

3512 *Long Rock Creek*
Condor
Oregon 97823

3512

STATUS OF APPLICATION

Change in *point of diversion & place of use*
Date filed *1-31-77*
Date of hearing *4-12-77*
Place of hearing *Condor*
Date of order *4-13-77* Vol. *28*, page *451*
Date for application of water *10-1-79*
Proof mailed _____
Proof received _____
Certificate issued *Sept 21, 1988* Vol. *54*, page *57697*

DESCRIPTION OF WATER RIGHT

Name of stream *Longrock Creek*
Trib. of _____ County of *Gilliam*
Use *irrigation and stock*
Quantity of water _____ No. of acres *9.2*
Name of ditch _____
Date of priority _____
In name of _____
John Day Adjudication, Vol. *10*, page *579*
App. No. *25682* Per. No. *25682* Cert. No. *25682*
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<i>1/31/77</i>	<i>\$88.60</i>	<i>57840</i>
<i>3-24-77</i>	<i>(30.80)</i>	<i>57840</i>
TOTAL . . .		
	No Cert. Fee	
<i>The Times-Journal</i>	<i>30.80</i>	<i>ck. #1214</i>

FEES REFUNDED

Date	Amount	Check No.
<i>3/24/77</i>	<i>4.20</i>	<i>1215</i>

Fees	Exam	20-
	POU	10-
	POD	15-
		45-

to survey 1/80

OK Cert

Surveyed 5/15/86

REMARKS

CARD FOR C DEC 26 1979

W.R.I.S.

Assembled *6/28/84* by *SLH*

Entered _____ by _____

Verified _____ by _____

INDEX CARDS:	Entered	Checked
<i>WH</i> Name	<i>✓</i>	_____
<i>WH</i> Stream	<i>✓</i>	_____
<i>WH</i> Pt. of Div.	<i>✓</i>	_____
<i>WH</i> Calendar	<i>✓</i>	_____
CHECKED TO RECO. 3:		
<i>✓</i> Twp. & Rge.	<i>leg</i>	_____
<i>✓</i> Decree-vault	<i>leg</i>	_____
<i>✓</i> Decree-sale	<i>leg</i>	_____
<i>✓</i> Cert. of W/R	<i>✓</i>	_____
Per. folder	_____	_____
Chaindex	_____	_____
Cross Ref.	_____	_____
Power Claim	_____	_____
<i>✓</i> Abstracts	<i>✓</i>	_____

STATE OF OREGON
COUNTY OF GILLIAM
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LLOYD ROGERS
LONEROCK ROUTE
LONEROCK, OREGON 97823

confirms the right to use the waters of LONEROCK CREEK, a tributary of the JOHN DAY RIVER, for the purpose of IRRIGATING 9.2 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at page 461. The date of priority is 1897.

The right is limited to not more than ONE-FORTIETH CUBIC FOOT PER SECOND PER ACRE IRRIGATED TO JUNE 1 AND ONE-EIGHTIETH CFS PER ACRE THEREAFTER AND FURTHER LIMITED TO ONE ACRE-FOOT PER CALENDAR MONTH TO JUNE 1 AND FOUR AC-FT PER ACRE DURING THE SEASON APRIL 1 TO SEPTEMBER 30, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SE 1/4 SW 1/4, SECTION 31, T 5 S, R 24 E, W.M.

The point of diversion is located as follows:

LOT 3 (NW 1/4 SW 1/4), SECTION 31, T 5 S, R 24 E, W.M.; 960 FEET SOUTH AND 970 FEET EAST FROM THE W 1/4 CORNER OF SECTION 31.

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

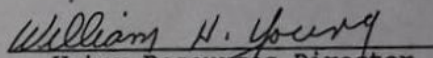
LOT 3 (NW 1/4 SW 1/4) 9.2 ACRES
SECTION 31
TOWNSHIP 5 SOUTH, RANGE 24 EAST, W.M.

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 APRIL 13, 1977 and supersedes certificate 25682, 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 and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 23, 1990.


Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64750.

T-3512.TES

Proposed Cert. AE

STATE OF OREGON

COUNTY OF GILLIAM

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

Lloyd Rogers
H. S. PERRY

of Lone Rock Route
Condon, State of Oregon 97823, has a right to the use of
the waters of Lone Rock Creek trib. Rock Creek
for the purpose of Irrigation and Stock of 9.2 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby
confirmed dates from 1897

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 1/40 cubic foot per
second per acre irrigated to June 1 and 1/80 cubic foot per second per acre there-
after; further limited to one acre-foot per calendar month to June 1 and four acre-
feet per acre during season April 1 to Sept. 30, measured at point of diversion.

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:

new R.O.D. NW 1/4 SW 1/4 sec 31, T. 5S., R. 24 E., W. M.; 960'S & 970'E from NW corner sec 31.

9.2 - 6.2 acres in NW 1/4 SW 1/4 (lot 3)
0.8 acre in SW 1/4 SW 1/4
2.2 acres in SE 1/4 SW 1/4
Section 31,
T. 5 S., R. 24 E., W. M.

3 Clause

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 Apr 13, 1977 and
supersedes certificate 25682, 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.

