

2857 Telephone Avenue N. 1st  
5600 Ruby Street  
Torrance, Calif. 90507

2857

### STATUS OF APPLICATION

Change in Point of Diversion  
Date filed July 20, 1973  
Date of hearing 2-5-74  
Place of hearing Melford  
Date of order 3-30-77 Vol. 28, page 420  
Date for application of water 10-1-78  
Proof mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Certificate issued NOV 28 1977 Vol. 37, page 44949  
JAN 22 1987 51 55447

to sur 12/81

### DESCRIPTION OF WATER RIGHT

Name of stream Rogue River  
Trib. of \_\_\_\_\_ County of Jackson  
Use Irrigation  
Quantity of water \_\_\_\_\_ No. of acres 14  
Name of ditch \_\_\_\_\_  
Date of priority December 16, 1943  
In name of William E. Strowbridge  
\_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
App. No. 20106 Per. No. 15664 Cert. No. 19511  
Certificate cancelled \_\_\_\_\_  
Notation made on record by \_\_\_\_\_

### FEES PAID

Date	Amount	Receipt No.
<u>7-20-73</u>	<u>30.00</u>	<u>35637</u>
<u>7-20-73</u>	<u>40.00 P.O.N.</u>	<u>35638</u>
TOTAL . . .		
<u>12-31-73</u>	<u>1.50</u> Cert. Fee	<u>from P.O.N.</u>
<u>1-14-74</u>	<u>1.50</u>	<u>38223</u>

### FEES REFUNDED

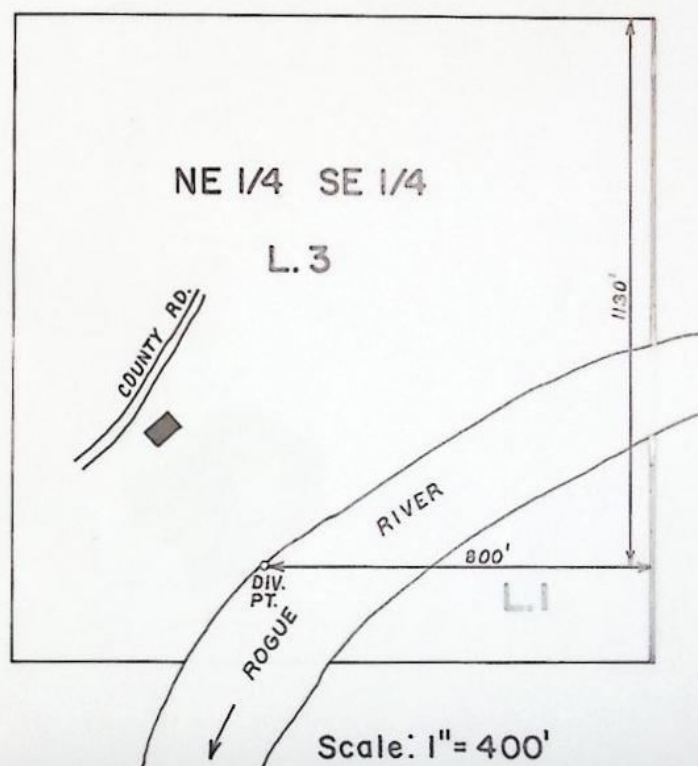
Date	Amount	Check No.
<u>Med First Mail Tribune #38 50</u>		

### REMARKS

See also trsf. G-53 ok

INDEX CARDS:		Entered	Checked
<u>WR</u>	Name	<u>✓</u>	_____
<u>WR</u>	Stream	<u>✓</u>	_____
<u>WR</u>	Pt. of Div.	<u>✓</u>	_____
<u>WR</u>	Calendar	<u>✓</u>	_____
CHECKED TO RECORDS:			
<u>0</u>	Twp. & Rge.	_____	_____
_____	Decree-vault	_____	_____
_____	Decree-safe	_____	_____
<u>✓</u>	Cert. of W/R	<u>✓</u>	_____
<u>✓</u>	Per. Folder	<u>Reg</u>	_____
_____	Chaindex	_____	_____
_____	Cross Ref.	_____	_____
<u>✓</u>	Power Claims	<u>✓</u>	_____
<u>✓</u>	Abstracts	<u>✓</u>	_____

T. 34 S., R. 1 W., W.M.  
SEC. 16



FINAL PROOF SURVEY  
UNDER

TRANSFER NO. 2857

Application No. .... Permit No. ....

IN NAME OF

JOHN & YVONNE POPP

Surveyed JULY 6, 1983, by B.S. JAMES



## STATE OF OREGON

COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

John &amp; Yvonne Popp

This Is to Certify, That WILLIAM E. STROWBRIDGE

PO Box 1270

SHADY COVE

of 616 Cathline Street, Medford, State of Oregon 97, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Rogue River

a tributary of Pacific Ocean

for the purpose of

irrigation of 1.4 acres

under Permit No. 15664

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 December 16, 1943

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 0.105 cubic feet per second; if available at the original point of diversion

0.018

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the Lot 3 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 16, Township 34 South, Range 1 West, W. M., 790' S & 360' W from E $\frac{1}{4}$  cor Sec 16

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 1 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, of each year,

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

8.4 acres in Lot 3 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )

Section 16

Township 34 South, Range 1 West, W.M.

Ch. Pt. of Div.

Sp. Or. Vol. 11, p. 269

3.2 acres

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 3-30-77 and together with certificates of water right recorded on pages 44949 & 48451, Volumes 37 & 41, SRWRC supersedes certificate of water right recorded on page 19511, Volume 37, SRWRC.

