

295 Fate Creek Ranch
Route 2, Box 84
Days Creek, Ar

3295

new card

STATUS OF APPLICATION

Change in place of use
Date filed 8-14-75
Date of hearing _____
Place of hearing _____
Date of order 4-2-76 Vol. 26, page 486
Date for application of water 10-1-77
Proof mailed JAN 23 1985
Proof received _____
Certificate issued AUG 30 1976 Vol. 35, page 48
APR 25 1985 43561
52977

DESCRIPTION OF WATER RIGHT

Name of stream Fate Creek
Trib. of Days Creek County of Douglas
Use irrigation
Quantity of water 0.048 cfs No. of acres 6⁰
Name of ditch _____
Date of priority May 21, 1968
In name of Fate Creek Ranch Corp
_____ Adjudication, Vol. 22, page 37709
App. No. 44956 Per. No. 33602 Cert. No. 37709
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
8-14-75	35.00	48957
8-14-75	40.00	48958
TOTAL . . .	<u>\$4.00</u>	FROM F.O.N.
1-23-76	Cert. Fee	48958

FEES REFUNDED

Date	Amount	Check No.
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REMARKS

TO BE ENTERED WHEN CHECKED

INDEX CARDS:	Entered	Checked
<u>WA</u> Name	<u>✓</u>	_____
<u>WA</u> Stream	<u>✓</u>	_____
<u>WA</u> Pt. of Div.	_____	_____
<u>WA</u> Calendar	<u>✓</u>	_____
CHECKED TO RECORDS:		
<u>✓</u> Twp. & Rge.	<u>NO</u>	_____
Decree-vault	_____	_____
Decree-safe	_____	_____
<u>✓</u> Cert. of W/R	<u>CC</u>	_____
<u>✓</u> Per. Folder	<u>CC</u>	_____
Chsindex	_____	_____
Cross Ref.	_____	_____
Power Claim	_____	_____
Abstracts	_____	_____

