

3810

Name Robert J. & Janice S. Morris

## DESCRIPTION OF WATER RIGHT

## FEES PAID

By 780 Logwood DrAddress 800 Ellendale Apt #58

Date

Amount

Receipt No.

Medford OR 975019-29-7790.0064201Central PointName of stream Rogue RiverTrib. of \_\_\_\_\_ County of JacksonUse Irr.Quantity of water \_\_\_\_\_ No. of acres 8.1

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

Date of priority March 29, 1930In name of Albert C. Allen

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

App. No. 13351 Per. No. 9600 Cert. No. 44304

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

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

TOTAL . . .

see T# 3749No Cert. FeeMedford Mail Tribune #29.05 on ck #1739  
10/28/77

## FEES REFUNDED

Date

Amount

Check No.

10/28/77\$ 25.951740

Rec'd

90-

Exam

20

POD

15

P&amp;N

29.05\$ 25.95Change in PODDate filed 9-29-77Date of hearing Nov 29, 1977Place of hearing MedfordDate of order 11-30-77 Vol. 30, page 124Amending Order 12-2-77 Vol. 30, page 151Date for application of water 10-1-79

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

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

Certificate issued AUG 10 1978 Vol. 38, page 46184JUN 8 19864954483

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

See also T#3749 &amp; 3763 &amp; 3811

Surveyed 11/19/85

## REMARKS

to survey 12/79

W.R.I.S.

