

Richard Kirkham

876-6733

3568

STATUS OF APPLICATION

Change in place of use  
Date filed 3-7-77  
Date of hearing \_\_\_\_\_  
Place of hearing \_\_\_\_\_  
Date of order 4-28-77 Vol. 29, page 6  
Date for application of water 10-1-78  
Proof mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

*Survey 8/77*

*Finis*  
*6-13-78*  
*JRS*

REMARKS

*See T-3971 (retransfer-all)*

DESCRIPTION OF WATER RIGHT

Name of stream South Yamhill River  
Trib. of \_\_\_\_\_ County of Polk  
Use irrigation  
Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_  
Name of ditch \_\_\_\_\_  
Date of priority \_\_\_\_\_  
In name of \_\_\_\_\_  
\_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
App. No. 17629 Per. No. 13313 Cert. No. 20894  
Certificate cancelled \_\_\_\_\_  
Notation made on record by \_\_\_\_\_

FEES PAID

Date	Amount	Receipt No.
<u>3/7/77</u>	<u>\$ 49.50</u>	<u>58823</u>
TOTAL . . .		
	<u>no</u> Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.
<u>6-9-77</u>	<u>\$3.25</u>	<u>1340</u>

Fees Exam 20 —  
POU 26 <sup>25</sup>/<sub>100</sub>  
46 <sup>25</sup>/<sub>100</sub>

Refund

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"/> Pt. of Div.	<input checked="" 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 checked="" type="checkbox"/> Decree-vault	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Decree-safe	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Cert. of W/R	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Per. Folder	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Chaindex	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Cross Ref.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Power Claim	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Abstracts	<input checked="" type="checkbox"/>	<input type="checkbox"/>

W.R.I.S.	
Assembled <u>7-25-83</u> by <u>SPN</u>	
Entered _____ by _____	
Verified _____ by _____	



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Polk County

IN THE MATTER OF THE APPLICATION  
OF RICHARD KIRKHAM FOR APPROVAL  
OF A CHANGE IN PLACE OF USE OF WATER  
FROM SOUTH YAMHILL RIVER  
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ORDER APPROVING  
TRANSFER NO. 3568

On March 7, 1977, an application was filed in the office of the Water Resources Director by Richard Kirkham for a change in place of use under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at Page 20894, Volume 15, State Record of Water Right Certificates, in the name of William Schulz, describes a right for the use of not to exceed 1.18 cubic feet per second from South Yamhill River for irrigation of 4.3 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  and 30.8 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 6; 15.0 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 38.8 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$  and 3.0 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 7, Township 6 South, Range 6 West, W.M.; 3.0 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 0.1 acre in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 12, Township 6 South, Range 7 West, W.M., with a date of priority of October 11, 1938.

Water for the said right is diverted from a point located 880 feet South and 270 feet West from the Northeast corner of Section 12, being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 12, Township 6 South, Range 7 West, W.M.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom, and without loss of priority, to irrigate in lieu thereof a certain 2.0 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  and 2.8 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 7, Township 6 South, Range 6 West, W.M.; 6.4 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 37.2 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ , 29.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , 13.6 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  and 4.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 12, Township 6 South, Range 7 West, W.M.



Mr. Benjamin E. Monroe, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

No objection having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to William Schulz and recorded at Page 20894, Volume 15, 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.

MILLERS FALLS  
ALL COTTON  
/s/ JAMES E. SEXSON  
Director