

3043 Theodore Bloomberg
346 S. 1st Street, Room 2
Evanston, Ill. 60201

3043

DVA Notification

STATUS OF APPLICATION

Change in place of use
Date filed 5-15-74
Date of hearing _____
Place of hearing _____
Date of order 9-19-74 Vol. 25, page 110
Date for application of water 10-1-75
Proof mailed AUG 17 1992
Proof received _____
Certificate issued AUG 30 1976 Vol. 35, page 43578
OCT 26 1992 67934

DESCRIPTION OF WATER RIGHT

Name of stream Long Branch and Reservoir
Trib. of _____ County of Jackson
Use irrigation
Quantity of water _____ No. of acres 5.6
Name of ditch _____
Date of priority Nov. 25, 1955
In name of Theodore Bloomberg, et al
_____ Adjudication, Vol. _____, page _____
App. No. 30444 Per. No. 23906 Cert. No. 35740
Certificate cancelled _____
Notation made on record by OK Cert

FEES PAID

Date	Amount	Receipt No.
<u>5-15-74</u>	<u>25.00</u>	<u>40097</u>
TOTAL . . .	<u>3.00</u>	<u>41962</u>
<u>7-12-74</u>	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

W.R.I.S.
Assembled 6/26/85 by CLH
Entered _____ by _____
Verified _____ by _____

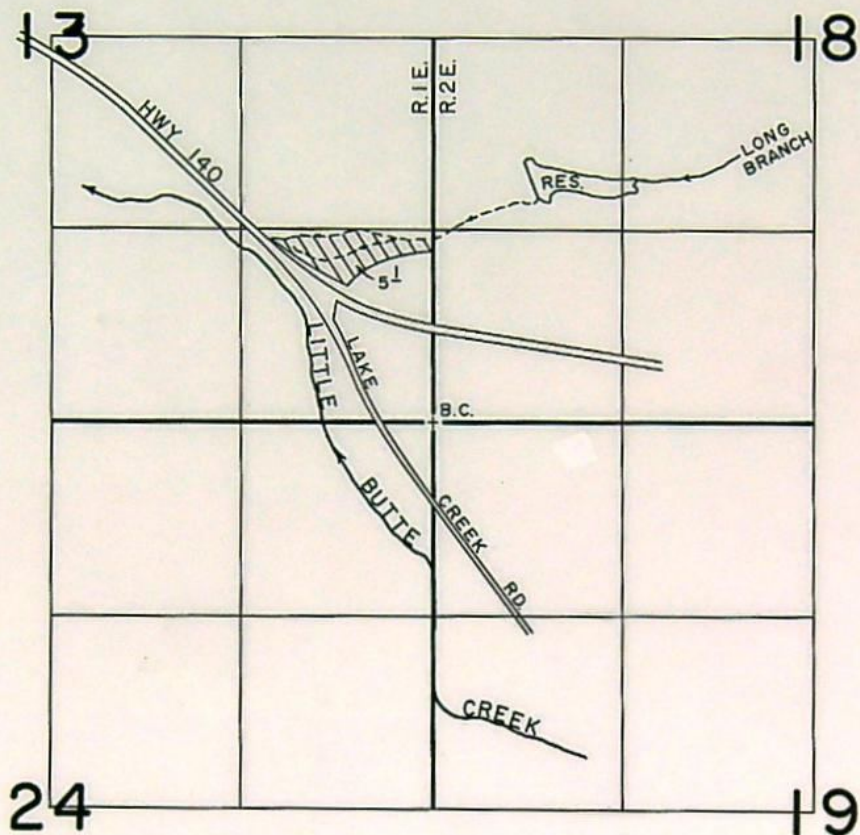
INDEX CARDS:	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>WH</u>	
<input checked="" type="checkbox"/> Stream	<u>WH</u>	
<input checked="" type="checkbox"/> Pt. of Div.		
<input checked="" type="checkbox"/> Calendar	<u>WH</u>	
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Rge.	<u>WH</u>	
<input checked="" type="checkbox"/> Decree-vault		
<input checked="" type="checkbox"/> Decree-safe		
<u>WP</u> Cert. of W/R	<u>✓</u>	
<u>WE</u> Per. Folder	<u>✓</u>	

67934 - dig 10/25/98 @
Chad SPS

Slot



T. 36 S., R. 1 & 2 E., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY UNDER

TRANSFER NO. 3043

Application No. Permit No.
IN NAME OF

THEODORE BLOOMBERG

Surveyed JUNE 5, 1989, by B. S. JAMES

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THEODORE, ELDORA, LEO AND ROSE BLOOMBURG
346 SALT CREEK ROAD
EAGLE POINT, OREGON 97524

confirms the right to use the waters of LONG BRANCH AND RESERVOIR
CONSTRUCTED UNDER PERMIT R-1803, a tributary of LITTLE BUTTE CREEK, for
the purpose of IRRIGATING 5.1 ACRES.

This right has been perfected under Permit 23906. The date of priority
is NOVEMBER 25, 1955. This right is limited to 0.06 CUBIC FOOT PER
SECOND or its equivalent in case of rotation, measured at the point of
diversion from the source.

