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STATUS OF APPLICATION

Change in point of diversion
 Date filed 5-30-74
 Date of hearing May 29, 1975
 Place of hearing Grants Pass, Or
 Date of order 5-30-75 Vol. 25, page 340
 Date for application of water 10-1-70
 Proof mailed _____
 Proof received _____
 Certificate issued JAN 29 1979 Vol. 40, page 47291
JAN 29 1979 40 Sumey 3/47292

DESCRIPTION OF WATER RIGHT

Name of stream Quartz Creek
 Trib. of _____ County of Josephine
 Use irrigation
 Quantity of water _____ No. of acres 23.0
 Name of ditch Cochrane Ditch
 Date of priority 1886
 In name of John C. Cochrane
R.R. Adjudication, Vol. 15, page 35
 App. No. _____ Per. No. _____ Cert. No. 16499
 Certificate cancelled 42162
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>5-30-74</u>	<u>30.00</u>	<u>40394</u>
<u>5-30-74</u>	<u>40.00 P.O.N.</u>	<u>40395</u>
TOTAL . . .	<u>\$2.12</u>	<u>40395</u> ^{FROM P.O.N.}
<u>5-15-75</u>	Cert. Fee	<u>40395</u> ^{CT-62}

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Cert 16499 Superseded by Cert. 42162 - chg in pt. of Div for 2.3 ac. Sp. Dr. V.24, P. 129

finis

See Transfer No 4254 - POD 6.2 ac.

INDEX CARDS:

Entered

Checked

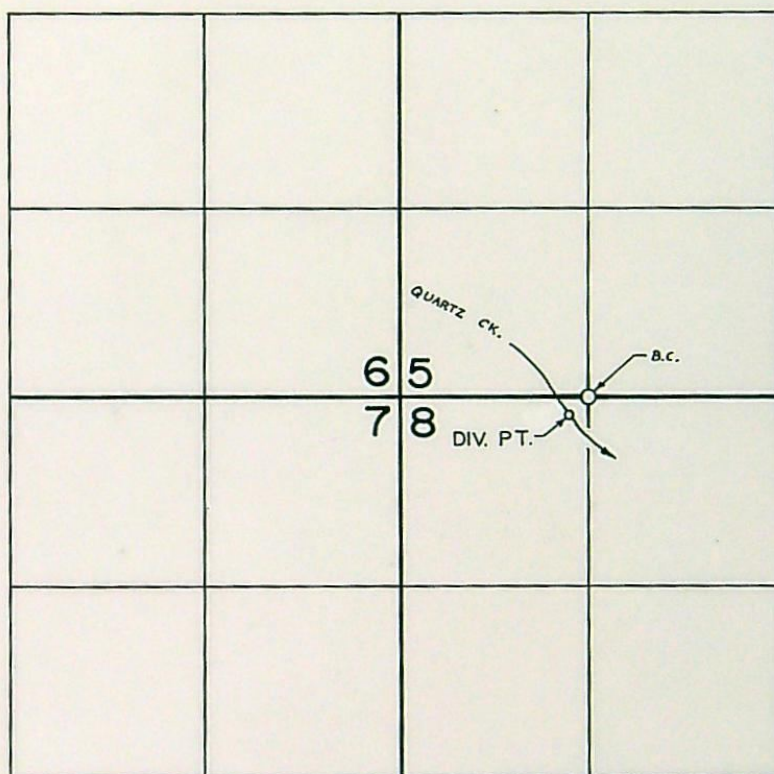
wo Name
wo Stream
WH Pt. of Div.
WH Calendar

CHECKED TO RECORDS:

✓ Twp. & Rge.
✓ Decree-vault
✓ Decree-safe
✓ Cert. of W/E
 Per. Folder
 Chainindex
 Cross Ref.
 Power Claim
 Abstracts

TO BE ENTERED WHEN CHECKED

T. 35 S., R. 6 W., W.M.



DIV. PT. LOC.: 120' S. & 130' W. FROM NE COR. OF NW 1/4 NW 1/4 SEC. 8

FINAL PROOF SURVEY
UNDER

Transfer No. 3057
Application No. _____ Permit No. _____
IN NAME OF

.....
Surveyed NOV. 16 1977, by B. SUND.....