Assembled 6-25-85 by SM

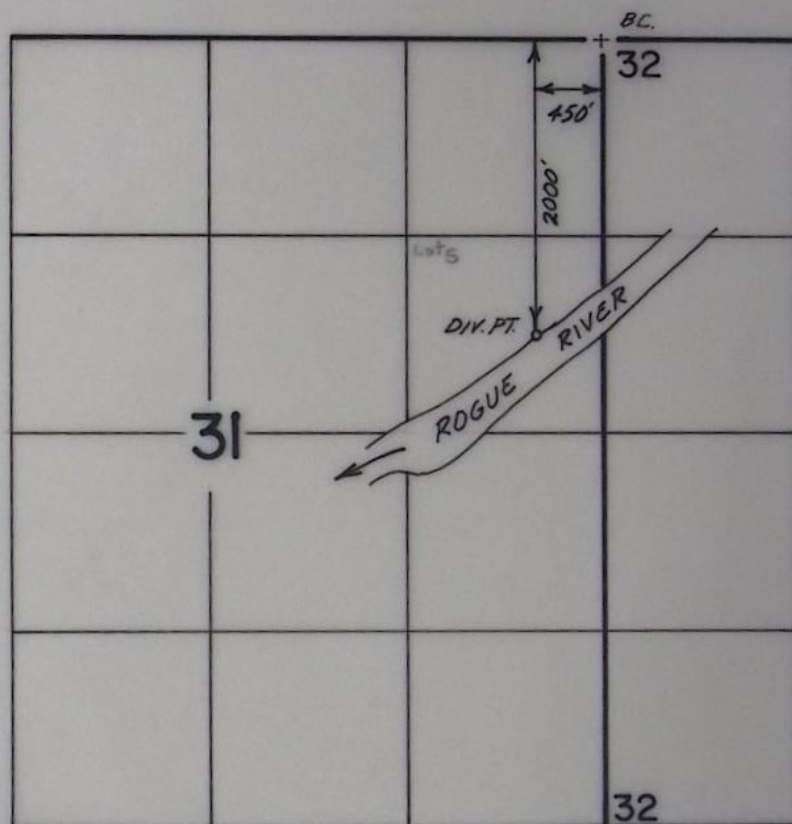
Entered \_\_\_\_\_ by \_\_\_\_\_

Verified \_\_\_\_\_ by \_\_\_\_\_

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name		<u>lig</u>	
<input checked="" type="checkbox"/>	Stream		<u>lig</u>	
<input checked="" type="checkbox"/>	Pk. of Div.			
<input checked="" type="checkbox"/>	Calendar		<u>lig</u>	
<input checked="" type="checkbox"/>	CHECKED TO RECORDS:			
<input checked="" type="checkbox"/>	Twp. & Rge.			
<input checked="" type="checkbox"/>	Decree-plaint			
<input checked="" type="checkbox"/>	Decree-safe			
<input checked="" type="checkbox"/>	Cert. of W/R		<u>lig</u>	
<input checked="" type="checkbox"/>	Pat. Forfeiture		<u>lig</u>	
<input checked="" type="checkbox"/>	Cylinder			
<input checked="" type="checkbox"/>	Cross Ref.			
<input checked="" type="checkbox"/>	Power Claim			
<input checked="" type="checkbox"/>	Abstracts		<u>lig</u>	



T. 35S., R. 1W., W.M.



Scale 1"=1320'

**FINAL PROOF SURVEY**  
UNDER

Transfer No. 3810

Application No. .... Permit No. ....  
IN NAME OF

ROBERT J. & JANICE S. MORRIS

Surveyed Nov. 19 1985, by B.S. JAMES.....

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF ROBERT J. AND JANICE S. MORRIS)  
FOR APPROVAL OF A CHANGE IN POINT)  
OF DIVERSION OF WATER )  
-----

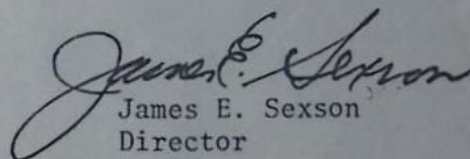
ORDER AMENDING  
ORDER APPROVING  
TRANSFER NO. 3810

The order of the Water Resources Director entered November 30, 1977, approving transfer application No. 3810, in the names of Robert J. and Janice S. Morris, stated acreage figures in the second paragraph that were in error due to a mapping error in the preparation of said transfer application. The order states, in part, "...irrigation of a certain 3.2 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 4.9 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 31,....".

The said portion of the order should state, "...irrigation of a certain 3.4 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 4.7 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 31, ...".

THEREFORE, it is ORDERED that the second paragraph of the said order approving transfer application No. 3810 be, and the same hereby is, corrected to read, "The certificate recorded at page 44304, Volume 36, State Record of Water Right Certificates, in the name of Albert C. Allen, Jr., describes a right which includes the use of not to exceed 0.09 cubic foot per second from Rogue River for irrigation of a certain 3.4 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 4.7 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 31, Township 35 South, Range 1 West, W.M., with a date of priority of March 29, 1930."

Dated at Salem, Oregon, this 2nd day of December, 1977.

  
James E. Sexson  
Director



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF ROBERT J. AND JANICE S. MORRIS )  
FOR APPROVAL OF A CHANGE IN POINT )  
OF DIVERSION OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 3810

On September 29, 1977, an application was filed in the office of the Water Resources Director by Robert J. and Janice S. Morris for approval of a change in point of diversion from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 44304, Volume 36, State Record of Water Right Certificates, in the name of Albert C. Allen, Jr., describes a right which includes the use of not to exceed 0.09 cubic foot per second from Rogue River for irrigation of a certain 3.2 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$  and 4.9 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 31, Township 35 South, Range 1 West, W.M., with a date of priority of March 29, 1930.

Water for the said right is diverted from a point located 70 feet North and 1400 feet West from the East Quarter Corner of Section 31, being within the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 31.

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 2040 feet South and 455 feet West from the Northeast Corner of Section 31, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 31.

Notice for the application, pursuant to ORS 540.510, 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 October 5, 12 and 19, 1977.



Mr. David C. Hendrix, 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 of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.09 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.