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

The issuance etc

WITNESS the signature of the State Engineer, affixed

this 28th day of February, 1951.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19511

55447

T 2857

POD: L3 (ad) sec 16 T34S R1W WM  
1130' S & 800' W from E $\frac{1}{4}$  cor sec 16

Auto  
BC

T-2857

70



STATE OF OREGON  
COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** **WILLIAM E. STROWBRIDGE**

of 616 Cathline Street, Medford, 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 Rogue River a tributary of Pacific Ocean for the purpose of *the irrigation of 5.6 acres* under Permit No. 15664 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 December 16, 1943

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 ~~0.105~~ cubic feet per second;

~~0.07~~  
**0.069**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 3 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 16, Township 34 South, Range 1 West, W. M., No. 1-790' S & 360' W, No. 2-950' S & 620' W both from the E $\frac{1}{4}$  Cor. - Sec. 16

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  $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, of each year,

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:

**5.6** ~~8.4~~ acres in Lot 3 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 16  
Township 34 South, Range 1 West, W.M.

T# G-53  
Ch. P. of Div.  
Sp. Div. L.H. 269

~~T# 2857~~ T# 3601  
~~1/2~~ ~~1/2~~  
~~0.018 cfs~~ 0.018 cfs

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 19511, Volume       , State Record of Water Right Certificates, as modified under the provisions of an order of the State Engineer entered on Aug. 23, 1961, approving transfer application No. G-53, ~~but~~

~~but~~ NOT modified by the provisions of an order of the Water Resources Director entered on March 30, 1977, approving transfer application No. 2857 ~~15~~ **53601**

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

~~CHAS. E. STRICKLIN~~

State Engineer

Recorded in State Record of Water Right Certificates, Volume 11, page 19511

T# 2857 T# 3601

C-44949



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION)  
OF JOHN & YVONNE A POPP FOR THE )  
APPROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER FROM ROGUE )  
RIVER )  
-----

ORDER APPROVING  
TRANSFER NO. 2857

On July 20, 1973, John and Yvonne A. Popp filed an application in the office of the Water Resources Director for approval of a change in point of diversion under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at Page 19511, Volume 14, State Record of Water Right Certificates, in the name of William E. Strowbridge, describes a right which includes the use of not to exceed 0.018 cubic foot per second from Rogue River for irrigation of a certain 1.4 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 16, Township 34 South, Range 1 West, W.M., with a date of priority of December 16, 1943.

Water for the said right is diverted from a point located 790 feet South and 360 feet West from the East quarter-corner of Section 16, being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 16, Township 34 South, Range 1 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion and without loss of priority to irrigate said land from a point of diversion located 1090 feet South and 720 feet West from the East quarter-corner of Section 16, being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 16, Township 34 South, Range 1 West, W.M.

Notice of the application, pursuant to ORS 540.510 was published in the Medford Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of December 13, 20 and 27, 1973.



Mr. David C. Hendrix, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

No objection 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 requested change in point of diversion from Rogue River described herein, without loss of priority, is approved.

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 under the subject right, and shall not exceed 0.018 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install head-gates 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, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to William E. Strowbridge and recorded at Page 19511, Volume 14, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the right not involved in this proceeding, and 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 30th day of March, 1977.

/s/ JAMES E. SEXSON  
Director



# RECEIVED

DEC 31 1973

STATE ENGINEER  
SALEM, OREGON

## Affidavit of Publication

State of Oregon, }  
County of Jackson } ss.

1. Evalynne D. Smith, being first duly

sworn, depose and say that I am the \_\_\_\_\_  
OWNER, EDITOR, PUBLISHER, MANAGER.

### Principal Clerk

ADVERTISING MANAGER, PRINCIPAL CLERK, PRINTER OR PRINTER'S FOREMAN

of Medford Mail Tribune, a newspaper of general circulation, as defined by ORS 193,010 and 193,020; printed and published at Medford in the aforesaid county and state;

that the Notice of Filing Application for a Change

in Pt. of Div. of Water - Popp

, a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 successive and consecutive weeks in the

following issues Dec. 13, 20, 27, 1973

(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Evalynne D. Smith

Subscribed and sworn to before me this 27th day of Dec., 19 73

Alta M. Lindsey  
NOTARY PUBLIC FOR OREGON

My Commission expires 16th day of Oct., 19 77

### NOTICE OF FILING APPLICATION FOR A CHANGE IN POINT OF DIVERSION OF WATER

Notice is given hereby that John and Yvonne A. Popp have filed an application for the approval of a change in point of diversion of water from Rogue River.

Certificate of water right issued to William E. Strowbridge and recorded at page 19311, Volume 14, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.105 cubic foot per second from Rogue River for the irrigation of, among other lands, 1.4 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 16, Township 34 South, Range 1 West, W.M., with a date of priority of December 15, 1943.

These lands are irrigated from a point of diversion located 780 feet South and 330 feet West from the East  $\frac{1}{4}$  corner of Section 16, being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 16, Township 34, Range 1 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 1090 feet South and 720 feet West from the East  $\frac{1}{4}$  corner of Section 16, being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 16, Township 34 South, Range 1 West, W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Oregon, on February 5, 1974, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on John and Yvonne A. Popp, 5607 Ruby Street, Torrance, California, 90503, and one copy filed with the State Engineer, Salem, Oregon, together with a \$5 filing fee, at least 10 days prior to the date set for hearing. If no objections are filed, the application may be approved by the State Engineer without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the State Engineer upon request.

Dated at Salem, Oregon, this 28th day of November, 1973.

CHRIS L. WHEELER  
State Engineer