

3394 Bryant Chambers
14 1/2 Upper Appleton Rd
Jacksonville, Or 97209

DESCRIPTION OF WATER RIGHT

FEES PAID

Name of stream Biz Applegate River
Trib. of _____ County of Jackson
Use irrigation
Quantity of water _____ No. of acres 0 6
Name of ditch _____
Date of priority September 9, 1952
In name of Gerald Buck

Adjudication, Vol. _____, page _____
App. No. 27627 Per. No. 21761 Cert. No. 21497
Certificate cancelled _____
Notation made on record by _____

Date	Amount	Receipt No.
4-20-76	35.00	54628
TOTAL . . .		
4-20-76	\$4 Cert. Fee	54629

FEES REFUNDED

[illegible]

49038

REMARKS

W.R.I.S.

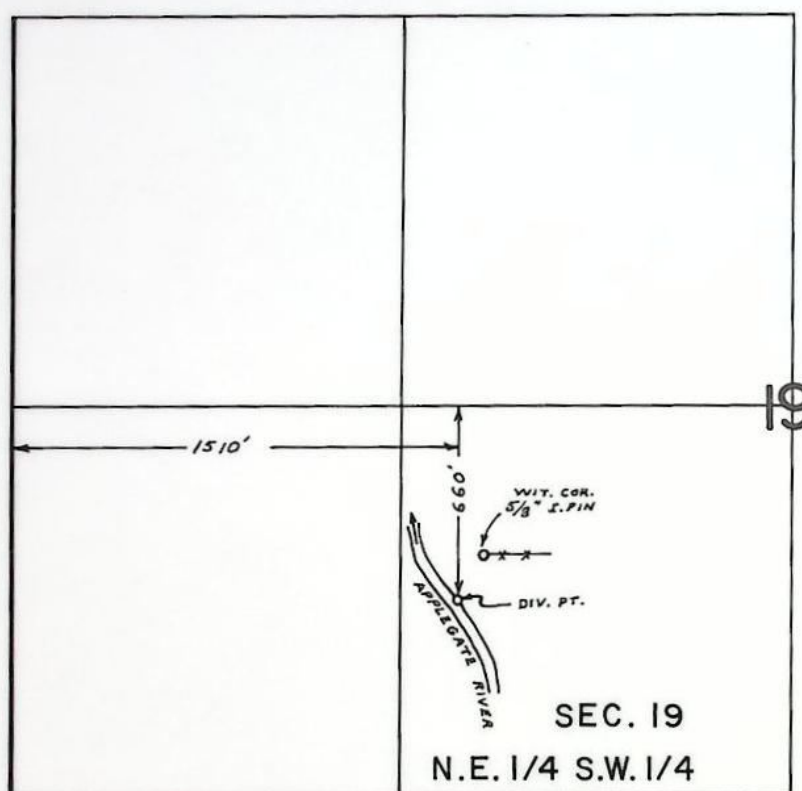
Assembled 6-11-65 by CTK

Entered _____ by _____

Verified _____ by _____

TO BE ENTERED WHEN CHECKED	INDEX CARDS:	Entered	Checked
<input checked="" type="checkbox"/>	Name	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Stream	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Pl. of Div.	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Calendar	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	CHECKED TO RECORDS:		
<input checked="" type="checkbox"/>	Twp. & Rge.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Decree-vault	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Decree-safe	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Cert. of W/E	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Per. Folder	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Chaindex	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Gross Est.	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Power Claims	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Abstracts	<input type="checkbox"/>	<input type="checkbox"/>

T. 40 S., R. 3 W., W.M.



SCALE : 1" = 660 FT.

FINAL PROOF SURVEY
UNDER

Transfer No. 3394

Transfer No. 3395

Application No. _____ Permit No. _____
IN NAME OF

BRYANT CHAMBERS

Surveyed JUN. 6 1978, by B. SUND

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION
OF BRYANT CHAMBERS FOR THE APPROVAL
OF A CHANGE IN POINT OF DIVERSION
OF WATER FROM BIG APPLEGATE RIVER

ORDER APPROVING
TRANSFER NO. 3394

On April 20, 1976, Bryant Chambers filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Big Applegate River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Gerald Buck and recorded at Page 21497, Volume 15, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.04 cubic foot per second of water from Big Applegate River for the irrigation of, among other lands, 0.6 acre in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 19, Township 40 South, Range 3 West, W.M., with a date of priority of September 9, 1952. These lands are irrigated from a point of diversion located 40 feet North and 1352 feet East from the West quarter-corner of Section 19, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19, Township 40 South, Range 3 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 635 feet South and 1520 feet East from the West quarter-corner of Section 19, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 40 South, Range 3 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there is no intervening diversion.

