3071



STATUS OF APPLICATION	DESCRIPTION OF WATER RIGHT
Change in point of diversion	Name of stream north Umpqua K.
Date filed	Name of stream North Umpgua K.  Trib. of County of Occuples
Date of hearing 12-9-25	1001001000
Place of hearing Roseburg	Quantity of water No. of acres //. 5
Date of order 2-6-76 Vol. 26 , page 367	Name of ditch
Date for application of water	Date of priority Cont No. 26674 - Aug. 33, 1936 & Cont. No. 26963-
Proof mailed	In name of
Proof received	Adjudication, Vol, page
Certificate issuedAUG 3.0.1976ol 35 page 43557	
AUG 3 0 1976 Val. 35 page	Certificate cancelled
DEC 1 9 1977 Vol. 37 mag 4355	8 Notation made on record by
DEC 19 1977 Val 37 mag 451	App. No. 3/260 Per. No. 24629 Cert. No. 26963  Certificate cancelled  Notation made on record by  039 - No.
450	$033 - \nu \gamma$
OCT 28 1980 Vac 43 p. 496	669
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T 6955 D Pou + POD	

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Date	Amount	Receipt No.	
6-27-74	30.00	41606	
6-27-74	45.00 PON	41607	
TOTAL		- ROM	
1-20-76	7,89 Cert. Fee	41607	

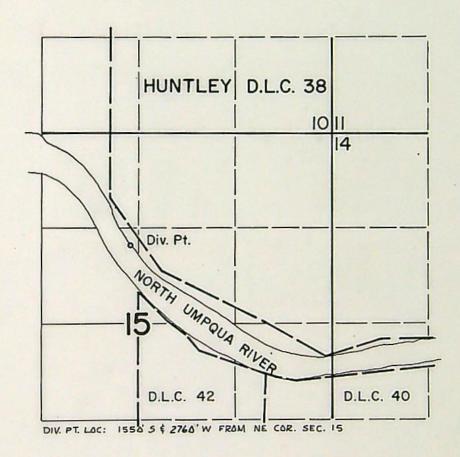
#### FEES REFUNDED

Date	Amount	Check No.		

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		INDER GARRE	V	•
A	1114	INDEX CARDS:	Entered	Checked
K	IIIAL	Name	V.	
E	- Wife	Stream	V	
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SP\*70822-119

## T.26S., R.4W., W.M.



## FINAL PROOF SURVEY

Transfer	No.	3071			
Application	on No.		Peri	nit No.	
		IN N	AME O	F	
	FF	RANK	J. HO	RN	
Surveyed	Sept. 2	2 19	76 by	D. Norb	у

140'54 1620'E NW 15

= 68446 = 68447+2 POD 25/N 1260/W E14 550/5 620/W N/455

= 49669 1435'S 2775'W NE14

0=72432

550/5 620'W N1/4 Sec 15

5

520'N & 580'E SW COT NENE 16

### STATE OF OREGON

COUNTY OF

**DOUGLAS** 

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

FRANK J. HORN

of Box 362, Glide , State of Oregon, 97443 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River the irrigation of 8.2 acres

for the purpose of

under Permit No. and that said right to the use of said waters has been perfected in 24629 accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from

December 17, 1956 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 -1.17 cubic feet per second 0.10

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SEL NWL, Section 15, T. 26 S., R. 4 W., W. M., 1550 feet South and 2760 feet West from the NE Corner, Section 15

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-eightiethof 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 21/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

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: 4.9 acres NW4 NE4

2.4 acres SW4 NE4

0.5 acre NEW NWW

0.4 acre SE4 NW4 -All as projected within Huntly DLC 38

Section 15

T. 26 S., R. 4 W., W. M. correctly describe the growth in this certificate is issued to confirm a change in point of diversion allowed under the provisions of an order of the Water Resources Director entered February 6. 1976-approving-transfer-application No. 3071 and together with-certificate-of water\_right\_recorded\_on\_page\_43557, Volume\_35, State\_Record\_of\_Water\_Right\_ Certificates\_supersedes\_certificate\_of\_water\_right\_recorded\_on\_page\_26963, Volume\_ 19, State\_Record\_of\_Water\_Right\_Certificates.