22
Cert A

Superseded by

Cert. No. _____

L. Sp. Or. V. 25, 340

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN C. COCHRANE

of Merlin, State of Oregon, has a right
to the use of the waters of
Quartz Creek

a tributary of ¹/₄ Jump-Off-Joe Creek for the purpose of
irrigation of ~~30.7~~ acres, and stock
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 4, at page 1; that the priority of the right thereby
confirmed dates from 1886

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 ~~0.44~~ cubic foot per
second 0.106

The point of diversion is located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, T. 35 S., R. 6 W., W. M.

A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

5.7 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 5
2.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 6
~~23.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$~~
~~Section 8~~
T. 35 S., R. 6 W., W. M.

Ch. Pt. of Div.
Sp. Or. V. 1, 25 p. 340

73²

This certificate describes that portion of the water right confirmed by the prior
certificate recorded at page 42162, Volume 34, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water Resources
Director entered on May 30, 1975, approving transfer application No. 3057.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

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, affixed

this date May 21, 1975.

Chris L. Wheeler

State Engineer

Recorded in State Record of Water Right Certificates, Volume 34, page 42162

CR
Cert B

pay \$188

Superseded by
Cert. No. 188
L. Sp. Or. V. 25, p. 340

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

Caroline A. Earle

This Is to Certify, That

2950 Quartz Creek Rd

of **Merlin**
to the use of the waters of
Quartz Creek

, State of **Oregon** , has a right

a tributary of **23² Jump-Off-Joe Creek**
irrigation of **30.7 acres, and stock**

for the purpose of

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 **4** , at page **1** ; that the priority of the right thereby
confirmed dates from **1886**

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 ~~0.44~~ cubic foot per
second **0.334**

The point of diversion is located in the **NW 1/4 NW 1/4** Section **8**, T. 35 S., R. 6 W., W. M.
120 ft S AND 130 ft W from NE Cor NW 1/4 NW 1/4 Sec 8

A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

~~5.7 acres SW 1/4 SW 1/4~~
~~Section 5~~

~~2.0 acres SE 1/4 SE 1/4~~
~~Section 6~~

23.0 acres NW 1/4 NW 1/4
Section 8

T. 35 S., R. 6 W., W. M.

Ch. Pt. of Div.
Sp. Or. Vol. 25 p. 340

.112

This certificate is issued to confirm a change in point of diversion approved
by an order of the WRD entered **MAY 30, 1975** and together with certificate of water
right recorded on Page **42162**, Volume **40** , SRWRC supersedes certificate
of water right recorded on Page **42162** , Volume **34** , SRWRC.

The issuance of this superseding certificate does not confirm the status of
the water right in reference to ORS 540.610.

this date **May 21** , 1975.

Chris L. Wheeler
State Engineer

Recorded in State Record of Water Right Certificates, Volume **34** , page **42162**

Insert when
R/R # assigned

Gibraltar Onion Skin

MILLERS FALLS

ALL COTTON

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION
OF CAROLINE A. EARLE FOR THE
APPROVAL OF A CHANGE IN POINT OF
DIVERSION OF WATER FROM QUARTZ
CREEK

ORDER APPROVING
TRANSFER NO. 3057

On May 30, 1974, Caroline A. Earle filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Quartz Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Josephine County, Oregon, entered April 26, 1919, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Rogue River and its Tributaries, a water right was established in the name of John C. Cochrane for the use of the waters of Quartz Creek for stock use and irrigation of, among other lands, 23.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 35 South, Range 6 West, W.M., with a date of priority of 1886, as evidenced by certificate of water right recorded at Page 16499, Volume 13, State Record of Water Right Certificates. These lands are irrigated by means of the Cochrane ditch from a point of diversion located 830 feet South and 80 feet West from the Northeast corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Township 35 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 230 feet South and 150 feet West from the Northeast corner of NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 35 South, Range 6 West, W.M.

