

2729

2729 Mrs. J. H. Klope
Rt. 1, Box 32
Bridle, Ore. 97269

STATUS OF APPLICATION

Change in Place of Use
 Date filed Nov. 3, 1972
 Date of hearing _____
 Place of hearing _____
 Date of order 2-1-73 Vol. 22, page 428
 Date for application of water October 1, 1971
 Proof mailed _____
 Proof received _____
 Certificate issued 5-31-73 Vol. 31, page 39216

AUG 30 1976 Vol. 35 Page 43519

DESCRIPTION OF WATER RIGHT

Name of stream Council Creek
 Trib. of _____ County of Douglas
 Use Irrigation & Domestic
 Quantity of water 0.024 cfs No. of acres _____
 Name of ditch _____
 Date of priority Nov. 15, 1948
 In name of (Mrs.) J. H. Klope
 _____ Adjudication, Vol. _____, page _____
 App. No. 23525 Per. No. 18582 Cert. No. 19886
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>11-3-72</u>	<u>30.00</u>	<u>31332</u>
TOTAL . . .		
<u>1-17-73</u>	<u>3.00</u> Cert. Fee	<u>32150</u>

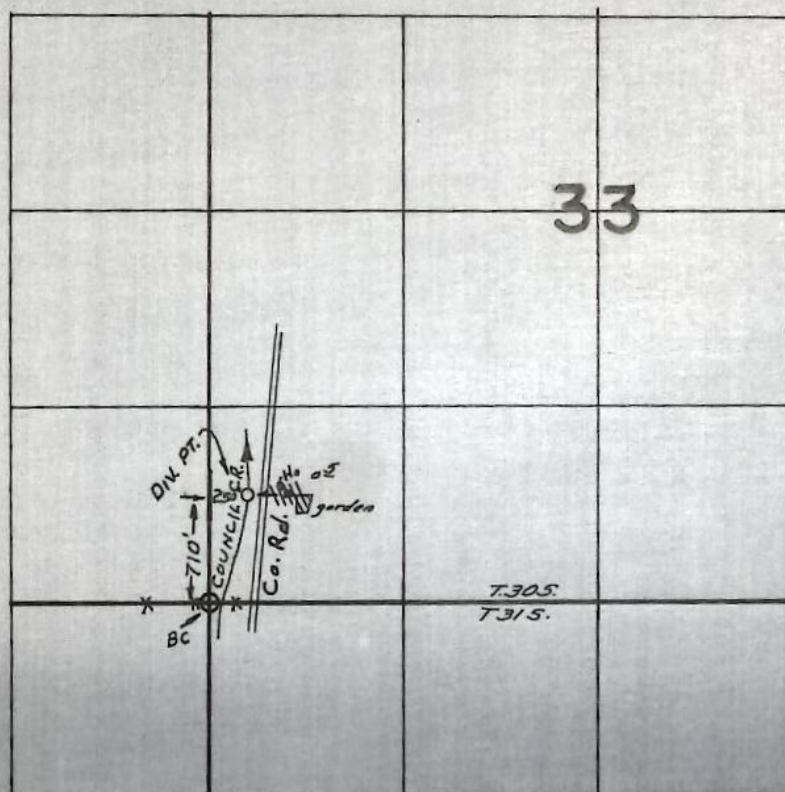
FEES REFUNDED

Date	Amount	Check No.

REMARKS

INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name	<u>st</u>	_____
<input checked="" type="checkbox"/>	Stream	<u>st</u>	_____
<input checked="" type="checkbox"/>	Trib. of Div.	_____	_____
<input checked="" type="checkbox"/>	Calendar	_____	_____
CHECKED TO RECORDS:			
<input checked="" type="checkbox"/>	Twp. & Rge.	<u>db</u>	_____
<input checked="" type="checkbox"/>	Decree-vault	_____	_____
<input checked="" 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 checked="" type="checkbox"/>	Covindex	_____	_____
<input checked="" type="checkbox"/>	Cross Ref.	_____	_____
<input checked="" type="checkbox"/>	Power Claim	_____	_____
<input checked="" type="checkbox"/>	Abstracts	_____	_____

T30S R6W WM



FINAL PROOF SURVEY
UNDER

TRANSFER
Application No. 2729 Permit No. _____
IN NAME OF

Mrs. J. H. Klope

Surveyed July 11, 1974, by L. H. Nunn

reduced by

Permit No.