Mr. David C. Hendrix, Watermaster of District No. 13, has filed a report to the effect that the proposed change in point of diversion of water 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 change in point of diversion of water from Big Applegate River, to wit:

From a point located 40 feet North and 1352 feet East from the West quarter-corner of Section 19, being within the $SE\frac{1}{4}NW\frac{1}{4}$ of Section 19, Township 40 South, Range 3 West, W.M.

To a point to be located 635 feet South and 1520 feet East from the West quarter-corner of Section 19, being within the $NE\frac{1}{4}SW\frac{1}{4}$ of Section 19, Township 40 South, Range 3 West, W.M.

For the irrigation of 0.6 acre in $NE\frac{1}{4}SW\frac{1}{4}$, Section 19, Township 40 South, Range 3 West, W.M., with a date of priority of September 9, 1952, is approved.

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, 1977.

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, and shall not exceed 0.008 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 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 certificate of water right heretofore issued to Gerald Buck and recorded at Page 21497, Volume 15, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Bryant Chambers confirming the change in point of diversion.

Dated at Salem, Oregon, this 10th day of May, 1976.

/s/ JAMES E. SEXSON
Director

CRATER TITLE INSURANCE CO.

RECEIVED
APR 23 1980
WATER RESOURCES
SALEM, OREGON

APPLEGATE PARK
SUB.

ROAD

RIVER

1952
1954.
CERT 21497
37987

49-16

8099-S

ESCROWS

TWN 40 R 3W SEC 19C

T.L. 500

THIS SKETCH IS FOR LOCATION PURPOSES ONLY. NUMBERS ON SKETCH ARE COMPANY NUMBERS AND NO LIABILITY IS ASSUMED FOR VARIATIONS DISCLOSED BY SURVEY OR COUNTY RECORDS.

CRATER TITLE INSURANCE CO.

