

3986

Hyatt

Name R. H. & Sharon Hyatt

By \_\_\_\_\_

Address 530 Tetherow RoadWilliams, Or. 97544Change in P.O.D.Date filed June 27, 1978

Date of hearing \_\_\_\_\_

Place of hearing \_\_\_\_\_

✓ Date of order 2-26-79 Vol. 31, page 654Date for application of water 10-1-80

Proof mailed \_\_\_\_\_

Proof received \_\_\_\_\_

Certificate issued JAN 22 1987 Vol. 51, page 55487 ✓Name of stream Williams CreekTrib. of \_\_\_\_\_ County of Josephine

Use \_\_\_\_\_

Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

Date of priority July 15, 1913

In name of \_\_\_\_\_

\_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_

App. No. 3084 Per. No. E-188 Cert. No. 41614 ✓ T-3862

Certificate cancelled \_\_\_\_\_

Notation made on record by \_\_\_\_\_

3986

## DESCRIPTION OF WATER RIGHT

## FEES PAID

Date	Amount	Receipt No.
<u>6-27-78</u>	<u>35.00</u>	<u>4448</u>
TOTAL . . .		
	Cert. Fee	

## FEES REFUNDED

Date	Amount	Check No.

## REMARKS

This Transfer is for part of the lands involved in T-3862See Transfer No 42330 addition P.O.D.

CARD FOR C NOV 4 1980

Assembled	<u>5/31/85</u>	by	<u>CLH</u>
Entered	_____	by	_____
Verified	_____	by	_____

## INDEX CARDS:

Entered

Checked

✓	Name	<u>CLH</u>	_____
✓	Stream	<u>CLH</u>	_____
✓	Pl. of Div.	<u>CLH</u>	_____
✓	Calendar	<u>CLH</u>	_____
✓	Transfer	<u>CLH</u>	_____
✓	Deed/Grant	<u>CLH</u>	_____
✓	Deed/Grant	<u>CLH</u>	_____
✓	Cons. W/R	<u>CLH</u>	_____
✓	Per. Transfer	<u>CLH</u>	_____
✓	Check/Ref.	<u>CLH</u>	_____
✓	Cons. Ref.	<u>CLH</u>	_____
✓	Per. Claim	<u>CLH</u>	_____
✓	Abstracts	<u>CLH</u>	_____

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BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION )  
OF CHARLES D. HOOVER FOR APPROVAL )  
OF A CHANGE IN POINT OF DIVERSION )  
OF WATER FROM WILLIAMS CREEK )  
- - - - -

ORDER APPROVING  
TRANSFER NO. 3862

On January 13, 1978, an application was filed in the office of the Water Resources Director by Charles D. Hoover for approval of a change in point of diversion from Williams Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 41614, Volume 33, State Record of Water Right Certificates, in the name of George H. Collins, et al, describes a right which includes the use of not to exceed 0.61 cubic foot per second from Williams Creek for irrigation of a certain 10.0 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 8.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 25.4 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 5.0 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W.M., with a date of priority of July 15, 1913.

Water for the said right is diverted, through the Dixon-Sparlin Ditch, from a point located 680 feet North and 200 feet East from the Southwest Corner of Section 35, being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 35, Township 38 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 920 feet North and 1800 feet East from the Southwest Corner of Section 26, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 26.

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 January 20 and 27 and February 3, 1978.

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 objections 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.

V30, P470



NOW, THEREFORE, it hereby is ORDERED that the requested change in point of diversion, as 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 0.61 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

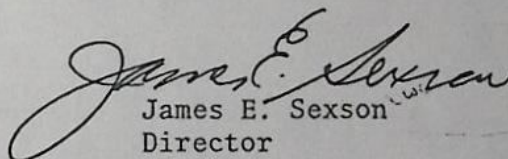
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the wier 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, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to George H. Collins, et al and recorded at page 41614, Volume 33, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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 16th day of March, 1978.

