

3266
Horn Creek Route, Box 18
Hendricks, Or. 97442

3266

STATUS OF APPLICATION

Change in point of diversion and use
Date filed 6-16-75
Date of hearing October 25, 1977
Place of hearing Roseburg
Date of order 10-28-77 Vol. 29, page 487
Date for application of water 10-1-79
Proof mailed JAN 12 1989
Proof received _____
Certificate issued _____ Vol. _____, page _____

CR 74930

DESCRIPTION OF WATER RIGHT

Name of stream Howard or Deed's Creek
Trib. of _____ County of Douglas
Use swimming pool
Quantity of water 0.5 cfs No. of acres _____
Name of ditch _____
Date of priority Feb 21, 1935
In name of John K. Howard
Adjudication, Vol. _____, page _____
App. No. 15717 Per. No. 11573 Cert. No. 11397
Certificate cancelled _____
Notation made on record by 3-12-90 BE

FEES PAID

Date	Amount	Receipt No.
<u>6-16-75</u>	<u>45.00</u>	<u>47689</u>
<u>10-16-75</u>	<u>45.00 P.O.N.</u>	<u>47690</u>
TOTAL . . .		
No	Cert. Fee	
<u>The News Review</u>	<u>43.31</u>	<u>10/21/77 CR # 1698</u>

FEES REFUNDED

Date	Amount	Check No.
<u>10-21-77</u>	<u>\$ 669</u>	<u>1699</u>
Recd		<u>90.00</u>
Exam	<u>15-</u>	
Use (3yr)	<u>10-</u>	
POD	<u>15-</u>	
PON	<u>43.31</u>	
		<u>83.31</u>
		<u>6.69</u>

REMARKS

Surveyed 12/1/83 T-7679 Use

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	Entered	Checked
☒	Name	<u>lg</u>	
☒	Stream	<u>lg</u>	
☒	Pt. of Div.		
☒	Calendar	<u>lg</u>	
☒	CHECKED TO RECORDS:		
☒	Trp. & Rec.	<u>lg</u>	
☐	Decree-vault		
☐	Decree-safe		
☒	Part. of W/R	☒	
☒	Per. Folder	☒	
☐	Chaindex		
☐	Cross Ref.		
☒	Power Claim		
☒	Abstracts	<u>lg</u>	

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION OF }
FIR POINT BIBLE CONFERENCE FOR AP- }
PROVAL OF A CHANGE IN POINT OF DIVER- }
SION AND USE HERETOFORE MADE OF }
WATER FROM HOWARD'S OR DEED'S CREEK }

ORDER APPROVING
TRANSFER NO. 3266

On June 16, 1975, an application was filed in the office of the Water Resources Director by Fir Point Bible Conference for changes in point of diversion and use heretofore made of water under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 11397, Volume 10, State Record of Water Right Certificates, in the name of John K. Howard, describes a right for the use of water from Howard's or Deed's Creek for maintaining a swimming pool in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, Township 32 South, Range 6 West, W.M., with a date of priority of February 21, 1935.

Water for the said right is diverted from a point located 300 feet North and 600 feet West from the East quarter corner of Section 28, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 28.

The applicant herein, owner of the lands above described, proposes to change the use heretofore made and the point of diversion and, without loss of priority, to hereafter use the water appropriated, in the amount of 0.04 cubic foot per second, for irrigation of a certain 0.6 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 4.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 28, from a point of diversion located 1110 feet North and 1080 feet West from the East quarter corner of Section 28, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 28.

Notice of the application, pursuant to ORS 540.510, was published in the News Review, a newspaper printed and having general circulation in Douglas County,

Oregon, for a period of three weeks in the issues of August 30, September 6 and 13, 1977.

Mr. M. John Youngquist, Watermaster, has filed a statement to the effect that the proposed changes in point of diversion and use heretofore made may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in point of diversion and use heretofore made of water, as described herein, without loss of priority, are 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 0.04 cubic foot per second.

