

3304 Tribune W. Chapman
100.57 Sawyer Ave
Seoulville Calif 91343

3304

STATUS OF APPLICATION

Change in point of diversion
Date filed 8-25-75
Date of hearing December 19, 1975
Place of hearing Medford
Date of order 11-30-76 Vol. 28, page 160
Date for application of water 10-1-78
Proof mailed _____
Proof received _____
Certificate issued AUG 29 1988 Vol. _____, page 57602
Survey 4-79

DESCRIPTION OF WATER RIGHT

Name of stream Pleasant Creek
Trib. of _____ County of Jackson
Use irrigation
Quantity of water _____ No. of acres 3 1/2
Name of ditch Lower Wabeman
Date of priority 1875
In name of Walter D. & Diolanda B. Sellers
Order correcting Vol 17 page 275
Rogue River Adjudication, Vol. 4, page 17
(Orig Cert # 16131)
App. No. _____ Per. No. _____ Cert. No. 40372
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
8-25-75	35.00	49144
8-25-75	45.00	49145
TOTAL . . .	80.00	
<u>1-16-76</u>	Cert. Fee	49145
<u>Mail Tribune</u>	28 57	

FEES REFUNDED

Date	Amount	Check No.
1-6-77	14.43	1048
<u>1-16-76</u>	<u>14.43</u>	<u>188</u> <u>ch. cancelled</u> <u>1/6/77</u>

Fees
EX 20.00
POD 15.00
35.00

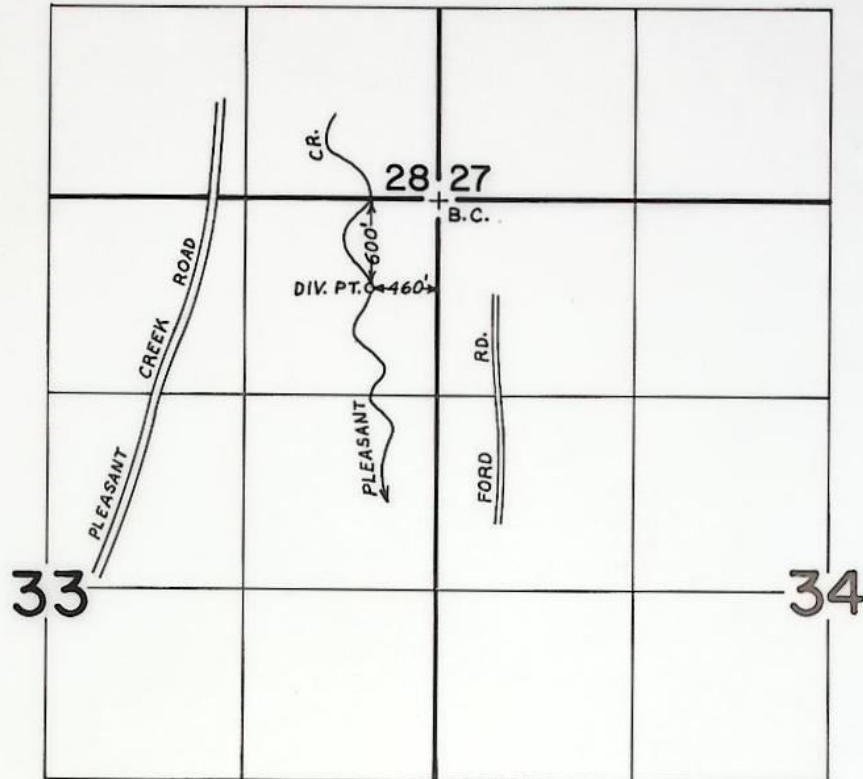
REMARKS

See Files T-2552
T-3017
T-3062
T-3064
T-3073
T-3102
T-3325

See map in file No Tr. 3017
relative to Decree of Court
Vol 17 P 275

INDEX CARDS:	Entered	Checked
<u>W/H</u> Name	<u>✓</u>	_____
<u>W/H</u> Stream	<u>✓</u>	_____
<u>W/H</u> Pl. of Div.	<u>✓</u>	_____
<u>W/H</u> Calendar	<u>✓</u>	_____
CHECKED TO RECORDS:		
____ Twp. & Rge.	<u>W/H</u>	_____
____ Decree-Grant	<u>W/H</u>	_____
____ Decree-Note	<u>W/H</u>	_____
____ Cert. of W/R	<u>W/H</u>	_____
____ Per. Folder	_____	_____
____ Claimdex	_____	_____
____ Cross Ref.	_____	_____
____ Power-Claim	_____	_____
____ Abstracts	_____	_____

