

3283

DESCRIPTION OF WATER RIGHT

FEES PAID

Name of stream Applegate River
Trib. of _____ County of Jackson
Use irrigation
Quantity of water _____ No. of acres 5 6
Name of ditch _____
Date of priority Dec 16, 1953
In name of F. C. Preston, Jr
_____, Adjudication, Vol. _____, page 4038
App. No. 28938 Per. No. 22765 Cert. No. 2255

Certificate cancelled

Notation made on record by

Date	Amount	Receipt No.
7-16-75	35.00	48510
TOTAL . . .		
12-9-75	4.00 Cert. Fee	50603

FEES REFUNDED

Date	Amount	Check No.
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REMARKS

W.R.I.S.

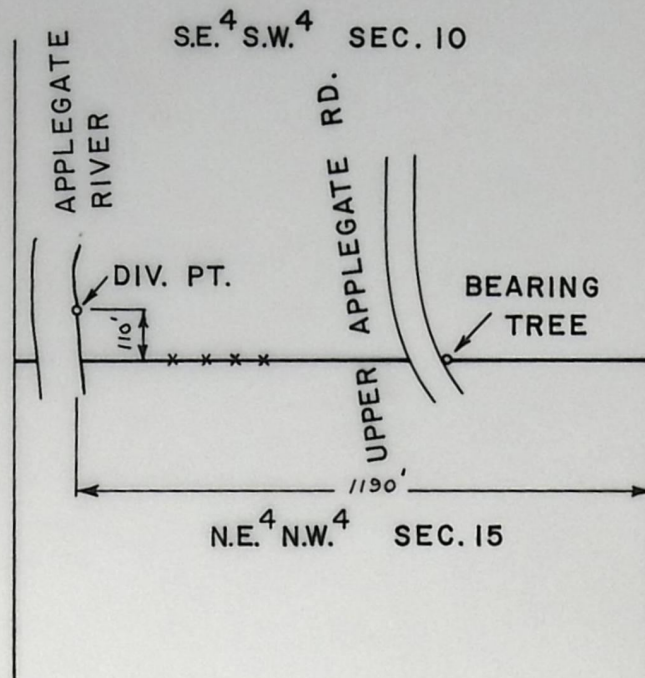
Assembled 6/13/85 by CLH

Entered _____ by _____

Verified _____ by _____

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

T. 39 S., R. 3 W., W.M.



SCALE : 1" = 400 FT.

FINAL PROOF SURVEY
UNDER

Transfer No. 3283

Application No. Permit No.

IN NAME OF

DION A. & GLENNA WHEELIS

Surveyed APR. 24 1979, by B. SUND

D.H.M.

P.T.S. - 1979 - 14 - A

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION }
OF WINIFRED P. WALSH FOR THE }
APPROVAL OF A CHANGE IN POINT OF }
DIVERSION OF WATER FROM APPEGATE }
RIVER }

ORDER APPROVING
TRANSFER NO. 3283

On July 16, 1975, Winifred P. Walsh filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Applegate River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to F. C. Preston, Jr., and recorded at Page 40384, Volume 32, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.20 cubic feet per second of water from Applegate River for the irrigation of, among other lands, 5.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 39 South, Range 3 West, W.M., with a date of priority of December 16, 1953. These lands are irrigated from a point of diversion located 725 feet North and 1125 feet West from the South quarter-corner of Section 10, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 39 South, Range 3 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 300 feet North and 1180 feet West from the South quarter-corner of Section 10, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 39 South, Range 3 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. David C. Hendrix, Watermaster of District No. 13, 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 Applegate River, to wit:

From a point located 725 feet North and 1125 feet West from the South quarter-corner of Section 10, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 39 South, Range 3 West, W.M.

To a point to be located 300 feet North and 1180 feet West from the South quarter-corner of Section 10, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 39 South, Range 3 West, W.M.

for the irrigation of 5.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 39 South, Range 3 West, W.M., with a date of priority of December 16, 1953, 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 0.07 cubic feet 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 head-gates 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 F. C. Preston, Jr., and recorded at Page 40384, Volume 32, 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 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 Winifred P. Walsh confirming the change in point of diversion.

Dated at Salem, Oregon, this 22nd day of December, 1975.

/s/JAMES E. SEXSON
Director

: POD
POU
USE
Add'1 POD

County Jackson

1. Name Dion A. + Glenna Wheelis
Address 4008 Applegate Rd., Jacksonville, 97530

2. Source of Supply Applegate River, Trib of _____

4. Amount of Water 0.20 cfs Priority Date Dec. 16, 1953

6. Completion Date extended to 10-1-77

7. Place of Use:

[illegible]

FINAL PROOF ON

APPLICATION No.

PERMIT No.

SURFACE WATER IRRIGATION TR-3283

INFO: NAMES: FRED KAUFMAN JR. (NEW OWNER)

ADDRESS: 4008 APPLGATE RD.
JACKSONVILLE, OR 97530

TALKED TO: MRS. KAUFMAN

SOURCES: APPLGATE RIVER

SYSTEM: PUMP DIRECTLY FROM RIVER TO IRRIGATE
FIELD

PUMP: MAKE: BERKELEY

TYPE: CENTR.

