

George F. & Gladys M. Purcell
2833 Oaklawn,
Ore.

2893

STATUS OF APPLICATION

Change in Point of Diversion
Date filed Aug 29, 1973
Date of hearing _____
Place of hearing _____
Date of order 12-20-73 Vol. 23, page 422-4
Date for application of water 10-1-74 ^{or 10-1-75}
Proof mailed _____
Proof received _____
Certificate issued MAY 24 1974 Vol. 32, page 40356
APR 15 1977 Vol. 36 44290

DESCRIPTION OF WATER RIGHT

Name of stream Umpqua River
Trib. of _____ County of Douglas
Use Irrigation
Quantity of water _____ No. of acres 2⁴⁶
Name of ditch _____
Date of priority MARCH 12, 1951
In name of P. W. George
_____ Adjudication, Vol. _____, page _____
App. No. 25701 Per. No. 20139 Cert. No. 22196
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>8-29-73</u>	<u>20.00</u>	<u>36380</u>
<u>10-17-73</u>	<u>10.00</u>	<u>37848</u>
TOTAL . . .		
<u>12-17-73</u>	<u>3.00</u> Cert. Fee	<u>37849</u>

FEES REFUNDED

Date	Amount	Check No.

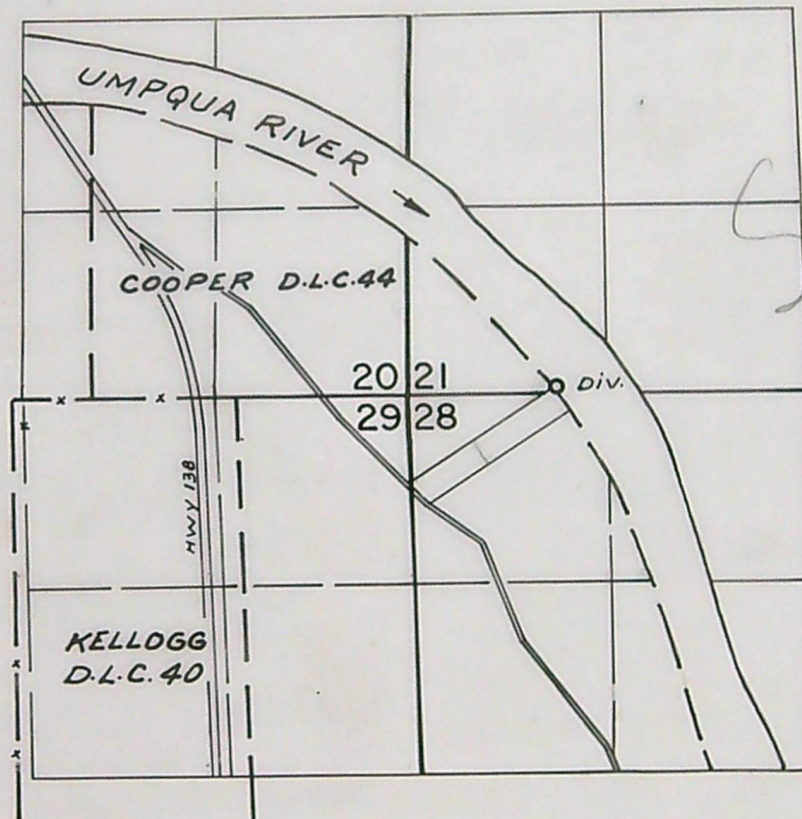
REMARKS

ORIGINAL OF F.P. MAP IN FILE 51166

TRACT #24

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
	Name		<u>WN</u>	
	Stream		<u>WN</u>	
	Pt. of Div.			
	Calendar		<u>WN</u>	
	CHECKED TO RECORDS:			
	Twp. & Rge.		<u>WRE</u>	
	Decree-vault			
	Decree-file			
	Cert. of W/R		<u>WRE</u>	
	Per. folder		<u>WRE</u>	
	Chindex			
	Cross Ref.			
	Power Claim			
	Abstracts			

T.23 S.R.7 W.W.M.



