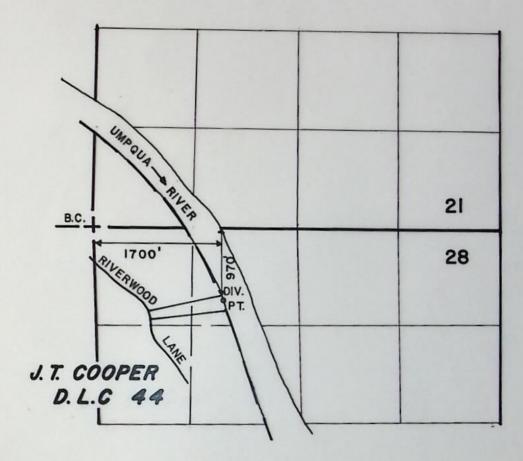
3726

STATUS OF APPLICATION	DESCRIPTION OF WATER RIGHT	FEES PAID			
Change in POD Date filed 7-8-77	Name of stream Umpqua River Trib. of County of Douglas	7-8-77	# 85 —	Receipt No.	
Place of hearing 1-25-78 Place of hearing Cose burg Date of order 1-30-78 Vol. 30 , page 375 Date for application of water 10-1-79	Use	TOTAL 12-22-19 The News Review	. 2 Cert. Fee	Turst from 62373	
Proof mailed MAR 20 1992 Supercomposition of the Proof received APR 24 1987 Vol. 51 page 50001	In name of P. W. George Adjudication, Vol. , page App. No. 25701 Per. No. 20139 Cert. No. 44464 Certificate cancelled Notation made on record by	Date	Exam 20 - A POD 15/- Cert 21 - PON 47.8	- - ?o	
CARD FOR C LEC 2 6 1979 CARD FOR C LEC 2 6 1979 See 4612	IARKS	Name Stream Pt. of Calen	E CARDS: Entered m f Div. dar KED TO RECORDS: & Rge. e-vault e-safe of W/R lolder lex Ref. Claim cts	Checked	

T. 23S., R.7 W., W.M.





SCALE: I" = 1320'

FINAL PROOF SURVEY

UNDER

TRANSFER NO. 3726 OLD CERT. NO. 44464

IN NAME OF

MICHAEL KILLIANY

Surveyed AUG. 28. 19.86, by J. KAUPPILA

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION)
OF MICHAEL KILLIANY FOR APPROVAL)
OF A CHANGE IN POINT OF DIVER-)
SION OF WATER FROM UMPQUA RIVER)

ORDER APPROVING TRANSFER NO. 3726

On July 8, 1977, an application was filed in the office of the Water Resources Director by Michael Killiany for approval of a change in point of diversion from Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 44464, Volume 36, State Record of Water Right Certificates, in the name of P. W. George, describes a right which includes the use of not to exceed 0.06 cubic foot per second from Umpqua River for irrigation of a certain 1.5 acres in SE¹/₄ SE¹/₄ of Section 20, 1.4 acres in SW¹/₄ SW¹/₄ of Section 21 and 1.7 acres in NE¹/₄ NW¹/₄ of Section 28, Township 23 South, Range 7 West, W.M., with a date of priority of March 12, 1951.

The authorized points of diversion are located: (1) 1620 feet North and 840 feet West from the Southeast Corner of Section 20, being within the NE¼ SE¼ of Section 20; (2) 250 feet North and 1150 feet East from the Southwest Corner of Section 21, being within the SW¼ SW¼ of Section 21, Township 23 South, Range 7 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the points of diversion therefrom and, without loss of priority, to irrigate the said 1.5 acres in SE4 SE4 of Section 20 and 1.4 acres in SW4 SW4 of Section 21 from a new point of diversion (A) located 1000 feet North and 390 feet East from the Southwest Corner of Section 21, being within the SW4 SW4 of said Section 21; and to irrigate the said 1.7 acres in NE4 NW4 of Section 28 from a new point of diversion (B) located 1090 feet South and 2040 feet East from the Northwest Corner of Section 28, being within the NE4 NW4 of said Section 28.

Notice of the application, pursuant to ORS 540.510, was published in The News-Review, a newspaper printed and having general circulation in Douglas County, Oregon, for a period of three weeks in the issues of November 30; December 7 and 14, 1977.

Mr. M. John Youngquist, Watermaster, has filed a statement to the effect that the proposed changes in point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes 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 changes in point 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, together with that diverted at the old point of diversion, shall not exceed the quantity of water available at the old points of diversion under the subject right, and shall not exceed 0.04 cubic foot per second at said point of diversion (A) and 0.02 cubic foot per second at said point of diversion (B).

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 change 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 P. W. George and recorded at page 44464, Volume 36, 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 applicant herein.

Dated at Salem, Oregon, this 30th day of January, 1978.

James E. Sexson

Director

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MICHAEL KILLIANY KELLOG STAR ROUTE, BOX 105-S OAKLAND, OREGON 97462

confirms the right to use the waters of UMPQUA RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 1.7 ACRES.

