

3620

## STATUS OF APPLICATION

Change in POU & POD  
 Date filed 4-11-77  
 Date of hearing Medford  
 Place of hearing 8-17-77  
 Date of order 9-12-77 Vol. 29, page 279  
EXT 10-1-82 83 EXT 10-1-81  
 Date for application of water 10-1-79 10-1-80  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued NOV 28 1977 Vol. 31, page 44853

76577  
88105  
88106  
1/84 88734  
88735

## DESCRIPTION OF WATER RIGHT

Name of stream S. Fk Little Butte Cr.  
 Trib. of \_\_\_\_\_ County of Jackson  
 Use irrigation  
 Quantity of water \_\_\_\_\_ No. of acres 3<sup>e</sup>  
 Name of ditch Landless + Rapidale Ditch  
 Date of priority \_\_\_\_\_  
 In name of Gus Peck  
Little Butte Cr. Adjudication, Vol. 14, page (30) 523  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 17210  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

## REMARKS

CARD FOR C DEC 26 1979

Card for C NOV 20 1981

retransferred by T-8362

Proof to Sat Sp OR Vol 54, Pg 507

## FEES PAID

Date	Amount	Receipt No.
<u>4-11-77</u>	<u>\$ 95.00</u>	<u>59635</u>
TOTAL . . .		
<u>8-31-77</u>	<u>\$2 Cert. Fee</u>	<u>59655</u>
Pd. medford mail Tribune Co. Ch. # 1466 (*31.43)		

## FEES REFUNDED

Date	Amount	Check No.
<u>8-31-77</u>	<u>\$ 16.57</u>	<u>1465</u>
Recd <u>\$ 95-</u> Exam 20 POU 10 POD 15 (45-) Cert (2-) (31.43) Refund <u>\$ 16.57</u> ✓		

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



T-3620

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SEITZ LOVING TRUST  
5520 S FK L BUTTE CR RD  
EAGLE POINT OR 97524

confirms the right to use the waters of SOUTH FORK LITTLE BUTTE CREEK, tributary to LITTLE BUTTE CREEK for IRRIGATION of 3.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 14, at Page 498. The date of priority is 1888.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.07 CUBIC FOOT PER SECOND FROM APRIL 1 TO OCTOBER 1 OF EACH YEAR, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	2 E	WM	3	NW NW	4	1400 FEET SOUTH AND 620 FEET EAST FROM NW CORNER, SECTION 3

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
37 S	2 E	WM	3	NW NW	4	3.0

The quantity of water diverted at the new point(s) of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
RANGLES & RAGSDALE DITCH	37 S	2 E	WM	10	NE NE	330 FEET SOUTH AND 680 FEET WEST FROM NE CORNER, SECTION 10

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

Water shall be acquired from the same surface source as the original point of diversion.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.



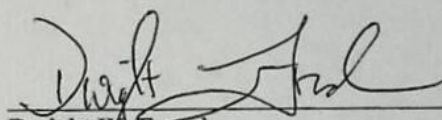
The water user shall maintain a fish screen or fish by-pass device.

This certificate is issued to confirm a CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered JUNE 29, 2000, at Special Order Volume 54, Page 507, approving Transfer Application 8362, and supercedes that portion of Certificate 17210 as modified by Transfer Application 3620, State Record of Water Right Certificates.

*This certificate is issued to correct a scrivener's error in the water user's name and supercedes certificate 88106.*

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

Issued AUG 16 2013.

  
Dwight W. French  
Administrator, Water Right Services, for  
Phillip C. Ward, Director



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COUNTY OF JACKSON  
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This right was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 14, at Page 498. The date of priority is 1888.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.155 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the head of the ditch or the point of diversion, FROM APRIL 1 TO OCTOBER 1 OF EACH YEAR.