CONTRACT PMTS - 778-4552

CLOSING ESCROW - 778-4558

TITLE & MAPS - 778-4571

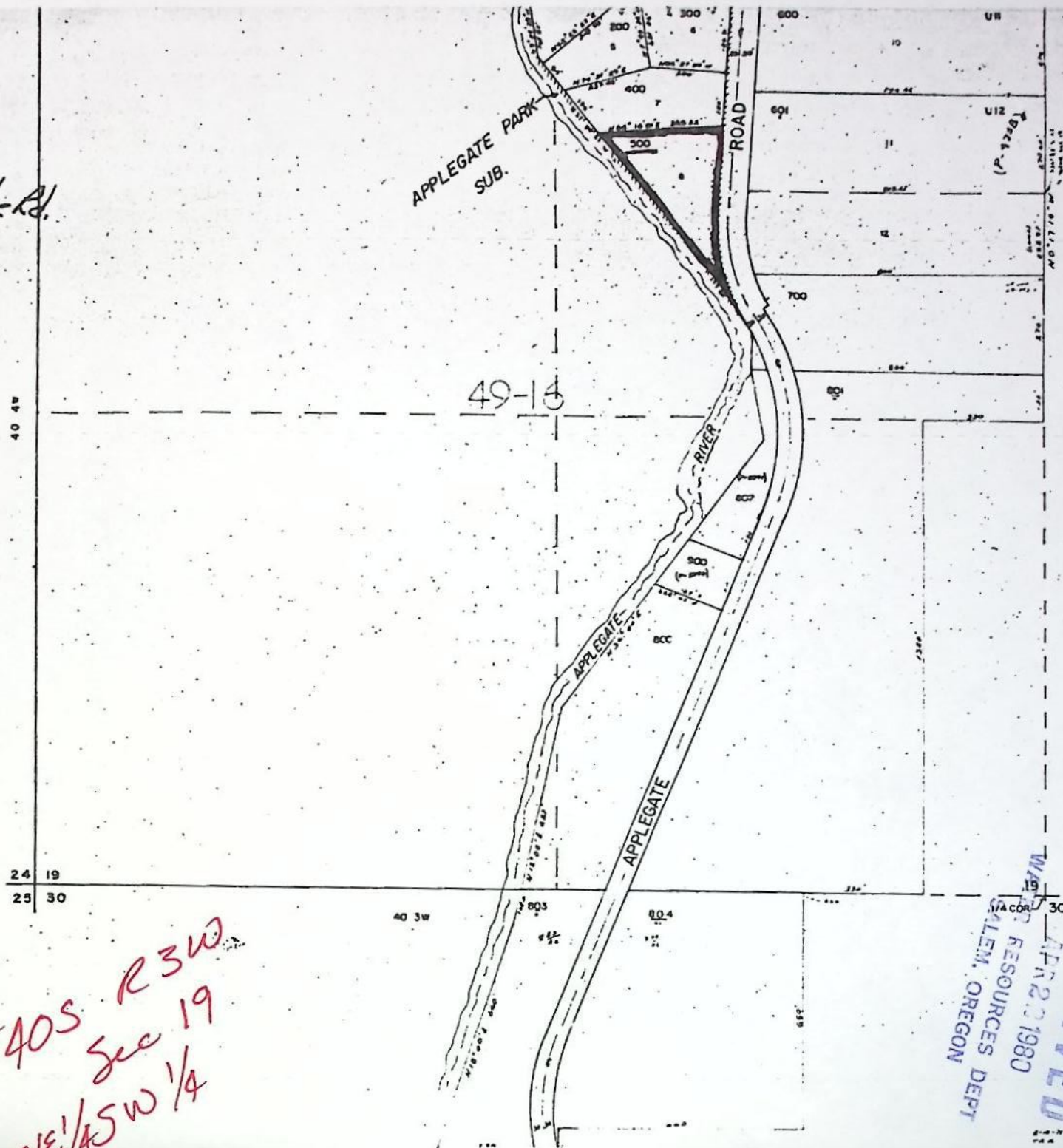
40-3W-19C.-

TL-500

48318-7-500

Riggins, John C.

14350 Upper Applegate Rd.



T40S R3W
Sec 19
NE 1/4 SW 1/4

RECEIVED
W/100
APR 22 1980
RESOURCES DEPT
ALEM, OREGON

BRS- 6-6-78
 CTS-1978-1A-1A

County Jackson

- WFO TO SURVEY
5-11-78

[illegible]

INFO: SAME AS TR- 3395
PTS-1978-14-A
Bruce R. Sund
F.E. 6-6-78



WATER RESOURCES DEPARTMENT

JACKSON COUNTY COURTHOUSE • MEDFORD, OR • 97501 • Phone 773-6211

April 19, 1976

ROBERT W. STRAUB
GOVERNOR

JAMES E. SEXSON
Director

WATER POLICY REVIEW
BOARD

EMERY N. CASTLE
Chairman
Corvallis

CHAPIN D. CLARK
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Eugene

GEORGE H. PROCTOR
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Portland

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Portland

JAMES HILL
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Portland

Mr. James E. Sexson, Director
Water Resources Department
Salem, Oregon

Attention: Mr. Trevor Jones, Administrator
Water Rights Division

Dear Mr. Jones:

I am enclosing two transfer applications in the name of Bryant Chambers of 14350 Upper Applegate Road, Jacksonville, Oregon 97530, for change in point of diversion on two rights, together with check in the sum of \$78 to cover transfer fees, new certificate recording fees, remaining right certificate recording fees, the necessary map tracing, and legal land description. One map shows both transfers.

It is my opinion that the proposed changes in point of diversion may be made without injury to existing rights. No advertising is necessary. I believe the second provision relative to pumping plants would be the best to incorporate within the order.

Very truly yours,

David C. Hendrix

David C. Hendrix
Water Master, Dist. 13

DCH:pg

enclosures (6)

RECEIVED

APR 20 1976

WATER RESOURCES DEPT
SALEM, OREGON

0013

Transfer No. 3394

NOTICE OF COMPLETION OF CONSTRUCTION

I, Bryant Chamber hereby certify
that the construction work has been completed and the change in point
of diversion of water made as set forth in the order of the Water
Resources Director dated June 25-1976, approving an application
for a change in point of diversion of water from 1-Horse
Centrifugal pump.

September 10-1976
Dated

Bryant Chamber
Name

RECEIVED

SEP 15 1976

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 20 1976

WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Bryant Chambers

(Name of applicant)

of 14350 Upper Applegate Rd., / Jacksonville,
(Postoffice) County of JacksonState of Oregon 97530, do hereby make application for change in point of diversion.

(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Big Applegate River.
(Name of stream)2. The use to which the water is applied is irrigation.
(Irrigation; Mining; Power; Manufacturing; etc.)3. The name of the ditch, canal or pipe line is pump.4. The point of diversion is located 40 ft. N. and 1352 ft. E. from the W $\frac{1}{4}$
(N. or S.) (E. or W.)corner of Section 19 being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$
(Section or subdivision)of Section 19 Tp. 40 S. R. 3 W. W. M., in the County of Jackson.
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
40 S	3 W	19									0.6				(Lot 7 - Applegate Park Subdivision).			

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? Yes.
(If not owner, explain your interest)7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes.8. What is the date of priority of your water right? Sept. 9, 19529. Was your water right acquired by State Engineer's Permit? Yes. If so, give number
(Yes or No)
of permit 21761.