It is FURTHER ORDER 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 John K. Howard and recorded at page 11397, Volume 10, State Record of Water Right

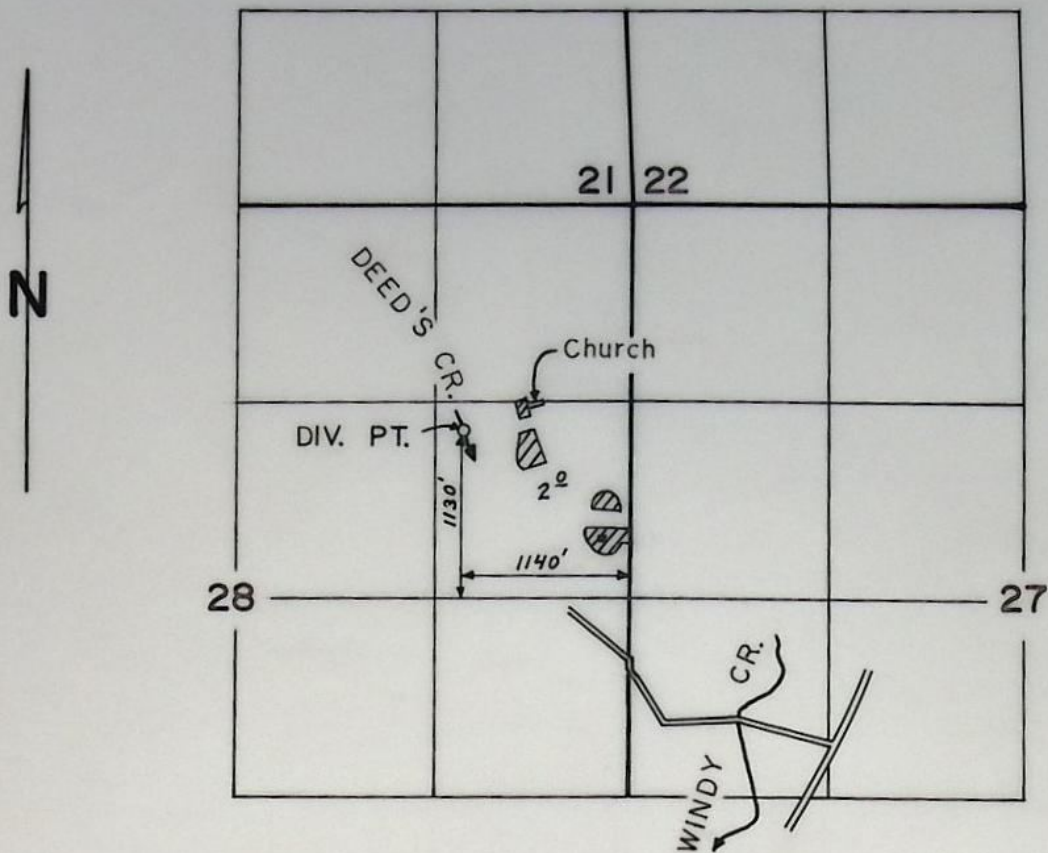
Certificates, is canceled, and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 28th day of October, 1977.

/s/ James E. Sexson
Director



T. 32 S. R. 6 W. W.M.



SCALE: 4" = 1 mile

FINAL PROOF SURVEY
UNDER

TRANSFER 3266
Application No. Permit No.
IN NAME OF

FIR POINT BIBLE CONFERENCE

Surveyed DEC. 1, 1983, by *J. E. Cashion*

76-5D-12
(sec 27)REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN:

POD

POU

USE

Add'l POD

WATER RESOURCES DEPT
COUNTY, Douglas

832-2202

855-7384

Transfer NO. 3266Old Certificate NO. 113971. Name Firpoint Bible Conference, c/o Curt Christian
Address PO Box 312, Gold Hill, OR 975252. Source of Supply Howard's Deed's Creek, Trib of Cow Cr.3. Use from swimming pool to irrigation4. Amount of Water _____ Priority Date Feb 21, 19355. Proposed Point of Diversion 1130' N 1140' W from E 1/4 Corner of
Sec 28, w/in SE 4 SE 4, Sec 28, T 32 S, R 6 W, W.M.6. Completion Date 10-1-79

7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
32S	6W	28	~~NENE~~	~~0.6 ac~~
			SE NE	4.4 ac 2.0 A
OTHER APPLICATIONS IN 40'S				
NENE				
SE NE	33470	26460	This permit appears to provide for domestic water for the camp. POD on this transfer is the same as the "RAM" location on P# 26460 map	

