

33-8 Wilma E. Weber
1174 Powell Creek Road
Williams, Or. 97544

3517

STATUS OF APPLICATION

Change in point of diversion
Date filed 2-8-77
Date of hearing 4-26-77
Place of hearing Grant Pass
Date of order 4-28-77 Vol. 29, page 1
Date for application of water 10-1-78
Proof mailed _____
Proof received _____
Certificate issued JAN 22 1987 Vol. 51, page 55498

DESCRIPTION OF WATER RIGHT

Name of stream Williams Creek
Trib. of _____ County of Josephine
Use irrigation
Quantity of water _____ No. of acres 11 0
Name of ditch Kennedy
Date of priority _____
In name of _____
Adjudication, Vol. findings V13, P420
App. No. _____ Per. No. _____ Cert. No. 32947
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>2-8-77</u>	<u>85.00</u>	<u>57986</u>
TOTAL . . .		
	No. Cert. Fee	
Daily Courier <u>3/24/77</u>	<u>39.72</u>	<u>ck. #1211</u>

FEES REFUNDED

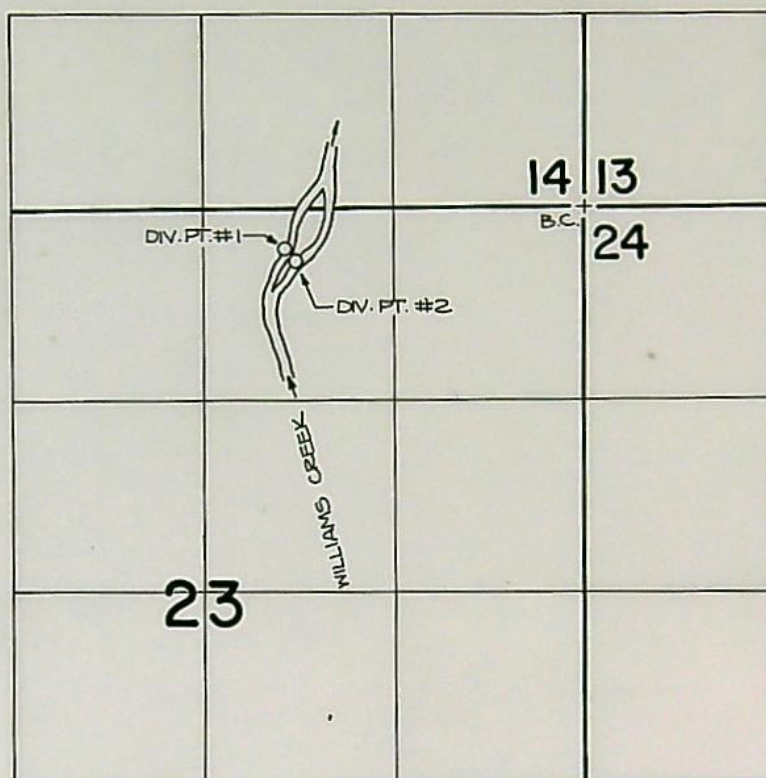
Date	Amount	Check No.
<u>3-24-77</u>	<u>10.28</u>	<u>1212</u>

Fees; Exam 20-
POD 15-
35-

REMARKS

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

T.38S. R.5W. W.M.



DIV. PT. #1 IS LOCATED 300'S. AND 2080' W., DIV. PT. #2 IS LOCATED 350'S. AND 2010' W., BOTH FROM THE N.E. CORNER OF SECTION 23.

**FINAL PROOF SURVEY
UNDER**

TRANSFER NO. 3517

Application No. Permit No.
IN NAME OF

WILMA E. WEBB

Surveyed **AUG 3 1983** by **B. JAMES**

T-3517

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

Wilma E. Webb

DRUSILLA S. MANSFIELD,

1174 Powell Creek Road

of Williams

, State of Oregon 97544

, has a right

to the use of the waters of Williams Creek

a tributary of Applegate River
irrigation of 11.0 acres

for the purpose of

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 June, 1908;

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 0.16 cubic foot per second, if available at the original point of diversion

The point of diversion is located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, T. 38 S., R. 5 W., W.M. Kennedy Ditch - 600' N & 700' E from center Sec 23

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

4.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 14,

7.0 acres in Lot 3 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
Section 23,
T. 38 S., R. 5 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 WRD entered 4-28-77 and supersedes certificate of water right recorded on page 32947, Volume 24, SRWRC.

