

3976 Price / Plumlee

3976

Name Raymond & Emma Price
and Lela L. Plumlee
 Address P.O. Box 777
Selma, OR 97538

DESCRIPTION OF WATER RIGHT

Name of stream Deer Creek
 Trib. of _____ County of Josephine
 Use _____
 Quantity of water _____ No. of acres _____
 Name of ditch _____
 Date of priority Oct. 18, 1919
 In name of W.A. Hogue
 _____ Adjudication, Vol. _____, page _____
 App. No. 6821 Per. No. 4294 Cert. No. 3907
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>6-19-78</u>	<u>35-</u>	<u>4082</u>
TOTAL . . .		
<u>8/14/78</u>	<u>2 Cert. Fee</u>	<u>5469</u>

FEES REFUNDED

Date	Amount	Check No.

Change in POD
 Date filed June 19, 1978
 Date of hearing _____
 Place of hearing _____
 Date of order 9-5-78 Vol. 31, page 191
 Date for application of water 10-1-79
 Proof mailed _____
 Proof received _____
 Certificate issued SEP 29 1978 Vol. 39, page 46574
MAR 21 1986 49 54035

REMARKS

CARD FOR D. DEC. 26 1979

W.R.I.S.

Assembled 6-12-85 by SAR

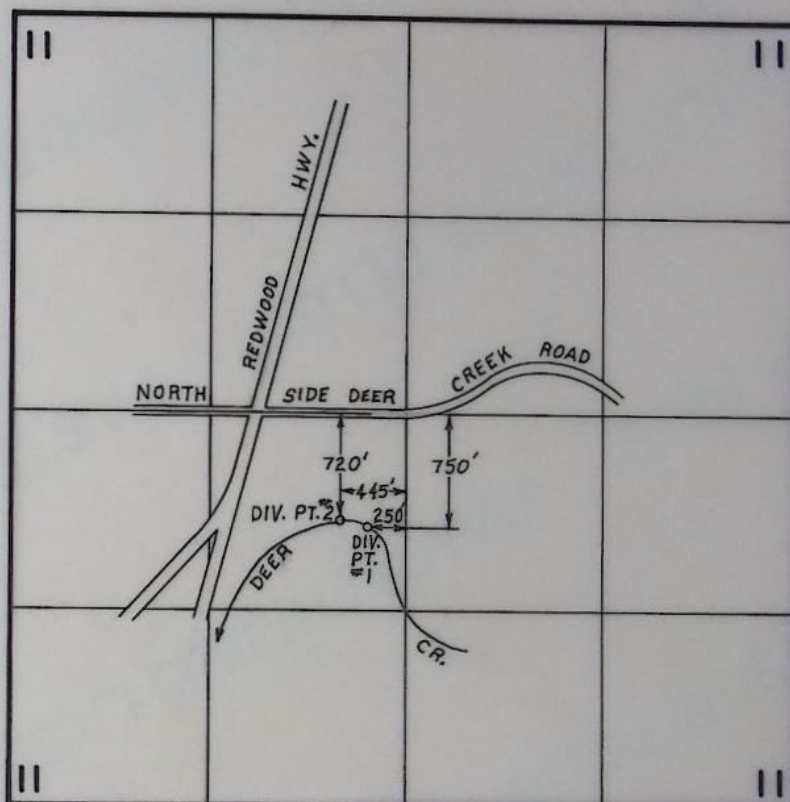
Entered _____ by _____

Verified _____ by _____

	INDEX CARDS:	
	Entered	Checked
✓ Name	<u>lg</u>	_____
✓ Stream	<u>lg</u>	_____
✓ Pl. of Div.	<u>lg</u>	_____
✓ Calendar	<u>lg</u>	_____
✓ Twp. & Rge.	<u>lg</u>	_____
Decree-vault	_____	_____
Decree-safe	_____	_____
✓ Cert. of W/R	<u>lg</u>	_____
✓ Per. Folder	<u>lg</u>	_____
Chalindex	_____	_____
Cross Ref.	_____	_____
Power Claim	<u>lg</u>	_____
✓ Abstracts	_____	_____

Plumlee-Roller
184

T. 38S., R. 8W., W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER NO. 3976

Application No. Permit No.
IN NAME OF

RAYMOND B. EMMA PRICE & LELA L. PLUMLEE

Surveyed OCT. 27, 1983, by B. S. JAMES

SCALE: 4" = 1 MILE

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION)
OF RAYMOND & EMMA PRICE AND LELA)
L. PLUMLEE FOR APPROVAL OF CHANGES)
IN POINT OF DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 3976

On June 19, 1978, an application was filed in the office of the Water Resources Director by Raymond and Emma Price and Lela L. Plumlee for approval of changes in point of diversion from Deer Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 3907, Volume 5, State Record of Water Right Certificates, in the name of W. A. Hogue, describes a right which includes the use of not to exceed 0.13 cubic foot per second from Deer Creek for irrigation of 10.3 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 38 South, Range 8 West, W.M., with a date of priority of October 18, 1919.

The authorized point of diversion of record for said right is located 1025 feet South and 35 feet East from the Center Corner of Section 11, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 38 South, Range 8 West, W.M.

