

William F. Carr
P.O. Box 45
Williams, Or 97544

3415

STATUS OF APPLICATION

Change in point of diversion
Date filed 5-19-76
Date of hearing _____
Place of hearing _____
Date of order 6-18-76 Vol. 27, page 271
Date for application of water 10-1-77
Proof mailed _____
Proof received _____
Certificate issued OCT 18 1976 Vol. 35, page 43772

FEB 25 1980

42

49053

to survey 9/77

REMARKS

DESCRIPTION OF WATER RIGHT

Name of stream West Fork Williams Creek
Trib. of _____ County of Josephine
Use irrigation
Quantity of water _____ No. of acres 4.62
Name of ditch Hopie
Date of priority 1880
In name of _____
Rogue River Adjudication, Vol. 4, page 27
App. No. _____ Per. No. _____ Cert. No. 40387
Certificate cancelled _____
Notation made on record by _____

DVA Notification

FEES PAID

Date	Amount	Receipt No.
<u>5-19-76</u>	<u>35.00</u>	<u>52637</u>
TOTAL . . .		
<u>6-14-76</u>	<u>8.04</u> Cert. Fee	<u>53511</u>

FEES REFUNDED

Date	Amount	Check No.
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INDEX CARDS:

Entered

Checked

TO BE ENTERED WHERE CHECKED

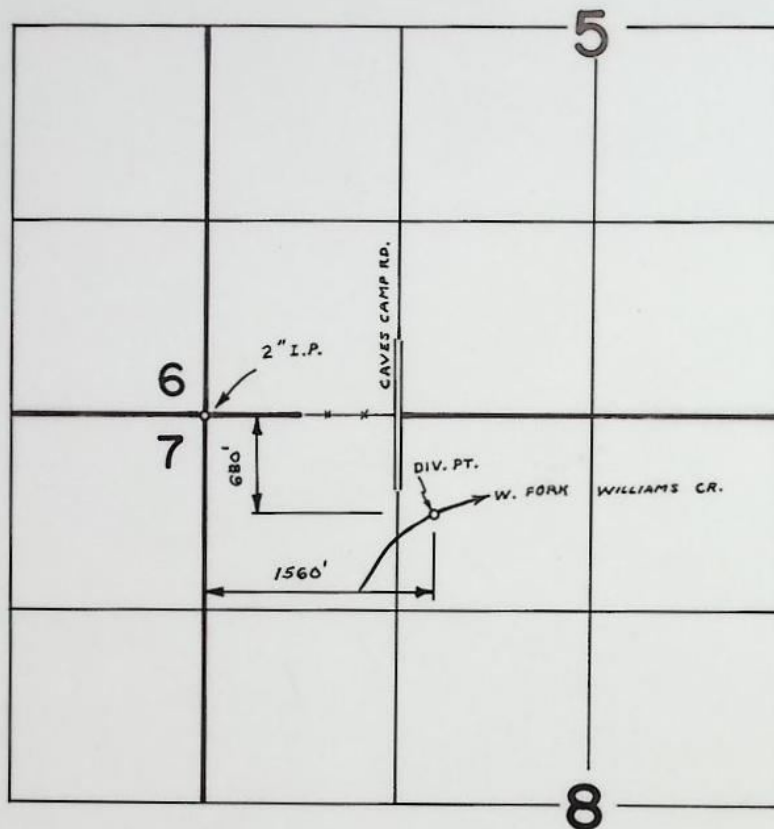
WB Name
WB Stream
WB Pt. of Div.
WB Calendar

✓ Twp. & Rge.
✓ Decree-vault
✓ Decree-safe
✓ Cert. of W/R
Per. Folder
Chsindex
Class Ref.
Power Claim
Abstracts

✓
✓
✓
✓
WB
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WB
WB

✓
✓
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✓
WB
WB
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WB

T. 39 S., R. 5 W., W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 3415

Application No. _____ Permit No. _____

IN NAME OF

ALLEN P. CARRE

Surveyed NOV. 8 78 by B. SUND

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION }
OF ALLEN P. CARRE FOR THE APPROVAL }
OF A CHANGE IN POINT OF DIVERSION }
OF WATER FROM WEST FORK WILLIAMS }
CREEK }

ORDER APPROVING
TRANSFER NO. 3415

On May 19, 1976, Allen P. Carre filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from West Fork Williams Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to C. O. and Albert Bigelow and recorded at Page 40387, Volume 32, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.62 cubic foot per second of water from West Fork Williams Creek for the irrigation of, among other lands, 4.62 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 39 South, Range 5 West, W.M., with a date of priority of 1880. These lands are irrigated by means of the Hoxie ditch from a point of diversion located 1150 feet South and 1320 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 39 South, Range 5 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 680 feet South and 1610 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 39 South, Range 5 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there is no intervening diversion.

