

3019

STATUS OF APPLICATION

Change in point of diversion
 Date filed 4-12-74
 Date of hearing _____
 Place of hearing _____
 Date of order 12-4-79 Vol. 32, page 557
 Date for application of water complete
 Proof mailed _____
 Proof received _____
 Certificate issued FEB 25 1980 Vol. 42, page 49049
APR 25 1985 48 52992

DESCRIPTION OF WATER RIGHT

Name of stream Wolf Creek
 Trib. of _____ County of Josephine
 Use irrigation
 Quantity of water _____ No. of acres 3.2
 Name of ditch _____
 Date of priority Oct. 13, 1954
 In name of Clyde & Elizabeth Crissman
 _____ Adjudication, Vol. _____, page _____
 App. No. 29519 Per. No. 23207 Cert. No. 26859 (F-2912)
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>4-12-74</u>	<u>30.00</u>	<u>39527</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

See: Chg pt of Div. (sp ord. Vol 24 pg 149)

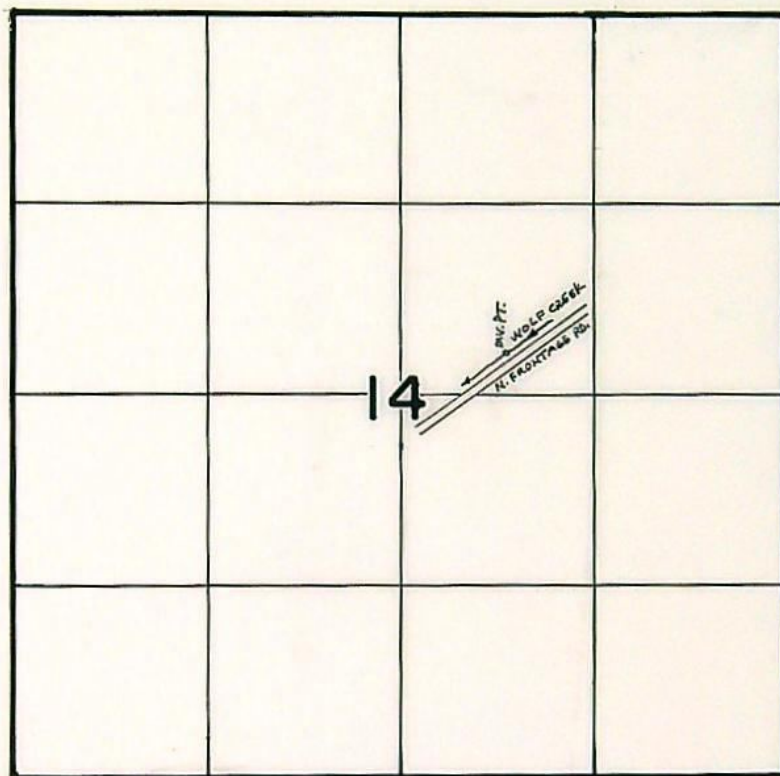
See trsf: 2912

W.R.I.S.

Assembled 6/20/85 by CLH
 Entered _____ by _____
 Verified _____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
☒ Name	<u>CLH</u>	_____
☒ Stream	<u>CLH</u>	_____
☒ Pt. of Div.	<u>CLH</u>	_____
☒ Calendar	<u>CLH</u>	_____
☒ Twp. & Rge.	<u>CLH</u>	_____
☒ Decree-vault	_____	_____
☒ Decree-safe	_____	_____
☒ Cert. of W/R	<u>CLH</u>	<u>CLH</u>
☒ Per. Folder	<u>CLH</u>	_____
☒ Chainindex	_____	_____
☒ Cross Ref.	_____	_____
☒ Power Claim	_____	_____
☒ Abstracts	<u>CLH</u>	_____

T. 33S., R. 6W., W.M.



DIV. PT. 740'E. & 290'N. FROM CENTER OF SEC. 14

SCALE : 1" = 1320'

FINAL PROOF SURVEY
UNDER

TRANSFER NO. 3019
Application No. Permit No.
IN NAME OF

GARVIN A. & BETTY L. LOWERY

Surveyed AUG. 28. 1984., by J. R. WOODROOF

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION)
OF GARVIN A. & BETTY L. LOWERY)
FOR APPROVAL OF A CHANGE IN)
POINT OF DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 3019

On April 12, 1974, an application was filed in the office of the Water Resources Director by Garvin A. and Betty L. Lowery for approval of a change in point of diversion of water from Wolf Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The affected water right is a portion of the right described by the special order recorded at page 149, Volume 24, Special Order Record of the Water Resources Department, in the name of Edward C. Strauss, and is for the use of not to exceed 0.04 cubic foot per second from Wolf Creek, under a priority date of October 13, 1954, for irrigation of a certain 0.3 acre in SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 2.9 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, Township 33 South, Range 6 West, W.M.