NCR

No conflicts found

41019-278

123A
LEC
12/1/83

RECEIVED

APR 12 1984

WATER RESOURCES DEPT
SALEM, OREGON

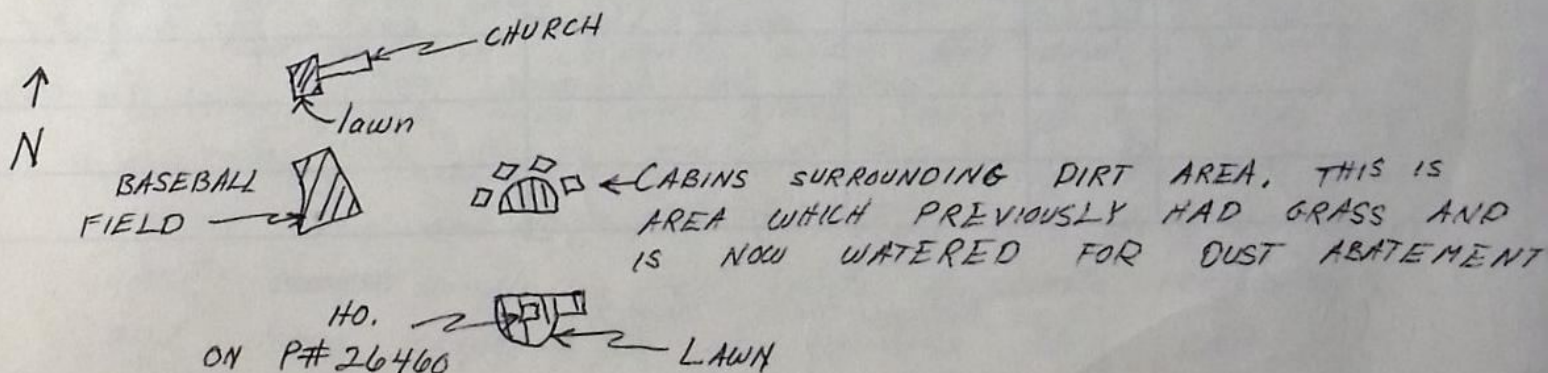
DRAFTING NOTES:

A 1976 BLM resurvey was used to lay out section lines. Lines for 40's were drawn from GLO info, the 1976 resurvey and "best guess" (there is no specific info on the acreages in SW SW and SE SW of Sec 22).

The DLC in Sec 28 (Combe) was cancelled and is not shown on the FP map. I did not include lot #'s from the cancellation because I didn't feel that they would clarify or improve the map.

* There are two pumps @ the POD. One for irrigation and one for water for house and camp domestic use.

ENLARGEMENT OF FP MAP:

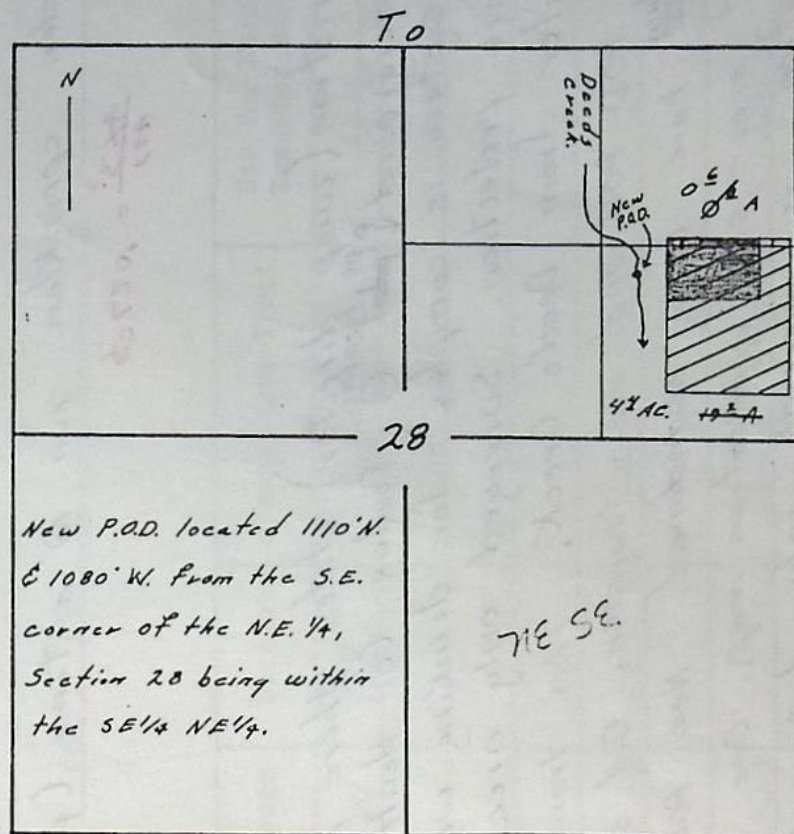
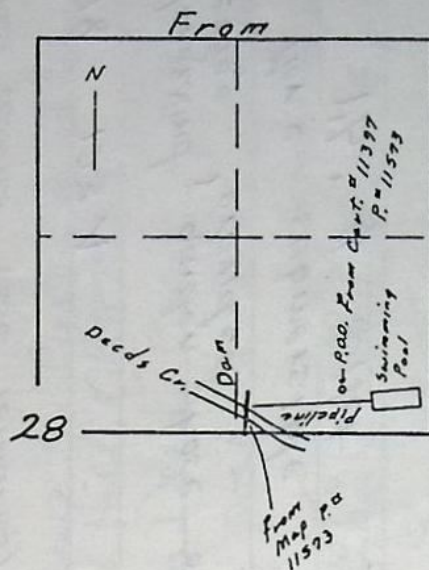