The applicants herein propose to change the point of diversion therefrom, without loss of priority, to two points of diversion located: (1) 810 feet South and 350 feet West from the Center Corner of Section 11, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 38 South, Range 8 West, W.M., for the irrigation of 5.15 acres of the lands above described owned by Raymond and Emma Price; and (2) 810 feet South and 555 feet West from the Center Corner of Section 11, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 38 South, Range 8 West, W.M., for the irrigation of 5.15 acres of the lands above described owned by Lela L. Plumlee.

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

No objections having been filed and it appearing that the proposed changes in points of diversion may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested changes in points of diversion, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at the new points of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.13 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:

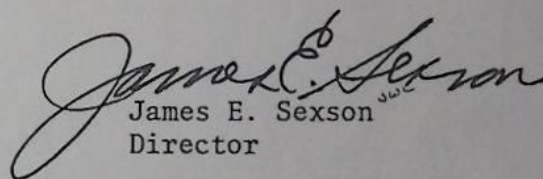
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 changes 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 W. A. Hogue and recorded at page 3907, Volume 5, 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 applicants herein.

Dated at Salem, Oregon this 5th day of September, 1978.


James E. Sexson
Director

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

Glen & Lela Plumlee

Michael & Elsie Roler

This is to Certify, That

W. A. HOSUE

of Salem, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of

a tributary of Illinois River for the purpose of Irrigation of 10.3 acres under Permit No. 4234 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered of record in the Record of Proceedings of said Board, at Salem, in Volume 1, at page 457, on the 30th day of December, 1922; that the priority of the right hereby confirmed dates from October 18, 1919

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 0.13 cfs cubic feet per second, or its equivalent in case of rotation. The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 19 acres in the Northeast quarter of Southwest quarter of Section Eleven, Township Thirty-eight South, Range Eight West of Willamette Meridian, in Josephine County, Oregon.

10.3 acres NE⁴SW⁴

Sec 11

T38S R8W WM

1/50th
3 1/2 ac ft

if available at the original point of diversion, S. 1/50th of Sec 11, T38S R8W WM, 1025's & 35's from c/14 for Sec 11

The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

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 Sept 5 1978 and together with certificate of water right recorded at page 46574, Volume 39, State Record of Water Right Certificates, supersedes certificate of water right recorded at page 3907, Volume , 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.

2780D

POD: NE⁴SW⁴ Sec 11 T38S R8W WM, No. 1-750's & 250'W, No. 2-720' & 445'W both from c/14 for Sec 11

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

Francis C. & Bernardine E. McConnell

This is to Certify, That Minnie Disbro

PO Box 131

of Gold Hill, State of Oregon 97525, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Regis River

a tributary of

Irrigation of 1.3 acres

under Permit No. 6583 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 April 21, 1924;

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 purpose, and shall not exceed 0.1 cubic foot per second; if available at the original point of diversion (NE 1/4)

The point of diversion is located in the Lot 5 of Section 21, Township 36S, Range 3 W, W.M. The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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 in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such right is appurtenant (if for irrigation or any other purpose), is as follows:

1.3 X acres in the SE 1/4, and 5.5 acres in the SE 1/4, Section 16, Township 36 South, Range 3 West, W.M., in Jackson County, Oregon.

The right to the use of the water for any purpose is restricted to the lands or place of use herein described.

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 7-9-80 and together with certificate of water right recorded at page 49457, Volume 43, State Record of Water Right Certificates, supersedes certificate of water right recorded at page 7620, Volume , 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.

Recorded in State Record of Water Right Certificates, Volume

7

page

49457
54023

3048D

POD: SW 1/4 SW 1/4 Sec 16 T36S R3W WM
120' N & 940' E from SW cor Sec 16

T-4462

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This is to Certify, That W. A. HOGUE

of Selma, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of

a tributary of Illinois River Deer Creek for the purpose of the Irrigation of 8.7 acres under Permit No. 4294 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered of record in the Record of Proceedings of said Board, at Salem, in Volume 1, at page 457, on the 30th day of December, 1922; that the priority of the right hereby confirmed dates from October 18, 1919

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 0.11 cubic feet per second, or its equivalent in case of rotation. The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 19 acres in the Northeast quarter of Southwest quarter of Section Eleven, Township Thirty-eight South, Range Eight West of Willamette Meridian, in Josephine County, Oregon.

8.7 acres NE 1/4 SW 1/4,
Section 11

T-38 S., R. BW., WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 3907, Volume 5, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on Sept. 5, 1978, approving transfer application No. 3976.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

WITNESS the seal and signature of the State

Water Board, affixed this 30th day of December, 1922.

STATE WATER BOARD
(Seal of State Water Board)

By PERCY A. CUPPER
State Engineer, President

Attest:
R. W. POTTER
Secretary

Recorded in State Record of Water Right Certificate, Volume 5, page 3907.

3976

P.O.D.: NW 1/4 Sec 11 T38S RBW WM
1025 S & 35 E from the c/c cor Sec 11

0.24 = 0.13 - 0.11
19 10.3 = 8.7

1/50 3 1/2 a.f.

28