The authorized point of diversion is located 50 feet South and 540 feet East from the Center of Section 14, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, Township 33 South, Range 6 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 150 feet North and 790 feet East from the Center of Section 14, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 14.

Mr. Robert B. Steimer, 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.

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;

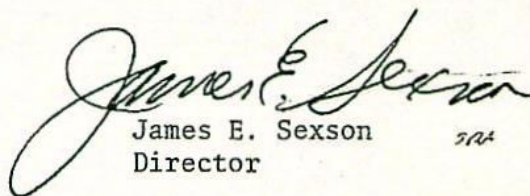
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that NO time need be fixed for completion as the change in point of diversion is completed.

The order of the Water Resources Director entered March 7, 1974, approving transfer application No. 2912, provided for cancellation of the certificate recorded at page 26859, Volume 19, 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 March 7, 1974, approving transfer application No. 2912; and upon 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 applicants herein.

Dated at Salem, Oregon this 4th day of December, 1979.


James E. Sexson
Director

Print
CERTIFICATE
of Book copy

Form 4-1-79

State Printing 117

Cart. No. 43525

Sp. Or. V 117

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Garvin A. & Betty L. Lowery
885 N. Frontage Rd, State of Oregon, has made proof
of P.O. Box 174, Wolf Creek, to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Wolf Creek
a tributary of Grave Creek for the purpose of
irrigation of 16.0 acres,

under Permit No. 23207 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 13, 1954,

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
0.21 cubic foot per second, if available at the original point of diversion;
0.04 bd, sec 14 T33S R6W, 90's & 330' E from c/4 cor Sec 14
or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the NE 1/4, Section 14, Township 33 South, Range 6
West, W.M.

2290' N & 740' E from c/4 cor Sec 14
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 4 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:

0.3 acre ca
2.9 acres bd
Sec 14

0.4 acre Sta NEA
0.2 acre NEA Sta
16.0 acres NEA Sta
Section 14

Township 33 South, Range 6 West, W.M.

This certificate is issued to confirm a change in point of diversion approved
by an order of the WRD entered 12-4-79 together with certificate of water right
recorded on Page 49049, Volume 42, SRWRC supersedes certificate of water
right recorded on Page 26859, Volume 19, SRWRC.

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

LEWIS A. STANLEY

State Engineer

6536C

State Record of Water Right Certificates, Volume 19, page 26859

T 3019

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That EDWARD C. STRAUSS

of 795 N. Frontage Road, Wolf Creek, State of Oregon 97497, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Wolf Creek

a tributary of Grave Creek
irrigation of 5.7 acres

for the purpose of

under Permit No. 23207 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 13, 1954

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 0.07 cubic foot per second, *if available at the original point of diversion, NW 1/4 SE 1/4, Sec 14, T 33 S, R 6 W, W.M.; 90'S & 330' E from center of sec 14,*

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 1/4 NE 1/4, Section 14, T. 33 S., R. 6 W., W.M.; 50 feet North and 540 feet East from the Center Section 14

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 4 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:

0.1 acre SW 1/4 NE 1/4
5.6 acres NW 1/4 SE 1/4

Section 14

T. 33 S., R. 6 W., W.M.

An order of the State Engineer entered March 7, 1974 approved transfer application No. 2912 for a change in point of diversion for the irrigation of 8.9 acres. This certificate describes ~~that~~ ^{that} portion of ~~the~~ ^{the} 8.9 acres NOT modified by an order of the Water Resources Director entered on December 4, 1979, approving transfer application No. 3019.

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

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. February 25, 1980

Water Resources Director

confirming the change in POD and

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **CLYDE AND ELIZABETH CRISSMAN**

of P.O. Box 174, Wolf Creek, State of Oregon, 97497, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Wolf Creek

a tributary of Grave Creek for the purpose of irrigation of 7.7 acres

under Permit No. 23207 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 13, 1954

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 0.10 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, T. 33 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 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 $4\frac{1}{2}$ 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:

0.2 acre NE $\frac{1}{4}$ SW $\frac{1}{4}$
7.5 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 14
T. 33 S., R. 6 W., W. M.

An order of the State Engineer entered March 7, 1974 approved a change in point of diversion for the irrigation of 8.9 acres. This certificate is issued to confirm the remaining right not involved in the change and supersedes the certificate heretofore issued to Clyde and Elizabeth Crissman recorded at Page 26859, Volume 19, State Record of Water Right Certificates.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. August 30, 1976

James E. Sexson

Water Resources Director