

2663 Donald W Wren
1820 Grand Avenue
SAN Diego, California 92109

2669

STATUS OF APPLICATION

Change in Point of Diversion
Date filed June 29, 1972
Date of hearing Nov. 28, 1978
Place of hearing Medford
Date of order 12-13-78 Vol. 31, page 479
Date for application of water 10-1-80
Proof mailed _____
Proof received _____
Certificate issued JAN 19 1979 Vol. 40, page 47175
JUN 6 1986 49 54478

to survey 11/80

DESCRIPTION OF WATER RIGHT

Name of stream Rogue River
Trib. of _____ County of JACKSON
Use Irrigation
Quantity of water _____ No. of acres 10
Name of ditch Allen ditch
Date of priority November 19, 1925
In name of Robert R. Dawson
_____ Adjudication, Vol. _____, page _____
App. No. 10480 Per. No. 7035 Cert. No. 9473
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>6/29/72</u>	<u>25.00</u>	<u>29400, 29401</u>
<u>6-29-72</u>	<u>40.00 PAN</u>	<u>29401</u>
TOTAL . . .		
	<u>\$1 Cert. Fee</u>	

Medford Mail Tribune \$30.00 pd 10/31/78 Ch # 2769

FEES REFUNDED

Date	Amount	Check No.
<u>10-31-78</u>	<u>10.00</u>	<u>2768</u>

EX 15-
DOD 10-
POL 30-
55-

REMARKS

CARD FOR C NOV 4 1980

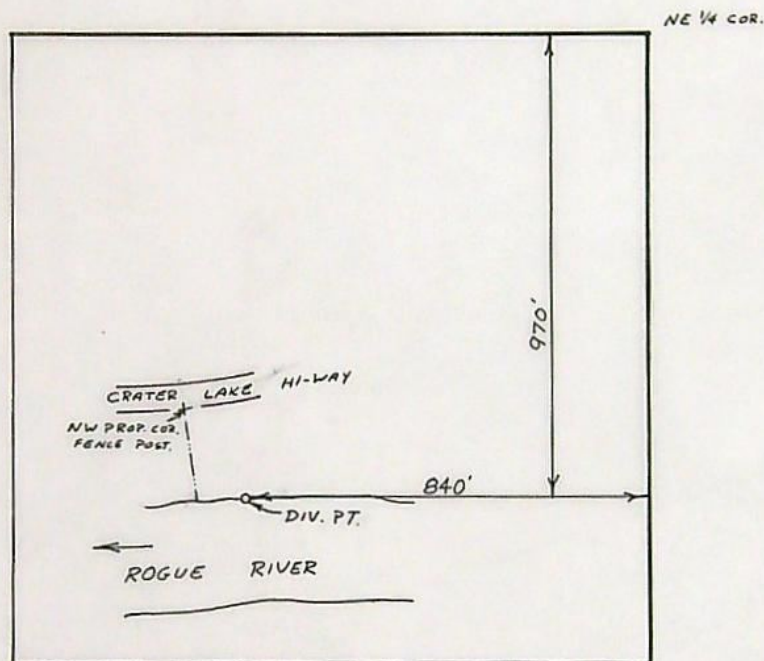
See also "A-31"
T-2632
T-3301

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

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

SEC. 3

NE 1/4 NE 1/4



SCALE : 1"=400'

FINAL PROOF SURVEY
UNDER

Transfer no. 2669

Application No. Permit No.
IN NAME OF

.....DONALD W. WREN.....

Surveyed Sept. 10, 1981, by Bruce R. Sund

STATE OF OREGON
COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This is to Certify, That **ROBERT R. DAWSON**

of **Trail**, 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 **Irrigation** for the purpose of

under Permit No. **7035** 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 **November 19, 1925;**

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 **0.1 cubic foot per second.**

The point of diversion is located in the **NE $\frac{1}{4}$ NE $\frac{1}{4}$** of Section **8**, Township **34S**, Range **1W**, W. M. The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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 in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such right is appurtenant (if for irrigation or any other purpose), is as follows: **1 acre in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 2, and 6.6 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 8, Township 34 South, Range 1 West, Willamette Meridian, in Jackson County, Oregon.**

Ch. Pt. of Div. for 1.3 Ac. Sp. On Vol. 12 p. 412

The right to the use of the water for any purpose is restricted to the lands or place of use herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of any federal power license issued in connection with this right, and after not less than two years notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have the right to take over the dams, plants and other structures and all appurtenances thereto which have been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon condition that before taking possession the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and dependable property of the holder of this certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of section 5728, Oregon Laws.