*Superseded
6-2-80*

DIV. LOC: 60' N. & 3750' E. FROM N.W. COR. D.L.C. 40

FINAL PROOF SURVEY
UNDER

TRANSFER NO. 2893

Application No. _____ Permit No. _____
IN NAME OF

GEORGE F. & GLORIA M. PURCELL

Surveyed MAY 13, 1976, by R. MUCKEN

Superseded by

Cert. No. 40356Spec. Or. V. 23, p. 472

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

*George F. & Gloria M. Purcell*This Is to Certify, That ~~P. W. GEORGE~~
*Kellogg Star Route Box 105E*of Oakland, 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
Umpqua Rivera tributary of Pacific for the purpose of
the irrigation of 2.46 acres
under Permit No. 20139 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 March 12, 1951that 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
~~0.66~~ cubic foot per second
0.04or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the ~~NW 1/4 & NE 1/4, Section 20, SW 1/4, Section 21,~~
~~both as projected within James Cooper DLC #44, Township 23 South, Range 7 West, W.M. 5~~
*60' N & 3750' E from the NW cor Kellogg DLC #40*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 $2\frac{1}{2}$ acre feet per acre for each acre irrigated
during the irrigation season 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: ~~4.6 acres in the NE 1/4, as projected within J. Cooper DLC #44~~
~~6.2 acres in the NW 1/4, as projected within J. Cooper DLC #44~~
~~2.8 acres in the SW 1/4, as projected within J. Cooper DLC #44~~
~~12.6 acres in the SE 1/4, as projected within J. Cooper DLC #44~~~~Section 20~~
~~10.4 acres in the SW 1/4, as projected within J. Cooper DLC #44~~
~~Section 21~~~~7.2 acres in the NE 1/4, as projected within J. Cooper DLC #44~~
~~2.4 8.2 acres in the NW 1/4, as projected within J. Cooper DLC #44~~
~~0.6 acres in the SE 1/4, as projected within J. Cooper DLC #44~~
~~Section 28~~

Township 23 South, Range 7 West, W. M.

This certificate is issued to confirm a change in ~~place of use and~~ point of diversionapproved by an order of the Water Resources Director entered Dec 20, 1973,*together with cert 40356*and supersedes certificate of water right issued to 22196this 7th day of MARCH, 1974

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22196.

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION
OF GEORGE F. PURCELL AND GLORIA
M. PURCELL FOR THE APPROVAL OF A
CHANGE IN POINT OF DIVERSION OF
WATER FROM UMPQUA RIVER

ORDER APPROVING
TRANSFER NO. 2893

On August 29, 1973, George F. Purcell and Gloria M. Purcell filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to P. W. George and recorded at page 22196, Volume 16, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.66 cubic foot per second of water from Umpqua River for the irrigation of, among other lands, 0.06 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21 and 2.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Township 23 South, Range 7 West, W.M., with a date of priority of March 12, 1951. These lands are irrigated from a point of diversion located 250 feet North and 1160 feet East from the Southwest corner of Section 21, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21, Township 23 South, Range 7 West, W.M.

The applicants herein, owners of the lands above described, propose to irrigate these lands from a point of diversion to be located 90 feet North and 1310 feet East from the Southwest corner of Section 21, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21, Township 23 South, Range 7 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. M. John Youngquist, Watermaster of District No. 15, 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 Umpqua River, to wit:

From a point located 250 feet North and 1160 feet East from the Southwest corner of Section 21, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 23 South, Range 7 West, W.M.

To a point to be located 90 feet North and 1310 feet East from the Southwest corner of Section 21, being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 23 South, Range 7 West, W.M.

for the irrigation of 0.06 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21, and 2.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Township 23 South, Range 7 West, W.M., with a date of priority of March 12, 1951, 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 0.04 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 headgates 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 certificate of water right heretofore issued to P. W. George and recorded at page 22196, Volume 16, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion a certificate of water right shall be issued to George F. and Gloria M. Purcell confirming the change in point of diversion.

Dated at Salem, Oregon, this 20th day of December, 1973.

/s/ CHRIS L. WHEELER
State Engineer