

3211 James R. or Myrna L.
6748 E. Evans Creek Road Kit
Rogue River 97537

3211

STATUS OF APPLICATION

Change in point of diversion
Date filed 4-28-75
Date of hearing 1-22-76
Place of hearing Medford
Date of order 2-17-76 Vol. 26, page 393
Date for application of water 10-1-76
Proof mailed _____
Proof received _____
Certificate issued APR 30 1979 Vol. 41, page 47905

Survey 6/76
4-17-79 cont

DESCRIPTION OF WATER RIGHT

Name of stream Evans Creek
Trib. of _____ County of Jackson
Use irrigation
Quantity of water _____ No. of acres 12 1
Name of ditch Wroman Ditch
Date of priority 1902
In name of Vern L. Orr
Rogue River Adjudication, Vol. 13, page 383
App. No. _____ Per. No. _____ Cert. No. 32783
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>4-28-75</u>	<u>30.00</u>	<u>46534</u>
<u>4-28-75</u>	<u>45.00 p.m.</u>	<u>46535</u>
TOTAL <u>1-16-76</u>	<u>75.00</u> Cert. Fee <u>ES</u>	<u>46535</u>

FEES REFUNDED

Date	Amount	Check No.
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REMARKS

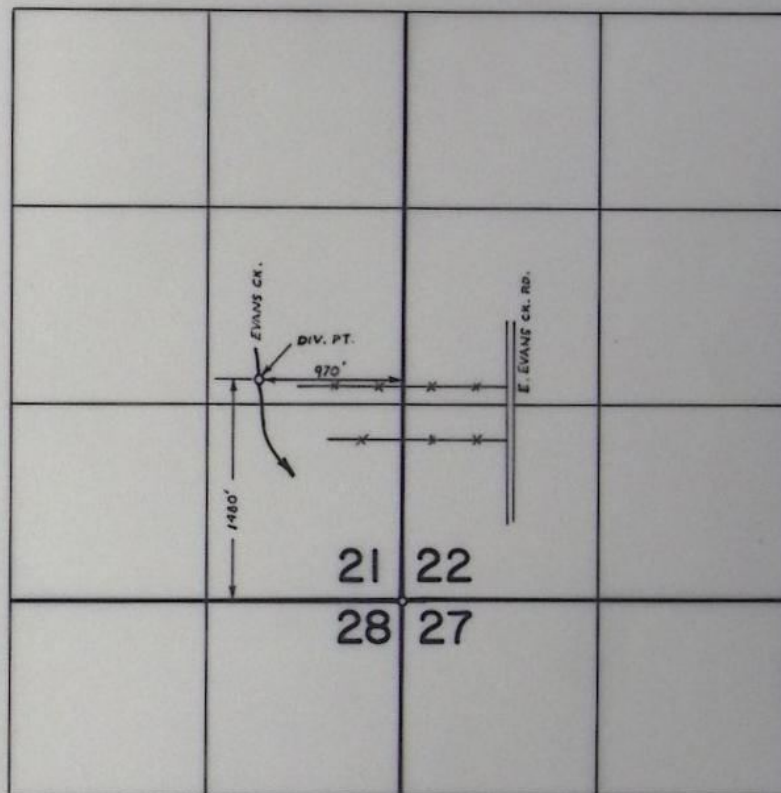
See Tr. 3215 for balance of right
Copy of Pleasant Valley Town Plat in Appl. 15062

FINIS

TO BE ENTERED WHEN CHECKED	INDEX CARDS:	
	Entered	Checked
<u>WA</u> Name	<u>✓</u>	_____
<u>WA</u> Stream	<u>✓</u>	_____
<u>WA</u> Pt. of Div.	_____	_____
<u>WA</u> Calendar	<u>✓</u>	_____
CHECKED TO RECORDS:		
<u>✓</u> Twp. & Rge.	<u>20</u>	_____
<u>✓</u> Decree-vault	<u>20</u>	_____
<u>✓</u> Decree-safe	<u>20</u>	_____
<u>✓</u> Cert. of W/E	<u>cc</u>	_____
Per. Folder	_____	_____
Chainindex	_____	_____
Cross Ref.	_____	_____
Power Claim	_____	_____
Abstracts	_____	_____

360

T.35S., R.4W., W.M.