T. 34 S., R. 4 W., W.M.



SCALE: 4" = 1 MILE

FINAL PROOF SURVEY
UNDER

TRANSFER NO. 3304

Application No. Permit No.
IN NAME OF

LAWRENCE & CLEO LAW

Surveyed DEC. 13 1983, by B. S. JAMES

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION
OF LAWRENCE W. AND CLEO M. LAW FOR
THE APPROVAL OF A CHANGE IN POINT
OF DIVERSION OF WATER FROM PLEASANT
CREEK

ORDER APPROVING
TRANSFER NO. 3304

On August 25, 1975, Lawrence W. and Cleo M. Law filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Pleasant Creek pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 40372, Volume 32, State Record of Water Right Certificates, in the name of Walter D. and Diolenda B. Sellers, describes an existing right of record which includes the use of not to exceed 0.06 cubic foot per second from Pleasant Creek for irrigation of 1.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, and 2.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 34 South, Range 4 West, W.M., with a date of priority of 1875.

Water for the said right is diverted through the Lower Wakeman ditch from a point located 975 feet North and 440 feet West from the East quarter-corner of Section 28, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, Township 34 South, Range 4 West, W.M.

The applicants herein, owners of the lands above described, propose to change, without loss of priority, the point of diversion to a point located 660 feet South and 460 feet West from the Northeast corner of Section 33, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, Township 34 South, Range 4 West, W.M.

Notice of the application, pursuant to ORS 540.510 was published in the Medford Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of October 30, November 6 and 13, 1975.

Mr. David C. Hendrix, Watermaster of District No. 13, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

No objection 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 requested change in point of diversion described herein, without loss of priority, is approved.

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 0.06 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 the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1978.

It is FURTHER ORDERED that the portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered July 31, 1974, approving transfer application No. 3017, and upon receipt of proof satisfactory to the Water Resources Director of completion of the change in point of diversion authorized herein, a certificate of water right shall be issued to Lawrence W. and Cleo M. Law confirming

the change in point of diversion.

Dated at Salem, Oregon, this 30th day of November, 1976.

/s/ JAMES E. SEXSON
Director

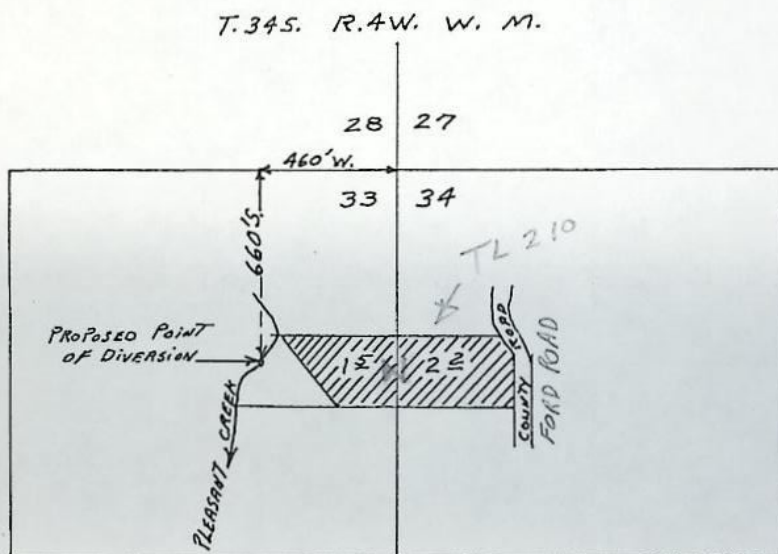
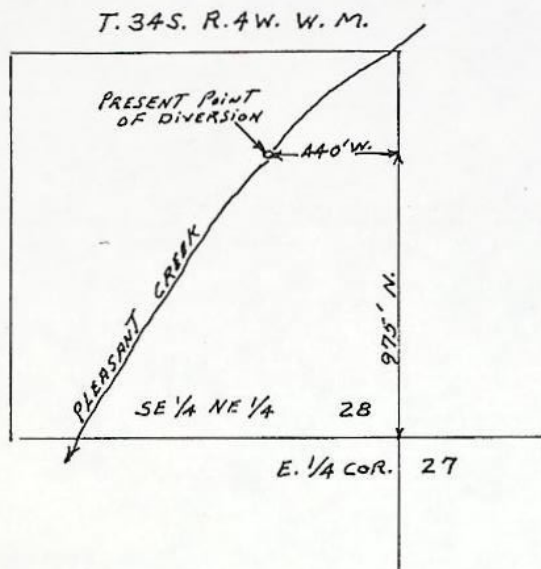
REPORT ON INSPECTION UNDER TRANSFER
 OF WATER RIGHT FOR CHANGE IN: POD
POU
USE
 Add'l POD

Ves.