This right was perfected under Permit 20139. The date of priority is MARCH 12, 1951. This right is limited to 0.02 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, AS PROJECTED WITHIN DLC 44, SECTION 28, T 23 S, R 7 W, W.M.; 970 FEET SOUTH AND 1700 FEET EAST FROM NW CORNER OF SECTION 28.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NW 1/4 1.7 ACRES AS PROJECTED WITHIN DLC 44 SECTION 28 TOWNSHIP 23 SOUTH, RANGE 7 WEST, W.M.

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.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 30, 1978 and together with Certificate 56101 supersedes Certificate 44464, 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.

PAGE TWO

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MAY 22, 1992.

Martha O. Page

Recorded in State Record of Water Right Certificates numbered 67371.

T-3726.DSM

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

P.W. GEORGE OAKLAND, OREGON 97462

confirms the right to use the waters of the UMPQUA RIVER, a tributary of the PACIFIC OCEAN, for the purpose of IRRIGATING 16.89 ACRES.

The right has been perfected under Permit 20139. The date of priority is MARCH 12, 1951. The right is limited to not more than 0.213 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NW 1/4 SE 1/4, NE 1/4 SE 1/4, SECTION 20, SW 1/4 SW 1/4, SECTION 21, ALL AS PROJECTED WITHIN DLC 44, T 23 S, R 7 W, W.M.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right 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, and to which such right is appurtenant, is as follows:

NE 1/4 SE 1/4 1.51 ACRES NW 1/4 SE 1/4 5.54 ACRES SW 1/4 SE 1/4 1.70 ACRES SE 1/4 SE 1/4 0.70 ACRE ALL AS PROJECTED WITHIN DLC 44 SECTION 20

SW 1/4 SW 1/4 2.04 ACRES AS PROJECTED WITHIN DLC 44 SECTION 21

NE 1/4 NW 1/4 3.70 ACRES NW 1/4 NW 1/4 1.10 ACRES SE 1/4 NW 1/4 0.60 ACRE ALL AS PROJECTED WITHIN DLC 44 SECTION 28 TOWNSHIP 23 SOUTH, RANGE 7 WEST, W.M.

This certificate describes that portion of the water right confirmed by certificate 56101, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JULY 2, 1990, approving transfer application 6374.

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.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date JULY 2, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64427.

T-6374.TES

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

P. W. GEORGE

of Oakland , State of OR 97462 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Umpqua River

a tributary of Pacific Ocean irrigation of 19.60 acres

for the purpose of

under Permit No. 20139 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 12, 1951 that the amount of water to which such right is entitled and hereby confirmed for the purposes.

March 12, 1951 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 0.247 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SE 1/4, NE 1/4 SE 1/4, Section 20, SW 1/4 SW 1/4, Section 21, both as projected within James Cooper DLC 44, T23S, R7W, WM

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 2.5 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:

page two

2.92 acres NE 1/4 SE 1/4 as projected within J. Cooper DLC 44 5.54 acres NW 1/4 SE 1/4 as projected within J. Cooper DLC 44 1.70 acres SW 1/4 SE 1/4 as projected within J. Cooper DLC 44 2.00 acres SE 1/4 SE 1/4 as projected within J. Cooper DLC 44 Section 20

2.04 acres SW 1/4 SW 1/4 as projected within J. Cooper DLC 44 Section 21

3.70 acres NE 1/4 NW 1/4 as projected within J. Cooper DLC 44
1.10 acres NW 1/4 NW 1/4 as projected within J. Cooper DLC 44
0.60 acre SE 1/4 NW 1/4 as projected within J. Cooper DLC 44
Section 28
Township 23 South, Range 7 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 44464, Volume 36, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on January 1, 1978 and December 12, 1976, approving transfers 3726 and 4612.

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.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. April 24, 1987

William N. Clours
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51 , page 56101

Superseded by Cert. No. ________

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

P. W. GEORGE

of Oakland , State of Oregon, 97462 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Umpqua River

a tributary of Pacific Ocean irrigation of 28.14 acres

for the purpose of

under Permit No. 20139 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 12, 1951

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 0.356 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW4 SE4, NE4 SE4, Section 20, SW4 SW4, Section 21, both as projected within James Cooper DLC 44, T. 23 S., R. 7 W., W. M.

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 25 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:

4.6 acres NE% SE%
6.2 acres NE% SE%
2.8 acres SE% SE%
4.0 acres SE% SE%
All as projected within J. Cooper DLC 44
Section 20

3.44 acres SW4 SW4 = 1.4
As projected within J. Cooper DLC 44
Section 21

hould 5.40 5.49 acres NEW NWW - 1.7

1.10 1.19 acres NWW NWW O.60 acre SEL NWW All as projected within J. Cooper DLC 44

Section 28

T. 23 S., R. 7 W., W. M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded on Page 40353, Volume 32, State Record of Water Right Certificates, NOT modified by the provisions of orders entered on December 5, 1975, February 20, 1976, May 7, 1976, September 7, 1976, September 14, 1976, and December 12, 1976 approving transfers 3180, 3323, 3383, 3421, 3443, and 3345.