The point of diversion is located as follows:

TwP	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	2 E	WM	3	NW NW	4	1400 FEET SOUTH AND 620 FEET EAST FROM NW CORNER, SECTION 3

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

TwP	Rng	Mer	Sec	Q-Q	GLot	Acres
37 S	2 E	WM	3	NW NW	4	7.0

The quantity of water diverted at the new point(s) of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

	TwP	Rng	Mer	Sec	Q-Q	Measured Distances
RANGLES & RAGSDALE DITCH	37 S	2 E	WM	10	NE NE	330 FEET SOUTH AND 680 FEET WEST FROM NE CORNER, SECTION 10

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

Water shall be acquired from the same surface source as the original point of diversion.

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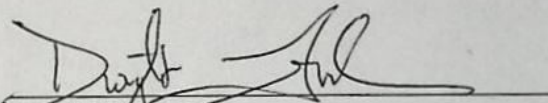
The water user shall maintain a fish screen or fish by-pass device.

This certificate is issued to confirm a CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered JUNE 29, 2000, at Special Order Volume 54, Page 507, approving Transfer Application 8362, and together with Certificate 76577, supercedes Certificate 44953, State Record of Water Right Certificates.

*This certificate is issued to correct a scrivener's error in the water user's name and supercedes certificate 88105.*

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

Issued AUG 16 2013.



Dwight W. French  
Administrator, Water Right Services, for  
Phillip C. Ward, Director



T 3620

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COUNTY OF JACKSON  
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This right was confirmed by decree of the Circuit Court of the State of Oregon for Jackson County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 14, at Page 498. The date of priority is 1888.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.07 CUBIC FOOT PER SECOND FROM APRIL 1 TO OCTOBER 1 OF EACH YEAR, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	2 E	WM	3	NW NW	4	1400 FEET SOUTH AND 620 FEET EAST FROM NW CORNER, SECTION 3

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
37 S	2 E	WM	3	NW NW	4	3.0

The quantity of water diverted at the new point(s) of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
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The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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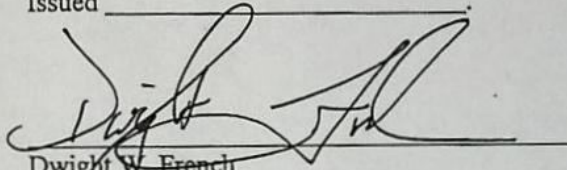
The water user shall maintain a fish screen or fish by-pass device.

This certificate is issued to confirm a CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered JUNE 29, 2000, at Special Order Volume 54, Page 507, approving Transfer Application 8362, and supercedes that portion of Certificate 17210 as modified by Transfer Application 3620, State Record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

**JUN 20 2013**

Issued \_\_\_\_\_



Dwight W. French  
Administrator, Water Right Services, for  
Phillip C. Ward, Director



T-3620

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

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EAGLE POINT OR 97524

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This right was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 14, at Page 498. The date of priority is 1888.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.155 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the head of the ditch or the point of diversion, FROM APRIL 1 TO OCTOBER 1 OF EACH YEAR.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
37 S	2 E	WM	3	NW NW	4	1400 FEET SOUTH AND 620 FEET EAST FROM NW CORNER, SECTION 3

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
37 S	2 E	WM	3	NW NW	4	7.0

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The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

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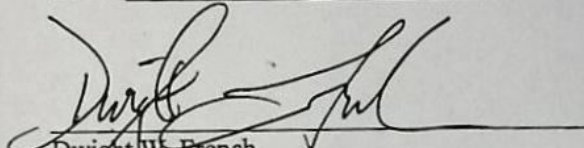


The water user shall maintain a fish screen or fish by-pass device.

This certificate is issued to confirm a CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered JUNE 29, 2000, at Special Order Volume 54, Page 507, approving Transfer Application 8362, and together with Certificate 76577, supercedes Certificate 44953, State Record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

Issued JUN 20 2013



Dwight W. French  
Administrator, Water Right Services, for  
Phillip C. Ward, Director



STATE OF OREGON

COUNTY OF JACKSON

ORDER APPROVING A CHANGE IN POINT OF DIVERSION

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 8362 submitted by

GARY SEITZ TRUSTEE  
5520 SOUTH FORK LITTLE BUTTE CREEK ROAD  
EAGLE POINT, OREGON 97524.

