

STATUS OF APPLICATION

Change in point of diversion
 Date filed 6-10-75
 Date of hearing _____
 Place of hearing _____
 Date of order 2-20-76 Vol. 26, page 404
 Date for application of water 10-1-76
 Proof mailed _____
 Proof received JUL 3 1979
 Certificate issued _____ Vol. 41, page 48234

Survey 9/76
6-19-79 JS

REMARKS

DESCRIPTION OF WATER RIGHT

Name of stream Alalla Creek
 Trib. of _____ County of Douglas
 Use irrigation
 Quantity of water 0.19 cfs No. of acres 15²
 Name of ditch _____
 Date of priority Oct 9, 1944
 In name of Walter C. Wilson
 _____ Adjudication, Vol. _____, page _____
 App. No. 20519 Per. No. 16021 Cert. No. 16895
 Certificate cancelled _____
 Notation made on record by _____
3-15-76 WJO

FEES PAID

Date	Amount	Receipt No.
<u>6-10-75</u>	<u>30.00</u>	<u>47757</u>
TOTAL . . .		
<u>5-3-79</u>	<u>2.00</u> Cert. Fee	<u>10683</u>

FEES REFUNDED

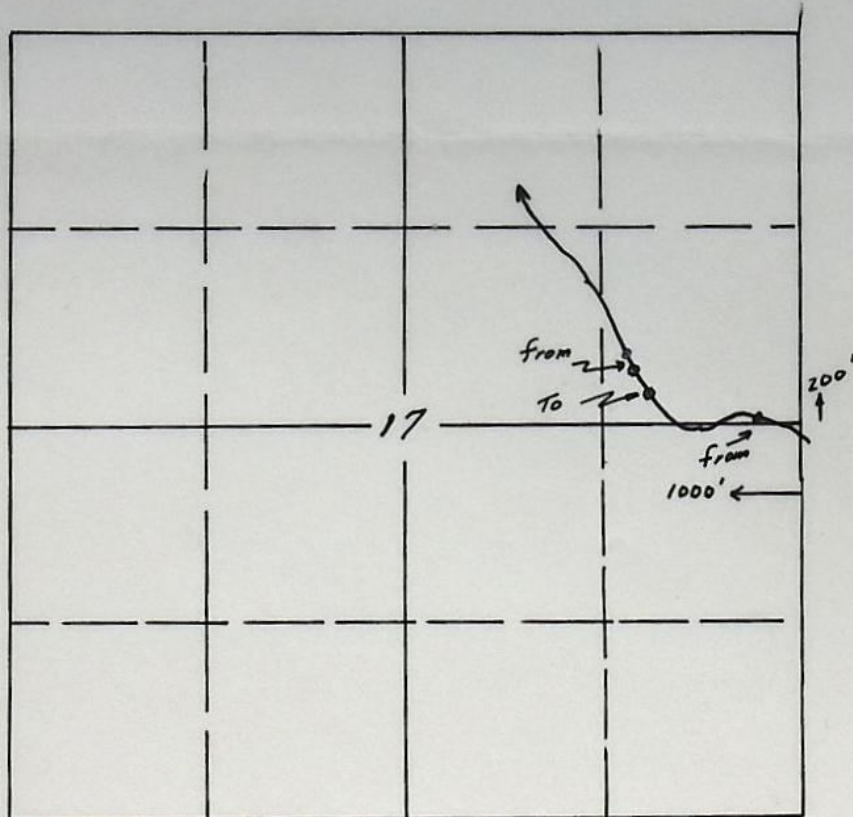
Date	Amount	Check No.

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

RECEIVED

JUN 10 1975

STATE ENGINEER
SALEM, OREGON



T295

R7W W.M.

4" = 1 mile

T-3260

m/f.

OK/MT
State Finance Dept. 20041
NEED \$2.00STATE OF OREGON
COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That PAUL MINER
WALTER C. WILSON
of STAR Route 2, Box 80
of Brockway WINSTON, State of Oregon 97496, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Ollala Creek of 15.2 acres
a tributary of South Umpqua River LOOKINGGLASS CREEK for the purpose of
irrigation
under Permit No. 16021 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 October 9, 1944

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
0.19 cubic foot per second, *if available at the original point of diversion;*

*SE NE Sec 17 T 29 S R 7 W W M, No. 1 - 450' N & 1120' W, No. 2 - 60' N & 280' W
both from the E 1/4 Cor Sec 17*

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the SE 1/4 NE 1/4, Section 17, Township 29 South, Range 7
West, W. M. *BEING 150 ft W AND 950 ft W from E 1/4 Cor Sec 17*

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-eighth 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 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:

15.2 acres in the SE 1/4 NE 1/4
Section 17
T. 29 S., R. 7 W., W. M.