RECEIVED

WATER RESOURCES DEPT
SALEM, OREGON

T. 32 S., R. 6 W. W. M.

Scale: 1" = 1320'



NOTE:

POD # 15717 (P.O. # 11573)
300 ft N & 600 ft W from

SE Cor of NE 1/4 of SEC 28

RECEIVED

WATER RESOURCES DEPT
SALEM, OREGON

STATE ENGINEER

RECEIVED

7-3-66

Info: Curt Christian, own observation
Source: Deed's Creek
Div Pt: directly out of creek
Use: irrigation, dust control (see remarks)

Photo: 41019-278 123 A

Pipe: 2" ϕ underground, garden hose off of standpipes, good coverage provided

Pump: Fairbanks Morse submersible $\frac{3}{4}$ HP @ 3450 RPM
1 1/2" ϕ outlet

$$\frac{7.04 \times .75}{40 + 70} = .048 \text{ cfs}$$

Lift: 40-50'

Heads: 4 garden sprinklers run @ a time (per Christian)

$$\frac{4 \times .3}{449} = .027 \text{ cfs}$$

Remarks: Mr Christian (camp director) states there is a copy of underground ^{pipe location} ~~map~~ @ Douglas Co. Health office. Water system is complex* - for drinking water, irrigation, and fire protection. Surveyed only area irrigated by water from Deed's Creek. This transfer appears to be a POD, POU and use transfer. Old swimming pool and ~~dam~~ have been abandoned. New POD serves a different area - see application map. One small area of "irrigation" is currently only dirt and pine needles. Christian says there was grass there @ one time and now they occasionally water to keep the dust down around the cabins. Mr Christian was very concerned about ~~complying~~ complying w/ state & county regulations and doing a proper job of running this camp.

Lynn Lashon
WRE
Dec 1, 1983

RECEIVED
APR 12 1984
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 30 1979

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN
POINT OF DIVERSION AND USE HERETOFORE MADE FROM HOWARD'S or DEED'S Cr.

PURSUANT TO TRANSFER APPLICATION NO. 3266

I, Fir Point Bible Conference, Inc., hereby certify that completion of works and use of water to the extent intended within the provisions of the order of the Water Resources Director approving said water right transfer application was accomplished by July 1, 19 79

August 29
Date

Rev Curtis Christensen
Signature
Vice President of Conference

(Mail to the Water Resources Department, Salem, Oregon 97310.)

ok
Lij

T-3266

Application for Transfer of Water Right

RECEIVED

AUG - 7 1977

WATER RESOURCES DEPT
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Fir Point Bible Conference
(Name of applicant)
 of Windy Creek Route, Box 8, Glendale,
(Mailing address) (City)
 State of Oregon, 97442, 672-2551, do hereby make application for change
(Zip Code) (Phone number)
 change in point of diversion and nature of use
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No - J.K. Howard
(If not, give name)
2. Was your water right determined by Decree of Court? No If so, give title of proceedings
(Yes or No)
number of certificate
3. Was your water right acquired by Water Right Permit? yes If so, give number
(Yes or No)
 of permit 11573 Number of certificate 11397

