____

Medford Corporation

Surveyed Jan. 10 1974, by B. L. Hendrix

MAP TO ACCOMPANY APPLICATION IN THE NAME
OF RANALD AXTELL FOR CHANGE IN PLACE
OF USE LOCATED IN SEC. 25, T.33 S., R.1E &
SEC. 12, T.34 S., R.1E, W.M. MAY 11, 1970



= PRESENT PLACE OF USE



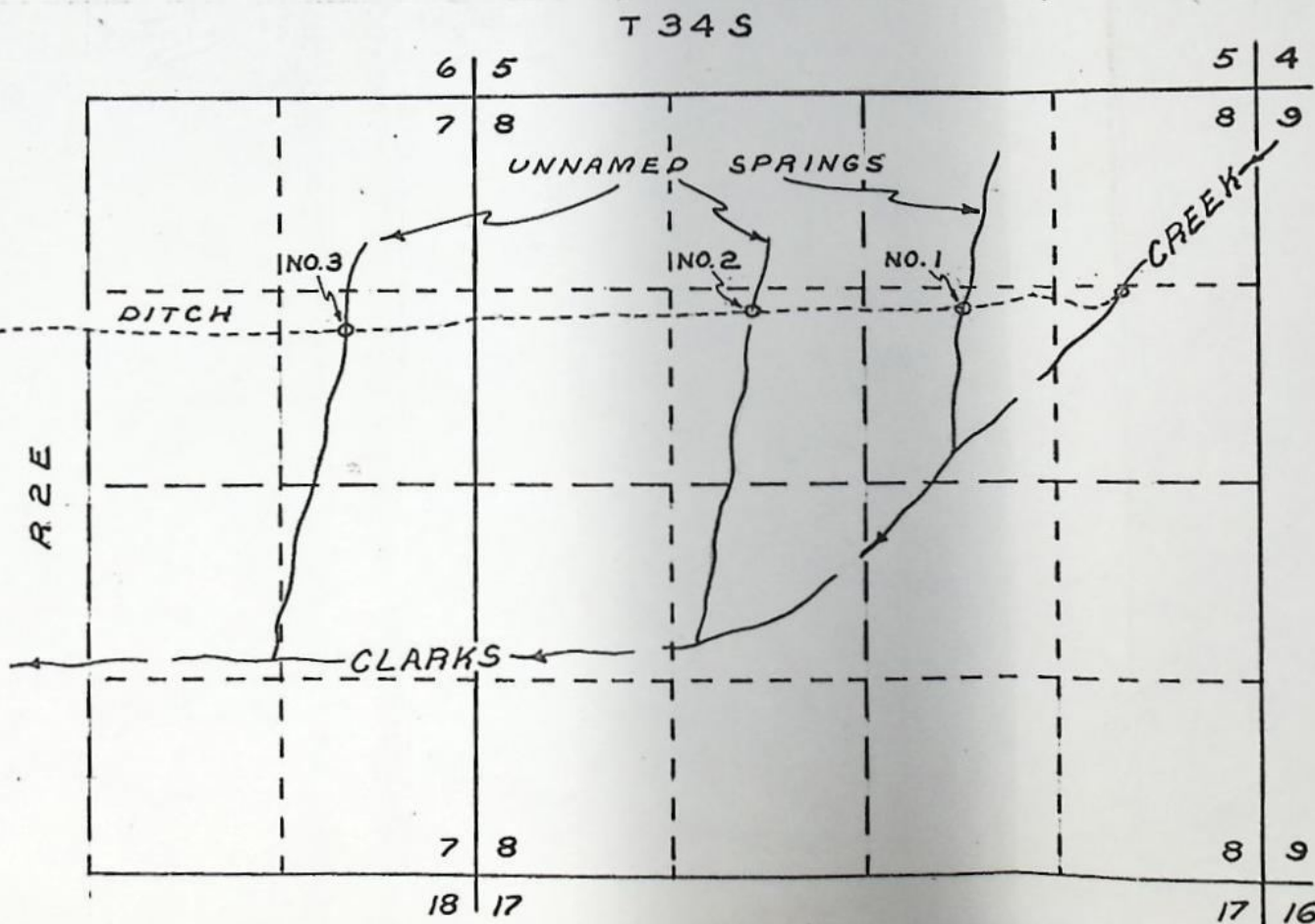
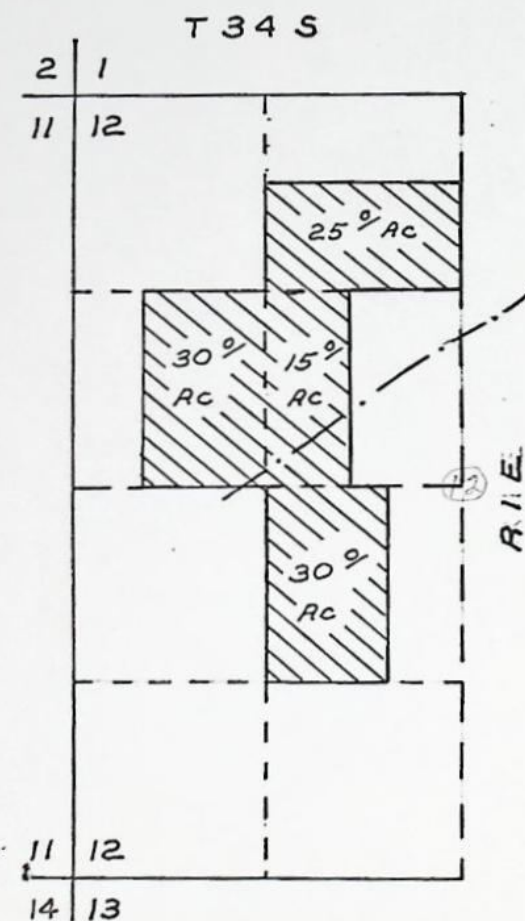
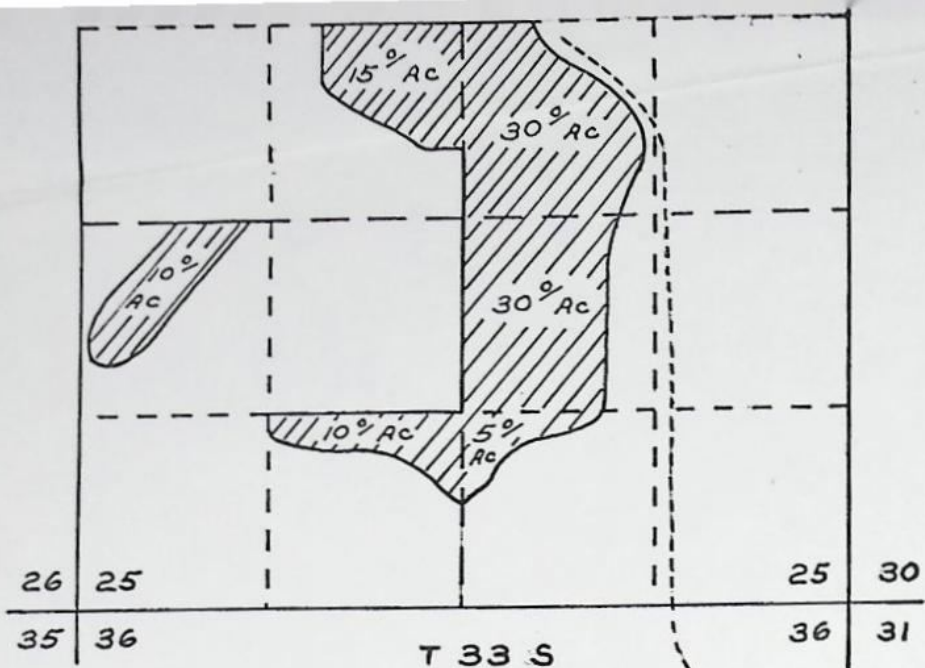
= PROPOSED PLACE OF USE

