

3126 Albert Hurries
 3540 Hecker Pass
 Hilroy Calif.

3126

STATUS OF APPLICATION

Change in place of use
 Date filed 9-5-74
 Date of hearing _____
 Place of hearing _____
 Date of order 11-18-74 Vol. 25, page 175
 Date for application of water 10-1-75
 Proof mailed _____
 Proof received _____
 Certificate issued MAY 21 1975 Vol. 34, page 42163
Survey

DESCRIPTION OF WATER RIGHT

Name of stream East Fork Illinois River
 Trib. of _____ County of Josephine
 Use irrigation
 Quantity of water _____ No. of acres 4⁶
 Name of ditch Kerby Ditch
 Date of priority _____
 In name of Benjamin George
Illinois R Adjudication, Vol. 13, page 1386
 App. No. _____ Per. No. _____ Cert. No. 13861
 Certificate cancelled _____
 Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
9-5-74	30.00	42797
TOTAL . . .		
11-22-74	\$3.00 Cert. Fee	CT-60

FEEES REFUNDED

Date	Amount	Check No.
11-22-74	2.00	6089

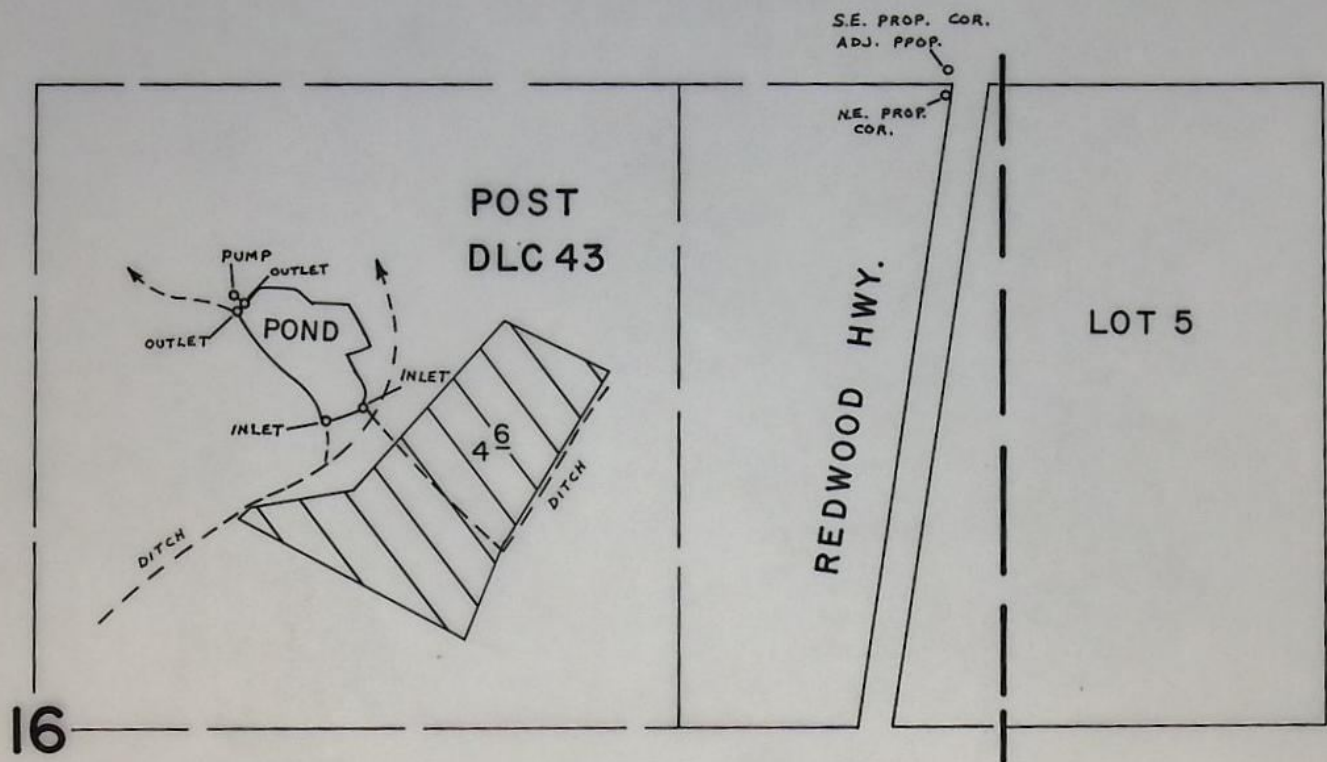
REMARKS

sold to Illinois Golf Association
This transfer completed, new certificate will be issued under T-4172
& 4173 for this and other A POU's.

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

278

T. 39 S., R. 8 W., W.M.



SCALE : 1" = 400 FT.

FINAL PROOF SURVEY
UNDER

Transfer No. 3126

Application No. Permit No.
IN NAME OF

ALBERT GURRIES

Surveyed JUN. 14 1979, by B. SUND

D.H.M.

P.T.S. - 1979 - 14 - B

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That BENJAMIN GEORGE

of Kerby, State of Oregon, has a right to the use of the waters of East Fork Illinois River

for the purpose of irrigation of 16.0 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Josephine County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 13, at page 70; that the priority of the right thereby confirmed dates from May, 1887;

Div. Pt. SE 1/4 NW 1/4 Sec. 27, T. 39 S., R. 8 W., W. M.

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 one cubic foot per second for each 50 acres of land irrigated during the irrigation season from April 1 to November 1 of each year.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

9.4 - 1.4 acres in SW 1/4 NE 1/4
6.6 acres in SE 1/4 NW 1/4
Section 16,
T. 39 S., R. 8 W., W. M.

An order of the State Engineer entered Nov. 18 1974, approved a change in Place of use for the irrigation of 4.6 acres. This certificate is issued to confirm the remaining right and supersedes the certificate heretofore issued to Benjamin George and recorded at page 13861, State Record Vol 12 of Water Right Certificates.