SUCTION SIZE: 1 1/2"

DISCHARGE SIZE: 1"

MODEL No.: -

RATING: -

$$\frac{3(6.61)}{114+16} = 0.15 \text{ c.f.s.}$$

$$\frac{15(4.7)}{450} = 0.16 \text{ c.f.s.}$$

MOTOR: MAKE: CENTURY

TYPE: ELEC.

HP: 3

RPM: 3800

CONNECTED DIRECT OR PULLEYS: DIRECT

SPRINKLER SYSTEM: -

MAINLINE: NO. FEET: 640'

SIZE: 3"

TYPE: ALUM.

LATERALS: NO. FEET: 300

SIZE: 2"

TYPE: AL.

SPRINKLERS: NO. HEADS: 15

MAKE: RB

MODEL #: 20

NOZZLE SIZES: 5/32"

MAXIMUM: 15

IN OPERATION: MEAN PRESSURE: -

NO. OF HEADS: -

LIFT: SUCTION: 6'

DISCHARGE: 10'

USE: PASTURE

DIVERSION: DIRECT: DIRECT

STRUCTURE: NONE

TIE: MONUMENTS: 1/4 COR SEC. 9/10 6 1/2 CHS. E. (395.3W.)

SURVEYED ON: PTS-1979-14-A

Bruce R. Sand

FIELD ENGINEER

DATE: 4-24-79

NOTE:

10-40-3
11-30-2
6-40-3

RECEIVED

JUL 16 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3283

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Winifred P. Walsh

(Name of applicant)

c/o Ramsay Realty

of 7604 Highway 238, Jacksonville, County of Jackson

(Postoffice)

State of Oregon 97530, 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 Applegate River

(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 pump.

4. The point of diversion is located 725 ft. N. and 1125 ft. W. from the S $\frac{1}{2}$

(N. or S.)

(E. or W.)

corner of Section 10 being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$

(Section or subdivision)

of Section 10 Tp. 39 S. R. 3 W. W. M., in the County of Jackson.

(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 $\frac{1}{4}$
39 S.	3 W.	10												5.6				

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? December 16, 1953.

9. Was your water right acquired by State Engineer's Permit? Yes. If so, give number

(Yes or No)

of permit 22765.

10. Do you hold a water right certificate? Yes. If so, give number of certificate 40384
(Yes or No) 22553

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

no. If so, give title of proceedings none.
(Yes or No)

12. Is the water right recorded in your name? No, F. C. Preston, Jr.
(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 300 ft. N. and 1180 ft. W. from the SE $\frac{1}{4}$
(N. or S.) (E. or W.)
corner of Sec. 10 being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10 Tp. 39 S R. 3 W. W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Jackson. The name of the ditch to be used is pipeline.

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.? yes
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are to put diversion point on owners property.

UNITED MEXICAN STATES)
STATE OF SINALOA)
CITY OF MAZATLAN)
CONSULATE OF THE UNITED)
STATES OF AMERICA)

AFFIDAVIT OF APPLICANT

~~STATE OF OREGON~~

~~COGUE~~

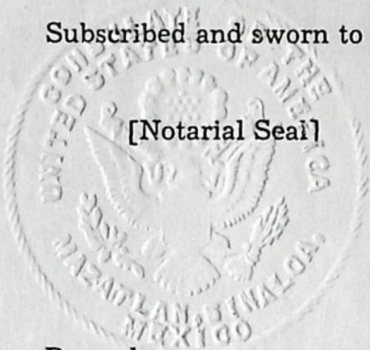
SS.

I, Winifred P. Walsh, 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 2nd day of July, 1975.

x Winifred P. Walsh
(Name of applicant)

Subscribed and sworn to before me this 2nd day of July, 1975.



[Notarial Seal]

Donald E. Parker
Donald E. Parker

Vice Consul of the United States of America

~~My commission expires~~

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.

APPLICATION FOR EXTENSION OF TIME

To the State Engineer of Oregon:

I, Doin A. Wheelis (was Winifred P. Walsh)
of 4008 Applegate Rd. -- Jacksonville, State of Oregon 97530

do hereby make application for an extension of time within which to make
complete application of water to beneficial use.

Under the terms of an order of the State Engineer, dated
Dec. 22, 1975, approving my application for a change in
Point of diversion, complete application of
water is required to be made on or before Oct. 1, 1976.

I have used water to the following extent: (If water is used for
irrigation, give number of acres irrigated. If for purposes other than
irrigation, give the quantity of water used.)

I have irrigated approx. 1.5 acres by using a 1.0
H.P. electric motor and a 2.0" X 1.5" centrifugal
pump.

I am unable to make complete application of water within the
required time for the following reasons, to-wit:

because I have been remodeling home and have used
most of my financial resources for this, but desire
to purchase a larger pumping system by next spring.

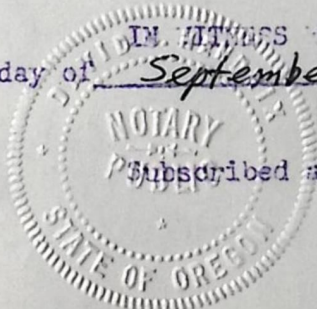
and request that the time for complete application of water be extended
to Oct. 1, 1977.