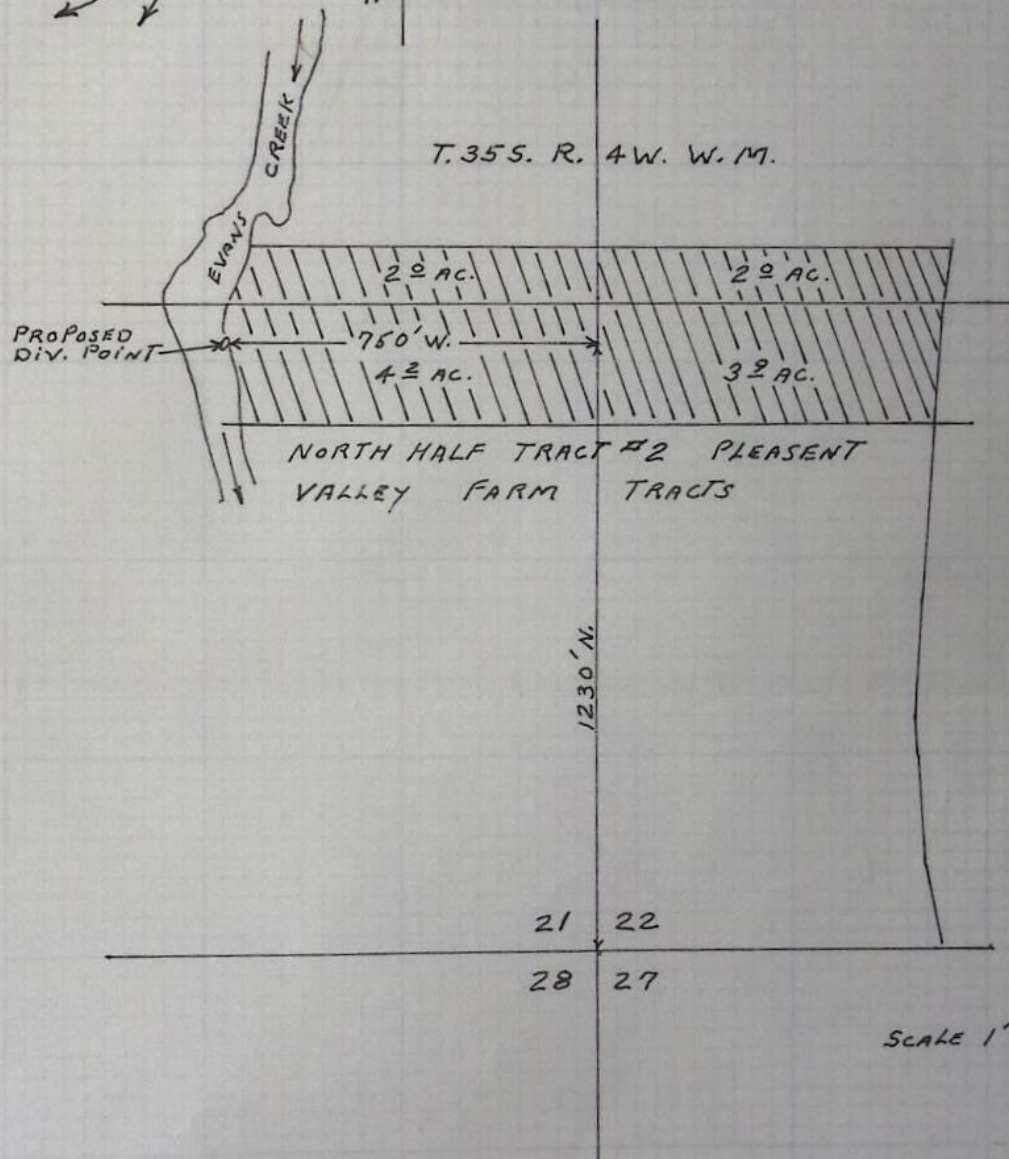
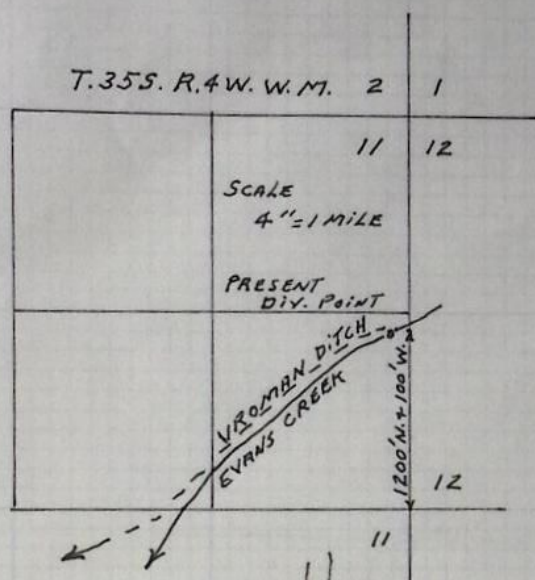
FINAL PROOF SURVEY
UNDER

