

3020 B. alba
6950 So. Fk Little Butte Creek
Eagle Point, Or

mailed 9-22-75

Date filed 4-16-74

Date of hearing

Place of hearing

Date of order 6-12-74 Vol. 24, page 496

Date for application of water 10-1-75

Proof mailed

Proof received

Certificate issued APR 1 1976 Vol. 34, page 42

APR 21 1976 Vol. 34, page 42920
APR 16 1986 49 Survey 10/75 5424

Name of stream South Fork Little Belter Creek

Trib. of County of Jackson

Use irrigation

Quantity of water No. of acres 2.5

Name of ditch

Date of priority Nov. 1906

In name of Lloyd E. & Louise Breeding 12

Little Butte Ck. Adjudication, Vol. 14, page 526

App. No. _____ Per. No. _____ Cert. No. 37491

Certificate cancelled

Notation made on record by

Date	Amount	Receipt No.
4-16-74	30.00	39581
TOTAL . . .		
6-10-74	3.00 Cert. Fee	40729

Date	Amount	Check No.
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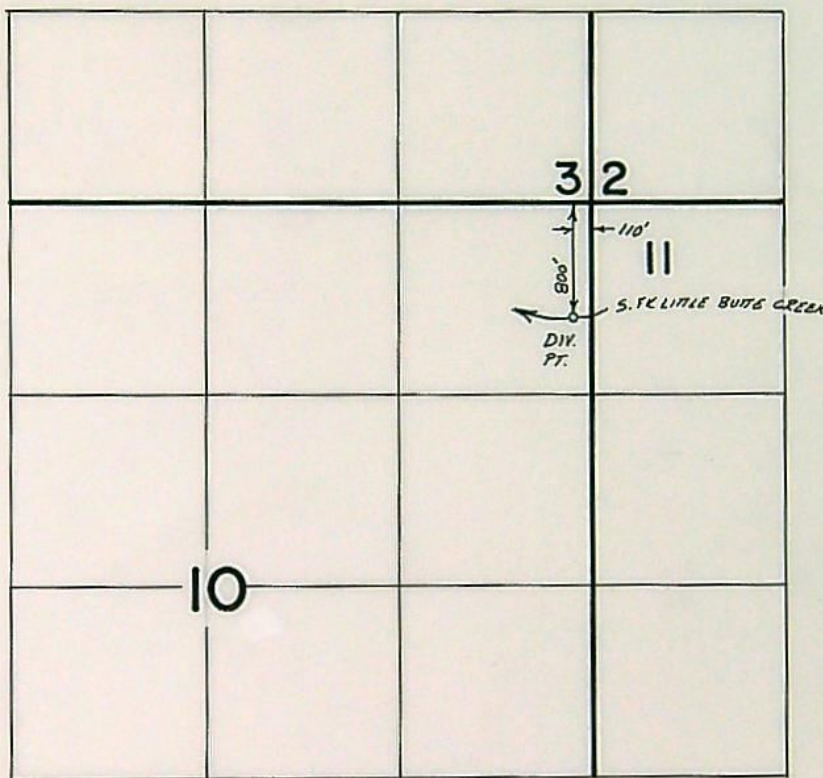
Surveyed 6-5-85

CHLOE

TO BE ENTERED WHEN CHECKED	INDEX CARDS:	Entered	Checked
<u>we</u>	Name	<u>✓</u>	<u> </u>
<u>we</u>	Stream	<u>✓</u>	<u> </u>
<u>WH</u>	Pt. of Div.	<u> </u>	<u> </u>
<u> </u>	Calendar	<u>✓</u>	<u> </u>
<u> </u>	CHECKED TO RECORDS:	<u> </u>	<u> </u>
<u> </u>	Twp. & Rge.	<u> </u>	<u> </u>
<u> </u>	Decree-vault	<u> </u>	<u> </u>
<u> </u>	Decree-safe	<u> </u>	<u> </u>
<u>100</u>	Cert. of W/E	<u> </u>	<u> </u>
<u> </u>	Per. Folder	<u> </u>	<u> </u>
<u> </u>	Chainindex	<u> </u>	<u> </u>
<u> </u>	Cross Ref.	<u> </u>	<u> </u>
<u> </u>	Power Claim	<u> </u>	<u> </u>
<u> </u>	Abstracts	<u> </u>	<u> </u>

To Survey 10-75

T. 37S., R. 2E., W.M.



Scale 1"=1320'

FINAL PROOF SURVEY
UNDER

Transfer No. 3020

Application No. Permit No.
IN NAME OF

.....RALPH O. WYANT.....

Surveyed JUNE 5, 1985, by B.S. JAMES.....

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION
OF RALPH O. WYANT FOR THE APPROVAL
OF A CHANGE IN POINT OF DIVERSION
OF WATER FROM SOUTH FORK LITTLE
BUTTE CREEK

ORDER APPROVING
TRANSFER NO. 3020

On April 16, 1974, Ralph O. Wyant filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from South Fork Little Butte Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Jackson County, Oregon, entered August 15, 1949, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Little Butte Creek and its Tributaries, a water right was established in the name of Charles Seefield for the use of the waters of South Fork Little Butte Creek for irrigation of, among other lands, 2.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 37 South, Range 2 East, W.M., with a date of priority of November 1906, as evidenced by certificate of water right recorded at Page 37491, Volume 29, State Record of Water Right Certificates, issued in the name of Lloyd E. and Louise Breeding. These lands are irrigated from a point of diversion located 740 feet South and 245 feet East from the Northwest corner of Section 11, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, Township 37 South, Range 2 East, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 800 feet South and 110 feet West from the Northeast corner of Section 10, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 37 South, Range 2 East, W.M.

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 certificate of water right heretofore issued to Lloyd E. and Louise Breeding and recorded at Page 37491, Volume 29, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Ralph O. Wyant confirming the change in point of diversion.

Dated at Salem, Oregon, this 12th day of June, 1974.

CHRIS L. WHEELER
State Engineer

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That LLOYD E. and LOUISE BREEDING

of Box 370, Eagle Point, State of Oregon, has a right to the use of the waters of South Fork of Little Butte Creek

a tributary of ^{5.5}~~8.5~~ acres for the purpose of irrigation of ~~8.5~~ acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 14, at page 498; that the priority of the right thereby confirmed dates from November 1906

0.14

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ~~0.20~~ cubic foot per second; measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The point of diversion is located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, T. 37 S., R. 2 E., W.M. Diversion point located: 740 feet South and 245 feet East from NW Corner, Section 11. A description of the place of use under the right, and to which such right is appurtenant, is as follows:

^{1.1}
~~3.6~~ acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 10

4.4 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 11
T. 37 S., R. 2 E., W. M.

An order of the State Engineer entered June 12 1974, approved a change in point of diversion for the irrigation of 2.5 acres. This certificate is issued to confirm the remaining right, ^{not involved in the change} and supersedes the certificate heretofore issued to Lloyd E. & Louise Breeding ~~and~~ recorded at page 37491, State Record of Water Right Certificates.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the ~~State Engineer~~, affixedthis date April 20 1971~~CHRIS L. WHEELER~~

State Engineer

Recorded in State Record of Water Right Certificates, Volume 29, page 37491

42920, 54243