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 1st day of May, 19 59.LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 25682

diversion: SE 1/4 SW 1/4 section 31, T. 5S., R. 24 E., W. M.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Gilliam County

IN THE MATTER OF THE APPLICATION)
OF LLOYD ROGERS FOR APPROVAL OF)
A CHANGE IN PLACE OF USE AND POINT)
OF DIVERSION OF WATER FROM LONE)
ROCK CREEK)

ORDER APPROVING
TRANSFER NO. 3512

On January 31, 1977, Lloyd Rogers filed an application in the office of the Water Resources Director for approval of a change 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.

Certificate of water right recorded at Page 25682, Volume 17, State Record of Water Right Certificates, in the name of H. S. Perry describes an existing right of record for the use of water from Lone Rock Creek for irrigation of 6.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 0.8 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 2.2 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 5 South, Range 24 East, W.M., with a date of priority of 1897.

Water for the said right is diverted from a point located 430 feet North and 860 feet West from the South quarter-corner of Section 31, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 31.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the place of use and point of diversion and in lieu thereof, irrigate a certain 2.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 6.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, from a point of diversion located 1650 feet North and 1650 feet West from the South quarter-corner of Section 31, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 31, Township 5 South, Range 24 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in the Gilliam-Wheeler Times-Journal, a newspaper printed and having general circulation in Gilliam County, Oregon, for a period of three weeks in the issues of February 17 and 24, and March 3, 1977.

Mr. Robert F. Main, Jr., 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 objection 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 from Lone Rock Creek described herein, without loss of priority, is 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.

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 H. S. Perry and recorded at Page 25682, Volume 17, State Record of Water Right Certificates, is canceled, 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 13th day of April, 1977.

/s/ JAMES E. SEXSON
Director

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, COUNTY OF GILLIAM, ss:

I,McLaren Stinchfield.....
being first duly sworn, depose and say that I am the
.....Publisher/Editor..... of the
GILLIAM-WHEELER TIMES-JOURNAL, a newspa-
per of general circulation as defined by Sections 1-509,
1-510, Oregon Code; printed and published at Condon in
the aforesaid county and state; that the Notice of
Water Right Transfer....., a printed
copy of which is hereto annexed, was published in the
entire issue of said newspaper for three.....
successive and consecutive weeks in the following is-
sues:

.....February 17, 1977.....

.....February 24, 1977.....

.....March 3, 1977.....

Subscribed and sworn to before me this 28th
day of February, 1977.

.....Jeffrey W. Kane.....
Notary Public for Oregon
(My commission expires January 2, 1981.)

RECEIVED

MAR - 2 1977

WATER RESOURCES DEPT
SALEM, OREGON

Legal Notice

NOTICE OF WATER RIGHT
TRANSFER APPLICATION
NO. 3512 FOR CHANGE
IN PLACE OF USE AND
POINT OF DIVERSION

JAMES E. SEXSON
Director

Published February 17, 24 and
March 3, 1977 TJ/38

Notice is given hereby that
Lloyd Rogers has filed an appli-
cation in the office of the Water
Resources Director for the appro-
val of a change in place of use
and point of diversion from Lions
Rock Creek.

Certificate of water right re-
corded at Page 25682, Vol. 1,
State Record of Water Right Cer-
tificates, in the name of H.S.
Perry describes an existing right
of record for the use of water
from Lone Rock Creek for irriga-
tion of 6.2 acres in NW 1/4 SW 1/4,
0.8 acre in SW 1/4 SW 1/4 and 2.2
acres in SE 1/4 SW 1/4 of Sec. 31,
T. 5 S., R. 24 E., W.M., with
a date of priority of 1897.

Water for the said right is di-
verted from a point located 430
feet N. and 860 ft. W. from the
S 1/4 corner of Sec. 31, being
within the SE 1/4 SW 1/4 of Sec.
31, T. 5 S., R. 24 E., W.M.

The applicant herein, owner of
the lands above described, pro-
poses to change, without loss of
priority, the place of use and point
of diversion and in lieu thereof,
irrigate a certain 2.8 acres in
NE 1/4 SW 1/4 and 6.4 acres in
NW 1/4 SW 1/4 of Sec. 31, from a
point of diversion located 1650
ft. N. and 1650 ft. W from the
S 1/4 corner of Sec. 31, being
within the NW 1/4 SW 1/4 of said
Sec. 31, T. 5 S., R. 24 E., W.M.

All persons interested are no-
tified hereby that a hearing will
be held at the county courthouse
at Condon, Oregon, on April 12,
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 ob-
jections shall be prepared in writ-
ing, one copy to be served on
Lloyd Rogers, Lonerock, Condon,
OR 97823, and one copy filed with
the Water Resources Depart-
ment, Salem, OR 97310, together
with a \$10 filing fee, at least 10
days prior to the date set for hear-
ing. IF NO OBJECTION IS FIL-
ED, THE APPLICATION MAY
BE APPROVED BY THE WATER
RESOURCES DIRECTOR WITH-
OUT A HEARING. Administra-
tive rules pertaining to the filing
of a protest will be furnished by
the Water Resources Department
upon request.

Dated at Salem, Oregon, this
2nd day of February, 1977.