WITNESS the signature of the State Engineer, affixed this 1st day of September, 19401. CHAS. E. STRICKLIN State Engineer.

Recorded in State Record of Water Right Certificates, Volume 12, page 13861.

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION
OF ALBERT GURRIES FOR THE APPROVAL
OF A CHANGE IN PLACE OF USE OF WATER
FROM EAST FORK ILLINOIS RIVER

ORDER APPROVING
TRANSFER NO. 3126

On September 5, 1974, Albert Gurries filed an application in the office of the State Engineer for the approval of a change in place of use of water from East Fork Illinois River, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Josephine County, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Illinois River and Its Tributaries, a water right was established in the name of Benjamin George for the use of the waters of East Fork Illinois River for the irrigation of, among other lands, 4.6 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, West of the Kirby Ditch, Section 16, Township 39 South, Range 8 West, W.M., with a date of priority of May, 1887. This right is evidenced by certificate recorded at page 13861, Volume 12, State Record of Water Right Certificates.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 4.6 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, East of the Kirby Ditch, Section 16, Township 39 South, Range 8 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

Mr. Robert B. Steimer, Watermaster of District No. 14, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 4.6 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, West of the Kirby Ditch, Section 16, Township 39 South, Range 8 West, W.M., with a date of priority of May, 1887, be severed therefrom and simultaneously and without loss of priority transferred to 4.6 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, East of the Kirby Ditch, Section 16, Township 39 South, Range 8 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1975.

It is FURTHER ORDERED that certificate of water right heretofore issued to Benjamin George and recorded at page 13861, Volume 12, 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 application of water to beneficial use, a certificate of water right shall be issued to Albert Gurrles confirming the extent to which the water has been applied beneficially.

Dated at Salem, Oregon, this 18th day of November, 1974.

/s/ CHRIS L. WHEELER
State Engineer