RECEIVED
MAY 12 1970

STATE ENGINEER
SALEM OREGON



SCALE 4"=1 MILE



CHANGE IN PLACE OF USE MAP
BY

RANALD AXTELL

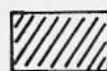
LOCATED IN SEC. 25, T33 S, R1E & SEC.
12, T34 S, R1E, W.M.

RECEIVED

APR 20 1970

STATE ENGINEER

APRIL 14, 1970 SALEM, OREGON

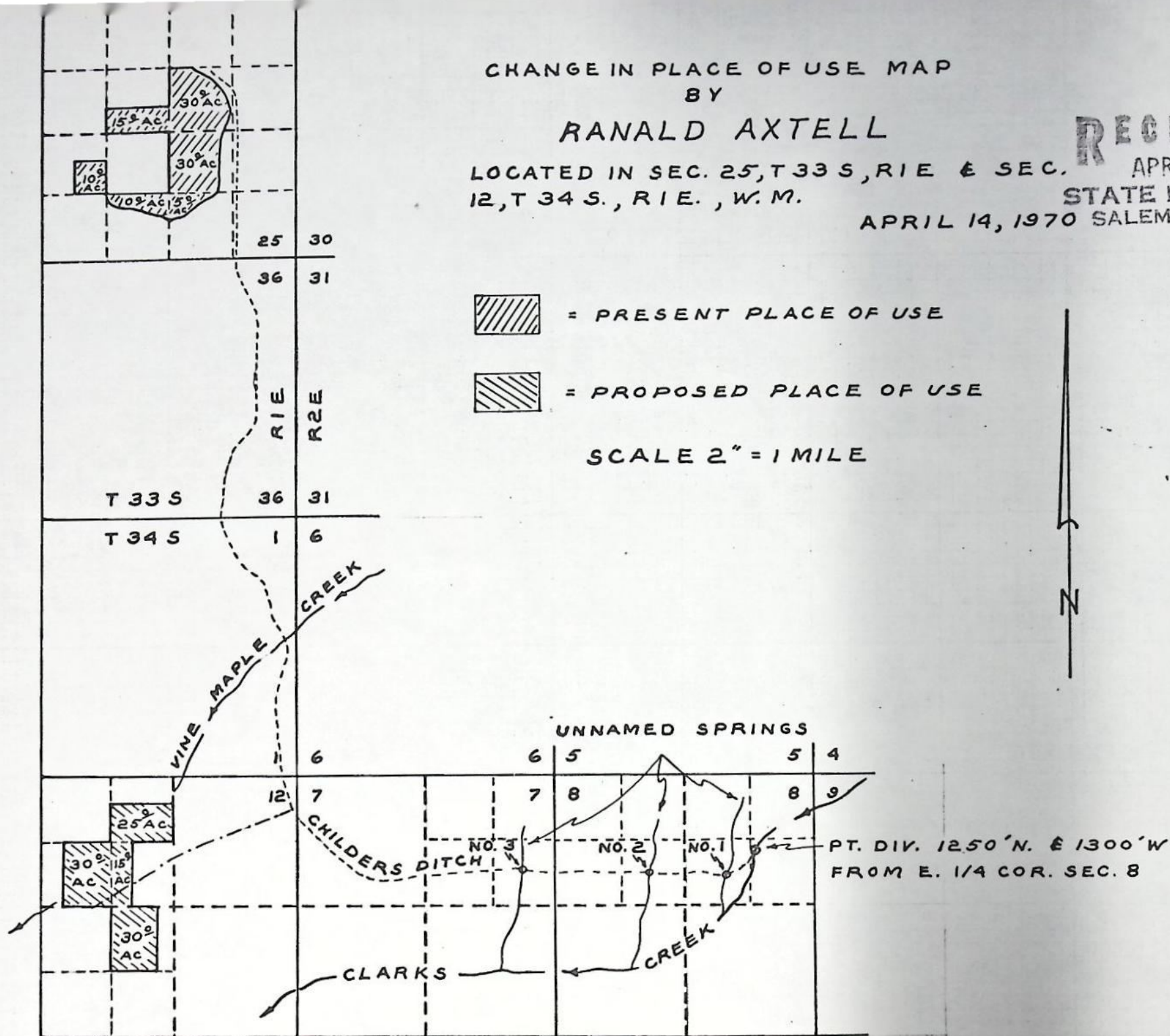


= PRESENT PLACE OF USE



= PROPOSED PLACE OF USE

SCALE 2" = 1 MILE



PT. DIV. 1250' N. & 1300' W.
FROM E. 1/4 COR. SEC. 8

2364

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Ranald Axtell

(Name of applicant)

of Route 3, Box 1405, Trail, County of Jackson
(Postoffice)

State of Oregon 97541, do hereby make application for change place of use.

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

1. The source of present water right is Three Unnamed Streams, trib. of Clarks Creek.
(Name of stream)

2. The use to which the water is applied is supplemental irrigation.
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is Childers Ditch.