Fate Creek

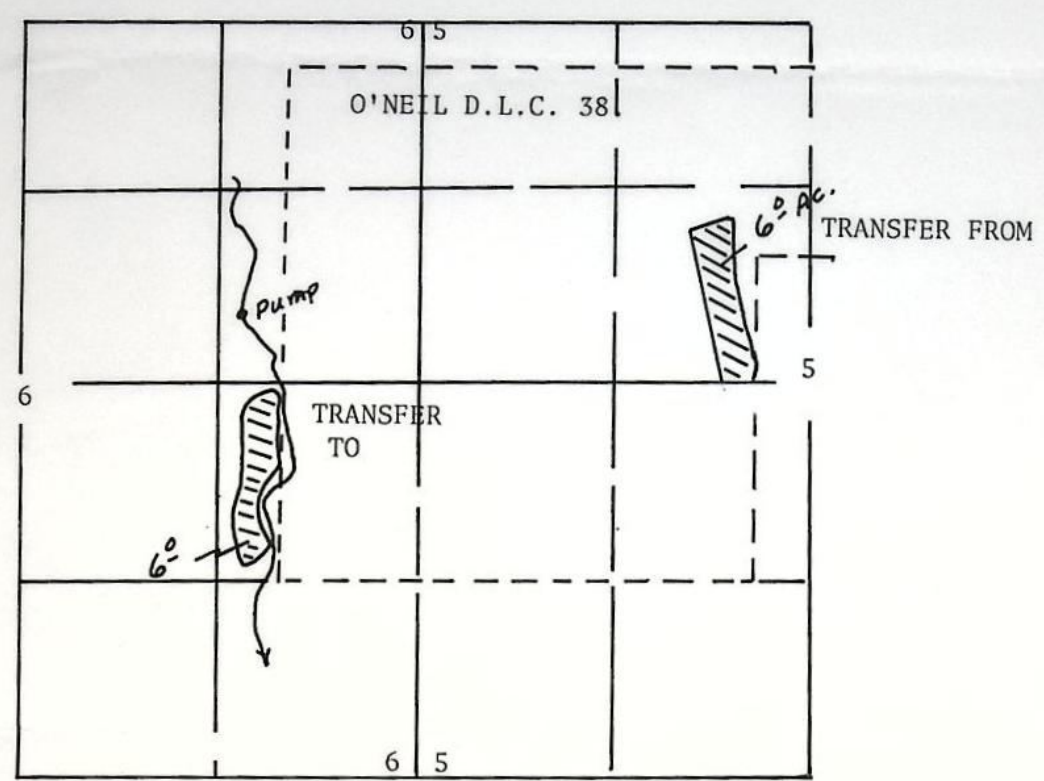
T-3295

RECEIVED

AUG 14 1975

WATER RESOURCES DEPT.
SALEM, OREGON

Township 30 South, Range 3 West, W.M.



4" = 1 mile

STATE OF OREGON

COUNTY OF DOUGLAS

RECEIVED

FEB 14 1985

WATER RESOURCES DEPT
SALEM, OREGON

Proof of Appropriation of Water

Name: Fate Creek Ranch (Kent Skibbie)Address: Route 2, Box 24, Days Creek, OR 97429Source of Supply: Fate CreekPermit: 33602 Transfer: 3295Tributary of: Days CreekAmount of Water: 0.05 cfsPriority Date: May 21, 1968Use: irrigationLocation and Point of Diversion: Lot 2 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 6, T30S, R3W, WM;1790 feet North and 270 feet West from SW Corner, O'Neil DLC 38.

The description of land given below and as shown on the attached map corresponds to that found to be irrigated:

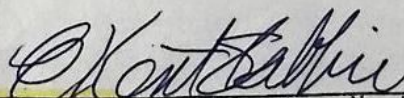
0.1 acre (NE $\frac{1}{4}$ SE $\frac{1}{4}$) as projected within O'Neil DLC 385.9 acres Lot 3 (NE $\frac{1}{4}$ SE $\frac{1}{4}$)

Section 6

Township 30 South, Range 3 West, WM

I have read the above and foregoing proof of appropriation of water defining the extent of use of water under the change of place of use _____ approved by the order of the Water Resources Director entered April 2, 1976; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 8 day of February 1985.



Legal owner of the above described lands

76-21B-11

New owners since 4/78

Kent Skipbie

Rt 2 Box 24

Days Creek OR

825-3359

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT FOR
change in place of use from Fate Creek

6/78

Transfer No. 3295

County DOUGLAS

1. Name Fate Creek Ranch, Ernest Kinden, Pres. Address Rt 2, Box 84, Days Creek, 97429
2. Source of Supply Fate Creek, Trib. of DAYS CREEK
3. Amount of Water 0.65 cfs ~~2.048~~ Priority Date May 21, 1968
4. Use irrigation of 60 ac.
5. ~~Proposed~~ Point of Diversion 670' N & 60' E FROM SW COR. O'NEIL
DLC 38, BEING WITHIN NE⁴ SE⁴ (AS PROJECTED 1/4 IN O'NEIL DLC 38)
SEC 6, T. 30S, R. 3W, W.M.
6. Place of Use C Date: 10-1-77

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made	
30S	3W	6	NE SE	6.0	
			Lot 2 SENE		Ed ALLOW
			Lot 3 NESE		18 5
			NESE - (Proj. 1/4 O'NEIL DLC 38)		6 52
					0 0
					74 62

44956

Info: Mrs. Kent Skibbie (new owners) who bought place (in April 1978).
 Ernie Kinder previous owner, rented land to Harold Moser, who irrigated land filed on. Mrs. Skibbie showed us where Pump Site is and the equipment. They bought equipment with land.