TR-3211

Application No. Permit No.
IN NAME OF

JAMES R. & MYRNA L. KEITH

Surveyed APR. 11 1978, by B. SUND



RECEIVED
APR 28 1975
STATE ENGINEER
SALEM, OREGON

SCALE 1"=400'

4-15-75

MAP TO ACCOMPANY APPLICATION OF
JAMES R. AND/OR MYRNA L. KEITH
FOR CHANGE IN POINT OF DIVERSION

PRINTED ON CLEARPRINT 1000 N

T-3211

4-11-78 Bes
PTS 1978-14-A

7 582-3336

County Jackson

4. Use irrigation

6. Place of Use DATE FOR APPLICATION OF WATER: 10/1/76

[illegible]

INFO: TALKED TO JAMES KEITH

PUMP: 3"x4"

MOTOR: 10HP PACIFIC ELEC.

DIV. PT: GRAVEL BAR IN CREEK

PIPE: SUCTION - 4" - 30' - ALUM.

MAIN - 4" - ~~250'~~ 35'
3" - 250' - AL.

LAT: 3" - 700' - AL

SPRINKLERS: 18" - RB 30 - $\frac{3}{32} \times \frac{1}{64}$
ALL MAX

LIFT: 5' SUCTION

20' PUMP

USE: HAY - PASTURE

TIE: PTS - 1978 - 14 - A

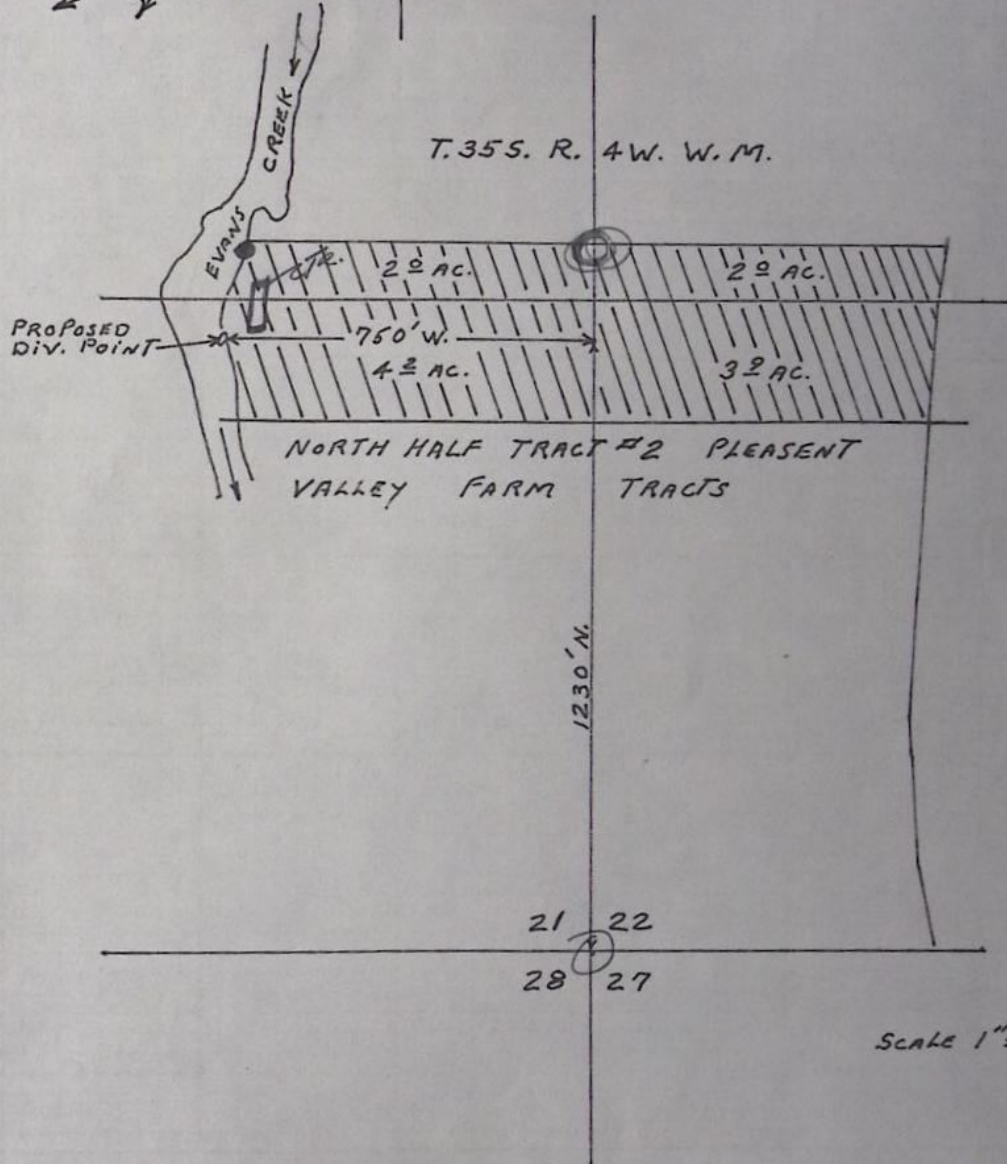
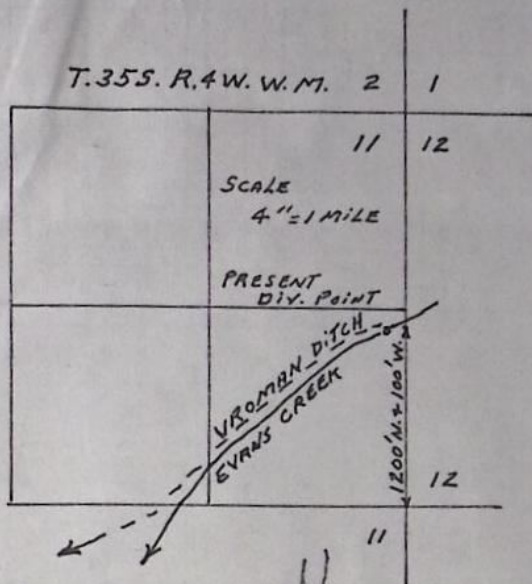
Bruce R. Sund
F.E.

4-11-78

$$\frac{10(6.61)}{25 + 114} = 0.48 \text{ c.f.s.}$$

$$\frac{18(1.7 + 5.9)}{450} = 0.296 \text{ c.f.s.}$$

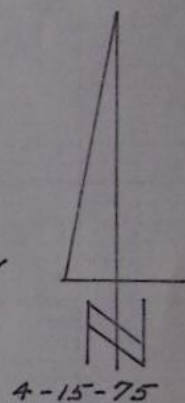
NOTE: SURVEYED FROM BERRINGTREE: 55 LINKS N. $72\frac{3}{4}^{\circ}$ W LOCATING SE COR. SEC. 21 T. 35S R. 4W. ALL FENCE LINES WHICH ARE PROPERTY LINES WERE SURVEYED. DIV. PT. NOT LOCATED ON HIS PROPERTY BECAUSE THERE ARE NO HOLES IN CREEK DEEP ENOUGH TO ACCOMADATE A 10 HP. PUMP. AREA ALONG CREEK ON KEITHS PROPERTY IS TOO SHALLOW.



