

3601

STATUS OF APPLICATION

Change in point of diversion
 Date filed 3-28-77
 Date of hearing 6-7-77
 Place of hearing Medford
 Date of order 6-15-77 Vol. 29, page 85
 Date for application of water 10-1-79
 Proof mailed _____
 Proof received _____
 Certificate issued AUG 23 1979 Vol. 41, page 48451

DESCRIPTION OF WATER RIGHT

Name of stream Rogue River
 Trib. of _____ County of Jackson
 Use irrigation
 Quantity of water _____ No. of acres 1 1/4
 Name of ditch _____
 Date of priority _____
 In name of _____
 _____ Adjudication, Vol. _____, page _____
 App. No. 20106 Per. No. 15664 Cert. No. 19511 Vol. 41
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
3/28/77	\$ 85.00	59318
TOTAL . . .		
7-26-79	Cert. Fee	13053

*Paid newspaper, 4/27/77 cl. # 1300
 Medford Mail Tribune - \$28.57*

FEES REFUNDED

Date	Amount	Check No.
4-27-77	\$ 21.43	1300

Fees Exam 20-
 POD 15-
 35-
 PON 28 57
 63 57

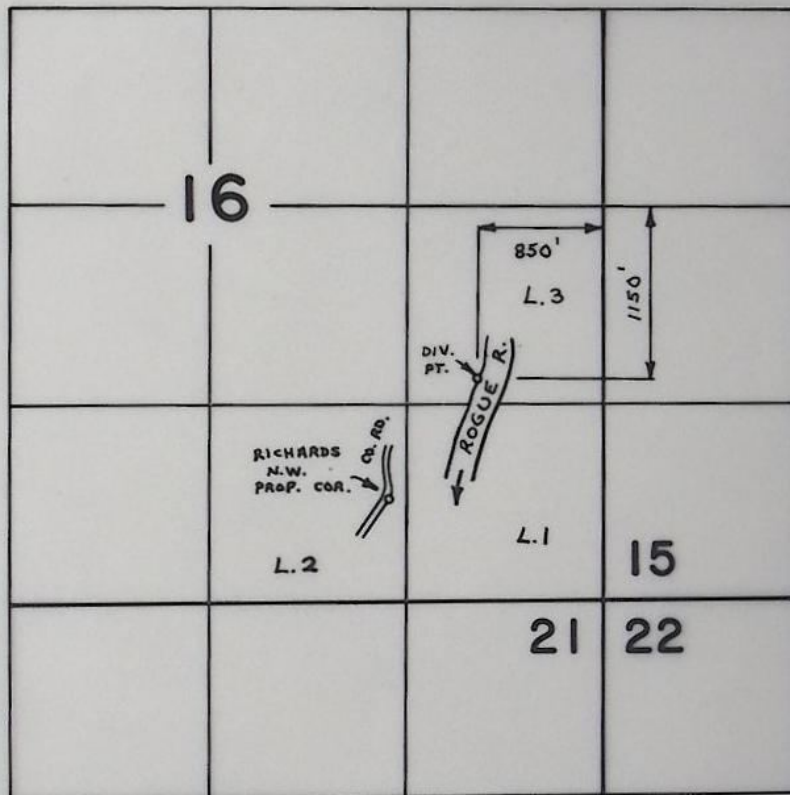
REMARKS

[Order on T*2857 cancels C*19511
 (draft cert accommodates T*3601)]

6-18-79
Assigned to Gordon F. & Earlene J. Tidwell, 7228 Rogue River Drive, Madry Cove OR
197539

INDEX CARDS:	Entered	Checked
<input checked="" type="checkbox"/> Name	lg	
<input checked="" type="checkbox"/> Stream	lg	
<input checked="" type="checkbox"/> Pt. of Div.	lg	
<input checked="" type="checkbox"/> Calendar	lg	
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Rng.		
<input checked="" type="checkbox"/> Decree-vault		
<input checked="" type="checkbox"/> Decree-sale		
<input checked="" type="checkbox"/> Cert. of W/R	lg	
<input checked="" type="checkbox"/> Per. Foster	lg	
<input checked="" type="checkbox"/> Calendar		
<input checked="" type="checkbox"/> Cross Ref.		
<input checked="" type="checkbox"/> Power Chain		
<input checked="" type="checkbox"/> Abstracts	lg	

T. 34 S., R. 1 W., W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 3601

Application No. Permit No.
IN NAME OF

Gordon F. & Earlene J. Tidwell

OCT. 19 78 B. SUND
Surveyed 19..... by

D.H.M.