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 Grants Pass, Oregon, on May 29, 1975, at 9:30 a.m.

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MILLERS FALLS

ALL COTTON

Gibraltar Onion Skin
MILLERS FALLS

The notice was published in the Grants Pass Daily Courier, a newspaper printed and having general circulation in Josephine County, Oregon, for a period of three weeks in the issues of April 3, 10 and 17, 1975. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Robert B. Steimer, Watermaster of District No. 14, 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 Quartz Creek, to wit:

From a point located 830 feet South and 80 feet West from the Northeast corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 6, Township 35 South, Range 6 West, W.M.

To a point to be located 230 feet South and 150 feet West from the Northeast corner of NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 35 South, Range 6 West, W.M.

for the irrigation of 23.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 35 South, Range 6 West, W.M., with a date of priority of 1886, 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 0.334 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.

Gibraltar Onion Skin
MILLERS FALLS

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 John C. Cochran and recorded at page 16499, Volume 13, 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 Caroline A. Earle confirming the change in point of diversion.

Dated at Salem, Oregon, this 30th day of May, 1975.

MILLERS FALLS

ALL COTTON

/s/ CHRIS L. WHEELER
State Engineer

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That John C. Cochran

of Merlin, State of Oregon, has a right to the use of
the waters of Quartz Creek, a tributary of Jump-Off-Joe Creek
for the purpose of irrigation of 40 acres, and Stock

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 4, at page 1; that the priority of the right thereby confirmed dates from 1886;

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 0.58 cubic foot per second.

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:

15 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 5,
2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 6,
23 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 8,
T. 35 S., R. 6 W., W. M.

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, affixed

this 30 day of September, 19 49.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 131, page 16499

LEGAL NOTICE

NOTICE OF FILING
APPLICATION FOR A
CHANGE IN POINT
OF DIVERSION OF WATER

Notice is given hereby that Caroline A. Earle has filed an application for the approval of a change in point of diversion of water from Quartz Creek.

In the Rogue River Adjudication proceedings a water right was established in the name of John C. Cochrane for the use of the waters of Quartz Creek for stock use and for irrigation of, among other lands, 23.0 acres in the NW 1/4 NW 1/4, Sec. 8, T. 35 S., R. 6 W., W.M., with a date of priority of 1886.

The water is conveyed to these lands through the Cochrane Ditch from a point of diversion located 830 feet S. and 80 ft. W. from the NE corner of NW 1/4 SE 1/4, Sec. 6, being within the NW 1/4 SE 1/4, Sec. 6, T. 35 S., R. 6 W., 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 230 ft. S. and 150 feet W. from the NE corner of NW 1/4 NW 1/4, Sec. 8, being within the NW 1/4 NW 1/4, Sec. 8, T. 35 S., R. 6 W., W.M.

All persons interested are notified hereby that a hearing will be held at the County Courthouse in Grants Pass, Oregon, on May 29, 1975, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Caroline A. Earle, Merlin, Oregon 97532, and one copy filed with the State Engineer, Salem, Oregon 97310, together with a \$5 filing fee, at least 10 days prior to the date set for hearing. If no objections are filed, the application may be approved by the State Engineer without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the State Engineer upon request.

Dated at Salem, Oregon, this 25th day of March, 1975.

CHRIS L. WHEELER
State Engineer

No. 57—Thurs—April 3, 10 & 17, 1975

RECEIVED

APR 18 1975

STATE ENGINEER
SALEM, OREGON

AFFIDAVIT OF PUBLICATION

State of Oregon }
County of Josephine } ss.

Charles J. Moore

I, _____, being first duly sworn, depose and say that I am the owner, editor, publisher, manager, advertising manager, principal clerk of the Grants Pass Daily Courier, printer or his foreman of the Grants Pass Daily Courier, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Grants Pass, in the aforesaid county and state; that the

NOTICE OF FILING APPLICATION FOR A CHANGE IN POINT OF DIVERSION OF WATER 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 April 3, 10, 17, 1975

Subscribed and sworn to before me this 17th day of

April 1975

Notary Public of Oregon.

My commission expires 4th day of February, 1976