

3535

STATUS OF APPLICATION

Change in point of appropriation
 Date filed 2-18-77
 Date of hearing _____
 Place of hearing _____
 Date of order 4-11-77 Vol. 28, page 430
 Date for application of water 10-1-78
 Proof mailed _____
 Proof received _____
 Certificate issued MAR 30 1978 Vol. 41, page 47735

Survey 5/77

DESCRIPTION OF WATER RIGHT

Name of stream well
 Trib. of _____ County of Lane
 Use irrigation
 Quantity of water _____ No. of acres _____
 Name of ditch _____
 Date of priority _____
 In name of _____
 _____ Adjudication, Vol. _____, page _____
 App. No. G-3785 Per. No. G-3570 Cert. No. 38131
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>2/18/77</u>	<u>\$35.00</u>	<u>58284</u>
TOTAL . . .		
<u>3-21-79</u>	<u>\$2</u> Cert. Fee	<u>9779</u>

FEES REFUNDED

Date	Amount	Check No.

REMARKS

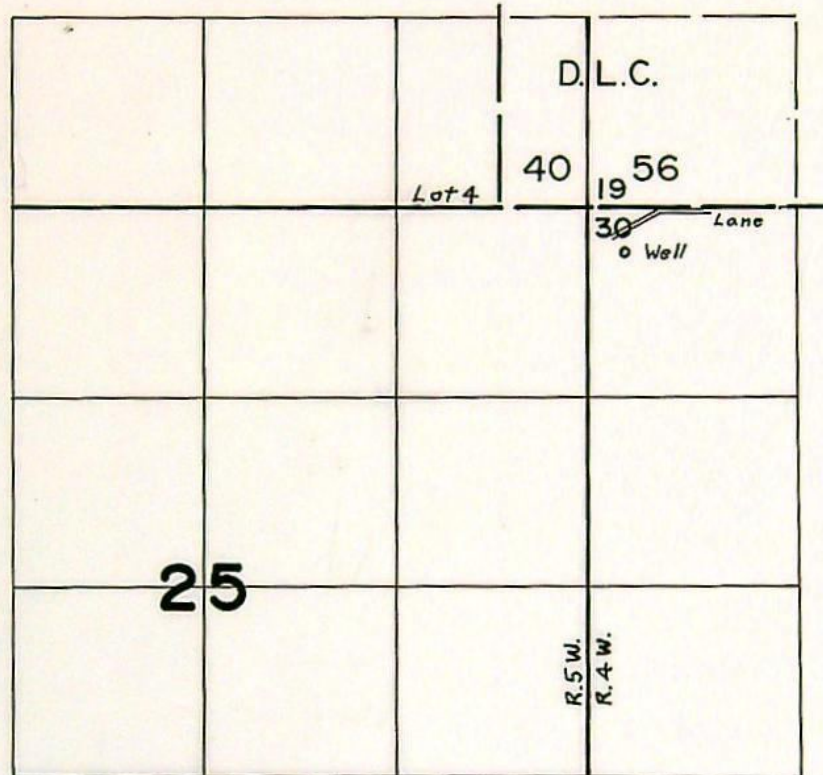
W.R.I.S.	
Assembled	<u>7-3-85</u> by <u>SA</u>
Entered	_____ by _____
Verified	_____ by _____

INDEX CARDS:	Entered	Checked
<u>WH</u> Name	<u>✓</u>	_____
<u>WH</u> Stream	<u>✓</u>	_____
<u>WH</u> Pt. of Div.	<u>✓</u>	_____
<u>WH</u> Calendar	<u>✓</u>	_____
CHECKED TO RECORDS:		
<u>0</u> Twp. & Sge.	_____	_____
Decree-vault	_____	_____
Decree-safe	_____	_____
<u>✓</u> Cert. of W/R	<u>✓</u>	_____
<u>✓</u> Per. Folder	<u>✓</u>	_____
Chaindex	_____	_____
Cross Ref.	_____	_____
Power Claim	_____	_____
<u>✓</u> Abstracts	<u>✓</u>	_____

4/1/77 No Log for 3 shallow wells
Being replaced by owners new
60' (53' cased) well. New well log in-
dicates that new well will be
pumping from basically the same
ground water reservoir as old shallow
wells although aquifer is signifi-
cantly different. I Recommend authorization
of Transfer. RMM

3535
Frank A. + Patricia L. Jackson
P.O. Box 214
Jackson City 97448

T.15S. R.4 & 5 W., W.M.