The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for JACKSON County as evidenced by a PORTION of Certificate 44953. The decree is recorded in the Order Record of the Water Resources Director in Volume 14, at Page 498. The date of priority is 1888.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.



The right allows the use of SOUTH FORK OF LITTLE BUTTE CREEK, a tributary of LITTLE BUTTE CREEK, for IRRIGATION OF 7.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.155 cubic foot per second; measured at the head of the ditch or the point where the same leaves the natural stream, from April 1 to October 1 of each year, if available at the authorized point of diversion: NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 10, T 37 S, R 2 E, W.M.; RANGLES & RAGSDALE DITCH - 330 FEET SOUTH AND 680 FEET WEST FROM THE NE CORNER, SECTION 10, or its equivalent in case of rotation, measured at the point of diversion from the source.

The second right to be modified, as evidenced by Special Order Volume 29, Page 279, entered September 12, 1977, approving Transfer Application 3620, was perfected by decree of the Circuit Court of the State of Oregon for Jackson County. The decree is recorded in the Order Record of the Water Resources Director in Volume 14, at Page 498. The date of priority is 1888.

The right allows the use of SOUTH FORK OF LITTLE BUTTE CREEK, a tributary of LITTLE BUTTE CREEK, for IRRIGATION OF 3.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.07 cubic foot per second; from April 1 to October 1 of each year, if available at the original point of diversion: NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 10, T 37 S, R 2 E, W.M.; RANGLES & RAGSDALE DITCH - 330 FEET SOUTH AND 680 FEET WEST FROM THE NE CORNER, SECTION 10, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized point of diversion is located:

LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ), SECTION 3, T 37 S, R 2 E, W.M.;  
1160 FEET SOUTH AND 130 FEET EAST FROM THE NW CORNER OF  
SECTION 3.



The authorized places of use are located as follows:

CERTIFICATE 44953

LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ) 7.0 ACRES  
SECTION 3

TOWNSHIP 37 SOUTH, RANGE 32 EAST, W.M.

TRANSFER 3620

LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ) 3.0 ACRES  
SECTION 3

TOWNSHIP 37 SOUTH, RANGE 32 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to change the point of diversion of both rights to:

LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ ), SECTION 3, TOWNSHIP 37 SOUTH, RANGE 2 EAST, W.M.; 1400 FEET SOUTH AND 620 FEET EAST FROM THE NW CORNER OF SECTION 3.

★ Satisfactory proof of the completion of the changes approved by the order of the Water Resources Director entered September 12, 1977, at Special Order Volume 29, Page 279, approving Transfer Application 3620, is confirmed as described above.

THIS CHANGE TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 2001.



2. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
3. The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. Water shall be acquired from the same surface water source as the original point of diversion.
5. The water user shall install and maintain a fish screen or fish by-pass device. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction and shall be installed under the supervision of the Department of Fish and Wildlife.

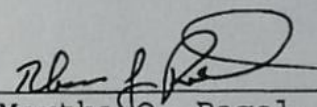
The water user may participate in the Oregon Department of Fish and Wildlife's cost sharing program for installation of screening and by-pass devices in accordance with ORS 540.525.