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Howard's or Deed's Creek
5. What is the date of priority of your water right? February 21, 1935
6. The authorized point of diversion is located 300 ft. N. and 600 ft. W. from the SE
(N. or S.) (E. or W.)
 corner of NE 1/4 Sec. 28 being within the SE 1/4 NE 1/4 of Section 28 Tp. 32S. R. 6W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Douglas The name of the ditch used is N/A

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 1110 ft. N. and 1080 ft. W. from the SE
(N. or S.) (E. or W.)
 corner of NE 1/4 Sec. 28 being within the SE 1/4 NE 1/4 of Section 28 Tp. 32S. R. 6W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Douglas The name of the ditch to be used is N/A

8. The use to which the water is applied is swimming pool
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

0.04 ac

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
32S.	6W.	28	SE $\frac{1}{4}$ NE $\frac{1}{4}$	swimming pool use

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? no
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? yes
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
32S.	6W.	28	NE NE 06 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 44	5.0 ac.

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are New swimming pool does not need continuous
flow to maintain level. Irrigation water needed on ball diamond and recreation
area at summer camp.

15. Construction work will be completed on or before Started

16. The water will be completely applied to the proposed use on or before 10-1-78

Remarks _____

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE
BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF
USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, Fir Point Bible Conference, the applicant herein, being
first duly sworn, depose and say that I have read the above and foregoing application for transfer of water
right; that I know the contents thereof and that the statements therein made are true and correct to the best
of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this _____ day of _____, 19____.

Fir Point Bible Conference

by Edward M. Smith
Edward Smith, Secretary

Subscribed and sworn to before me this 1st day of August, 1977.

[Notarial Seal]



Elaine M. Youngquist
NOTARY PUBLIC FOR OREGON

My commission expires 8/4/78

Affidavit of Publication
The News-Review
Roseburg, Oregon

ISSUED DAILY EXCEPT SUNDAY

STATE OF OREGON }
COUNTY OF DOUGLAS } ss.

I, Elsille Martin, being
first duly sworn, depose and say that I am the Bus-
iness Manager, of The News-Review, a newspaper of
general circulation, as defined by ORS 193.010 and
193.020; printed and published at Roseburg in the
aforesaid county and state; that the _____

Water Right Transfer

a printed copy of which is hereto annexed, was pub-
lished in the entire issue of said newspaper for 3
successive and consecutive weeks in the following issues:

August 30, September 6, 13, 1977

The fee actually charged by such newspaper for
such publication is \$ 43.31

Elsille Martin

Subscribed and sworn to before me this 13 day of

September 19 77

Bubba Brown
Notary Public of Oregon

My Commission expires 10th day of October 1980

**NOTICE OF
WATER RIGHT TRANSFER
APPLICATION NO. 3266**

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Fir Point Bible Conference for approval of changes in point of diversion and use heretofore made of water from Howard's or Deed's Creek.

The certificate recorded at page 11397, Volume 10, State Record of Water Right Certificates, in the name of John K. Howard, describes a right for the use of water from Howard's or Deed's Creek for maintaining a swimming pool in SE 1/4 NE 1/4 of Section 28, Township 32 South, Range 6 West, WM, with a date of priority of February 21, 1935.

Water for the said right is diverted from a point located 300 ft N and 600 ft W from the E 1/4 corner of Sec 28, being within the SE 1/4 NE 1/4 of said Sec 28.

The applicant herein, owner of the lands above described, proposes to change the use heretofore made and the point of diversion and, without loss of priority, to hereafter use the water appropriated, in the amount of 0.04 cubic foot per second, for irrigation of a certain 0.6 acre in NE 1/4 NE 1/4 and 4.4 acres in SE 1/4 NE 1/4 of said Sec 28, from a point of diversion, located 1110 ft N and 1080 ft W from the E 1/4 corner of Sec 28, being within the SE 1/4 NE 1/4 of said Sec 28.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Roseburg, Oregon on October 25, 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 Fir Point Bible Conference, Windy Creek Route, Box 8, Glendale, OR 97442 and one copy filed with the Water Resources Department, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTIONS ARE 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 Director upon request.

Dated at Salem, Oregon, this 22nd day of August, 1977.

James E. Sexson

Director

Invoice No. 3340: Publication
Dates: August 30, September 6,
13, 1977