Well Loc: 320' S. & 260' E. From N.W. Cor. Sec. 30

FINAL PROOF SURVEY
UNDER

Transfer No. 3535
Application No. Permit No.
IN NAME OF

FRANK A. & PATRICIA L. JACKSON

Surveyed APR. 25. 1978, by J.S. DONALDSON

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Lane County

IN THE MATTER OF THE APPLICATION)
OF FRANK A. AND PATRICIA L. JACKSON)
FOR APPROVAL OF A CHANGE IN POINT OF)
APPROPRIATION OF GROUND WATER)

ORDER APPROVING
TRANSFER NO. 3535

On February 18, 1977, Frank A. and Patricia L. Jackson filed an application in the office of the Water Resources Director for approval of a change in point of appropriation under an existing water right of record, pursuant to the provisions of ORS 537.705.

The certificate recorded at Page 38131, Volume 30, State Record of Water Right Certificates, in the name of Frank A. and Patricia Jackson, describes a right for the use of not to exceed 1.10 cubic feet per second from a certain ground water aquifer for irrigation of 9.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 15 South, Range 4 West; 32.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 32.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ and 10.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 15 South, Range 5 West, W.M., with a date of priority of January 19, 1967.

Water for the said right is appropriated by means of three wells located as follows:

(1) 340 feet South and 270 feet East from the Northwest corner of Section 30, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 15 South, Range 4 West, W.M.

(2) 320 feet South and 700 feet East from the Northwest corner of Section 30, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 15 South, Range 4 West, W.M.

(3) 350 feet South and 60 feet West from the Northeast corner of Section 25, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 15 South, Range 5 West, W.M.

The applicants herein, owners of the lands above described, propose to terminate the use of the three wells above described and, without loss of priority, to appropriate the water from said aquifer for the said right by means of a well located 340 feet South and 250 feet East from the Northwest corner of Section 30, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 15 South, Range 4 West, W.M.

Mr. L. Gene McGinnis, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in point of appropriation from a certain ground water aquifer, described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of appropriation shall not exceed the quantity of water available at the old points of appropriation under the subject right, and shall not exceed 1.10 cubic feet 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 that 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 on or before October 1, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Frank A. and Patricia Jackson and recorded at Page 38131, Volume 30, 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 applicants herein.

Dated at Salem, Oregon, this 11th day of April, 1977.

/s/ JAMES E. SEXSON
Director

STATE OF OREGON
COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANK A. JACKSON and PATRICIA JACKSON

of P. O. Box 214, Junction City, 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 three wells

a tributary of Long Tom River for the purpose of irrigation of 104.0 acres

under Permit No. G-3570 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 January 19, 1967

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 1.10 cubic foot per second, being 0.72 cubic foot per second from Well No. 1, 0.19 cubic foot per second from Well No. 2, and 0.19 cubic foot per second from Well No. 3,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, T. 15 S., R. 4 W., W. M. NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, T. 15 S., R. 5 W., W. M. Wells located below:

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:

9.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 30
T. 15 S., R. 4 W., W. M.

32.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
32.2 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
20.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.8 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 25
T. 15 S., R. 5 W., W. M.

Wells located: Well No. 1 - 340 feet South and 270 feet East; Well No. 2 - 320 feet South and 700 feet East; Well No. 3 - 350 feet South and 60 feet West; all from NE Corner, Section 25.

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 date. February 28, 1972

.....CHRIS L. WHEELER.....
State Engineer