Certificate 44953 is canceled. A new certificate will be issued to confirm that portion of Certificate 44953 NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

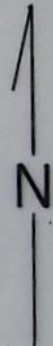
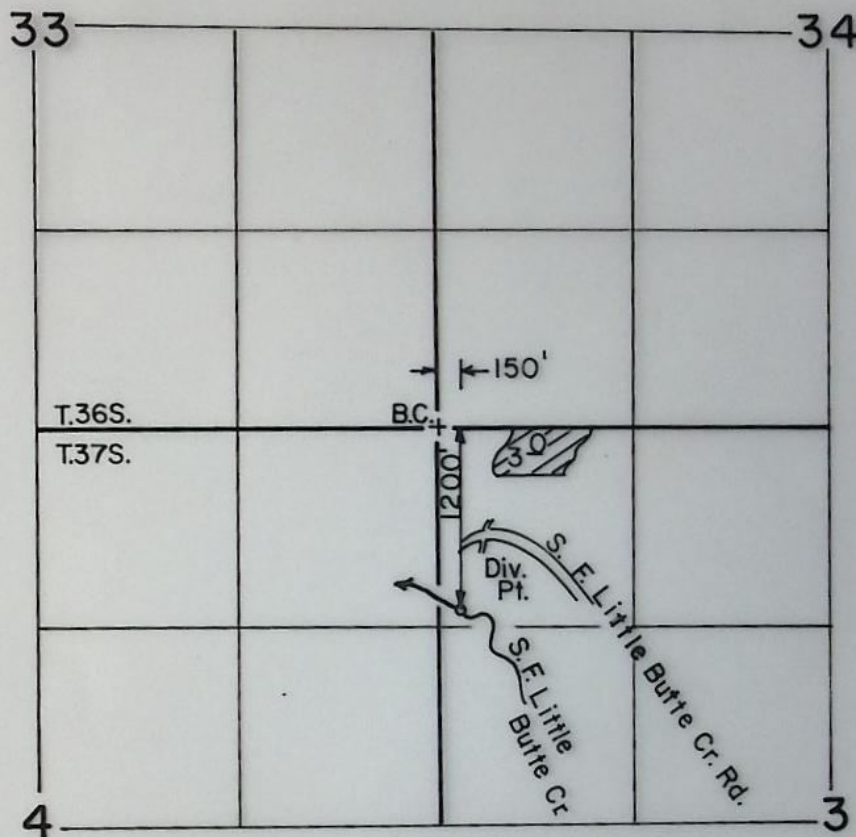
WITNESS the signature of the Water Resources Director,

affixed JUN 29 2000.

  
For Martha O. Pagel, Director



T. 36 & 37 S., R. 2 E., W. M.



Scale: 1" = 1320'

**FINAL PROOF SURVEY**  
UNDER

TRANSFER NO. 3620

Application No. .... Permit No. ....  
IN NAME OF

..... CARL MACEDO, JR. ....

Surveyed JULY 17, 1991, by R.S. JAMES....



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION OF )  
CARL M. AND TWYLA L. MACEDO, JR. FOR )  
APPROVAL OF CHANGES IN PLACE OF USE )  
AND POINT OF DIVERSION OF WATER FROM )  
SOUTH FORK LITTLE BUTTE CREEK )  
-----

ORDER APPROVING  
TRANSFER NO. 3620

On April 11, 1977, an application was filed in the office of the Water Resources Director by Carl M. Macedo, Jr. and Twyla L. Macedo for changes in place of use and point of diversion under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 17210, Volume 14, State Record of Water Right Certificates, in the name of Gus Peck, describes a right which includes the use of not to exceed 0.07 cubic foot per second from South Fork Little Butte Creek for irrigation of a certain 3.0 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 3, Township 37 South, Range 2 East, W.M., with a date of priority of 1888.

Water for the said right is diverted through the Randles and Ragsdale Ditch from a point located 330 feet South and 680 feet West from the Northeast corner of Section 10, being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 10, Township 37 South, Range 2 East, W.M.

The applicants herein, owners of the lands above described, propose to change the place of use and point of diversion therefrom and, without loss of priority, to irrigate a certain other 3.0 acres in said NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 3 from a point of diversion located 1160 feet South and 130 feet East from the Northwest corner of Section 3, being within the said NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 3.

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 July 1, 8 and 15, 1977.