This certificate is issued to confirm a change in point of diversion approved
by an order of the WRD entered FEB 20 1976 and supersedes certificate of water right
recorded on Page 16895, Volume 14, SRWRC.

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

48234

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT FOR

679-8934

County Douglas

2. Source of Supply Olalla Creek, Trib. of Lookingglass Creek

4. Use irrigation

5. Proposed Point of Diversion ~~200 ft. N. and 1000 ft. W.~~ ^{150 N} ^{750 W} from the E $\frac{1}{4}$ corner of
Sec. 17, ~~being within~~ the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 29 S., R. 7 W., W.M.

6. Place of Use DATE FOR APPLICATION OF WATER: 10/1/76

[illegible]

Info: Paul Miner

Div: Pumps direct from Olalla Creek

Pump & Motor Marathon 3 hp @ 3460 rpm
Berkeley CDD 2" x 2"

$$\begin{array}{l} @ 40 \text{ psi} \\ 0.16 \\ \frac{3 \times 6.6}{10 + 104.3} = 0.18 \text{ f/s} \end{array}$$

Pipe: 600' 3" steel
440' 2" alum

Heads: 20 RB 30 $\frac{5}{32} \times \frac{3}{32}$ (13 mat)

$$\frac{1.3 \times \frac{6.11}{450}}{450} = 0.18 \text{ f/s}$$

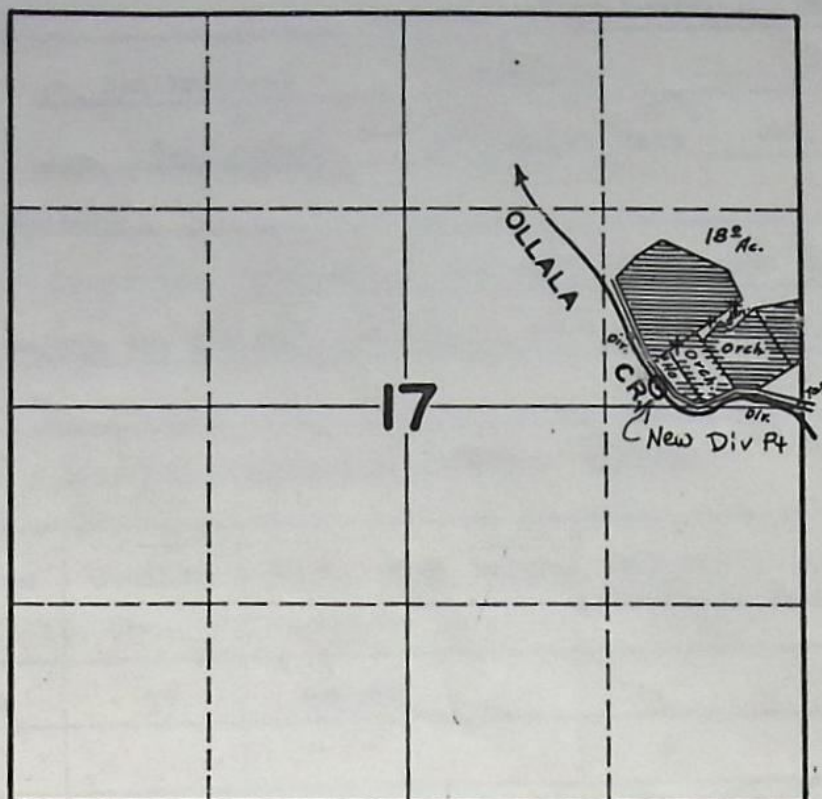
Lift: +10' +25'

Crop: Hay & Pasture

tie: Chain Survey

Steve Donaldson
11-3-78 FE

T.29S.R.7W.W.M.