39216

S. Sp. Cr. V. 22 p. 478

STATE OF OREGON

COUNTY OF DOUGLAS TO YTHUOD

CERTIFICATE OF WATER RIGHT

This Is to Certify, That (MRS.) J. H. KLOPE

of Route 1, Box 32 - Riddle, State of Oregon 97469, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Council Creek

a tributary of Cow Creek for the purpose of irrigation and domestic, being 0.017 c.f.s. for irrigation and 0.01 c.f.s. for domestic under Permit No. 18582 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 15, 1948

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

0.021 c.f.s.,

0.017

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, T. 30 S., R. 6 W., W. M.

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 1/70th 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 3 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season from April 1st to October 1st 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:

Dom. & 0.5
1.0-acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33
T. 30 S., R. 6 W., W. M.

This certificate is issued to confirm a change in place of use approved by an order of the State Engineer entered Feb 1 1973, and supersedes certificate of water right issued to above and recorded at page 19886, Volume 14, State Record of Water Right Certificates.

WITNESS the signature of the State Engineer, affixed

this 30th day of September, 19 52

CHAS. E. TRIGLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19886

43549

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That (MRS.) J. H. KLOPE

of Route 1, Box 32 - Riddle, 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
Council Creek

a tributary of Cow Creek

for the purpose of

irrigation and domestic, being ~~0.014 c.f.s. for irrigation and 0.01 c.f.s. for domestic~~
under Permit No. 18582 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 15, 1948

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

0.021 c.f.s.

0.007

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, T. 30 S., R. 6 W., W. M.

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 1/70th 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 3 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the
irrigation season from April 1st to October 1st 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:

0.5

~~1.0~~ acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33
T. 30 S., R. 6 W., W. M.

Certificate of water right issued to Mrs. J. H. Klope and recorded at page 19886,
Volume 14, State Record of Water Right Certificates, confirms the right to the use of
water for irrigation of 1.0 acres ^{and domestic.} A change in the right to the use of water
appurtenant to 0.5 acres ^{and domestic} was approved by order of the State Engineer entered Feb 1,
1973. This certificate is issued to confirm the remaining right to the use of water for
irrigation and supersedes the certificate heretofore issued to Mrs. J. H. Klope.

this 30th day of September, 19 52

CHAS. E. TRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19886

39216

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF MRS. J. H. KLOPE FOR THE AP-)
PROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM COUNCIL CREEK)

ORDER APPROVING
TRANSFER NO. 2729

On November 3, 1972, Mrs. J. H. Klope filed an application in the office of the State Engineer for the approval of a change in place of use of water from Council Creek, pursuant to the provisions of ORS 540.510 to 540.530.


Certificate of water right issued to Mrs. J. H. Klope and recorded at page 19886, Volume 14, State Record of Water Right Certificates, confirms a right to the use of 0.024 cubic foot per second of water from Council Creek for the irrigation of, among other lands, 0.5 acre and domestic use lying West of the county road in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 30 South, Range 6 West, W.M., with a date of priority of November 15, 1948.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 0.5 acre and domestic use lying East of the county road in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 30 South, Range 6 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 irrigation of 0.5 acre and domestic use lying West of the county road in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 30 South, Range 6 West, W.M., with a date of priority of November 15, 1948, be severed therefrom and simultaneously and without loss of priority, transferred to 0.5 acre and domestic use lying East of the county road in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 30 South, Range 6 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1971.

It is FURTHER ORDERED that certificate of water right heretofore issued to Mrs. J. H. Klope and recorded at page 19886, Volume 14, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to Mrs. J. H. Klope confirming the extent to which the water has been applied beneficially and covering the balance of the lands not involved in this proceeding.

Dated at Salem, Oregon, this 1st day of February, 1973.

CHRIS L. WHEELER
State Engineer

00% COTTON FIBER
UNIONSKIN
OLD COUNCIL TREE