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 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 change in point of diversion of water from West Fork Williams Creek, to wit:

From a point located 1150 feet South and 1320 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 39 South, Range 5 West, W.M.

To a point to be located 680 feet South and 1610 feet East from the Northwest corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 39 South, Range 5 West, W.M.

for the irrigation of 4.62 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 39 South, Range 5 West, W.M., with a date of priority of 1880, 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, 1977.

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 0.08 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.

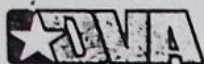
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled.

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 certificate of water right heretofore issued to C. O. and Albert Bigelow and recorded at Page 40387, Volume 32, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the right not involved in this proceeding, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Allen P. Carre confirming the change in point of diversion.

Dated at Salem, Oregon, this 18th day of June, 1976.

/s/ JAMES E. SEXSON
Director



NOTICE OF INTEREST IN WATER RIGHT

TO: Director of Water Resources 3850 Portland Road N.E. Salem, Oregon 97310		DATE SENT TO WATER RESOURCES <div style="font-size: 1.5em; text-align: center;">3-7-86</div>	DATE REC'D BY WATER RESOURCES <div style="text-align: center; font-size: 1.5em; font-weight: bold;">RECEIVED</div> <div style="text-align: center;">MAR 10 1986</div> <div style="text-align: center;">WATER RESOURCES DEPT. SALEM, OREGON</div>
This is to notify you of an interest in the following described water right:			
LOAN NUMBER <div style="font-size: 1.2em;">P09008</div>	FIELD OFFICE <div style="font-size: 1.2em;">MO</div>	COUNTY <div style="font-size: 1.2em;">JOSEPHINE</div>	ACREAGE IRRIGATED: ORIGINAL APPRAISAL _____ ACTUAL _____
NAME OF BORROWER (LAST, FIRST, M.I.) <div style="font-size: 1.2em;">Vaniersel, Louis</div>			
MAILING ADDRESS 			
COMMENTS 			
PROPERTY AND WATER RIGHT INFORMATION			
TOWNSHIP	39S	38S	
RANGE	5W	5W	
SECTION	68, 32	32	
APPLICATION	NUMBER: T3415	GR 2763 GR2762	Rogue River Dec
PERMIT	NUMBER: ACRES: STATUS:	GR2614 GR2613 5Ac 2Ac	Vol 4 P 28
CERTIFICATE	NUMBER: ACRES:	43772 15.38	16359 1Ac
IRRIGATION DISTRICT	NUMBER:		
DOMESTIC WATER	NUMBER:		
COMMENTS <div style="text-align: right;">3-10-86</div> <div style="text-align: right;">DM</div>			
The State of Oregon, by and through the Director of Veterans' Affairs, has a security interest in the above-described property and hereby requests that no action be taken to diminish the water right without notifying the Department of Veterans' Affairs, 700 Summer Street, N.E., Salem, Oregon 97310 Attention: Butch Gehley, Operations Compliance Manager.			
Attachments: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <input checked="" type="checkbox"/> Legal Descriptions <input checked="" type="checkbox"/> Plat Maps <input type="checkbox"/> Please return copy to ODVA <input type="checkbox"/> </div>			

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT FOR

CHANGE IN POINT OF DIVERSION FROM W. F. WILLIAMS CREEK

Transfer No. 341517 / County JOSEPHINE

1. Name Allen P. Carre Address PO Bx 45, Williams

2. Source of Supply W. Fk. Williams Creek, Trib. of

3. Amount of Water 0.08 Priority Date 1880

4. Use irrigation / / / /

5. Proposed Point of Diversion 680 ft S & ¹⁵⁶⁰1610 ft E from NW cor Sec 8, within
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 8, T 39 S, R 5 W, W.M.

