

## STATUS OF APPLICATION

Change in Place of Use  
 Date filed July 20, 1973  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 ✓ Date of order 6-28-79 Vol. 32, page 236  
 Date for application of water Completed  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued OCT 26 1979 Vol. 42, page 48663  
JUL 2 1987 51 56332

*to survey 7/79*

## DESCRIPTION OF WATER RIGHT

Name of stream Neil Creek  
 Trib. of \_\_\_\_\_ County of Jackson  
 Use Irrigation  
 Quantity of water \_\_\_\_\_ No. of acres 0.1  
 Name of ditch West Side or Neil ditch  
 Date of priority 1861  
 In name of R.C. Avent  
Rogue River Adjudication, Vol. 4, page 9 Cl. 3  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 15963 *SUPERCEDED BY 43992*  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt No.
<u>7-20-73</u>	<u>30.00</u>	<u>35639</u>
<b>TOTAL . . .</b>		
	<b>Cert. Fee</b>	

## FEES REFUNDED

Date	Amount	Check No.

## REMARKS

*152 Mowatt Dr*  
 Assigned: 10-22-73 to Lewis C. + Loretta A. Wright, P.O. Box 721, Ashland OR  
97520, Volume 5 Page 324

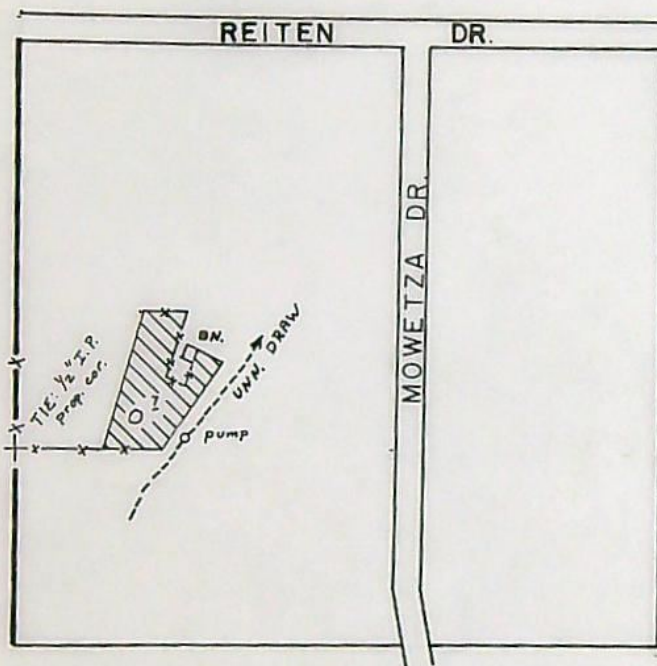
	INDEX CARDS:	
	Entered	Checked
✓ Name	<i>LC</i>	_____
✓ Stream	<i>LC</i>	_____
✓ Pt. of Div.	<i>LC</i>	_____
✓ Calendar	<i>LC</i>	_____
CHECKED TO RECORDS:		
✓ Twp. & Rge.	<i>LC</i>	_____
✓ Deed-vault	<i>LC</i>	_____
✓ Deed-suff	<i>LC</i>	_____
✓ Cert. of W/R	<i>LC</i>	_____
Per. Folder	_____	_____
Chainindex	_____	_____
Cross Ref.	_____	_____
Power Claim	_____	_____
✓ Abstracts	<i>LC</i>	_____



T. 39S., R. 2 E., W.M.

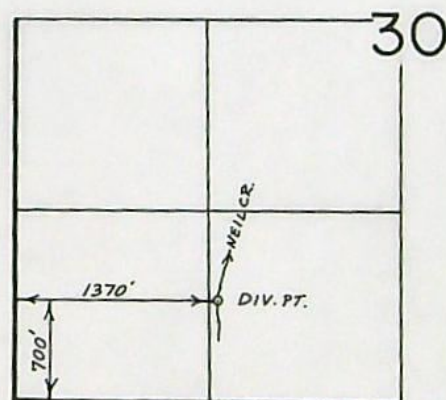
Sec. 30

SW 1/4 NW 1/4



Scale 1" = 400'

T. 39S., R. 2 E. W.M.



Scale 4" = 1 mile

### FINAL PROOF SURVEY

UNDER

Transfer no. 2858

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

IN NAME OF

.....LEWIS C. & LORETTA WRIGHT

Surveyed March 28, 1980, by B.R. SUND.....

PTS-1980-14-A

log



## STATE OF OREGON

COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

PO Box 721

of Ashland

a right to the use of the waters of  
Neff Creek

, State of Oregon, 97520 , has

a tributary of Bear Creek  
irrigation of ~~66.6 acres~~ and domestic use  
0.7

for the purpose of

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 WATER RESOURCES DIRECTOR, in Volume 4 , at page 1 ; that the priority of the  
right thereby confirmed dates from 1861;

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 ~~0.33 cubic feet per~~  
~~second.~~ 0.01 cfs

The point of diversion is located in the SW 1/4, Section 30, T. 39 S., R. 2 E., W. M.,  
700 feet North and 1370 feet East from the SW Corner of Section 30.

A description of the place of use under the right, and to which such right is appurtenant, is as  
follows:

0.7  
25.0 acres SW 1/4 NW 1/4  
25.0 acres NW 1/4 SW 1/4  
10.0 acres NW 1/4 SW 1/4  
0.0 acres SW 1/4 NW 1/4  
Section 30  
T. 39 S., R. 2 E., W. M.

