

2837 Lillian W. Joubert
25 Shady Lane
North Bend Ore. 97459
2837

STATUS OF APPLICATION

Change in Place of Use
Date filed June 19, 1973
Date of hearing _____
Place of hearing _____
Date of order July 18, 1973 Vol. 23, page 271
Date for application of water October 1, 1974
Proof mailed _____
Proof received _____
Certificate issued MAY 21 1975 Vol. 34, page 42175

DESCRIPTION OF WATER RIGHT

Name of stream Unnamed Spring
Trib. of _____ County of Coos
Use Domestic
Quantity of water 0.003 No. of acres -
Name of ditch _____
Date of priority August 6, 1962
In name of Lillian W. Joubert
_____ Adjudication, Vol. _____, page 32168
App. No. 32913 Per. No. 28291 Cert. No. 32168
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>6-19-73</u>	<u>25.00</u>	<u>34870</u>
TOTAL . . .	<u>150</u>	
<u>4-29-75</u>	Cert. Fee	<u>46578</u>

FEES REFUNDED

Date	Amount	Check No.
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REMARKS

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

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Douglas Anderson
~~LILLIAN W. JOUBERT~~ 97459
 of 161 Shady Lane, North Bend, 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
 an unnamed spring -

a tributary of Coos Bay for the purpose of
 domestic use ~~of~~ for one family

under Permit No. 28291 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 August 6, 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
 0.003 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
 The point of diversion is located in the SE 1/4 SW 1/4, Section 35, T. 24 S., R. 13 W., W. M.
1016.21 ft. N. & 457.27 ft. W from S 1/4 Cor Sec 35

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 - - - - - of one cubic foot per second
 per acre,

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:

SE 1/4 SW 1/4
~~Lot 2 (NE 1/4 SW 1/4)~~
 Section 35
 T. 24 S., R. 13 W., W. M.

This certificate is issued to confirm a change in place of use approved by an
 order of the State Engineer entered July 18, 1973, and supersedes certificate of
 water right heretofore issued to Lillian W. Joubert and recorded at page 332168,
 Volume 24, State Record of Water Right Certificates.

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. May 24, 1965

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32168

BEFORE THE STATE ENGINEER OF OREGON

Coos County

IN THE MATTER OF THE APPLICATION)
OF LILLIAN W. JOUBERT FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM AN UNNAMED SPRING)

ORDER APPROVING
TRANSFER NO. 2837

On June 19, 1973, Lillian W. Joubert filed an application in the office of the State Engineer for the approval of a change in place of use of water from an unnamed spring, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Lillian W. Joubert and recorded at page 32168, Volume 24, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.003 cubic foot per second of water from an unnamed spring for domestic use of one family in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 24 South, Range 13 West, W.M., with a date of priority of August 6, 1962. The point of diversion is located 1016.2 feet North and 457.3 feet West from the South $\frac{1}{4}$ corner of Section 35, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 24 South, Range 13 West, W.M.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority to the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, Township 24 South, Range 13 West, 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. M. John Youngquist, Watermaster of District No. 15, 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 the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, Township 24 South, Range 13 West, W.M., with a date of priority of August 6, 1962, be severed therefrom and simultaneously and without loss of priority transferred to the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, Township 24 South, Range 13 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1974.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the State Engineer of complete application of water to beneficial use on the lands to which the water is transferred hereby, a certificate of water right will be issued to Lillian W. Joubert or successors in interest, confirming this.

Dated at Salem, Oregon, this 18th day of July, 1973.

/s/ CHRIS L. WHEELER
State Engineer