6. Place of Use

[illegible]

Info: Mr. Carre, as filed.

MOTOR: 2HP, ELECT @ 3450 RPM

PUMP: $1\frac{1}{2}$ " x 2"

DIV. PT.: ^{WEST FORK} WILLIAMS CREEK, DIRECT

PIPE: MAIN: 3" PLASTIC - 450 ft

LAT.: 2" PLASTIC - 250 ft

SPRINKLERS: $\frac{3}{32}$ " x $\frac{3}{16}$ ", RB 30's

6 MAX.

LIFT: 4^{ft} SUCTION

4^{ft} - PUMP

USE: PASTURE, YARD

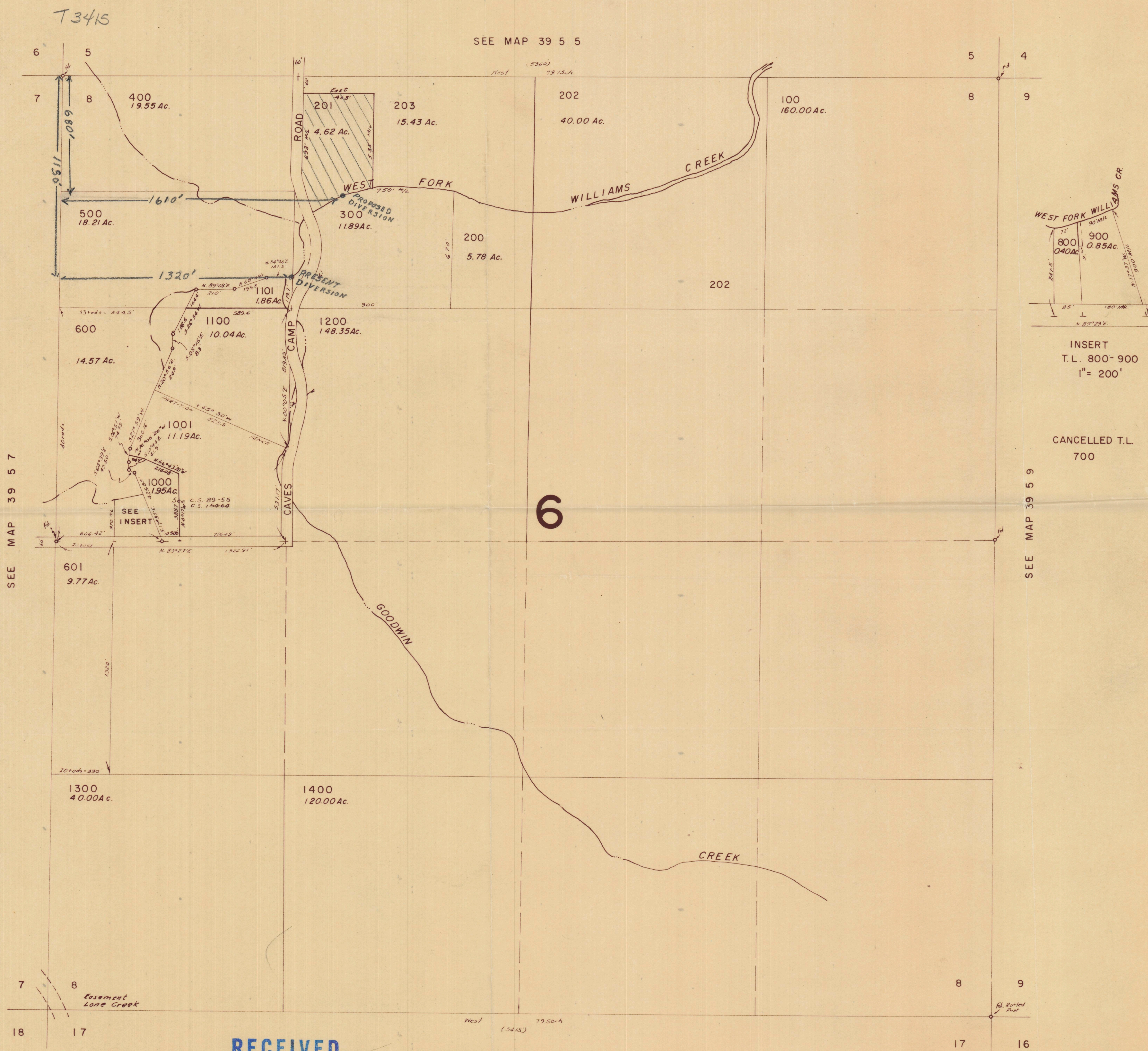
TIE: PTS-1978-14-D, N.E. COR. N.W.¹/₄ N.W.¹/₄ SEC. 8.