AFFIDAVIT OF APPLICANT

STATE OF Oregon)
County of Jackson) ss.

I, Doin A. Wheelis, being first duly sworn, depose and
say that I have read the above and foregoing application for extension of time;
that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 28th
day of September, 1976.



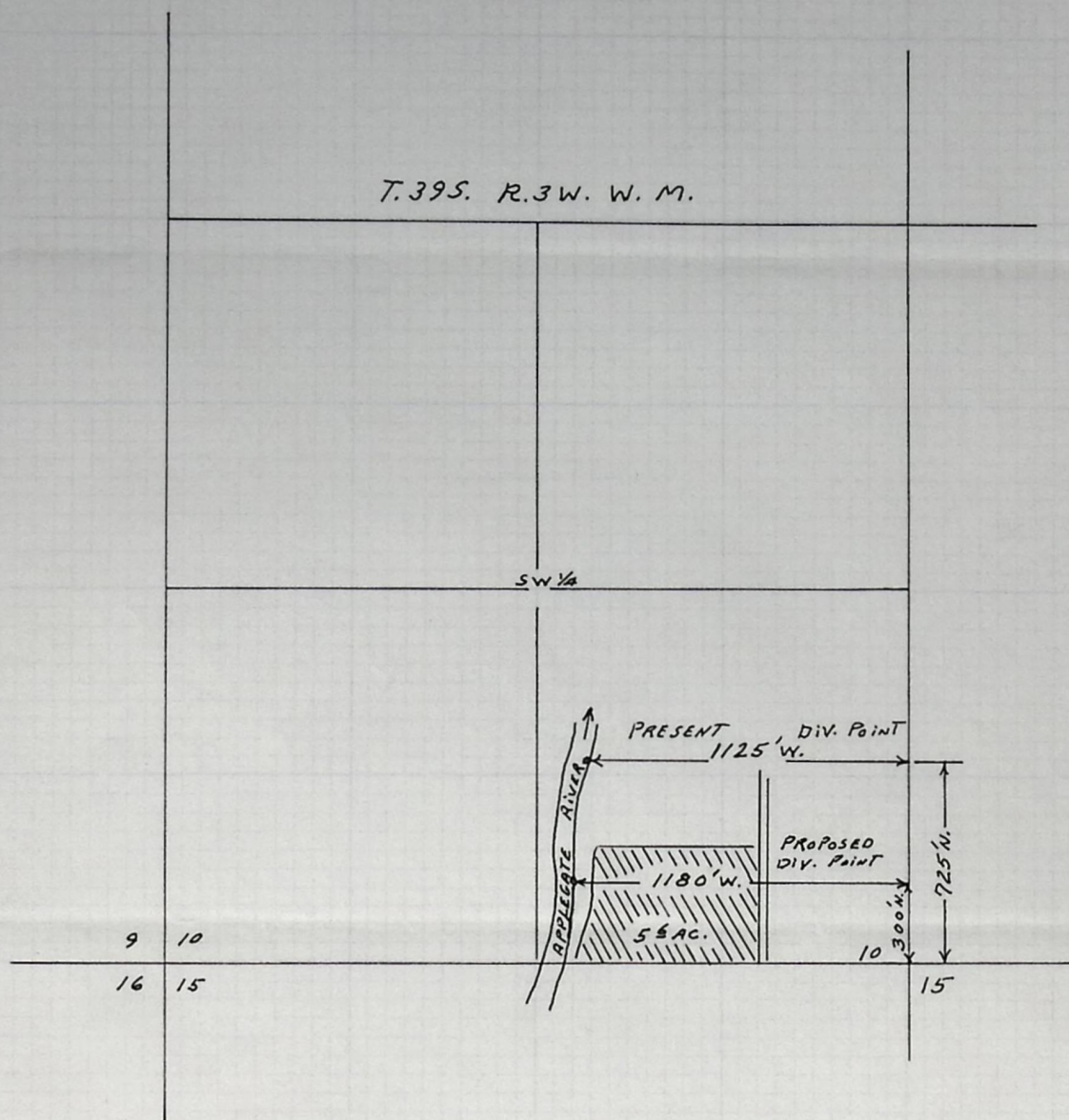
(NOTARIAL SEAL)

RECEIVED

SEP 29 1976

WATER RESOURCES DEPT
SALEM, OREGON

David L. Hendrix
Notary Public for Oregon
My Commission Expires: Nov. 3, 1976



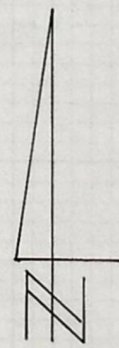
MAP TO ACCOMPANY APPLICATION OF
WINIFRED P. WALSH FOR CHANGE IN POINT
OF DIVERSION

RECEIVED

JUL 16 1975

WATER RESOURCES DEPT.
SALEM, OREGON

SCALE 8" = 1 MILE



7-14-75

29839

T-3283