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 6-28-79 and together with certificate of water right  
recorded at page 48663, Volume 42, State Record of  
Water Right Certificates, supersedes certificate 43992.

The issuance of this superseding certificate does not confirm the status of  
the water right in regard to the provisions of ORS 540.610 pertaining to  
forfeiture or abandonment.

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, and is subject to the existing minimum flow policies  
established by the Water WITNESS the signature of the Water Resources Director, affixed  
Policy Review Board.

this date November 23

19 76

James E. Senecca

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 36

page

43992

56332

01065



## STATE OF OREGON

COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. C. AVENT

of Ashland, State of Oregon, 97520, has  
a right to the use of the waters of Neil Creek

a tributary of Bear Creek for the purpose of  
irrigation of 65.9 acres and domestic use

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 WATER RESOURCES DIRECTOR, in Volume 4, at page 1; that the priority of the right thereby confirmed dates from 1861

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 0.82 cubic foot per second

The point of diversion is located in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 30, T. 39 S., R. 2 E., W.M., 700 feet North and 1370 feet East from the SW Corner, Section 30

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

22.9 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
25.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
10.0 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
8.0 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 30  
T. 39 S., R. 2 E., W.M.

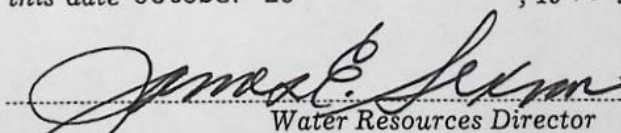
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 43992, Volume 36, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on June 28, 1979, approving transfer application No. 2858.

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

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 Water Resources Director, affixed

this date October 26, 1979.

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 42, page 48663



## STATE OF OREGON

COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

R. C. AVENT

of Ashland

, State of Oregon, 97520 , has

a right to the use of the waters of  
Nefl Creeka tributary of Bear Creek  
irrigation of ~~66.6~~ acres and domestic use  
65.9

for the purpose of

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 WATER RESOURCES DIRECTOR, in Volume 4 , at page 1 ; that the priority of the  
right thereby confirmed dates from 1861;

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 ~~0.83~~-cubic foot per  
second.  
0.82

The point of diversion is located in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 30, T. 39 S., R. 2 E., W. M.,  
700 feet North and 1370 feet East from the SW Corner of Section 30.

A description of the place of use under the right, and to which such right is appurtenant, is as  
follows:

22.9 ~~23.6~~ acres SW $\frac{1}{4}$  NW $\frac{1}{4}$  - 0.7  
T-2858

25.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$ 10.0 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$ 8.0 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$ 

Section 30

T. 39 S., R. 2 E., W. M.

This certificate describes that portion of the water right confirmed by the prior  
certificate recorded at page 43992, Volume 36, State Record of Water Right  
Certificates, NOT modified by the provisions of an order of the Water Resources  
Director entered on June 28, 1979, approving transfer application No. 2858.

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

( We pay \$ 2 - )

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, and is subject to the existing minimum flow policies  
established by the Water Policy Review Board. WITNESS the signature of the Water Resources Director, affixed

this date November 23, 1976.

James E. Sexson

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 36, page 43992.

T-2858

48663

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION OF )  
LEWIS C. & LORETTA A. WRIGHT FOR )  
APPROVAL OF A CHANGE IN PLACE OF USE )  
OF WATER FROM NEIL CREEK )  
-----

ORDER APPROVING  
TRANSFER NO. 2858

On July 20, 1973, an application now in the names of Lewis C. and Loretta A. Wright was filed in the office of the Water Resources Director for approval of a change in place of use of water from Neil Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 43992, Volume 36, State Record of Water Right Certificates, in the name of R. C. Avent, describes a right which includes the use of not to exceed 0.01 cubic foot per second from Neil Creek for irrigation of a certain 0.7 acre in SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 30, Township 39 South, Range 2 East, W.M., with a date of priority of 1861.

Water for the said right is diverted, through the West Side Neil Ditch, from a point located 700 feet North and 1370 feet East from the Southwest Corner of Section 30, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 30.

The applicants herein, owners of the lands above described, propose to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof a certain other 0.7 acre in SW $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 30.

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

No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

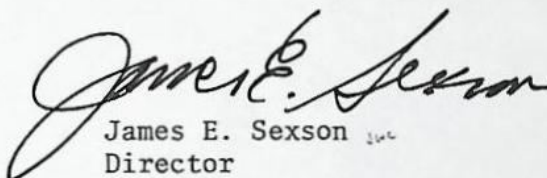
It is FURTHER ORDERED that NO time need be fixed for completion as the change in place of use is completed.

It is FURTHER ORDERED that the certificate recorded at page 43992, Volume 36, 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 applicants herein.

Dated at Salem, Oregon this 28th day of June, 1979.

  
James E. Sexson  
Director

## STATE OF OREGON

COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. C. Avent

of Ashland, State of Oregon, has a right to the use of  
the waters of Neil Creek, a tributary of Bear Creek  
for the purpose of irrigation of 68 acres, and Domestic use

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 1861;

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 0.85 cubic foot per  
second.

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:

25 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$   
25 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
10 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
8 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 30,  
T. 39 S., R. 2 E., W. M.

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, 1949.

CHAS. E. STRICKLIN  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 15963