

3146 Norman Gould
107 Derby Lane
Merced, Calif

3146

STATUS OF APPLICATION

Change in add'l points of diversion
Date filed 11-14-74
Date of hearing _____
Place of hearing _____
Date of order 2-24-75 Vol. 25, page 216
Date for application of water 10-1-75
Proof mailed _____
Proof received _____
Certificate issued MAY 21 1975 Vol. 34, page 42161
NOV 23 1976 36 43956

DESCRIPTION OF WATER RIGHT

Name of stream Britt Creek
Trib. of _____ County of Douglas
Use irrigation and domestic
Quantity of water _____ No. of acres 10⁰
Name of ditch _____
Date of priority Feb 27, 1930
In name of JW Vaughn, W A Smith & AB Smith
_____ Adjudication, Vol. _____, page _____
App. No. 13295 Per. No. 9538 Cert. No. 9861
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>11-14-74</u>	<u>30.00</u>	<u>43820</u>
TOTAL . . .		
<u>2-21-75</u>	<u>3.00</u> Cert. Fee	<u>45347</u>

FEES REFUNDED

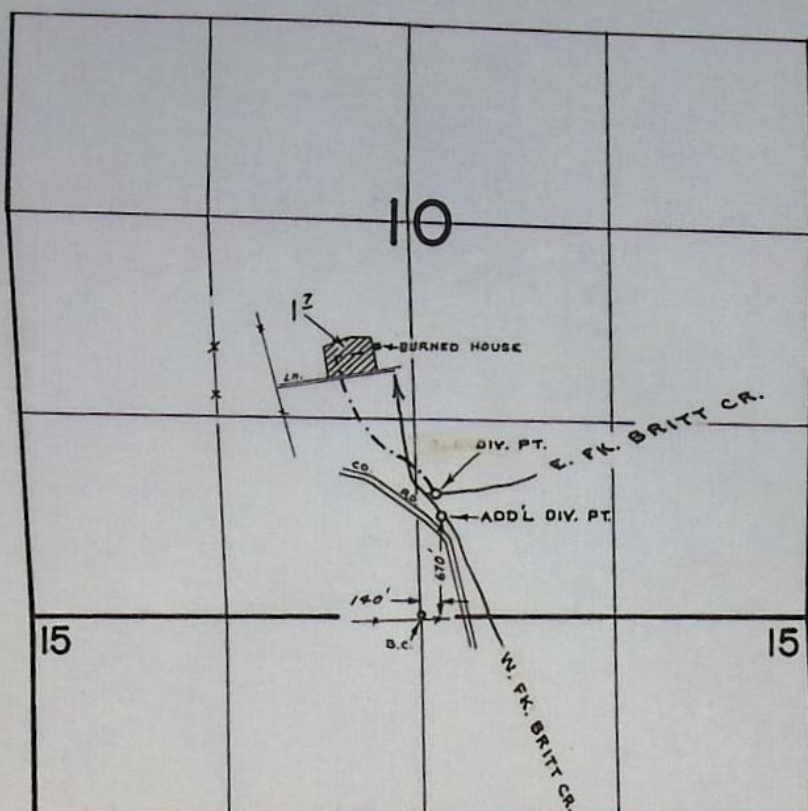
Date	Amount	Check No.

REMARKS

Adjudication of appropriation indicates two lower connections
see 13295 so 100 ft from for remaining right cert.
v. 80 p. 444

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

T.26S. R.3W. W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 3146
Application No. _____ Permit No. _____
IN NAME OF
NORMAN GOULD

Surveyed SEPT. 17, 1975, by R. MUCKEN

76-20685

STATE OF OREGON

BOOK 619 PAGE 603

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That NORMAN GOULD

of 107 Derby Lane, Moraga, State of California, 94556, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Britt Creek

a tributary of North Umpqua River for the purpose of irrigation of 10.0 acres and domestic use

under Permit No. 9538 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 February 27, 1930 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 0.125 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 SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, T. 26 S., R. 3 W., W. M., 670 feet North and 140 feet East; 400 feet North and 50 feet East, both from the S $\frac{1}{4}$ Corner of Section 10.

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,

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:

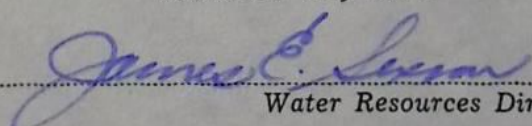
10.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 10
T. 26 S., R. 3 W., W. M.