rater and supersedes certificate of water right recorded at page 45038 Vol 37 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. December 19,

James E

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume. 45038

C-49669

### STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

R. B. OLIVER

of Idleyld Route, Roseburg , State of Oregon, 97470 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of , has made North Umpqua River

a tributary of Umpqua River irrigating 85.9 acres

for the purpose of

under Permit No. 24629 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

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 1.07 cubic feet 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 SE4 NE4, as projected within Huntley DLC 38, Section 15, T. 26 S., R. 4 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 21/2 acre feet per acre for each acre irrigated during the irrigation season of each year;

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 SW4 SE4

5.0 acres SE4 SE4 Both projected within Huntley DLC 38

Section 10

40.0 acres NE% NE% 18.9 acres NW4 NE4

4.5 acres SW4 NE%

7.7 acres SE4 NE4

7.3 acres NE% NW%

All projected within Huntley DLC 38

2.3 acres Lot 3 (NE% NW%)

Section 15

T. 26 S., R. 4 W., W. M.

An order of the Water Resources Director entered February 6, 1976 approved a change in point of diversion for the irrigation of 8.2 acres. This certificate is issued to confirm the remaining right not involved in the change and supersedes the certificate heretofore issued to R. B. Oliver recorded at Page 26963, Volume 9, 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

August 30, 1976

Water Resources Director

## CERTIFICATE OF WATER RIGHT

STATE OF OREGON to

STATE OF OREGON, County of DOUGLAS

I CERTIFY, that the within was received and duly recorded by me in Volume ..... of Record of Water Right Certificates, at on the 29th day plember , 19.76

Frela Luxaef Lige

COUNTY OF

DOUGLAS

76-15808

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

R. B. QLIVER

of Box 273, Idleyld Route, Roseburg , State of Oregon, 97470 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River irrigating 50.3 acres

for the purpose of

under Permit No. 12340 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 August 31, 1936

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 0.63 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 SW4 SE4 NE4, Section 15, T. 26 S., R. 4 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-eightiethof 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 21/2 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:

> 8.5 acres NW4 NE4 15.6 acres SW4 NE4 24.6 acres SE% NE% 0.4 acre NE% NW% 1.2 acres NE% SE% Section 15 T. 26 S., R. 4 W., W. M.

An order of the Water Resources Director entered February 6, 1976 approved a change in point of diversion for the irrigation of 3.1 acres. This certificate is issued to confirm the remaining right not involved in the change and supersedes the certificate heretofore issued to R. B. Oliver recorded at Page 26674, Volume 18, 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

Jan de

# CERTIFICATE OF WATER RIGHT

STATE OF OREGON

STATE OF OREGON,

County of DOUGLAS ss.

DORIS L. WADSWORTE

Freda Kuday Kgsuty

Superseded by

cen. 10. 43557

50.0: Vide p.367

### STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. B. OLIVER

Box 36Z Glide

of Idleyld Route, Roseburg , 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
North Umpqua River

the a tributary of Umpqua River irrigation of 94-1 acres.

for the purpose of

under Permit No. 24629 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 December 17, 1956,

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 1.17 cubic feet 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 SE1 NE1 as projected within Huntley DLC #38.

SE4 MW4 Section 15, Township 26 South, Range 4 West, W.M., ISSO'S & 2760'W from the NE corner Sec 15

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  $2\frac{1}{2}$  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:

This certificate is issued to confirm a change in point of diversion allowed under the provisions of an order of the Water Resources Director entered February 6, 1976 approving transfer application Xo. 3071 and together with certificate of water right recorded on page 43557, Volume \$35, SRWRC, supersedes certificate of water right recorded on page \$26963, Volume 19, SRWRC.

Superseded by

Sp. Or. V. ale. p. 367 Tr. 3071

Сеп. No. ....

STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

Frank J. Horn This Is to Certify, That R. B. OLIVER

Glide Oregon 97443, has made proof of Box 273, Idleyld Route, Roseburg, 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 North Umpqua River

for the purpose of

a tributary of Umpqua River
the irrigation of 3./ acres
under Permit No. 12340 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 August 31, 1936

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 0.67 cubic foot per second 0.04

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SWE SEE NEW Section 15, Township 26 South, Range 4 West, W. M., 1550'S 5 2760'W from the ME cor Sec 15

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 22 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:

3. 1 11.6 acres in the NW NE 15.6 acres in the SW NE 24.6 ecres in the SEA NE 0.4 acre in the NE4 NW4 1.2 acres in the NE4 SE4 Section 15,

Township 26 South. Range 4 West. W. M.

This certificate is issued to confirm a change in point of diversion allowed under the provisions of an order of the Water Resources Director entered February 6, 1976 approving transfer application No. 3071 and together with certificate of water right recorded on page 43558, Volume 35, SRWRC supersedes certificate of water right recorded on page 26674, Volume 18 SRWRC.

LEWIS A. STANLEY

State Engineer

18 Recorded in State Record of Water Right Certificates, Volume

0 44670

## BEFORE THE WATER RESOURCES DIRECTOR OF OREGON Douglas County

IN THE MATTER OF THE APPLICATION )
OF FRANK J. HORN FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM NORTH UMPQUA RIVER

ORDER APPROVING TRANSFER NO. 3071

On June 27, 1974, Frank J. Horn filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from North Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to R. B. Oliver and recorded at Page 26674, Volume 18, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.67 cubic foot per second of water from North Umpqua River for the irrigation of, among other lands, 3.1 acres in NW\(\frac{1}{4}\) NE\(\frac{1}{4}\), Section 15, Township 26 South, Range 4 West, W.M., with a date of priority of August 31, 1936. Certificate of water right issued to R. B. Oliver and recorded at Page 26963, Volume 19, State Record of Water Right Certificates, confirms a right to the use of not to exceed 1.17 cubic feet per second of water from North Umpqua River for the irrigation of, among other lands, 4.9 acres in NW\(\frac{1}{4}\) NE\(\frac{1}{4}\), 2.4 acres in SW\(\frac{1}{4}\) NE\(\frac{1}{4}\), 0.5 acre in NE\(\frac{1}{4}\) NW\(\frac{1}{4}\) and 0.4 acre in SE\(\frac{1}{4}\) NW\(\frac{1}{4}\), Section 15, Township 26 South, Range 4 West, W.M., with a date of priority of December 17, 1956.

The above lands are irrigated from a point of diversion located 90 feet North and 1210 feet West from the East quarter-corner of Section 15, being within the SE1 NE1, Section 15, Township 26 South, Range 4 West, W.M.

The applicant herein, contract purchaser of the lands above described, proposes to irrigate these lands from a point of diversion to be located 1435 feet South and 2775 feet West from the Northeast corner of Section 15, being within the SE4 NW4, Section 15, Township 26 South, Range 4 West, W.M.

MILLERS FALLS

ALL COTTON

Maria Company

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the county courthouse in Roseburg, Oregon, on December 9, 1975, at 9:30 a.m. The notice was published in the Roseburg News-Review, a newspaper printed and having general circulation in Douglas County, Oregon, for a period of three weeks in the issues of October 13, 20, and 27, 1975. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Umpqua Savings and Loan Association, Roseburg, Oregon, contract seller of the lands involved herein, has given written approval of the change in point of diversion.

M. 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 North Umpqua River, to wit:

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MILLERS FALLS

ALC COTTON

From a point located 90 feet North and 1210 feet West from the East quarter-corner of Section 15, being within the SE2 NE2 of Section 15, Township 26 South, Range 4 West, W.M.

