

3669

20/25
FEES PAID

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

Change in POU & POD
 Date filed 5-12-77
 Date of hearing 7-26-77
 Place of hearing Medford
 Date of order 9-12-77 Vol. 29, page 295
 Date for application of water 10-1-79
 Proof mailed DEC 29 1981
 Proof received _____
 Certificate issued SEP 3 1982 Vol. 45, page 51188

Name of stream Applegate River
 Trib. of _____ County of Jackson
 Use irrigation
 Quantity of water _____ No. of acres 21⁵
 Name of ditch _____
 Date of priority _____
 In name of _____
 Adjudication, Vol. Findings 013, P 375
16, page 533
 App. No. _____ Per. No. _____ Cert. No. 32836
 Certificate cancelled _____
 Notation made on record by _____

Date	Amount	Receipt No.
5-12-77	\$45.00	60435
TOTAL . . .		
		No Cert. Fee

FEES REFUNDED

Date	Amount	Check No.

Fees Exam 20-
 POU 10-
 POD 15-
\$45.00

to survey 10/79

REMARKS

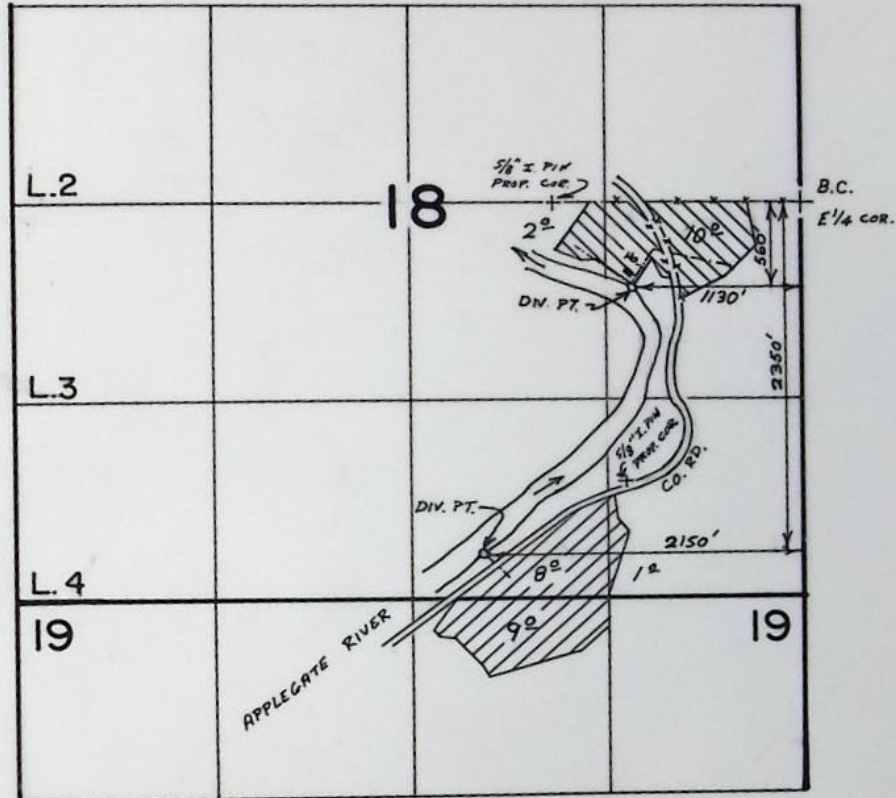
POU & WM'S OK in T-3668
CONFIRM TRANS H-165 WITH THIS ONE

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	lg	---
<input checked="" type="checkbox"/> Stream	lg	---
<input type="checkbox"/> Ft. of Div.	---	---
<input type="checkbox"/> Calendar	lg	---
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Rec.	lg	---
<input checked="" type="checkbox"/> Decree-vault	lg	---
<input checked="" type="checkbox"/> Decree-safe	lg	---
<input checked="" type="checkbox"/> Cert. of W/R	lg	---
<input type="checkbox"/> Per. Folder	---	---
<input type="checkbox"/> Chainindex	---	---
<input type="checkbox"/> Cross Ref.	---	---
<input type="checkbox"/> Power Claim	---	---
<input checked="" type="checkbox"/> Abstracts	lg	---

Watkins

68

T. 40 S., R. 3 W., W.M.



FINAL PROOF SURVEY

UNDER

Transfer no. 3668

Transfer no. 3669

Application No. Permit No.

IN NAME OF

..... GUY A. WATKINS

Surveyed Sept. 30, 1981, by BRUCE R. SUND

T-3669

Superseded by

Cert. No.

Trs. Sp. Or. V. 159, 82

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Guy A. Watkins
BERT HARR,

12780 Upper Applegate Road

of Jacksonville, State of Oregon 97580, has a right to the use of the waters of Applegate River

a tributary of Rogue River 18.0 for the purpose of irrigation of 21.5 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 16, at page 523; that the priority of the right thereby confirmed dates from 1898;

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 0.54 cubic foot per second, if available at the original point of diversion; 0.45

The point of diversion is located in the NW 1/4 NE 1/4, Section 10, T. 41 S., R. 4 W., W.M.; Grand Applegate Ditch (Bruce Buck)

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

8.0 acres SW 1/4 SE 1/4
1.0 acre SE 1/4 SE 1/4
Sec 18
9.0 acres NW 1/4 NE 1/4
Sec 19
T405 R3W WM

10.5 acres in NE 1/4 NE 1/4
7.0 acres in NW 1/4 NE 1/4
4.0 acres in NE 1/4 NW 1/4
all South of the Applegate River
Section 2,
T. 41 S., R. 4 W., W.M.

This certificate is issued to confirm a change in place of use and point of diversion approved by an order of the Water Resources Director entered Sept 12, 1977 and supersedes together with certificate of water right recorded at page 32836, Volume 24, State Record of Water Right Certificates, supersedes certificate.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

51188

2160B

POD SW 1/4 SE 1/4 Sec 18 T405 R3W WM; 2350' S 1/2 2150' W from E 1/4 cor Sec 18

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION OF)
GUY A. WATKINS FOR APPROVAL OF CHANGES)
IN PLACE OF USE AND POINT OF DIVERSION)
OF WATER FROM APPLGATE RIVER)

ORDER APPROVING
TRANSFER NO. 3669

On May 12, 1977, an application was filed in the office of the Water Resources Director by Guy A. Watkins 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 water right described by the certificate issued to Bert Harr and recorded at page 32836, Volume 24, State Record of Water Right Certificates, and as modified under the provisions of an order of the State Engineer entered on May 13, 1966, approving transfer application No. H-165, is for the use of water from Applegate River for irrigation of 10.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 7.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 4.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 2, Township 41 South, Range 4 West, W.M., with a date of priority of 1898.

Water for the said rights is diverted from two points located (1) 315 feet South and 660 feet West and (2) 490 feet South and 2050 feet West from the Northeast corner of Section 2, being within the (1) NE $\frac{1}{4}$ NE $\frac{1}{4}$ and (2) NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 2.

The applicant herein, with written approval of the legal owner of the lands above described, proposes to change the place of use and point of diversion therefrom and, without loss of priority, irrigate a certain 10.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 2.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18; and 9.5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19, Township 40 South, Range 3 West, W.M., from a point of diversion located 350 feet North and 400 feet East from the South quarter corner of Section 18, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18.

U27
P295-297

Notice of the application, pursuant to ORS 540.510, was published in the Ashland Daily Tidings, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of June 2, 9 and 16, 1977.

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 0.54 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 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