  
James E. Sexson  
Director

V30, P471



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION )  
OF R. H. & SHARON HYATT FOR AP- )  
PROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER )  
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ORDER APPROVING  
TRANSFER NO. 3986

On June 27, 1978, an application was filed in the office of the Water Resources Director by R. H. and Sharon Hyatt for approval of a change in point of diversion of water from Williams Creek, pursuant to the provisions of ORS 540.510 to 540.530.

As modified in accord with the provisions of the order of the Water Resources Director entered March 16, 1978, approving water right transfer application No. 3862, the right previously described by certificate recorded at page 41614, Volume 33, State Record of Water Right Certificates, now exists for a certain use of water which includes not to exceed 0.08 cubic foot per second from Williams Creek for irrigation of a certain 5.05 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$  and 1.4 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W.M., with a date of priority of July 15, 1913, from a point of diversion located 920 feet North and 1800 feet East from the Southwest Corner of Section 26, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 690 feet South and 850 feet West from the Center Corner of Section 26, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W.M.

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 objections 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, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point

V31, P454



of diversion shall not exceed the quantity of water available at the original point of diversion under the subject right located 680 feet North and 200 feet East from the Southwest Corner of Section 35, being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 35, Township 38 South, Range 5 West, W.M., and shall not exceed 0.08 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

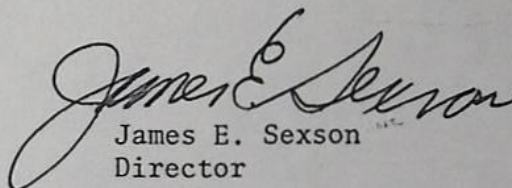
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1980.

It is FURTHER ORDERED that the portion of the water right involved in the change authorized herein NOT be included in the confirming certificate of water right to be issued as provided by the order entered March 16, 1978, approving transfer application No. 3862; 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 26th day of February, 1979.

  
James E. Sexson  
Director



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION )  
OF R. H. HYATT FOR APPROVAL OF )  
AN ADDITIONAL POINT OF DIVERSION )  
OF WATER - - - - - )

ORDER APPROVING  
TRANSFER NO. 4233

On June 1, 1979, an application was filed in the office of the Water Resources Director by R. H. Hyatt for approval of an additional point of diversion of water from Williams Creek, pursuant to the provisions of ORS 540.510 to 540.530.

As modified in accord with the provisions of the order of the Water Resources Director entered February 26, 1979, approving water right transfer application No. 3986, a portion of the right previously described by certificate recorded at page 41614, Volume 33, State Record of Water Right Certificates, now exists for the use of not to exceed 0.08 cubic foot of water per second from Williams Creek for the irrigation of a certain 5.05 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$  and 1.4 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W. M., with a date of priority of July 15, 1913, from a point of diversion located 690 feet South and 850 feet West from the Center Corner of Section 26, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W. M.

The applicant herein proposes to establish an additional point of diversion for the lands above described, without loss of priority, at a point located 200 feet South and 760 feet West from the Center Corner of Section 26, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, Township 38 South, Range 5 West, W. M.

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

No objections having been filed and it appearing that the proposed additional point of diversion may be established without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested additional point of diversion, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not



exceed the quantity of water available at the original point of diversion under the subject right, located 680 feet North and 200 feet East from the SW Corner of Section 35, being within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 35, Township 38 South, Range 5 West, W. M., and shall not exceed 0.08 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

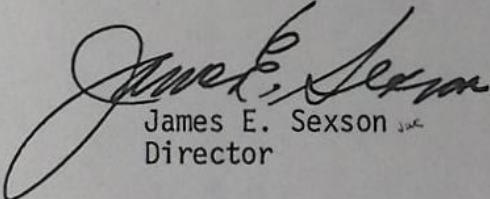
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1980.

It is FURTHER ORDERED that 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 and the order approving transfer application No. 3986 , a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 28th day of June, 1979.

  
James E. Sexson  
Director