RECEIVED

APR 28 1975

STATE ENGINEER
SALEM, OREGON



MAP TO ACCOMPANY APPLICATION OF
JAMES R. AND/OR MYRNA L. KEITH
FOR CHANGE IN POINT OF DIVERSION

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF CANCELLATION)
OF A PORTION OF A WATER RIGHT)
IN THE NAME OF VERN L. ORR _)

O R D E R

On March 12, 1979, Dan R. and Diane I. Kewish and James R. and Myrna L. Keith submitted affidavits that they are the owners of a certain water right and the lands to which the water right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

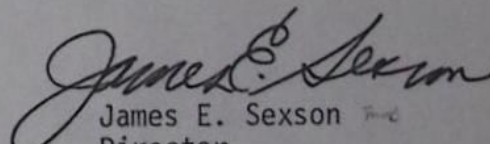
The water right in question was established by Decree of Circuit Court for Jackson County, entered May 19, 1964, in the Matter of the Determination of the Relative Rights to the Use of the Waters of Rogue River, tabulated at Page 383, Volume 13, Order Record of the Water Resources Department, in the name of Vern L. Orr, and is a portion of the right described by the certificate recorded at Page 32783, Volume 24, State Record of Water Right Certificates, in the name of Vern L. Orr, and is for the use of water from Evans Creek, with a date of priority of 1902, for domestic and stock use within Lot 2 of the Pleasant Valley Farm Tracts located in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 21, W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22, both in Township 35 South, Range 4 West, W. M.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Director that the water right has been abandoned by him and that he desires cancellation thereof, the Water Resources Director shall enter an order canceling the water right."

The balance of the water right described by the said certificate recorded at Page 32783, Volume 24, State Record of Water Right Certificates, was the subject of orders entered February 17, 1976, approving water right transfer application numbers 3211 and 3215, which orders provided for the cancellation of said certificate.

NOW, THEREFORE, it is hereby ORDERED that the said water right, being a portion of the right described by the certificate recorded at Page 32783, Volume 24, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 5th day of April, 1979.


James E. Sexson
Director

122 R. 9



RECEIVED

MAR 12 1979

WATER RESOURCES DEPT.
SALEM, OREGON

Water Resources Department

JACKSON COUNTY COURTHOUSE, MEDFORD, OREGON 97501 PHONE 776-7056

March 9, 1979

Mr. James E. Sexson, Director
Water Resources Department
Salem, Oregon 97310

Attention: Mr. Larry Toll
Water Rights Engineer

Dear Mr. Toll:

With reference to our phone conversation of February 15, 1979, concerning the stock and domestic right located on Lot 2 of the Pleasant Valley Farm Tracts in Sections 21 and 22, Township 35 South, Range 4 West, W.M. and evidenced by Certificate No. 32783 in the name of Vern L. Orr.

Please find enclosed two affidavits by the legal owners of this property which authorize cancellation of both the stock and domestic rights...one in the names of James R. and Myrna L. Keith (Transfer No. T-3211) and the second in the names of Dan R. and Diane I. Kewish (Transfer No. T-3215).

Very truly yours,

David C. Hendrix

David C. Hendrix
Water Master, District 13

DCH:pg

enclosures (2)

AFFIDAVIT

RECEIVED

MAR 12 1979

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON

County of Jackson

SS.

We, James R. and Myrna L. Keith, of 6748 East Evans Creek Road, Rogue River, Oregon 97537, being first duly sworn, depose and say that we are the legal owners of the following described land:

Commencing at the Southeast corner of Tract 2, PLEASANT VALLEY FARM TRACTS, in Sections 21 and 22, Township 35 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence North 3° 25' 30" East, 357.83 feet, along the Easterly line of said Tract 2, to the true point of beginning; thence West, 1490.27 feet, to the Westerly line of said tract; thence North 7° 30' 50" West, 266.59 feet; thence North 32° 07' 40" East, 100.34 feet, to the Northwest corner of said Tract 2; thence East, 1507.35 feet, along the line common to Tracts 2 and 3, to the Northeast corner of Tract 2; thence South 9° 08' West, 147.40 feet; thence South 3° 25' 30" West, 203.84 feet, to the true point of beginning.

and the water right that is appurtenant thereto, which is for domestic and stock use within the North Half of Lot 2 of the Pleasant Valley Farm Tracts located in Sections 21 and 22, Township 35 South, Range 4 West, W.M., with a priority date of 1902 for the use of water from Evans Creek through the Vroman Ditch. The right is recorded in the name of Vern L. Orr and is evidenced by Certificate No. 32783. That we have abandoned any and all interest in and to said domestic and stock right and request the same to be cancelled.