4. The point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)

#1 - SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8
#2 - SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8
#3 - SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7

corner of being within the
(Section or subdivision)

of Section Tp. 34 S. R. 2 E. W. M., in the County of Jackson.
(No. N. or S.) (No. E. or W.)

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 $\frac{1}{4}$
33 S.	1 E.	25			30				15		10		10		30	5		

100
1125
Part
of
140 Ac
235

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)

7. Have the lands above described been irrigated during the past 5 years? Yes.

8. What is the priority date of your water right? August 4, 1924.

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

of permit 6590.

10. Do you hold a water right certificate? Yes. If so, give number of certificate 10528.
(Yes or No)

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

No.

(Yes or No)

If so, give title of proceedings

12. Is the water right recorded in your name? No, O. W. Train.
(If not, give name)

13. 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 $\frac{1}{4}$
34 S.	1 E.	12					25		30	15	30							

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located _____ ft. _____ and _____ ft. _____ from the _____
(N. or S.) (E. or W.)
corner of _____ being within the _____ of Section _____ Tp. _____ R. _____ W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of _____ The name of the ditch to be used is _____

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

16. 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.

17. Are there any diversions between your present point of diversion and the proposed point of diversion? _____

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? no. (yes, as of April, 1970).
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Federal Land Bank	Federal Govt.	\$9,000.00
(paid in full as of	April, 1970)...	

20. Reasons for the proposed changes are land presently irrigated will be under water from a future dam. Am transferring water to land that can be beneficially used.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Jackson

} ss.

I, Ranald Axtell, 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 25th day of March, 1970.

x *Ranald Axtell*
(Name of applicant)

Subscribed and sworn to before me this 25th day of March, 1970.

[Notarial Seal]

Phyllis Gilman
NOTARY PUBLIC FOR OREGON

My commission expires 3-2-73

Remarks

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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.

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION OF)
RANALD AXTELL FOR THE APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER FROM)
THREE UNNAMED STREAMS)

ORDER APPROVING
TRANSFER NO. 2364

On April 20, 1970, Ranald Axtell filed an application in the office of the State Engineer for the approval of a change in place of use of water from three unnamed streams, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to O. W. Train and recorded at page 10528, Volume 10, State Record of Water Right Certificates, confirms a right to the use of 2.25 cubic feet per second of the waters of three unnamed streams for the supplemental irrigation of, among other lands, 30.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 15.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 10.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 30.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 5.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 33 South, Range 1 East, W.M., with a date of priority of August 4, 1924.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 25.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 30.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 15.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, and 30.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, Township 34 South, Range 1 East, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

Mr. David C. Hendrix, Watermaster of District No. 13, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in place of use 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 place of use of water is approved and the water right hereinbefore described as appurtenant to 30.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 15.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 10.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 10.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 30.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 5.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 33 South, Range 1 East, W.M., with a date of priority of August 4, 1924, be severed therefrom and simultaneously and without loss of priority, transferred to 25.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 30.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 15.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, and 30.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, Township 34 South, Range 1 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1971.

It is FURTHER ORDERED that certificate of water right heretofore issued to O. W. Train and recorded at page 10528, Volume 10, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to Ranald Axtell confirming the extent to which the water has been applied beneficially and covering the balance of the lands not involved in this proceeding.

Dated at Salem, Oregon, this 30th day of November, 1970.

/s/ CHRIS L. WHEELER
State Engineer

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT FORTransfer No. 2364County Jackson1. Name Medford Corporation, c/o Ken Pickens, P. O. Box 550, Medford, Ore. 97501
~~Ranald Axtell~~ Address Route 3, Box 1405, Trail, Ore.2. Source of Supply Three Unnamed Streams, Trib. of Clarks Creek3. Amount of Water 0.48 cfs Priority Date August 4, 19244. Use Supplemental Irrigation

