

Name Cora Klinger

3899

DESCRIPTION OF WATER RIGHT

By \_\_\_\_\_

Address 767 Oak Street  
Ashland, OR 97520

Name of stream Ashland Creek

Trib. of \_\_\_\_\_ County of Jackson

Use \_\_\_\_\_

Change in POD

Date filed 3-14-78

Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_

Date of hearing \_\_\_\_\_

Name of ditch Rogers Ditch

Place of hearing \_\_\_\_\_

Date of priority 1886

Date of order 3-28-78 Vol. 30, page 494

In name of A.H. Wetmar

Date for application of water 10-1-79

Rogue River Adjudication, Vol. 1, page 13

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

App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 16040

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

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

Certificate issued MAR 20 1992 Vol. \_\_\_\_\_, page 67232

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

75353

REMARKS

T 7745 Δ POD (V51 P1356)  
T 7746 Δ POD (V51 P1353)

W.R.I.S.	
Assembled	<u>5-10-89</u> by <u>SPH</u>
Entered	_____ by _____
Verified	_____ by _____

FEEES PAID

Date	Amount	Receipt No.
<u>3-14-78</u>	<u>35-</u>	<u>1583</u>
TOTAL . . .		
	Cert. Fee	

FEEES REFUNDED

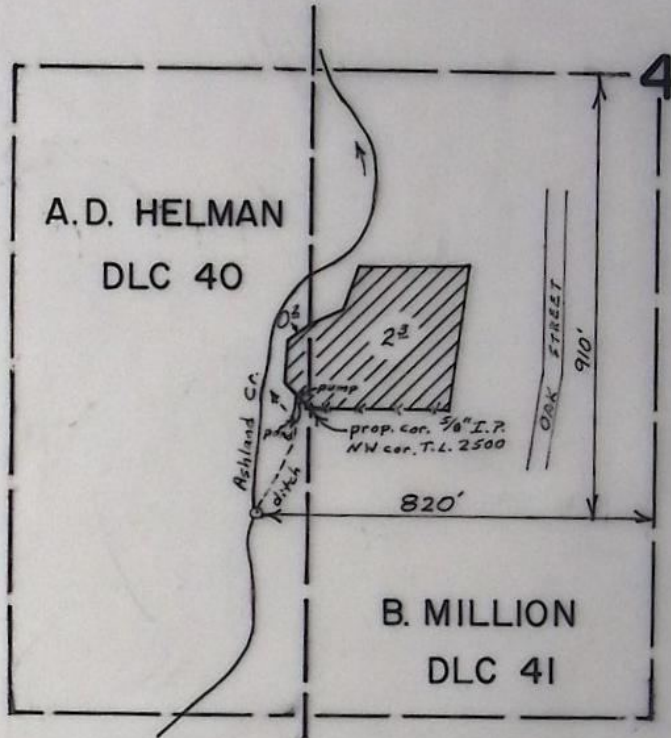
Date	Amount	Check No.

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>lgj</u>	_____
<input checked="" type="checkbox"/> Stream	<u>lgj</u>	_____
<input checked="" type="checkbox"/> Pt. of Div.	_____	_____
<input checked="" type="checkbox"/> Calendar	<u>lgj</u>	_____
CHECKED TO RECORDS		
<input type="checkbox"/> Twp. & Rge.	_____	_____
<input checked="" type="checkbox"/> Decree-vault	<u>✓</u>	_____
<input checked="" type="checkbox"/> Decree-safe	<u>✓</u>	_____
<input checked="" type="checkbox"/> Cert. of W/R	<u>✓</u>	_____
Per. Folder	_____	_____
Chaindex	_____	_____
Cross Ref.	_____	_____
Power Claim	_____	_____
<input checked="" type="checkbox"/> Abstracts	<u>lgj</u>	_____



T. 39S., R. 1E., W.M.

NE 1/4 SW 1/4



**FINAL PROOF SURVEY**  
UNDER

Transfer no. 3899

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

CORA KLINGER

Surveyed JUNE 1, 1979, by B.R. SUND

scale: 1" = 400'



STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That A. H. Wetmur

of Vergas, State of Minnesota, has a right to the use of the waters of Ashland Creek, a tributary of Bear Creek for the purpose of irrigation of 2.5 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 4, at page 1; that the priority of the right thereby confirmed dates from 1886;

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 0.07 cubic foot per second.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

2.5 acres in NE 1/4 SW 1/4 Section 4, T. 39 S., R. 1 E., W. M.

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 30 day of September, 1949.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 16040



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF CORA KLINGER FOR APPROVAL OF A )  
CHANGE IN POINT OF DIVERSION OF )  
WATER FROM ASHLAND CREEK )  
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ORDER APPROVING  
TRANSFER NO. 3899

On March 14, 1978, an application was filed in the office of the Water Resources Director by Cora Klinger for approval of a change in point of diversion from Ashland Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 16040, Volume 13, State Record of Water Right Certificates, in the name of A. H. Wetmur, describes a right for the use of not to exceed 0.07 cubic foot per second from Ashland Creek for irrigation of a certain 2.5 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 4, Township 39 South, Range 1 East, W.M., with a date of priority of 1886.

Water for the said right is diverted, through the Rogers Ditch, from a point located 1260 feet South and 930 feet West from the Center Corner of Section 4, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 4, Township 39 South, Range 1 East, W.M.

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 550 feet South and 650 feet West from the Center Corner of Section 4, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 4, Township 39 South, Range 1 East, W.M.

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 0.07 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:

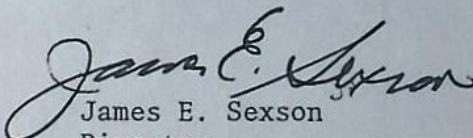
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 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 A. H. Wetmur and recorded at page 16040, Volume 13, State Record of Water Right Certificates, is canceled, 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 28th day of March, 1978.

  
James E. Sexson  
Director