New Div Pt Located: 150' N & 950' W from E 1/4 cor. Sec. 17

FINAL PROOF SURVEY

UNDER

TRANSFER No. 3260

Application No. 20519 Permit No. 16021

IN NAME OF

WALTER C. WILSON

Surveyed JUNE 5, 1947, by JAS. E. BUNNELL

RECEIVED

JUN 10 1975

STATE ENGINEER
SALEM, OREGON

T-3260

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Paul Miner

(Name of applicant)

of Star Route, Box 80, Winston
(Postoffice)

County of Douglas

State of Oregon

, do hereby make application for change in point of

diversion

(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Olalla Creek

(Name of stream)

2. The use to which the water is applied is irrigation

(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is _____

4. The point of diversion is located 450 350 1120
60 ft. N. and 280 ft. W. from the E $\frac{1}{4}$
(N. or S.) (E. or W.)

corner of Section 17
(Section or subdivision)

being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 17 Tp. 29S. R. 7W. W. M., in the County of Douglas
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
29S.	7W.	17				15.2												

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? yes

(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? yes

8. What is the date of priority of your water right? October 9, 1944

9. Was your water right acquired by State Engineer's Permit? yes If so, give number
(Yes or No)

of permit 16021

10. Do you hold a water right certificate? yes If so, give number of certificate 16895
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?
no If so, give title of proceedings
(Yes or No)

12. Is the water right recorded in your name? No - Walter C. Wilson
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located 200 ft. N. and 1000 ft. W. from the E $\frac{1}{4}$
(N. or S.) (E. or W.)
corner of Sec. 17 being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17 Tp. 29S. R. 7W. W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Douglas The name of the ditch to be used is

15. Are you the owner of the land on which the proposed point of diversion is to be located? yes

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion? No

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Loan	U.S. National Bank	\$4,000.

20. Reasons for the proposed changes are To facilitate irrigation of all
lands from one pump.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Douglas

ss.

I, Paul Miner, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 3 day of June, 1975

Paul Miner
(Name of applicant)

Subscribed and sworn to before me this 3 day of June, 1975

[Notarial Seal]

Elaine M. Youngquist
NOTARY PUBLIC FOR OREGON

My commission expires 8/4/78

Remarks

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION OF)
PAUL MINER FOR THE APPROVAL OF A)
CHANGE IN POINT OF DIVERSION OF)
WATER FROM OLALLA CREEK)

ORDER APPROVING
TRANSFER NO. 3260

On June 10, 1975, Paul Miner filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Olalla Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Walter C. Wilson and recorded at Page 16895, Volume 14, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.19 cubic foot per second of water from Olalla Creek for the irrigation of 15.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, Township 29 South, Range 7 West, W.M., with a date of priority of October 9, 1944. These lands are irrigated from points of diversion located (1) 450 feet North and 1120 feet West, and (2) 60 feet North and 280 feet West, both from the East quarter-corner of Section 17, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 17, Township 29 South, Range 7 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 200 feet North and 1000 feet West from the East quarter-corner of Section 17, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, Township 29 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 is no intervening diversion.

Mr. 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 Olalla Creek, to wit:

From points located (1) 450 feet North and 1120 feet West and (2) 60 feet North and 280 feet West, both from the East quarter-corner of Section 17, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, Township 29 South, Range 7 West, W.M.

To a point to be located 200 feet North and 1000 feet West from the East quarter-corner of Section 17, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, Township 29 South, Range 7 West, W.M.,

for the irrigation of 15.2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, Township 29 South, Range 7 West, W.M., with a date of priority of October 9, 1944, 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, 1976.

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 0.19 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.