IN WITNESS WHEREOF, we have hereunto set our hands this 7th day of March, 1979.

James R. Keith
Myrna L. Keith

Subscribed and sworn to before me this 7th day of March, 1979.

Dorothy S. Miller
Notary Public of Oregon

My commission expires June 1, 1980



RECEIVED

APR 28 1975

STATE ENGINEER
SALEM, OREGON

T-3211

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, James R. and/or Myrna L. Keith
(Name of applicant)
Rogue River,
of 6748 E. Evans Creek Road, /, County of Jackson
(Postoffice)
State of Oregon 97537, do hereby make application for change in point of diversion.

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

- The source of present water right is Evans Creek.
(Name of stream)
- The use to which the water is applied is irrigation.
(Irrigation; Mining; Power; Manufacturing; etc.)
- The name of the ditch, canal or pipe line is Vroman Ditch.
- The point of diversion is located 1200 ft. N. and 100 ft. W. from the NE
(N. or S.) (E. or W.)
corner of Section 11 being within the SE 1/4 NE 1/4
(Section or subdivision)
of Section 11 Tp. 35 S. R. 4 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 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
35 S	4 W	21													2.0			4.2
	4 W	22										2.0	3.9					

(North 1/2 of Tract 2 of Pleasant Valley Farm Tracts).

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? 1902.

9. Was your water right acquired by State Engineer's Permit? No. If so, give number
(Yes or No)

of permit None.

4.2
2.0
2.0
3.9
12.1

10. Do you hold a water right certificate? Yes. If so, give number of certificate 32783.
(Yes or No)

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

Yes. If so, give title of proceedings Supplemental Findings of Rogue River Decree.
(Yes or No)

12. Is the water right recorded in your name? No, Vern L. Orr.
(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 1230 ft. N and 750 ft. W from the SE corner of Sec. 21 being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21 Tp. 35 S. R. 4 W. W. M.,
(N. or S.) (E. or W.)
(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 pipeline.

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? Yes.

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 ditch too costly to maintain.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of JACKSON

SS.

I, James R. Keith & Myrna L. Keith, 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 14th day of April, 1975.

x James R. Keith
x Myrna L. Keith
(Name of applicant)

Subscribed and sworn to before me this 14th day of April, 1975.

[Notarial Seal]

Cheryl J. Mills
NOTARY PUBLIC FOR OREGON

My commission expires July 25, 1978

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.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION OF)
JAMES R. AND MYRNA L. KEITH FOR THE)
APPROVAL OF A CHANGE IN POINT OF)
DIVERSION OF WATER FROM EVANS CREEK)

ORDER APPROVING
TRANSFER NO. 3211

On April 28, 1975, James R. and Myrna L. Keith filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Evans Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Vern L. Orr and recorded at Page 32783, Volume 24, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.40 cubic foot per second of water from Evans Creek for the irrigation of, among other lands, 2.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 4.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, 2.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 3.9 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 22, Township 35 South, Range 4 West, W.M., more explicitly described as the North Half of Tract #2, Pleasant Valley Farm Tracts, with a date of priority of 1902. These lands are irrigated by means of the Vroman ditch from a point of diversion located 1200 feet North and 100 feet West from the East quarter-corner of Section 11, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11, Township 35 South, Range 4 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 1230 feet North and 750 feet West from the Southeast corner of Section 21, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 35 South, Range 4 West, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed

change in point of diversion of water, if any there were, namely: at the county courthouse in Medford, Oregon, on January 22, 1976, at 9:30 a.m. The notice was published in the Medford Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of November 27, December 4 and 11, 1975. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

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 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 change in point of diversion of water from Evans Creek, to wit:

From a point located 1200 feet North and 100 feet West from the East quarter-corner of Section 11, being within the $SE\frac{1}{4} NE\frac{1}{4}$ of Section 11, Township 35 South, Range 4 West, W.M.