Transfer NO. 3304 ^{NEW ADDRESS:} 16881 Ford Rd. ✓ County Jackson
Rogue River, OR. ✓
 Old Certificate NO. 40372 97537
 1. Name Lawrence & Cles Law ✓ (582-1907)
 Address 4057 Sycamore Ave. Sepulveda, CA 91343
 2. Source of Supply Pleasant Creek ✓, Trib of EVANS CR.
 3. Use Irrigation ✓
 4. Amount of Water _____ Priority Date 1875
 5. Proposed Point of Diversion 600' south and 400' west from
the NE Corner, Sec. 33, being within NE 1/4 NE 1/4 of Section 33,
T. 34 South, R. 4 West, W.M. County of Jackson
 6. Completion Date October 1, 1978
 7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
34S	4w	33		

PH: 179-1062
 12-13-83 BSL



MAP TO ACCOMPANY APPLICATION OF
LAWRENCE W. AND CLEO M. LAW FOR
CHANGE IN POINT OF DIVERSION

SCALE 8" = 1 MILE



8-21-75

RECEIVED

AUG 5 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3304

FINAL PROOF ON

APPLICATION No.

PERMIT No.

SURFACE WATER IRRIGATION

INFO: NAMES: Lawrence & Cleo Law
 ADDRESS: 16881 Ford Rd. Rogue River, OR 97537

TALKED TO: Thomas V. Moody TR#3062 (core taker)

SOURCES: PLEASANT CREEK

SYSTEM: PULPITS DIRECT FROM CREEK.

PUMP: MAKE: Teel Pump @ 50 PSI
 TYPE: CENT. (6.6)(3) = 0.15 lfs
 SUCTION SIZE: 2" 6' + 127.0
 DISCHARGE SIZE: 1 1/2"
 MODEL No.: _____
 RATING: _____
 MOTOR: MAKE: Briggs & Stratton Sprinklers:
 TYPE: 244 6 (3.2+7.2) = 0.14 lfs
 HP: 3 450
 RPM: 3480

CONNECTED DIRECT OR PULLEYS: _____

SPRINKLER SYSTEM: BURIED MAIN 1 1/2" RIGID.

MAINLINE: NO. FEET: 700'
 SIZE: 2"
 TYPE: P.V.C.
 LATERALS: NO. FEET: 200'
 SIZE: 2"
 TYPE: BLK. PLASTIC.

SPRINKLERS: NO. HEADS: 6
 MAKE: Champ
 MODEL #: 5201 RD-8
 NOZZLE SIZES: 3/16" X 1/8"
 MAXIMUM: 6

IN OPERATION: MEAN PRESSURE: _____

NO. OF HEADS: _____

LIFT: SUCTION: 2'
 DISCHARGE: 4'

USE: PICTURE LAWN & GARDEN.