Div: Pumps direct from Fate Creek

Pump & Motor Century 10 hp @ 2900 rpm
 unknown brand CDD 2 x 1 1/2

$$\frac{10(6.6)}{114.3 + 35} = \frac{66}{149.3} = 0.44 \text{ cfs} @ 45 \text{ psi}$$

Pipe: 600' 4" alum
 1200' 3" alum
 800' 2" alum

Heads: 45 RB 30 $\frac{5}{32} \times \frac{3}{32}$ (30 max)

$$\frac{30(6.5)}{450} = \frac{195}{450} = 0.43 \text{ cfs} @ 45 \text{ psi}$$

Lift: + 5' to + 35'

use: Irrigation of pasture & hay

tie: 76-21B-11 Dougan

Steve Donaldson
 3-20-79 FE

pump @ 50 psi $\frac{(10)(6.6)}{(127 + 5)} = 0.5$

heads @ 50 psi $\frac{(30)(6.8)}{450} = 0.45$

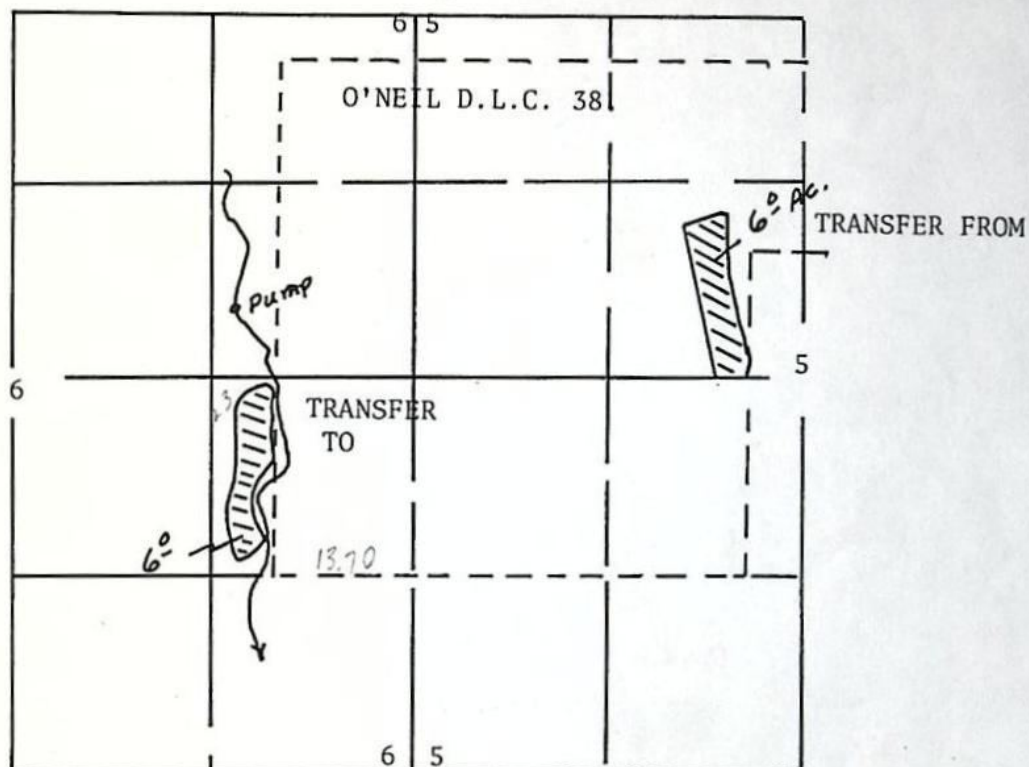
T-329

RECEIVED

AUG 14 1975

WATER RESOURCES DEPT.
SALEM, OREGON

Township 30 South, Range 3 West, W.M.