U29  
P299-281



Mr. David C. Hendrix, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes in place of use and 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 changes in place of use and point of diversion as described herein, without loss of priority, are 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 under the subject right, and shall not exceed 0.07 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 head-gates 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 and said water so transferred shall be applied to beneficial use on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Gus Peck and recorded at page 17210, Volume 14, 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 proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 12th day of September, 1977.

/s/ James E. Sexson  
Director



## STATE OF OREGON

COUNTY OF JACKSON

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That . Gus Peck

of Lake Creek , State of Oregon , has a right to the use of  
 the waters of South Fork of Little Butte Creek *trib Little Butte Creek*  
 for the purpose of *the* Irrigation of *14.0 acres*

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 14 , at page 498 ; that the priority of the right thereby  
 confirmed dates from 1888;

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 *0.31* cubic foot per  
 second; measured at the head of the ditch or the point where the same leaves the  
 natural stream, from April 1st to October 1st of each year.

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:

*7#3620*  
 7 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$   
*72-10* acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$  - *32*  
 Section 3,  
 T. 37 S., R. 2 E., W. M.

This certificate describes that portion of the water right confirmed by ~~the~~ prior  
 certificate recorded at page 17210 , Volume 14 , State Record of Water Right  
 Certificates, NOT modified by the provisions of an order of the Water Resources  
 Director entered on Sept 12 , 1977, approving transfer application No. 3620 .

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

$$\frac{0.38}{17} = \frac{0.31}{14} = \frac{0.07}{3}$$

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 28th day of April , 1980 .

CHAS. E. STRICKLIN  
 State Engineer

Recorded in State Record of Water Right Certificates, Volume 14 , page 17210 .

P.O.D.: Randles & Ragsdale NE $\frac{1}{4}$  Sec 10 T37S R2E WM  
 Randles & Ragsdale Ditch - 330' S & 680' W from the NE cor Sec 10



NOTICE OF  
WATER RIGHT TRANSFER  
APPLICATION NO. 3620

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Carl M. and Twyla L. Macedo, Jr., for approval of changes in place of use and point of diversion from S. Fork Little Butte Creek.

The certificate recorded at Page 17210, Vol. 14, State Record of Water Right Certificates, in the name of Gus Peck, describes a right which includes the use of not to exceed 0.07 cubic foot per second from S. Fork Little Butte Creek for irrigation of a certain 3.0 acres in NW 1/4 NW 1/4 of Sec. 3, T. 37 S., R. 2 E., W.M., with a date of priority of 1888.

Water for the said right is diverted through the Randles and Ragsdale Ditch, from a point located 330 ft. S. and 680 ft. W. from the NE corner of Sec. 10, being within the NE 1/4 NE 1/4 of Sec. 10, T. 37 S., R. 2 E., W.M.

The applicants herein, owners of the lands above described, propose to change the place of use and point of diversion therefrom, and without loss of priority, to irrigate a certain other 3.0 acres in said NW 1/4 NW 1/4 of Sec. 3 from a point of diversion located 1160 ft. S. and 130 ft. E. from the NW corner of Sec. 3, being within the said NW 1/4 NW 1/4 of Sec. 3.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Oregon, on August 17, 1977, 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 Carl M. and Twyla L. Macedo, Jr., 5520 S. Fork Butte Creek Rd., Eagle Point, Oregon 97524, and one copy filed with the Water Resources Department, Salem, Oregon, 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTION IF 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 Department upon request.

Dated at Salem, Oregon, this 13th day of June, 1977.

JAMES E. SEXSON  
Director

## Affidavit of Publication

State of Oregon,  
County of Jackson

ss.

1. Sharon J. Morris, 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 water right transfer

Application No. 3620, 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 July 1, 8, 15, 1977

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

Subscribed and sworn to before me this 15th day of July, 1977

NOTARY PUBLIC FOR OREGON

My Commission expires 21st day of May, 1981

OK  
Jue