The point of diversion is located as follows:

NW 1/4 SW 1/4, SECTION 18, T 36 S, R 2 E, W.M.; 910 FEET SOUTH
AND 630 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 18.

The amount of water used for irrigation under this right, together with
the amount secured under any other right existing for the same lands, is
limited to a diversion of ONE-EIGHTIETH of one cubic foot per second
from direct flow (or its equivalent) and 4.5 acre-feet for each acre
irrigated during the irrigation season of each year from direct flow and
storage.

This right shall conform to any reasonable rotation system ordered by
the proper state officer.

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

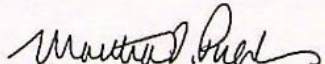
SE 1/4 SE 1/4 5.1 ACRES
SECTION 13
TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved
by an order of the Water Resources Director entered SEPTEMBER 19, 1974,
and together with Certificate 43578, supersedes certificate 35740, State
Record of Water Right Certificates.

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.

The right to the use of the water for the above purpose is restricted to
beneficial use on the lands or place of use described. This right is
subject to minimum flows established by the Water Resources Commission
with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed
OCTOBER 26, 1992.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67934.

T-3043.DSM

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION }
OF THEODORE BLOOMBERG FOR THE }
APPROVAL OF A CHANGE IN PLACE OF }
USE OF WATER FROM LONG BRANCH }

ORDER APPROVING
TRANSFER NO. 3043

On May 15, 1974, Theodore Bloomberg filed an application in the office of the State Engineer for the approval of a change in place of use of water from Long Branch and reservoir, tributary of Little Butte Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Theodore, Eldora, Leo and Rose Bloomberg and recorded at page 35740, Volume 27, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.73 cubic foot per second of waters of Long Branch and reservoir for the irrigation of, among other lands, 5.6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 36 South, Range 1 East, W.M., with a date of priority of November 25, 1955.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 5.6 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 36 South, Range 1 East, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

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

No objections having been filed and it appearing that the proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 5.6 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 36 South, Range 1 East, W.M., with a date of priority of November 25, 1955, be severed therefrom and simultaneously and without loss of priority transferred to 5.6 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 36 South, Range 1 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1975.

It is FURTHER ORDERED that certificate of water right heretofore issued to Theodore, Eldora, Leo and Rose Bloomberg and recorded at page 35740, Volume 27, State Record of Water Right Certificates, is canceled and in lieu thereof a new certificate be issued to Theodore, Eldora, Leo and Rose Bloomberg covering the balance of the lands not involved in this proceeding, and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate shall be issued to Theodore Bloomberg confirming the extent to which water has been applied beneficially.

Dated at Salem, Oregon, this 19th day of September, 1974.

/s/ CHRIS L. WHEELER
State Engineer

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That THEODORE, ELDORA, LEO and ROSE BLOOMBERG
of LB Star Route, Box 188, Eagle Point, State of Oregon, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Long Branch and reservoir constructed under Appl. No. R-30443, Permit No. R-1803
a tributary of Little Butte Creek for the purpose of
irrigation ~~58.0~~ ^{52.4} acres
under Permit No. 23906 of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from November 25, 1955

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
~~0.75~~ ^{0.66} cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the NW¹/₄ SW¹/₄, Section 18, T. 36 S., R. 2 E., W. M.
Diversion point located 910 feet South and 630 feet East from W¹/₄ Corner, Sec-
tion 18.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated from direct flow and shall be
further limited to a diversion of not to exceed 4¹/₂ acre feet per acre for each
acre irrigated during the irrigation season of each year from direct flow and
storage from reservoir constructed under permit number R-1803;

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer.
A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

16.1 ~~acres~~ ^{Net 52.4} NW¹/₄ SE¹/₄
Section 13
T. 36 S., R. 1 E., W. M.

18.1 acres NW¹/₄ SW¹/₄
18.2 acres SW¹/₄ SW¹/₄
Section 18
T. 36 S., R. 2 E., W. M.

An order of the ~~Water Resources~~ ^{S-E-} Director entered September 19, 1974 approved
a change in place of use for the irrigation of ~~52.4~~ ^{50.6} acres. This
certificate is issued to confirm the remaining right not involved in the
change and supersedes the certificate heretofore issued to Rose Bloomberg
recorded at page 35740 ^{Vol. 27,} State Record of Water Right Certificates.

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 27, page 35740

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That THEODORE, ELDORA, LEO and ROSE BLOOMBERG
of LB Star Route, Box 188, Eagle Point, State of Oregon, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of
Long Branch, tributary of Little Butte Creek, appropriated under Application No.
30444, Permit No. 23906

irrigation

for the purposes of

under Reservoir Permit No. R-1803 of the State Engineer, and that said right to store said
waters has been perfected in accordance with the laws of Oregon; that the priority of the right
hereby confirmed dates from November 25, 1955

that the amount of water entitled to be stored each year under such right, for the purposes afore-
said, shall not exceed 9 acre feet

The reservoir is located in

NE $\frac{1}{4}$ SW $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 18
T. 36 S., R. 2 E., W. M.

WITNESS the signature of the State Engineer, affixed
this date. February 28, 1969

CHRIS L. WHEELER

State Engineer