4" = 1 mile

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION)
OF FATE CREEK RANCH FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)
FROM FATE CREEK)

ORDER APPROVING
TRANSFER NO. 3295

On August 14, 1975, Fate Creek Ranch filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from Fate Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Fate Creek Ranch Corporation and recorded at Page 37709, Volume 29, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.65 cubic foot per second of water from Fate Creek for the irrigation of, among other lands, 6.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5, Township 30 South, Range 3 West, W.M., with a date of priority of May 21, 1968. These lands are irrigated from a point of diversion located 1790 feet North and 270 feet West from the Southwest corner of Jas. O'Neil D.L.C. #38, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 30 South, Range 3 West, W.M.

The applicant herein, mortgagee of the land above described, proposes to transfer the water right therefrom, without loss of priority, to 6.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Township 30 South, Range 3 West, W.M.

The Federal Land Bank Association of Roseburg, mortgagor, has given written approval of the change in place of use.

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. M. John Youngquist, Watermaster of District No. 15, 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 may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the change in place of use of water is approved and the water right hereinbefore described as appurtenant to 6.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5, Township 30 South, Range 3 West, W.M., with a date of priority of May 21, 1968, be severed therefrom and simultaneously and without loss of priority transferred to 6.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Township 30 South, Range 3 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1977.

It is FURTHER ORDERED that certificate of water right heretofore issued to Fate Creek Ranch Corporation and recorded at Page 37709, 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 Water Resources Department of application of water to beneficial use, a certificate of water right shall be issued to Fate Creek Ranch confirming the extent to which the water has been applied beneficially.

Dated at Salem, Oregon, this 2nd day of April, 1976.

/s/ JAMES E. SEXSON
Director

STATEMENT OF COMPLETION

I hereby certify that completion of works and use of water to the extent intended within the provisions of the order of the Water Resources Director approving water right transfer application No. 3295 was accomplished by Jan 1, 1977

Feb 4 - 78
Date

Ernest Kinsler
Signature

ok.
JL

☐ Please send form for application for extension of time limit.

RECEIVED
JUN 19 1978
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

AUG 14 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3295

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Fate Creek Ranch
(Name of applicant)
of Route 2, Box 84, Days Creek, County of Douglas
(Postoffice)
State of Oregon, do hereby make application for change in place of use

(In point of diversion; place of use; use heretofore made of the water)

- The source of present water right is Fate Creek
(Name of stream)
- The use to which the water is applied is irrigation
(Irrigation; Mining; Power; Manufacturing; etc.)
- The name of the ditch, canal or pipe line is _____
- The point of diversion is located 1790 ft. N. and 270 ft. W. from the SW
(N. or S.) (E. or W.)
corner of Jas. O'Neil D.L.C. No 38
Sec. 6 being within the SE 1/4 NE 1/4
(Section or subdivision)
of Section 6 Tp. 30S. R. 3W. W. M., in the County of Douglas
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
30S.	3W.	5								6.								

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

- Are you the legal owner of the above described lands? yes
(If not owner, explain your interest)
- Has water been used beneficially for the purposes indicated herein during the past 5 years? yes
- What is the date of priority of your water right? 5-21-68
- Was your water right acquired by State Engineer's Permit? yes If so, give number
(Yes or No)
33602
of permit _____

10. Do you hold a water right certificate? yes If so, give number of certificate 37709
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?
No

If so, give title of proceedings
(Yes or No)

12. Is the water right recorded in your name?
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
30S.	3W.	6													6.			

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)
corner of being within the of Section Tp. R. W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of The name of the ditch to be used is

15. Are you the owner of the land on which the proposed point of diversion is to be located?

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion?

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Mortgage	Federal Land Bank	\$78,000.

20. Reasons for the proposed changes are

To put water on most valuable crop.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,
County of Douglas } ss.

I, Fate Creek Ranch, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 11 day of August, 1975.

Fate Creek Ranch Corp

(Name of applicant)

Ernest Kinder Dne

Subscribed and sworn to before me this 11 day of August, 1975.



Elaine M. Youngquist

NOTARY PUBLIC FOR OREGON

My commission expires 8-4-78

Remarks

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.