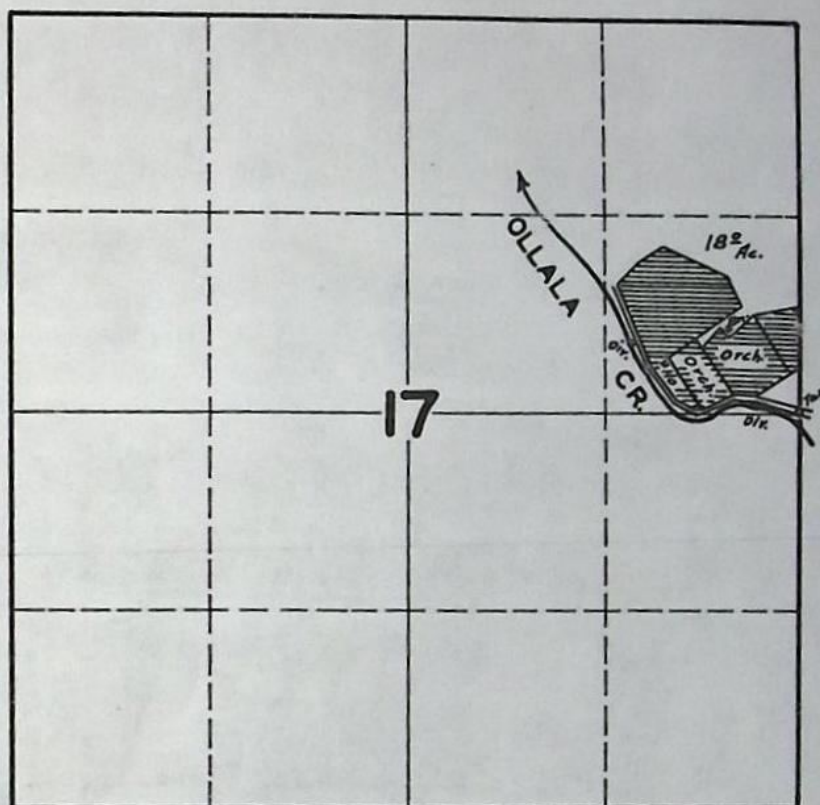
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Walter C. Wilson and recorded at Page 16895, Volume 14, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Paul Miner confirming the change in point of diversion.

Dated at Salem, Oregon, this 20th day of February, 1976.

JAMES E. SEXSON
Director

T.29S.R.7W.W.M.



FINAL PROOF SURVEY
UNDER

Application No. 20519 Permit No. 16021

IN NAME OF

WALTER C. WILSON

Surveyed JUNE 5, 1947, by JAS. E. BUNNELL

Transfer No. 3260

NOTICE OF COMPLETION OF CONSTRUCTION

I, Paul M. Miner ^{MINER}, hereby certify

that the construction work has been completed and the change in
point of diversion of water made as set forth in the order of
the ~~State Engineer~~ ^{WATER RESOURCES DEPARTMENT} dated Sept. 6, 1976, approving an appli-
cation for a change in point of diversion of water from _____

O'alla Creek.

Sept. 7, 1976
Date

Paul M. Miner
Name

RECEIVED

SEP-8 1976

WATER RESOURCES DEPT.
SALEM, OREGON

T-3260

March 1, 1976

Mr. Paul Miner
Star Route, Box 80
Winston, Oregon 97496

Dear Mr. Miner:

Enclosed is a certified copy of the order of the Water Resources Director approving your application for a change in point of diversion of water from Olalla Creek.

Also enclosed is a notice of completion of construction which should be dated, signed and returned to this office when the change has been completed. According to the terms of the order this should be done on or before October 1, 1976.

Sincerely,

Trevor Jones, Administrator
Water Rights Division

TJ:whh

cc: M. John Youngquist, Watermaster, District No. 15

STATE OF OREGON

INTEROFFICE MEMO

TO: Trevor Jones

DATE: February 19, 1976

FROM: M. John Youngquist

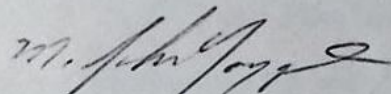
SUBJECT: Transfer #3260 in the name of Paul Miner

Dear Mr. Jones:

Mr. Miner has used his proposed point of diversion and, in my opinion, pumping from his proposed point of diversion does not injure any existing rights of record. I feel Provision #2 as stated in the Watermasters' Manual relating to measuring devices should be incorporated in the order.

Please contact me if you have any questions.

Yours truly,



M. John Youngquist
Watermaster

MJY/gf

RECEIVED
FEB 23 1976
WATER RESOURCES DEPT.
SALEM, OREGON

February 12, 1976

20519
T-3260

Paul Miner
Star Route, Box 80
Winston, Oregon

Dear Mr. Miner:

Your application for a change in point of diversion of water from Olalla Creek received in June of 1975 was filed as transfer number 3260. The map and fees of \$30.00 were also received.

I apologise for the long delay in responding to your application. The application is in satisfactory form and will be placed in the next group to be considered for approval.

Sincerely;

Wayne J. Overcash
Water Rights Engineer

WJO:fg
cc: John Youngquist