To a point to be located 1230 feet North and 750 feet West from the Southeast corner of Section 21, being within the $SE\frac{1}{4} SE\frac{1}{4}$ of Section 21, Township 35 South, Range 4 West, W.M.

for the irrigation of 2.0 acres in $NE\frac{1}{4} SE\frac{1}{4}$, 4.2 acres in $SE\frac{1}{4} SE\frac{1}{4}$, Section 21, 2.0 acres in $NW\frac{1}{4} SW\frac{1}{4}$ and 3.9 acres in $SW\frac{1}{4} SW\frac{1}{4}$, Section 22, Township 35 South, Range 4 West, W.M., more explicitly described as the North half of Tract #2, Pleasant Valley Farm Tracts, with a date of priority of 1902, 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, 1976.

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 0.2 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.

An order entered February 17, 1976, approved an application designated as Transfer 3215 for a change of point of diversion for the balance of the lands not involved in this proceeding and provided for cancelation of the certificate recorded at Page 32783, Volume 24, State Record of Water Right Certificates.

It is FURTHER ORDERED that 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 James R. and Myrna L. Keith confirming the change in point of diversion.

Dated at Salem, Oregon, this 17th day of February, 1976.

/s/ JAMES E. SEXSON
Director

1-10369

CRATER TITLE INSURANCE CO. P. O. BOX 336, 604 W. MAIN ST., MEDFORD, OREGON
JOSEPHINE COUNTY TITLE CO. P. O. BOX 71, 507 N.E. 6th ST., GRANTS PASS, OREGON

KNOW ALL MEN BY THESE PRESENTS, That IRA VERNON ORR

hereinafter called the grantor, for the consideration hereinafter stated to the grantor paid by JAMES R. KEITH and MYRNA KEITH, husband and wife, hereinafter called the grantees, does hereby grant, bargain, sell and convey unto the grantees, as tenants by the entirety, the heirs of the survivor and their assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Jackson, State of Oregon, described as follows, to-wit:

Commencing at the Southeast corner of Tract 2, PLEASANT VALLEY FARM TRACTS, located in Sections 21 and 22, Township 35 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence North 3° 25' 36" East, 357.83 feet, along the Easterly line of said Tract 2, to the true point of beginning; thence West, 1490.27 feet, to the Westerly line of said tract; thence North 7° 30' 50" West, 266.59 feet; thence North 32° 07' 40" East, 100.34 feet, to the Northwest corner of said Tract 2; thence East, 1507.35 feet, along the line common to Tracts 2 and 3, to the Northeast corner of Tract 2; thence South 9° 08' West, 147.40 feet; thence South 3° 25' 30" West, 203.84 feet, to the true point of beginning.

State of Oregon, County of Jackson--SS.
The within instrument received and filed at 9:30 o'clock A.M. the 14th day of August, 1974.
Recorded in Official Record for Jackson County, Oregon, Harold Chapman County Clerk.
By Loren W. McCracken Deputy

RE-DESCRIPTED TO CORRECT LOCAL DESCRIPTION

To Have and to Hold the above described and granted premises unto the said grantees, as tenants by the entirety, their heirs and assigns forever.

And grantor hereby covenants to and with grantees and the heirs of the survivor and their assigns, that grantor is lawfully taxed in fee simple of the above granted premises, free from all encumbrances except 1974-75 Real Property Taxes and now a lien but not yet payable; rules & regulations of the Pleasant Valley Irrigation District; potential taxes due to farm land classification which Grantee assumes & agrees to pay; and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$25,000.00

IN WITNESS WHEREOF, the said grantor has hereunto set his hand and seal, this 14th day of August, 1974.

In construing this deed and where the context so requires, the singular includes the plural, the masculine includes the feminine and the neuter and, generally, all grammatical changes shall be made, assumed and implied to the provisions hereof apply equally to corporations and to individuals.

Witness my hand and seal this 14th day of August, 1974.

(SEAL) IRA VERNON ORR (SEAL)

(SEAL) (SEAL)

STATE OF OREGON, CALIFORNIA
County of SAN DIEGO

BEFORE ME PERSONALLY appeared the above named IRA VERNON ORR

and acknowledged the foregoing instrument to be his voluntary act and deed.