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 the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. June 17, 1977

James E. Sexson
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 36 , page 44464

1 81

Affidavit of Publication

The News-Review

Roseburg, Oregon

MECEIVED DEC 1 61977

ISSUED DAILY EXCEPT SUNDAY

WATER RESOURCES DEPT SALEM, DREGON

STATE OF OREGON COUNTY OF DOUGLAS (

I, Elsille Martin , being
first duly sworn, depose and say that I am the Office Manager, of The News-Review, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Roseburg in the aforesaid county and state; that the
Water Right Transfer
a printed copy of which is hereto annexed, was publish-
ed in the entire issue of said newspaper for3
successive and consecutive weeks in the following issues:
Nevember 30, December 7, 14, 1977
The fee actually charged by such newspaper for such
publication is \$_47.80
Deien Wart
Celille Mart
William Committee
Subscribed and sworn to before me this 14 day of
December 19 77
Bulan Bown
Notary Public of Oregon
My Commission expires of day of aloke, 19 fo
Thirain poles

NOTICE OF WATER RIGHT TRANSFER APPLICATION NO. 3726 Notice is given hereby that an application has been filed in the office of the Water Resources Director by Michael Killiany for

diversion from Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

ORS 540.510 to 540.530.

The certificate recorded at page 44464, Volume 36, State Record of Water Right Certificates, in the name of P.W. George, describes a right which includes the use-of not to exceed 0.04 cubic fnot per second from Umpqua River for irrigation of a certain 1.5 acres in SE¼ SE¼ of Section 20, 1.4 acres in SW¼ SW¼ of Sec 21 and 1.7 acres in NE¼ NW¼ of Sec 28, T 23 S, R 7 W, WM, with a date of priority of March 12, 1951.

The authorized points of

of priority of March 12, 1951.
The authorized points of diversion are located: (1) 1620 ft N and 840 ft. W from the SE Corner of the Sec 20, being within the NE'4 SE'4 of Sec 20; (2) 250 ft N and 1150 ft E from the SW Corner of Sec 21, being within the SW'4 SW'4 of Sec 21, T 23 S, R 7 W, WM.
The applicant herein, owner of the lands above described, proposes to change the points of

the lands above described, proposes to change the points of diversion therefrom and, without loss of priority, to irrigate the said 1.5 acres in SE¼ SE¼ of Sec 20 and 1.4 acres in SW¼ SW¼ of Sec 21 from a new point of diversion located 1000 ft N and 390 ft E from the SW Corner of Sec 21, being within the SW¼ Sec 21, being within the SW1/4
SW1/4 of said Sec 21; and to
irrigate the said 1.7 acres in
NE1/4 NW1/4 of Sec 28 from a new

irrigate the said 1.7 acres in NE¹4 NW¼ of Sec 28 from a new point of diversion located 1090 ft S and 2040 ft E from the NW Corner of Sec 28, being within the NE¹4 NW¼ of said Sec 28.

All persons interested are notified that a hearing will be held at the county courthouse at Roseburg, Oregon, on January 25, 1978, 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 Michael Killiany, Kellogg Star Route, Box 105-S, Oakland, OR 97462 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. Instructions regarding the filing of a protest will be furnished by the Water Resources Department upon request.

request.
Dated at Salem, Oregon, this 23rd day of November, 1977. James E. Sexson

Invoice No. 3580: Publication Date: November 30, December 7, 14, 1977



COUNTY OF DOUGLAS

Superseded by Cert. No. 44464 1-14686

Sp. Or. V. 26 p. 207 (Tr. 3180)

CERTIFICATE OF WATER RIGHT

Y Sp. Or. V27 p./3/

Sp. Or. V. 6 -316

This Is to Certify, That P. W. GEORGE

Tr. 3383

of Oakland , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Umpqua River

a tributary of Pacific Ocean irrigation of 50.14 acres

for the purpose of

under Permit No. 20139 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 March 12, 1951

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 0.63 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW% SE%, NE% SE%, Section 20, SW% SW%, Section 21, both as projected within James Cooper DLC 44, T. 23 S., R. 7 W., W. M.,

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 2½ acre feet per acre for each acre irrigated during the irrigation season of each year;

		1	1	-	-	12-16-76
	T3180	73323	T 3383	T3421	7 3443	73345
4.6 acres NEt SEt 6.2 acres NWt SEt 2.8 acres SWt SEt						-
4.0 12.6 acres SEZ SEZ			5.3	0.3	3.0	
11 as projected within J. Cooper DLC 44 Section 20						
3,44 10.34 acres SW% SW% As projected within J. Cooper DLC 44 Section 21	3,8			3,1		
5,40 7.20 acres NE's NW's		0.1				1.7
0.60 acre SEZ NWZ	0.1	2,4				2.2
Section 28 28.14 ac T. 23 S., R. 7 W., W. M.	0.05	0.03	0.066	0,04	0.038	0.05