10. Do you hold a water right certificate? Yes. If so, give number of certificate 21497.
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

No. If so, give title of proceedings
(Yes or No)

12. Is the water right recorded in your name? No, Gerald Buck.
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located 635 ft. S. and 1520 ft. E. from the W $\frac{1}{4}$
(N. or S.) (E. or W.)
corner of Sec. 19 being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19 Tp. 40 S. R. 3 W. W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Jackson. The name of the ditch to be used is

15. Are you the owner of the land on which the proposed point of diversion is to be located? Yes.

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion? no.

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

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

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are so I can put my own pump in Applegate River.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of Jackson

ss.

I, Bryant Chambers, 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 13 day of April, 1976

x Bryant Chambers
(Name of applicant)

Subscribed and sworn to before me this 13 day of April, 1976

[Notarial Seal]

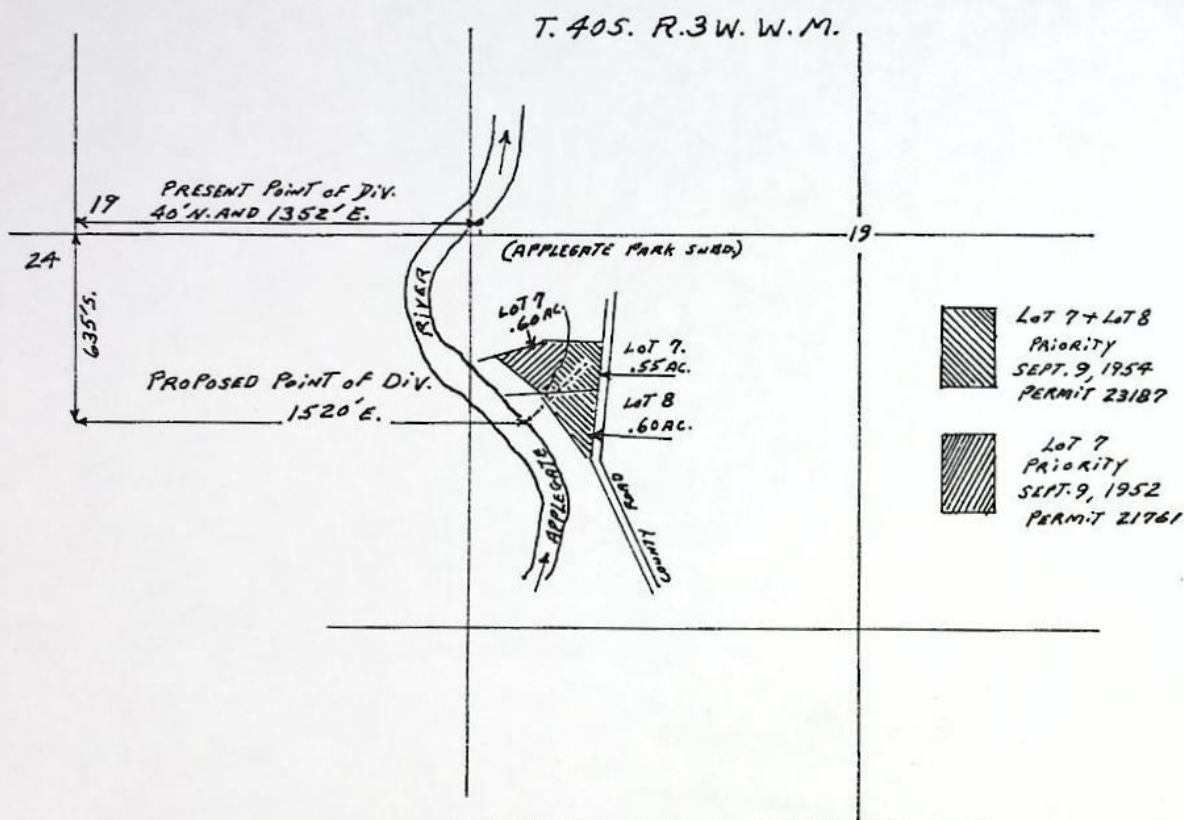
John F. Cummings
NOTARY PUBLIC FOR OREGON

My commission expires 21 January 1980

Remarks

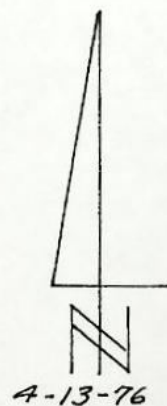
THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.

T-3394 & T-3395



MAP TO ACCOMPANY APPLICATION OF
BRYANT CHAMBERS FOR CHANGE IN
POINT OF DIVERSION

SCALE 8" = 1 MILE



Bryant Chambers

Legal description: Lot 7 and Lot 8 of APPLEGATE PARK SUBDIVISION
in Jackson County, Oregon, according to the official plat thereof,
now of record.