VIOLET M. ELLIOTT
NOTARY PUBLIC
My Commission expires: 1974

Violet M. Elliott
Notary Public for OREGON, CALIFORNIA
My Commission expires: 1974

WARRANTY DEED

State of Oregon
County of Medford
I hereby certify that the within instrument of writing was received and filed in the Official Records for Medford County, Oregon, on the 14th day of August, 1974, and is by Harry Chapman County Clerk By Loren W. McCracken Deputy

RETURN TO
Mr. & Mrs. James R. Keith
6748 East Evans Creek Road
ROGUE RIVER OR 97537

JOSEPHINE COUNTY TITLE CO. P. O. BOX 71, 507 N.E. 6th ST., GRANTS PASS, OREGON
CRATER TITLE INSURANCE CO. P. O. BOX 336, 604 W. MAIN ST., MEDFORD, OREGON

T-3211

RECEIVED

APR 28 1975

STATE ENGINEER
SALEM, OREGON

ESCROWS

URGENT: all tax statements shall be sent to the following address: 6748 East Evans Creek Road, ROGUE RIVER OR 97537

**NOTICE OF FILING APPLICATION
FOR A CHANGE IN POINT
OF DIVERSION OF WATER**

Notice is given hereby that James R. and Myrna L. Keith have filed an application for the approval of a change in point of diversion from Evans Creek.

In the Rogue River Adjudication proceedings a water right was established in the name of Vern L. Orr for the use of the waters of Evans Creek for the irrigation of, among other lands, 2.0 acres in NE 1/4 SE 1/4 and 4.2 acres in SE 1/4 SE 1/4, Sec. 21, and 2.0 acres in NW 1/4 SW 1/4 and 3.9 acres in SW 1/4 SW 1/4, Sec. 22, T. 35 S., R. 4 W., W.M., with a date of priority of 1902.

These lands are irrigated by means of the Vroman ditch from a point of diversion located 1200 ft. N. and 100 ft. W. from the E 1/4 corner of Sec. 11, being within the SE 1/4 NE 1/4, Sec. 11, T. 35 S., R. 4 W., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 1230 ft. N. and 750 ft. W. from the SE corner of Sec. 21, being within the SE 1/4 SE 1/4, Sec. 21, T. 35 S., R. 4 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Or. on Jan. 22, 1976, 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 James R. and Myrna L. Keith, 6748 E. Evans Ck. Rd., Rogue River, Or., 97537, and one copy filed with the Water Resources Director, Salem, Or., 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 20th day of November, 1975.

JAMES E. SEXSON
Director

Affidavit of Publication

State of Oregon, }
County of Jackson } ss.

1. Evalynne D. Smith, being first duly

sworn, depose and say that I am the _____
(OWNER, EDITOR, PUBLISHER, MANAGER)

Principal Clerk

ADVERTISING MANAGER, PRINCIPAL CLERK, PRINTER OR PRINTER'S FOREMAN

of Medford Mail Tribune, a newspaper of general circulation, as defined by ORS 193,010 and 193,020; printed and published at Medford in the aforesaid county and state;

that the Notice of Filing

James R. & Myra Keith, 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 Nov. 27, Dec. 4, 11, 1975
(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Evalynne D. Smith

Subscribed and sworn to before me this 11th day of Dec., 1975

James E. Sexson
NOTARY PUBLIC FOR OREGON

My Commission expires 21st day of May, 1977

NOTICE OF FILING APPLICATION FOR A
CHANGE IN POINT OF DIVERSION OF WATER

Notice is given hereby that James R. and Myrna L. Keith have filed an application for the approval of a change in point of diversion from Evans Creek.

In the Rogue River Adjudication proceedings a water right was established in the name of Vern L. Orr for the use of the waters of Evans Creek for the irrigation of, among other lands, 2.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 4.2 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, and 2.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 3.9 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, T. 35 S., R. 4 W., W.M., with a date of priority of 1902.

These lands are irrigated by means of the Vroman ditch from a point of diversion located 1200 ft. N. and 100 ft. W. from the E $\frac{1}{2}$ corner of Sec. 11, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 35 S., R. 4 W., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 1230 ft. N. and 750 ft. W. from the SE corner of Sec. 21, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 35 S., R. 4 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Or. on Jan. 22, 1976, 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 James R. and Myrna L. Keith, 6748 E. Evans Cr. Rd., Rogue River, Or., 97537, and one copy filed with the Water Resources Director, Salem, Or., 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 20th day of November, 1975.

JAMES E. SEXSON
Director