5. Proposed Point of Diversion _____

6. Place of Use

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made	
33 South	1 East	25	SW $\frac{1}{4}$ NE $\frac{1}{4}$	30.0 ac.	
" "	" "	"	SE $\frac{1}{4}$ NW $\frac{1}{4}$	15.0 ac.	
" "	" "	"	NW $\frac{1}{4}$ SW $\frac{1}{4}$	10.0 ac.	
" "	" "	"	SE $\frac{1}{4}$ SW $\frac{1}{4}$	10.0 ac.	
" "	" "	"	NW $\frac{1}{4}$ SE $\frac{1}{4}$	30.0 ac.	
" "	" "	"	SW $\frac{1}{4}$ SE $\frac{1}{4}$	5.0 ac.	
34 South	1 E.	12	NE $\frac{1}{4}$ NW $\frac{1}{4}$		12.7
		12	SW $\frac{1}{4}$ NW $\frac{1}{4}$		5.2
		12	SE $\frac{1}{4}$ NW $\frac{1}{4}$		20.8
				Total	38.7

(Same as T-2363 1067)

CHANGE IN PLACE OF USE

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT FOR

Transfer No. 1101
Neelands Corporation, c/o Ken Fickens, P. O. Box 550, Neelands, Ore. 97501
County, Jackson

1. Name of Applicant

2. Source of Supply (Flow, Dammed Stream, etc.)

3. Amount of Water

4. Use

5. Proposed Point of Diversion

6. Place of Use

Section	Range	Township	Acres for Which Transfer Made
12	1 East	23 North	30.0 ac.
13	"	"	15.0 ac.
14	"	"	15.0 ac.
15	"	"	30.0 ac.
16	"	"	30.0 ac.
17	"	"	30.0 ac.
18	"	"	30.0 ac.
19	"	"	30.0 ac.
20	"	"	30.0 ac.
21	"	"	30.0 ac.
22	"	"	30.0 ac.
23	"	"	30.0 ac.
24	"	"	30.0 ac.
25	"	"	30.0 ac.
26	"	"	30.0 ac.
27	"	"	30.0 ac.
28	"	"	30.0 ac.
29	"	"	30.0 ac.
30	"	"	30.0 ac.
31	"	"	30.0 ac.
32	"	"	30.0 ac.
33	"	"	30.0 ac.
34	"	"	30.0 ac.
35	"	"	30.0 ac.
36	"	"	30.0 ac.
37	"	"	30.0 ac.
38	"	"	30.0 ac.
39	"	"	30.0 ac.
40	"	"	30.0 ac.
41	"	"	30.0 ac.
42	"	"	30.0 ac.
43	"	"	30.0 ac.
44	"	"	30.0 ac.
45	"	"	30.0 ac.
46	"	"	30.0 ac.
47	"	"	30.0 ac.
48	"	"	30.0 ac.
49	"	"	30.0 ac.
50	"	"	30.0 ac.
51	"	"	30.0 ac.
52	"	"	30.0 ac.
53	"	"	30.0 ac.
54	"	"	30.0 ac.
55	"	"	30.0 ac.
56	"	"	30.0 ac.
57	"	"	30.0 ac.
58	"	"	30.0 ac.
59	"	"	30.0 ac.
60	"	"	30.0 ac.
61	"	"	30.0 ac.
62	"	"	30.0 ac.
63	"	"	30.0 ac.
64	"	"	30.0 ac.
65	"	"	30.0 ac.
66	"	"	30.0 ac.
67	"	"	30.0 ac.
68	"	"	30.0 ac.
69	"	"	30.0 ac.
70	"	"	30.0 ac.
71	"	"	30.0 ac.
72	"	"	30.0 ac.
73	"	"	30.0 ac.
74	"	"	30.0 ac.
75	"	"	30.0 ac.
76	"	"	30.0 ac.
77	"	"	30.0 ac.
78	"	"	30.0 ac.
79	"	"	30.0 ac.
80	"	"	30.0 ac.
81	"	"	30.0 ac.
82	"	"	30.0 ac.
83	"	"	30.0 ac.
84	"	"	30.0 ac.
85	"	"	30.0 ac.
86	"	"	30.0 ac.
87	"	"	30.0 ac.
88	"	"	30.0 ac.
89	"	"	30.0 ac.
90	"	"	30.0 ac.
91	"	"	30.0 ac.
92	"	"	30.0 ac.
93	"	"	30.0 ac.
94	"	"	30.0 ac.
95	"	"	30.0 ac.
96	"	"	30.0 ac.
97	"	"	30.0 ac.
98	"	"	30.0 ac.
99	"	"	30.0 ac.
100	"	"	30.0 ac.
Total			30.0