

STATUS OF APPLICATION

Change in POD
 Date filed August 18, 1977
 Date of hearing _____
 Place of hearing _____
 Date of order 8-29-77 Vol. 29, page 256
 Date for application of water 10-1-79
 Proof mailed _____
 Proof received _____
 Certificate issued NOV 28 1977 Vol. 37, page 44965
JUN 14 1979 41 48152

Survey 9/77
5-23-79 Lnt

DESCRIPTION OF WATER RIGHT

Name of stream Applegate River
 Trib. of _____ County of Josephine
 Use Irr.
 Quantity of water _____ No. of acres 12
 Name of ditch -
 Date of priority 1899
Winnefred & Dwight B. Tibbett
 In name of (H. D. Blanchard)
Rogue Findings Adjudication, Vol. 13, page 410
 App. No. _____ Per. No. _____ Cert. No. 32901
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>8-18-77</u>	<u>35.00</u>	<u>63337</u>
TOTAL . . .		
<u>5-10-79</u>	<u>2.00</u> No Cert. Fee	<u>10806</u>

FEES REFUNDED

Date	Amount	Check No.

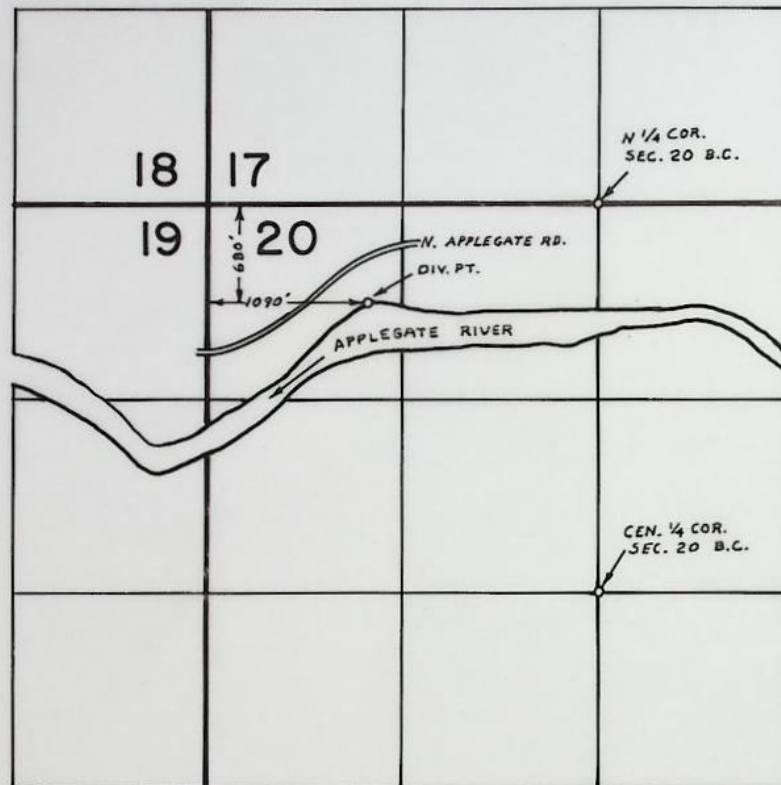
REMARKS

Final proof with T#3588

W.R.I.S.	
Assembled <u>6-21-85</u> by <u>SPB</u>	
Entered _____ by _____	
Verified _____ by _____	

INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name	<u>lg</u>	<u> </u>
<input checked="" type="checkbox"/>	Section	<u>lg</u>	<u> </u>
<input checked="" type="checkbox"/>	Pt. of Div.	<u>lg</u>	<u> </u>
<input checked="" type="checkbox"/>	Calendar	<u>lg</u>	<u> </u>
CHECKED TO RECORDS:			
<input checked="" type="checkbox"/>	Twp. & Rge.	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Decree-vault	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Decree-safe	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Cert. of W/R	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Per. Folder	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Chainindex	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Cross Ref.	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Power Claim	<u> </u>	<u> </u>
<input checked="" type="checkbox"/>	Abstracts	<u> </u>	<u> </u>

T.37S., R.5W., W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 3761

Application No. _____ Permit No. _____
IN NAME OF

PATTY LUE SILCOCKS

Surveyed JUL. 14 1978, by B. SUND

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION OF)
PATTY LUE SILCOCKS FOR APPROVAL OF A)
CHANGE IN POINT OF DIVERSION OF WATER)
FROM APPLGATE RIVER)

ORDER APPROVING
TRANSFER NO. 3761

On August 18, 1977, an application was filed in the office of the Water Resources Director by Patty Lue Silcocks 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 32901, Volume 24, State Record of Water Right Certificates, in the names of Winnefred and Dwight D. Tibbett, describes a right which includes the use of not to exceed 0.03 cubic foot per second from Applegate River for irrigation of 1.7 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, Township 37 South, Range 5 West, W.M., with a date of priority of February, 1899.

Water for the said right is diverted from a point located 650 feet South and 1500 feet East from the Northwest corner of Section 20, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 20.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 700 feet South and 1150 feet East from the Northwest corner of Section 20, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 20.

Mr. Robert B. Steimer, 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

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P256-257

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 proposed 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, and shall not exceed 0.03 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 May 25, 1977, approving transfer application No. 3588, 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.

z

Dated at Salem, Oregon, this 29th day of August, 1977.

/s/ James E. Sexson
Director

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OK
LMT

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

PATTY LUE SILCOCKS

~~WILLIAMED and DWIGHT B. TILBETT, successors in~~
interest to E. D. Blanchard,

7201 N. Applegate Rd

of ~~Route 4, Box 609~~, Grants Pass

, State of

Oregon

97526

to the use of the waters of Applegate River

a tributary of Rogue River

for the purpose of

irrigation of ~~20.2 acres~~ 12 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 16, at page 523; that the priority of the right thereby confirmed dates from February, 1899;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed ~~0.40~~ cubic foot per second, *if available at the original point of diversion; 0.03**NE & NW 1/4 Sec 20 T 37 S R 5 W W.M., 650' S & 1500' E from the NW cor Sec 20*The point of diversion is located in the ~~NE 1/4~~ ^{NW 1/4} Section 20, T. 37 S., R. 5 W., W.M.
680 ft S AND 1090 ft E FROM NW COR SEC. 20

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

~~10.0 acres in NW 1/4 NE 1/4 NW 1/4~~
1.7 ~~10.2~~ acres in NW 1/4 NW 1/4
Section 20,
T. 37 S., R. 5 W., W.M.THIS CERT. IS ISSUED TO CONFIRM A CHANGE IN POINT OF DIVERSION APPROVED BY AN ORDER OF THE WRD ENTERED ~~SEP~~ August 29, 1977 AND TOGETHER WITH CERTIFICATE OF W.R. RECORDED ON Page 44965, Vol. 37 SRWRC AND AN ORDER ENTERED MAY 25, 1977 APPROVING ~~THE~~ transfer application No. 3588 SUPERSEDES CERT. OF W.R. RECORDED ON Page 32901 Vol. 24 SRWRC.

THE ISSUANCE ORS 540.610.

And said right shall be subject to all other conditions and limitations contained in said decree.
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date January 5, 1966 .

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32901