WITNESS the signature of the State Engineer, affixed

The issuance etc

this date January 5

, 1966 .

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32947

55498

T#3517

700' ba Sec 23 T38S R5W W.M.
Division No. 1 - 300'S & 200'W, Division No. 2 -
350'S & 200'W both from NE cor Sec 23

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION)
OF WILMA E. WEBB FOR APPROVAL OF)
A CHANGE IN POINT OF DIVERSION OF)
WATER FROM WILLIAMS CREEK)

ORDER APPROVING
TRANSFER NO. 3517

On February 8, 1977, an application was filed in the office of the Water Resources Director by Wilma E. Webb for a change in point of diversion under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate of water right recorded at Page 32947, Volume 24, State Record of Water Right Certificates, in the name of Drusilla S. Mansfield, describes an existing right of record for the use of not to exceed 0.16 cubic foot per second from Williams Creek for irrigation of 4.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, and 7.0 acres in Lot 3 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 23, Township 38 South, Range 5 West, W.M., with a date of priority of June, 1908.

Water for the said right is diverted through the Kennedy ditch from a point located 600 feet North and 700 feet East from the center corner of Section 23, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Township 38 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion to a point located 230 feet South and 560 feet East from the North quarter-corner of Section 23, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Township 38 South, Range 5 West, W.M.

Notice of the application, pursuant to ORS 540.510 was published in the Grants Pass Daily Courier, a newspaper printed and having general circulation in Josephine County, Oregon, for a period of three weeks in the issues of March 1, 8 and 15, 1977.

Mr. Robert B. Steimer, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

No objection having been filed and it appearing that the proposed change in 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 change in point of diversion 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, and shall not exceed 0.16 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 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 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 Drusilla S. Mansfield and recorded at Page 32947, Volume 24, 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 28th day of April, 1977.

/s/ JAMES E. SEXSON
Director

LEGAL NOTICE

NOTICE OF WATER RIGHT
TRANSFER APPLICATION
NO. 3517 FOR CHANGE IN
POINT OF DIVERSION

Notice is given hereby that Wilma E. Webb has filed an application in the office of the Water Resources Director for the approval of a change in point of diversion from Williams Creek.

Certificate of water right recorded at Page 32947, Vol. 24, State Record of Water Right Certificates, in the name of Drusilla S. Mansfield, describes an existing right of record for the use of not to exceed 0.16 cubic foot per second from Williams Creek for irrigation of 4.0 acres in SW 1/4 SE 1/4, Sec. 14, and 7.0 acres in Lot 3 (NW 1/4 NE 1/4) of Sec. 23, T. 38 S., R. 5 W., W.M., with a date of priority June, 1908.

Water for the said right is diverted through the Kennedy ditch from a point located 600 ft. N. and 700 ft. E. from the Center corner, being within the SW 1/4 NE 1/4 of Sec. 23, T. 38 S., R. 5 W., W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion to a point located 230 ft. S. and 560 ft. E. from the N. 1/4 corner of Sec. 23, being within the NW 1/4 NE 1/4 of Sec. 23, T. 38 S., R. 5 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Grants Pass, Oregon, on April 26,

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 objections shall be prepared in writing, one copy to be served on Wilma E. Webb, 1174 Powell Creek road, Williams, Or., 97544, and one copy filed with the Water Resources Department, Salem, Oregon 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTION IS FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Department upon request.

Dated at Salem, Oregon, this 15th day of February, 1977.

JAMES E. SEXSON

Director

No. 92 - Tues., March 1, 8 & 15, 1977

AFFIDAVIT OF PUBLICATION

State of Oregon

County of Josephine

} ss.

I, Charles J. Moore, being

first duly sworn, depose and say that I am the owner, editor, publisher, manager, advertising manager, principal clerk of the Grants Pass Daily Courier, printer or his foreman of the Grants Pass Daily Courier, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Grants Pass, 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 3 successive and consecutive weeks in the following issues March 1, 8, and 15, 1977

Subscribed and sworn to before me this 15th day of

March, 19 77

Notary Public of Oregon.

My commission expires 4th day of February, 19 80.

RECEIVED
MAR 17 1977
WATER RESOURCES DEPT
SALEM, OREGON