This certificate is issued to confirm an additional point of diversion approved by an order of the State Engineer entered February 24, 1975 and together with certificate 42161 supersedes certificate of water right issued to C. W. Vaughn, W. A. Smith, and A. B. Smith and recorded at Page 9861, 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

this date. November 23, 1976


Water Resources Director

CERTIFICATE OF
WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

County of

DOUGLAS

} ss.

I CERTIFY, that the within was received
and duly recorded by me in Volume
of Record of Water Right Certificates, at
page on the 21st day
of Dec., 1976

8:33 AM

DORIS L. WADSWORTH

Mary L. Best, Secretary
County Clerk

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That W. VAUGHN, W. A. SMITH & A. B. SMITH

of Glide, 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
Britt Creek
a tributary of North Umpqua River for the purpose of
Irrigation and domestic for one family
under Permit No. 9538 10.0 acres 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 February 27, 1930;

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
0.125 cubic foot per second.

The point of diversion is located in the SW 1/4 SE 1/4 of Section 10, Township 26S, Range 3 W, W. M.
The use hereunder for irrigation shall conform to such reasonable rotation system as may be
ordered by the proper state officer.

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 in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such
right is appurtenant (if for irrigation, or any other purpose), is as follows:

~~10 acres in the NE 1/4 SW 1/4,~~
~~10 acres in the NW 1/4 SE 1/4,~~
Section 10,
Township 26 South, Range 3 West, W. M.

An order of the State Engineer entered Feb 24th 1974, approves a change
in pt. of Div. for the irrigation of 10.0 acres Domestic use for one family. This certificate is
issued to confirm the remaining right and supersedes the certificate heretofore
issued to (same as above) and recorded at page 9861, State Record
of Water Right Certificates. Vol. 9

Oregon Code 1930.

WITNESS the signature of the State Engineer,

affixed this 6th day
of January, 1985

CHAS. E. STRICKLIN
State Engineer

Recorded in State Record of Water Right Certificates, Volume

9

, page

9861

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION
OF NORMAN GOULD FOR THE APPROVAL
OF ESTABLISHING AN ADDITIONAL POINT
OF DIVERSION OF WATER FROM BRITT
CREEK

ORDER APPROVING
TRANSFER NO. 3146

On November 14, 1974, Norman Gould filed an application in the office of the State Engineer for the approval of establishing an additional point of diversion of water from Britt Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to G. W. Vaughn, W. A. Smith and A. B. Smith and recorded at page 9861, Volume 9, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.25 cubic foot per second of the waters of Britt Creek for domestic use and the irrigation among other lands 10.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 26 South, Range 3 West, W. M., with a date of priority of February 27, 1930. The point of diversion is located 400 feet North and 50 feet East from the South quarter-corner of Section 10, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 26 South, Range 3 West, W. M.

The applicant herein, contract purchaser of the land above described, proposes to establish a point of diversion 190 feet North and 60 feet East from the South quarter-corner of Section 10, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 26 South, Range 3 West, W. M., and to maintain the original point of diversion for use when the supply at the proposed point of diversion is not adequate to satisfy the right.

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 change in point of diversion of less than one-fourth mile, and where there are no intervening diversions between the old diversion point and the proposed new diversion point.

Mr. M. John Youngquist, Watermaster of District No. 15, has filed a report to the effect that the proposed additional point of diversion may be established without injury to existing rights.

No objections having been filed and it appearing that the proposed point of diversion may be established without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that an additional point of diversion to be located as follows:

190 feet North and 60 feet East from the South quarter-corner of Section 10, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 26 South, Range 3 West, W. M.,

and may maintain the original point of diversion for use when the supply at the proposed point of diversion is not adequate to satisfy the right located as follows:

400 feet North and 50 feet East from the South quarter-corner of Section 10, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 26 South, Range 3 West, W. M.,

for domestic use and irrigation of 10.0 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 26 South, Range 3 West, W. M., with a date of priority of February 27, 1930, is approved.

It is FURTHER ORDERED that the construction work shall be completed and the establishment of the additional point of diversion of water made on or before October 1, 1975.

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 previously established point of diversion and shall not exceed 0.125 cubic foot 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 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 certificate of water right heretofore issued to G. W. Vaughn, W. A. Smith and A. B. Smith and recorded at page 9861, Volume 9, 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 point of diversion a certificate of water right shall be issued to Norman Gould confirming the additional point of diversion.

Dated at Salem, Oregon, this 24th day of February, 1975.

CHRIS L. WHEELER
State Engineer