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 portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered August 19, 1977, approving transfer application No. 3749, and upon receipt of proof satisfactory to the Water Resources Director of completion of the change in point of diversion authorized herein, a certificate of



CERT  
E BC

STATE OF OREGON

T-3810

A

COUNTY OF

JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Robert J. & Janice S. Morris  
880 Roguewood Dr.  
of Rt. 2, Box 590, Central Point, State of Oregon, 97502, has made  
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of  
Rogue River

a tributary of Pacific Ocean  
irrigation of 8.1 acres for the purpose of

under Permit No. 9600 and that said right to the use of said waters has been perfected in  
accordance with the laws of Oregon, that the priority of the right hereby confirmed dates from  
March 29, 1930  
that the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed  
0.09 cubic foot per second, if available at the original point of diversion,  
ca Sec 31 T35S RIW WM, 70' N & 1400' W from E 1/4 10r

or its equivalent in case of rotation, measured at the point of diversion from the stream.  
The point of diversion is located in the lots (Section 31, T. 35 S., R. 1 W., W. 4.  
2000' S & 450' W from NE cor Sec 31

The amount of water used for irrigation, together with the amount secured under any other  
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second  
per acre, or its equivalent for each acre irrigated and shall be further limited  
to a diversion of not to exceed 4 1/2 acre feet per acre for each acre irrigated  
during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.  
A description of the place of use under the right hereby confirmed, and to which such right  
is appurtenant, is as follows:

3.4 17.2 acres NE NE  
3.4 21.0 acres NW NE  
3.4 30.0 acres SW NW  
4.7 20.0 acres SE NE

Section 31  
T. 35 S., R. 1 W., W. 4.

This certificate describes that portion of the water right confirmed by the prior  
certificate recorded at page 43993, Volume 36, State Record of Water Right Certificates,  
NOT modified by the provisions of an order of the Water Resources Director entered

This certificate is issued to confirm a change in place of use and point of  
diversion approved by an order of the Water Resources Director  
entered Nov 30, '77 and together with certificate of water right  
recorded at page 46184, Volume 38, State Record of Water Right  
Certificates, supersedes certificate of water right recorded at  
page 44304, Volume 38, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of  
the water right in regard to the provisions of ORS 540.610 pertaining to  
forfeiture or abandonment.

4150D

C-54483



NOTICE OF WATER RIGHT  
TRANSFER APPLICATION NO. 3810

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Robert J. and Janice S. Morris for approval of a change in point of diversion from Rogue River.

The certificate recorded at page 44304, Volume 36, State Record of Water Right Certificates, in the name of Albert C. Allen, Jr., describes a right which includes the use of not to exceed 0.09 cubic foot per second from Rogue River for irrigation of a certain 3.2 acres in NE 1/4 NE 1/4 and 4.9 acres in SE 1/4 NE 1/4 of Section 31, Township 35 South, Range 1 West, WM, with a date of priority of March 29, 1930.

Water for the said right is diverted from a point located 70 ft N and 1400 ft W from the E 1/4 cor of Sec 31, being within the SW 1/4 NE 1/4 of said Sec 31.

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 2040 ft S and 455 ft W from the NE cor of Sec 31, being within the SE 1/4 NE 1/4 of said Sec 31.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Oregon, on November 29, 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 Robert J. and Janice S. Morris, 800 Ellendale, Apt 58, Medford, OR 97501 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 Department upon request.

Dated at Salem, Oregon, this 30th day of September, 1977.

James E. Sexson  
Director

## Affidavit of Publication

State of Oregon,  
County of Jackson

ss.

I, Sharon Morris, 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 water right transfer

No. 3810, 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 Oct. 5, 12, 19, 1977

(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Sharon Morris

Subscribed and sworn to before me this 20th day of Oct., 1977

James J. Osborn  
NOTARY PUBLIC FOR OREGON

My Commission expires 21st day of May, 19 81

RECEIVED

OCT 21 1977

WATER RESOURCES DEPT  
SALEM, OREGON

ok