WITNESS the signature of the State Engineer,

affixed this **28th** day
of **January**, 19**32**

CHAS. E. STRICKLIN

State Engineer.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF DONALD W. WREN FOR APPROVAL OF)
A CHANGE IN POINT OF DIVERSION OF)
WATER FROM ROGUE RIVER)

ORDER APPROVING
TRANSFER NO. 2669

On June 29, 1972, an application was filed in the office of the Water Resources Director by Donald W. Wren for approval of a change in point of diversion from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 9473, Volume 9, State Record of Water Right Certificates, in the name of Robert R. Dawson, describes a right which includes the use of not to exceed 0.012 cubic foot per second from Rogue River for irrigation of a certain 0.9 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, Township 34 South, Range 1 West, W.M., with a date of priority of November 19, 1925.

The authorized point of diversion of record for said right is located 990 feet South and 285 feet West from the Northwest Corner of Section 3, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, Township 34 South, Range 1 West, W.M.

The applicant herein, owner of the lands above described, is seeking approval of a change in point of diversion, without loss of priority, to an existing point of diversion located 1085 feet South and 915 feet West from the Northeast Corner of Section 3, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, Township 34 South, Range 1 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), 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 October 3, 10, and 17, 1978.

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 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 requested change in point of diversion, as described herein, without loss of priority, is approved.

V31, P479

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.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment 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;

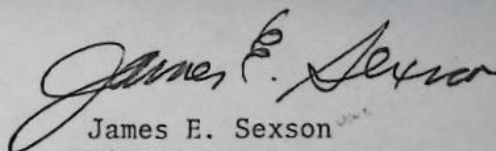
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1980.

The order of the Water Resources Director entered September 15, 1978, approving transfer application No. 3301, provided for cancellation of the certificate of water right recorded at page 9473, Volume 9, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer proceedings; therefore,

It is FURTHER ORDERED that the portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered September 15, 1978, approving transfer application No. 3301; and upon receipt of 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 13th day of December, 1978.


James E. Sexson
Director

21150

NOTICE OF WATER RIGHT TRANSFER
APPLICATION NO. 2669

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Donald W. Wren for approval of a change in point of diversion from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 9473, Volume 9, State Record of Water Right Certificates, in the name of Robert R. Dawson, describes a right which includes the use of not to exceed 0.012 cubic foot per second from Rogue River for irrigation of 0.9 ac in NE 1/4 NE 1/4 of Sec 3, T 34S, R 1W, WM, with a date of priority of Nov. 19, 1925.

The authorized point of diversion of record for said right is located 990 ft S & 285 ft W from the NE Corner of Sec 3, being within the NE 1/4 NE 1/4 of Sec 3, T 34S, R 1W, WM.

The applicant herein, owner of the lands above described, is seeking approval of a change in point of diversion, without loss of priority, to an existing point of diversion located 1085 ft S & 915 ft W from the NE Corner of Sec 3, being within the NE 1/4 NE 1/4 of Sec 3, T 34S, R 1W, WM.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Oregon, on November 28, 1978, 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 Donald W. Wren, 24690 Hwy 62, Trail, OR 97541; and one copy filed with the Water Resources Department, Salem, OR 97310, together with a \$10 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 WATER RESOURCES DIRECTOR WITHOUT A HEARING. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Department upon request.

Dated at Salem, Oregon this 29th day of September, 1978.

James E. Sexson
Director

Affidavit of Publication

State of Oregon,

County of Jackson

ss.

1. Joann Alldredge, 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 Water Right Transfer App. #2669

Donald Wren, 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 October 3, 10, 17, 1978

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

Subscribed and sworn to before me this 17th day of October, 1978

RECEIVED

OCT 18 1978

WATER RESOURCES DEPT.
SALEM, OREGON

My Commission expires 21st day of May, 1981

NOTARY PUBLIC FOR OREGON