DIVERSION DIRECT

STRUCTURE: _____

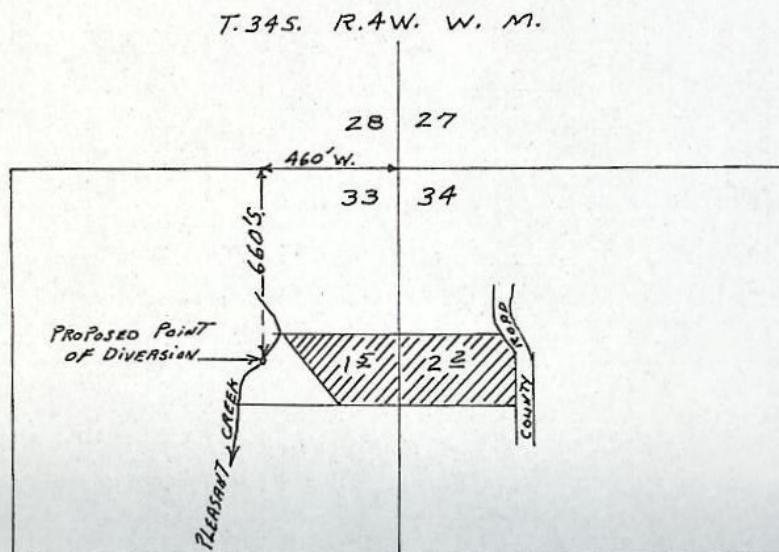
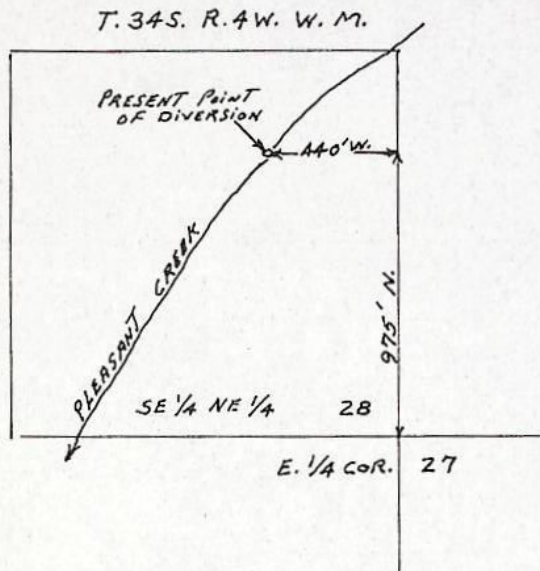
TIE: MONUMENTS: 4/3 9/10 B.C.

SURVEYED ON: 179-106R

B. Deane Jones

WATER RIGHTS EXAMINER

DATE: 12-13-83



MAP TO ACCOMPANY APPLICATION OF
LAWRENCE W. AND CLEO M. LAW FOR
CHANGE IN POINT OF DIVERSION

SCALE 8" = 1 MILE



8-21-75

RECEIVED

AUG 25 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3304

RECEIVED

AUG 25 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3304

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Lawrence W. and Cleo M. Law
(Name of applicant)

of 10057 Gaynor Ave., Sepulveda, County of Los Angeles
(Postoffice)

State of Calif. 91343, do hereby make application for change in point of diversion.

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

1. The source of present water right is Pleasant Creek.
(Name of stream)

2. The use to which the water is applied is irrigation.
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is Lower Wakeman Ditch.

4. The point of diversion is located 975 ft. N. and 440 ft. W. from the E $\frac{1}{4}$
(N. or S.) (E. or W.)

corner of Section 28 being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$
(Section or subdivision)

of Section 28 Tp. 34 S. R. 4 W. W. M., in the County of Jackson.
(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 $\frac{1}{4}$	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 $\frac{1}{4}$
34 S.	4 W.	33	1.5															
		34						2.2										

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)

6. Are you the legal owner of the above described lands? Yes.
(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes.

8. What is the date of priority of your water right? 1875.

9. Was your water right acquired by State Engineer's Permit? no. If so, give number
(Yes or No)

of permit none.

10. Do you hold a water right certificate? Yes. If so, give number of certificate 10372 39834
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?
Yes. If so, give title of proceedings Rogue River Decree.
(Yes or No) Walter D. & Diolanda B. Sellers

12. Is the water right recorded in your name? No, A. H. Quatman.
(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 $\frac{1}{4}$

(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 660 ft. S. and 460 ft. W. from the NE corner of Sec. 33 being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33 Tp. 34 S. R. 4 W. W. M.,
(N. or S.) (E. or W.) (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Jackson. The name of the ditch to be used is pump.

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

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? Yes.

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.?
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are ditch too costly to maintain.
.....
.....
.....

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Jackson } ss.

I, Lawrence W. and Cleo M. Law, 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 19th day of August, 1975.

Lawrence W. Law Cleo M. Law
(Name of applicant)

Subscribed and sworn to before me this 19th day of August, 1975.

[Notarial Seal]

Phyllis Gilman
NOTARY PUBLIC FOR OREGON

My commission expires 3-5-77

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.

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

Notice is given hereby that Lawrence W. and Cleo M. Law have filed an application for the approval of a change in point of diversion of water from Pleasant Creek.

In the Rogue River Adjudication proceedings a water right was established in the name of Walter D. and Dolenda B. Sellers for the use of the waters of Pleasant Creek for the irrigation of 1.5 acres in NE 1/4 NE 1/4, Sec. 33, and 2.2 acres in NW 1/4 NW 1/4, Sec. 34, T. 34 S., R. 4 W., W.M., with a date of priority of 1875.