To a point to be located 1435 feet South and 2775 feet West from the Northeast corner of Section 15, being within the SE2 NW2 of Section 15, Township 26 South, Range 4 West, W.M.

for the irrigation of 3.1 acres in NW\(\frac{1}{4}\) NE\(\frac{1}{4}\), with a date of priority of August 31, 1936, 4.9 acres in NW\(\frac{1}{4}\) NE\(\frac{1}{4}\), 2.4 acres in SW\(\frac{1}{4}\) NE\(\frac{1}{4}\), 0.5 acre in NE\(\frac{1}{4}\) NW\(\frac{1}{4}\), and 0.4 acre in SE\(\frac{1}{4}\) NW\(\frac{1}{4}\), with a date of priority of December 17, 1956, all in Section 15, Township 26 South, Range 4 West, W.M., 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 0.04 cubic foot per second under the priority date of August 31, 1936, and shall not exceed 0.10 cubic foot per second under the priority date of December 17, 1956.

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 diverson 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.

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MULERS FOLLS

It is FURTHER ORDERED that the certificates of water right heretofore issued to R. B. Oliver and recorded at Page 26674, Volume 18, and Page 26963, Volume 19, State Record of Water Right Certificates, are canceled, and in lieu thereof new certificates be issued covering the balance of the lands 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, certificates of water right shall be issued to Frank J. Horn confirming the change in point of diversion.

Dated at Salem, Oregon, this 6th day of February, 1976.

Sirraliar Omion Skin

ALLCOTION

/s/ JAMES E. SEXSON Director

## Affidavit of Publication The News-Keview Roseburg, Oregon

ISSUED DAILY EXCEPT SUNDAY
STATE OF OREGON COUNTY OF DOUGLAS ss.
I, Marie Schlotfeldt , being first duly sworn, depose and say that I am the Business Manager, of The News-Review, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Roseburg in the aforesaid county and state; that the
Notice
a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 successive and consecutive weeks in the following issues:
October 13, 20, 27, 1975
The fee actually charged by such newspaper for such publication is \$ 37.11
marie Schlotfeldt
The state of the s
Subscribed and sworn to before me this 27th day of
October , 19 75
Notary Public of Oregon

My Commission expires 25 day of 7th, 1977

## NOTICE OF FILING APPLICATION FOR A CHANGE IN POINT OF DIVERSION OF WATER Notice is given hereby that Frank J. Horn has filed an applica-

rank J. Horn has filed an applica-tion for the approval of a change in point of diversion of water from North Umpqua River." " Certificate of water right issued to R. B. Oliver and recorded at page 26963, Volume 19, State Record of Water Right Certificates, confirms a right to the use of 1.17 c.f.s. from North Ump-qua River for the irrigation of, qua River for the irrigation of, among other lands, 4.9 acres in NW4 NE'4, 2.4 acres in SW4 NE'4, 0.5 acre in NE'4 NW4 and 0.4 acre in SE'4NW4, Sec. 15, T. 26 S., R. 4 W. 4W. M., with a date of priority of December 17, 1956. Certificate of water right issued to R. B. Oliver and reported at page. B. Oliver and recorded at page 26674, Volume 18, State Record of Water Right Certificates, confirms a right to the use of 0.67 c.f.s. for the Irrigation of, among other lands, 3.1 acres in NW1/4 NE1/4, Sec. 15. T 26 S., R. 4 W., W.M., with a date of priority of August 31, 1936.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a new point of diversion to be located 1435 ft. S. and 2775 ft. W. from the NE corner of Sec. 15, being within the SE'A NWA, Sec. 15, T. 26 S., R. 4 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse in Roseburg, Oregon, on December 9, 1975, at 9:30 a.m. All objections to the proposed change, if any there The applicant herein, owner of

the proposed change, if any there are, will be heard at said time and place. Any and all objections shall place. Any and all objections shall be prepared in writing, one copy to be served on Frank J. Horn, Box 362, Glide, Oregon, and one copy filed with the Water Resources Director, Salem, Oregon, together with a \$10 filling fee at least 10 days prior to the date set to have read. prior to the date set for hearing. If no objections are filed, the application may be approved by the Water Resources Director without a hearing. Administrative rules per-taining to the filing of a protest will be furnished by the Water Resources Director upon request. James E. Sexson Water Resources Director

Invoice No. 1568: Publication dates: October 13, 20, 27, 1975.