P.T.S.-1978-14-D

SUPERSEDED
CERTIFICATE NO.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

Gordon F. & Earlene J. Tidwell
 This Is to Certify, That ~~WILLIAM E. STROWBRIDGE~~
 7228 Rogue River Drive *Shady Cove*
 of ~~616 Cathline Street, Medford~~, State of Oregon 97539, has made proof
 to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
 Rogue River
 a tributary of Pacific Ocean for the purpose of
 irrigation of 1.4 acres
 under Permit No. 15664 of the State Engineer, 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 December 16, 1943

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
~~0.105~~ cubic feet per second; *if available at the original point of*
 0.018

diversion; Lot 3 (NESE) Sec 16 T 34S R1W Wm, 790'S & 360'W from
the E 1/4 cor Sec 16

or its equivalent in case of rotation, measured at the point of diversion from the stream.
 The point of diversion is located in the Lot 3 (NE 1/4 SE 1/4), Section 16, Township 34 South,
 Range 1 West, W. M., 1150' S & 850' W from the E 1/4 cor Sec 16.

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 from April 2, to October 31, 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:

1.4
~~8.4~~ acres ~~Lot 3 (NE 1/4 SE 1/4)~~
 Section 16
 Township 34 South, Range 1 West, W.M.

Ch. P.A. of Div.
 Sp. Or. 1.11, p. 269

*This certificate is issued to confirm a change in point
 of diversion represented in transfer 3601 and approved by an
 order of the WRD entered June 15, 1977.*

The issuance of this certificate does not confirm etc

CHAS. E. STRICKLIN
 State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19511

T#2857 T#3601

48451

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Jackson County

IN THE MATTER OF THE APPLICATION)
OF ALMER R. AND MOLLIE S. ENGLISH)
FOR APPROVAL OF A CHANGE IN POINT)
OF DIVERSION OF WATER FROM ROGUE)
RIVER)

ORDER APPROVING
TRANSFER NO. 3601

On March 28, 1977, an application was filed in the office of the Water Resources Director by Almer R. and Mollie S. English for a change in point of diversion under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at Page 19511, Volume 14, State Record of Water Right Certificates, in the name of William E. Strowbridge, describes a right which includes the use of not to exceed 0.018 cubic foot per second from Rogue River for irrigation of a certain 1.4 acres in Lot 3 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), Section 16, Township 34 South, Range 1 West, W.M., with a date of priority of December 16, 1943.

Water for the said right is diverted from a point located 790 feet South and 360 feet West from the East quarter-corner of Section 16, being within Lot 3 (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 16, Township 34 South, Range 1 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion without loss of priority to a point located 1198.5 feet South and 872.5 feet West from the East quarter-corner of Section 16, being within the said Lot 3 (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 16.

Notice of 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 April 7, 14 and 21, 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 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 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 0.018 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 head-gates 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 March 30, 1977, approving transfer application No. 2857, 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 water right shall be issued to the applicant herein confirming the change in point of diversion.

Dated at Salem, Oregon, this 15th day of June, 1977.

/s/ JAMES E. SEXSON
Director

NOTICE OF
WATER RIGHT TRANSFER
APPLICATION NO. 3601

Notice is given hereby that Almer R. and Mollie S. English have filed an application in the office of the Water Resources Director for the approval of a change in point of diversion from Rogue River.

The certificate recorded at Page 19511, Vol. 14, State Record of Water Right Certificates, in the name of William E. Strowbridge, describes a right which includes the use of not to exceed 0.018 cubic foot per second from Rogue River for irrigation of a certain 1.4 acres in Lot 3 (NE 1/4 SE 1/4) Sec. 16, T. 34 S., R. 1 W. W.M., with a date of priority of Dec. 16, 1943.

Water for the said right is diverted from a point located 790 ft. S. and 360 ft. W. from the E. 1/4 corner of Sec. 16, being within Lot 3 (NE 1/4 SE 1/4) of Sec. 16, T. 34 S., R. 1 W., W.M.

The applicants herein, owners of the lands above described, proposes to change the point of diversion without loss of priority to a point located 1198.5 ft. S. and 872.5 ft. W. from the E. 1/4 corner of Sec. 16, being within the said Lot 3 (NE 1/4 SE 1/4) of Sec. 16.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Oregon, on June 7, 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 Almer R. and Mollie S. English, P.O. Box 238, Shady Cove, Oregon 97539, and one copy filed with the Water Resources Department, Salem, Oregon 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTION IS 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 1st day of April, 1977.

JAMES E. SEXSON
Director

Affidavit of Publication

State of Oregon, }
County of Jackson } ss.

1. Sharon J. 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

Application No. 3601 / English, 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 April 7, 14, 21, 1977
(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Sharon J. Morris

Subscribed and sworn to before me this 22nd day of April, 1977

James J. Osborn
NOTARY PUBLIC FOR OREGON

My Commission expires 21st day of May, 1977

RECEIVED
APR 26 1977
WATER RESOURCES DEPT
SALEM, OREGON