Bruce R. Sund

F.E. 11-3-78

$$\frac{2(6.61)}{114 + 8} = 0.108 \text{ c.f.s.}$$

$$\frac{6(1.7 + 6.8)}{450} = 0.113 \text{ c.f.s.}$$

$$I'' = 100$$


T-3415

RECEIVED
MAY 19 1976
WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Allen P. Carre
(Name of applicant)
of P.O. Box 45, Williams, County of Josephine
(Postoffice)
State of Oregon, 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 West Fork Williams Cr
(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 Hoxie
4. The point of diversion is located 1150 ft. S and 1320 ft. E from the NW
(N. or S.) (E. or W.)
corner of Sec. 8 being within the NE 1/4 NW 1/4
(Section or subdivision)
of Section 8 Tp. 39S R. 5W W. M., in the County of Josephine
(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
39S	5W	8					4.62											

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? 1880
9. Was your water right acquired by State Engineer's Permit? NO If so, give number
(Yes or No)
of permit

40387
16318
10. Do you hold a water right certificate? Yes If so, give number of certificate 16318
(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)

12. Is the water right recorded in your name? No C. O. & Albert Bigelow
(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 680' ft. S and 1610 ft. E from the NW
(N. or S.) (E. or W.)
corner of Sec. 8 being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8 Tp. 39 S R. 5 W W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Josephine. 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? 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? NO

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 Pumping plant is more convenient than ditch

WATER RESOURCES DEPT
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AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of

} ss.

I,, 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 18 day of MAY, 1976.

x Allen O'Carre
(Name of applicant)

Subscribed and sworn to before me this 18 day of MAY, 1976.

[Notarial Seal]

Robert B. Sturges
NOTARY PUBLIC FOR OREGON

My commission expires NOV 3, 1976

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.



WATER RESOURCES DEPARTMENT

714 N.W. "A" STREET • GRANTS PASS, OR • 97526 • Phone 476-8201, Ext. 247

ROBERT W. STRAUB
GOVERNOR

May 27, 1976

JAMES E. SEXSON
Director

WATER POLICY REVIEW
BOARD

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Corvallis

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Eugene

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JEAN FROST
Portland

Water Resources Department
1178 Chemeketa Street, N. E.
Salem, Oregon 97310

Attention: Wayne Overcash

Transfer 3415

Dear Wayne:

In my opinion, this change in point of diversion of water from West Fork Williams Creek in the name of Allen P. Carre, may be made without injury to existing rights.

I recommend that pumping provision #2 be incorporated in the order.

Very truly yours,

Robert B. Steimer
Watermaster, District #14

RBS/sj

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JUN - 11976

WATER RESOURCES DEPT
SALEM, OREGON

DESCRIPTION OF PROPERTY

LINE

INDENT EACH NEW
COURSE TO THIS POINT

1

A parcel of land in the Northwest Quarter of Section 8, Township 39 South, Range 5 West, Willamette Meridian, 1; Josephine County, Oregon, and more particularly described as follows:

Commencing at the intersection of the North line of said Section 8 and the Easterly right-of-way line of Caves Camp Road, thence South along said right-of-way line 100.00 feet to the true point of beginning; thence East 493.00 feet, 100.00 feet South of and parallel to the North line of said Section 8; thence South 535.00 feet, more or less to the center-line of Williams Creek; thence Southwesterly along the center-line of said creek to the Easterly right-of-way of Caves Camp Road; thence Northerly along said right-of-way line 653.00 feet, more or less, to the true point of beginning.

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MAY 19 1976

WATER RESOURCES DEPT
SALEM, OREGON

T-3415