These lands are irrigated by means of the Lower Wakeman Ditch from a point of diversion located 975 ft. N. and 440 ft. W. from the E 1/4 corner of Sec. 28, being within the SE 1/4 NE 1/4, Sec. 28, T. 34 S., R. 4 W., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 660 ft. S. and 460 ft. W. from the NE corner of Sec. 33, being within the NE 1/4 NE 1/4, Sec. 33, T. 34 S., R. 4 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Or. on December 19, 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 Lawrence W. and Cleo M. Law, 10057 Gaynor Ave., Sepulveda, Calif., 91343, and one copy filed with the Water Resources Director, Salem, Or., together with a \$10 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 Water Resources Director without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Director upon request.

Dated at Salem, Oregon, this 22nd day of October, 1975.

James E. Sexson
Director

RECEIVED

NOV 17 1975

Affidavit of Publication WATER RESOURCES DEPT.
SALEM, OREGON

State of Oregon, }
County of Jackson } ss.

1. Evalynne D. Smith, being first duly

sworn, depose and say that I am the _____
OWNER, EDITOR, PUBLISHER, MANAGER.

Principal Clerk

ADVERTISING MANAGER, PRINCIPAL CLERK, PRINTER OR PRINTER'S FOREMAN

of Medford Mail Tribune, a newspaper of general circulation, as defined by ORS 193,010 and 193,020; printed and published at Medford in the aforesaid county and state;

that the **Notice of Filing - L. W. Law**

_____ 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 Oct. 30, Nov. 6, 13, 1975

(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Evalynne D. Smith

Subscribed and sworn to before me this 13th day of Nov., 19 75

James E. Sexson
NOTARY PUBLIC FOR OREGON

My Commission expires 21st day of May, 19 77



RECEIVED

AUG 25 1975

WATER RESOURCES DEPT.
SALEM, OREGON

WATER RESOURCES DEPARTMENT

JACKSON COUNTY COURTHOUSE • MEDFORD, OREGON • 97501 • Ph. 773-6211

August 21, 1975

FILE NO. T-3304

Mr. James E. Sexson, Director
Water Resources Department
Salem, Oregon

Attention: Mr. Trevor Jones, Assistant

Dear Mr. Jones:

I am enclosing a transfer application in the names of Lawrence W. and Cleo M. Law of 10057 Gaynor Avenue, Sepulveda, California 91343, for a change in point of diversion of water from Pleasant Creek, together with their check in the sum of \$80 to cover transfer and advertising fees, the necessary map tracing and legal land description.

It is my opinion that this proposed transfer may be made without injury to existing rights; also I believe the second provision relative to pumping plants would be the best to incorporate within the order.

Very truly yours,

David C. Hendrix

David C. Hendrix
Water Master, Dist. 13

DCH:pg

enclosures (4)

PS Please place advertising in Medford Mail Tribune,
Medford, Oregon 97501.

MEDFORD MAIL TRIBUNE COMPANY

Publishers of the

MEDFORD MAIL TRIBUNE

MEDFORD, OREGON

PHONE 779-1411 - P. O. BOX 1108

In Account With

• Water Resources Dept.

Date Nov. 13, 1975 19__

Publishing Notice of Filing - L. W. Law

Oct. 30, Nov. 6, 13, 1975

60 lines @ .476180

28.57

3304
RECEIVED

NOV 17 1975

WATER RESOURCES DEPT.

SALEM, OREGON

Prompt Payment of this Account will be Greatly Appreciated

DESCRIPTION SHEET

Order No. 58546

Beginning at a 5/8 inch iron rod on the Westerly right of way line of Pleasant Creek Road, said rod being 557.28 feet South and 343.87 feet East of the Northwest corner of Section 34, Township 34 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence along said Westerly right of way line, South 33° 33' East, 30.18 feet; thence around a 165.0 foot radius curve to the right, a distance of 105.90 feet; thence South 03° 13' 30" West, 115.18 feet to a 5/8 inch iron rod; thence West, 954.0 feet, more or less, to the center of Pleasant Creek; thence Northerly, along the center of Pleasant Creek, 400.0 feet, more or less, to a point which bears West from the point of beginning; thence East 770.0 feet, more or less, to the true point of beginning.

Code 62-1

Account No. 34-4W-33
34-4W-34

Tax Lot 110
210

RECEIVED

AUG 25 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3304