

3480 Ralph Winniford
Route 2, Box 108a
Reedburg, Or. 97470

3480

STATUS OF APPLICATION

Change in place of use
Date filed 10-13-76
Date of hearing _____
Place of hearing _____
Date of order 10-25-76 Vol. 28, page 70
Date for application of water 10-1-77
Proof mailed FLB 15 1979
Proof received _____
Certificate issued NOV 23 1976 Vol. 36, page 43957
11/28/79 42 48715
to survey 10/77

DESCRIPTION OF WATER RIGHT

Name of stream Calapooya Creek
Trib. of _____ County of Douglas
Use Irrigation
Quantity of water _____ No. of acres 21⁹
Name of ditch _____
Date of priority April 4, 1957
In name of Ralph Winniford
_____ Adjudication, Vol. _____, page _____
App. No. 31468 Per. No. 24886 Cert. No. 29486
Certificate cancelled _____
Notation made on record by _____

FEEES PAID

Date	Amount	Receipt No.
<u>10-13-76</u>	<u>35.00</u>	<u>56445</u>
TOTAL . . .		
<u>10-13-76</u>	<u>\$3</u> Cert. Fee	<u>56446</u>

FEEES REFUNDED

Date	Amount	Check No.
<u>4-30-79</u>	<u>\$1.00</u>	<u>3368</u>

REMARKS

See T-4131-P.O.D. for entire 21⁹ ac involved in T#3480

Do NOT ISSUE CONFIRMING CERT. SEE T-4131

- FINIS -

W.R.I.S.	
Assembled <u>4-17-85</u> by <u>SM</u>	
Entered _____ by _____	
Verified _____ by _____	

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<u>W4</u> Name	<u>✓</u>	
<u>W4</u> Stream	<u>✓</u>	
<u>W4</u> Pt. of Div.	<u>✓</u>	
<u>W4</u> Calendar	<u>✓</u>	
<u>✓</u> CHECKED TO RECORDS:		
<u>✓</u> Twp. & Rge.	<u>✓</u>	
<u>✓</u> Decree-vault		
<u>✓</u> Decree-safe		
<u>✓</u> Cert. of W/R	<u>✓</u>	
<u>✓</u> Per. Folder	<u>✓</u>	
<u>✓</u> ChainIndex		
<u>✓</u> Cross Ref.		
<u>✓</u> Power Claim		
<u>✓</u> Abstracts		

The map shows a grid system with vertical coordinates 28, 29, 32, 33 and horizontal coordinates L1, L2, L3, L4. A creek, labeled 'CALAPODA CREEK', flows from the top right towards the bottom left. A road, labeled 'RD.', runs horizontally across the middle. A shaded area, labeled '21-9', is located in the center-right. Various DLCs are marked: DLC 42 (top left), DLC 43 (center), DLC 54 (bottom left), and DLC 63 (top right). A 'CO.' label is near the center. A 'BC' label is at the bottom center. A distance of '825'' is marked along the creek. A '1125'' label is near the shaded area. A '21-9' label is inside the shaded area. A 'RD.' label is near the road. A 'C. GROVER' label is at the top center. A 'DLC 43' label is below 'C. GROVER'. A 'DLC 42' label is below 'DLC 43'. A 'DLC 54' label is below 'DLC 42'. A 'DLC 63' label is below 'DLC 43'. A 'CALAPODA CREEK' label is along the creek. A 'RD.' label is near the road. A 'CO.' label is near the center. A 'BC' label is at the bottom center. A '21-9' label is inside the shaded area. A '21-9' label is also near the shaded area. A '825'' label is along the creek. A '1125'' label is near the shaded area. A 'DLC 43' label is below 'C. GROVER'. A 'DLC 42' label is below 'DLC 43'. A 'DLC 54' label is below 'DLC 42'. A 'DLC 63' label is below 'DLC 43'. A 'CALAPODA CREEK' label is along the creek. A 'RD.' label is near the road. A 'CO.' label is near the center. A 'BC' label is at the bottom center. A '21-9' label is inside the shaded area. A '21-9' label is also near the shaded area. A '825'' label is along the creek. A '1125'' label is near the shaded area.

TRANSFER NO. 3480
Application No. _____ Permit No. _____
IN NAME OF
RALPH WINNIFORD

BTR-1HH-48 DRH

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION
OF RALPH WINNIFORD FOR THE APPROVAL
OF A CHANGE IN PLACE OF USE OF WATER
FROM CALAPOOYA CREEK

ORDER APPROVING
TRANSFER NO. 3480

On October 13, 1976, Ralph Winniford filed an application for transfer of water right in the office of the Water Resources Director proposing a change in place of use under an existing right of record as described by the certificate recorded at Page 29486, Volume 21, State Record of Water Right Certificates, in the name of Ralph Winniford which includes the use of not to exceed 0.28 cubic foot per second from Calapooya Creek for irrigation of 11.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 10.5 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 25 South, Range 6 West, W.M., with a date of priority of April 4, 1957.

Water for the said right is diverted from a point located 540 feet South and 520 feet West from the Northeast corner of Barrett D.L.C. #54, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 25 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the place of use and sever the right therefrom and to irrigate a certain 18.9 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, 0.2 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, and 2.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 33, Township 25 South, Range 6 West, W.M.

Mr. M. John Youngquist, Watermaster of District No. 15, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use described herein, without loss of priority, is approved.

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 said water so transferred shall be applied to beneficial use on or before October 1, 1977.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Ralph Winniford and recorded at Page 29486, Volume 21, 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 Ralph Winniford.

Dated at Salem, Oregon, this 25th day of October, 1976.

/s/ JAMES E. SEXSON
Director

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

RALPH WINNIFORD

of Route 2 Box 1080, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Calapooya Creek

a tributary of Umpqua River
irrigation of 21.9 acres

for the purpose of

under Permit No. 24886 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 April 4, 1957

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 0.28 cubic foot per second, if available at the original point of diversion, SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Barrett DLC 54, Section 29, T. 25 S., R. 6 W., W.M., 540 feet South and 520 feet West from the NE Corner, Barrett DLC 54

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within C. Grover DLC 43, Section 28, T. 25 S., R. 6 W., W.M., 1125 feet North and 825 feet East from the SW Corner, Section 28

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 and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year

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:

21.9 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 28
as projected within C. Grover DLC 43
T. 25 S., R. 6 W., W.M.

This certificate is issued to confirm a change in place of use and point of diversion approved by orders of the Water Resources Director entered October 25, 1976, and June 8, 1979, and together with certificate of water right recorded at page 43957, Volume 36, State Record of Water Right Certificates supersedes certificate of water right recorded at page 29486, Volume 21, State Record of Water Right Certificates.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. November 29, 1979

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 42, page 48715

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RALPH WINNIFORD

of Route 2, Box 1080, Roseburg, 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 Calapooya Creek

a tributary of Umpqua River for the purpose of
irrigation of $\frac{25.0}{46.7}$ acres

under Permit No. 24886 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 April 4, 1957

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 ~~0.59~~ cubic foot per second
0.31

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Barrett DLC 54, Section 29, T. 25 S., R. 6 W., W.M. being 540 ft S & 520 ft W from NE Cor of said DLC 54.

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 and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

~~11.4 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$~~
 19.5 ~~30.0~~ acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 3.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 28
 2.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 0.5 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 29
 all as projected within C. Grover DLC 43
 T. 25 S., R. 6 W., W.M.

T 3840
 11.4
 10.5

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 29486, Volume 21, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on Oct 25, 1976, approving transfer application No. 3480.

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

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 21, page 29486

T-3480 (43957)