

2830

DESCRIPTION OF WATER RIGHT

DVA Notification

FEES PAID

Notation made on record by

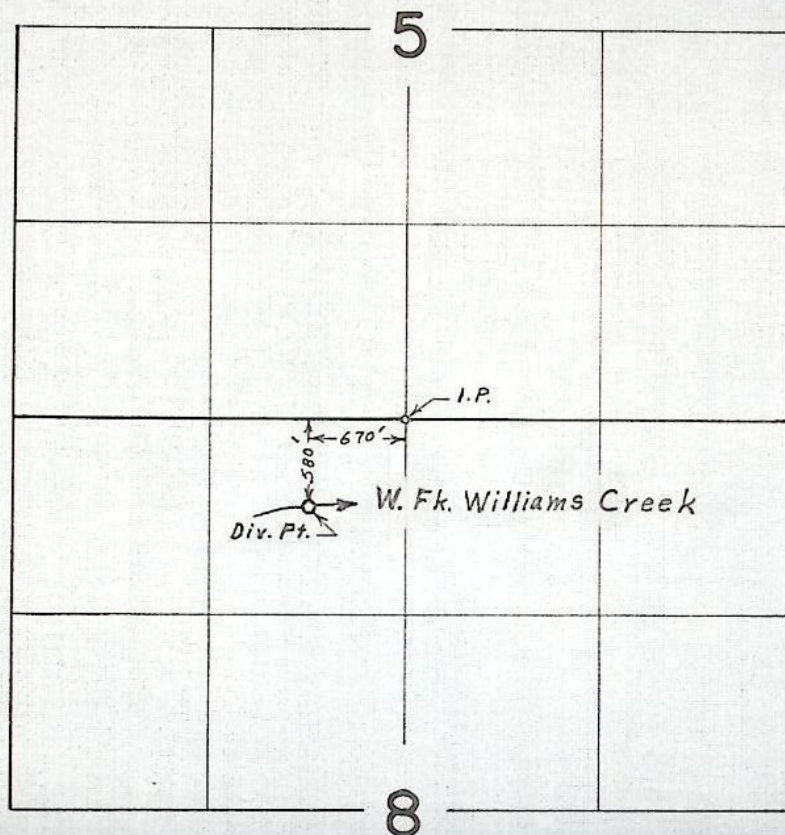
FEES REFUNDED

REMARKS

fine

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	Entered	Checked
✓	Name	<u>W H</u>	
✓	Stream	<u>W H</u>	
✓	Pt. of Div.		
✓	Calendar	<u>W H</u>	
✓	CHECKED TO RECORDS:		
✓	Twp. & Rge.	<u>WAC</u>	
✓	Decree-vault	<u>WAC</u>	
✓	Decree-safe	<u>WAC</u>	
✓	Cert. of W/R	<u>WAC</u>	
✓	Per. Folder		
✓	Chainindex		
✓	Cross Ref.		
✓	Power Claim		
✓	Abstracts		

T.39S. R.5W. W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 2830
Application No. Permit No.
IN NAME OF
DONALD L. CONNER

Surveyed Sept. 12, 1975, by L. E. Gould

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION
OF DONALD L. CONNER FOR THE APPROVAL
OF A CHANGE IN POINT OF DIVERSION OF
WATER FROM WEST FORK WILLIAMS CREEK

ORDER APPROVING
TRANSFER NO. 2830

On June 6, 1973, Donald L. Conner filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from West Fork Williams Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Josephine County, Oregon, entered April 26, 1919, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Rogue River and its Tributaries, a water right was established in the name of C. O. and Albert Bigelow for the use of the waters of West Fork Williams Creek for the irrigation of, among other lands, 40.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 19.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 39 South, Range 5 West, W.M., with a date of priority of 1880, as evidenced by certificate of water right recorded at page 16318, Volume 13, State Record of Water Right Certificates. These lands are irrigated by means of the Hoxie ditch from a point of diversion located 1150 feet South and 1320 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 39 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 640 feet South and 2120 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 39 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 may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the change in point of diversion of water from West Fork Williams Creek, to wit:

From a point located 1150 feet South and 1320 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 39 South, Range 5 West, W.M.

To a point to be located 640 feet South and 2120 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 39 South, Range 5 West, W.M.

for the irrigation of 40.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 19.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 39 South, Range 5 West, W.M., with a date of priority of 1880, 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, 1974.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, and shall not exceed 0.98 cubic foot per second.

perseded by

Cert. No. 40387Spec. Or. V. 24 p. 12

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Donald L. Conner

9815 Williams Hwy
 of ~~Williams~~ Grants Pass, State of Oregon ~~97544~~, has a right to the use of
 the waters of West Fork of Williams Creek Applegate River
 for the purpose of ~~irrigation~~ irrigation of 96 acres 59

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Jackson County, and the said decree entered of record at Salem, in the Order Record of
 the STATE ENGINEER, in Volume 4, at page 1; that the priority of the right thereby
 confirmed dates from 1880;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
 amount actually beneficially used for said purposes, and shall not exceed 1.60 cubic feet per
second. 0.98 cfs

P.O.D. NE 1/4 NW 1/4 Sec 8 T39S R5W WM 580'S & 670'W from N 1/4 cor Sec 8

A description of the lands irrigated under such right, and to which the water is appurtenant (or,
 if for other purposes, the place where such water is put to beneficial use), is as follows:

~~20 acres in NE 1/4 NW 1/4~~
~~Section 8,~~
~~40 acres in SE 1/4 SW 1/4~~
19 96 acres in SW 1/4 SE 1/4
~~Section 5,~~
T. 39 S., R. 5 W., W. M.

CH 1/4 NW 1/4
59 ac

This certificate is issued to confirm a change in POD

approved by an order of the Water Resources Director entered Jan. 2, 1974,

together with cert 40387

and supersedes certificate of water right issued to above

and recorded at Page 16318, Volume 13, State Record of Water Right Certificates.

And said right shall be subject to all other conditions and limitations contained in said decree.
 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 30 day of September, 1974.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 16318