

Name Margaret Eleanor Haywood

By

Address 937 Oak Street

Ashland, OR 97520

Change in POD

Date filed 3-14-78

Date of hearing May 25, 1978

Place of hearing Medford

Date of order 5-26-78 Vol. 30, page 675

Date for application of water 10-1-79

Proof mailed

Proof received

Certificate issued JAN 22 1987 Vol. 51, page 55477

Survey 12-79

DESCRIPTION OF WATER RIGHT

Name of stream Ashland Creek

Trib. of County of Jackson

Use

Quantity of water No. of acres

Name of ditch Rogers Ditch

Date of priority 1886

In name of H. Hash

Rogue River Adjudication, Vol. 7, page 12

App. No. Per. No. Cert. No. 16012

Certificate cancelled

Notation made on record by

FEES PAID

Date	Amount	Receipt No.
3-14-78	85-	1584
TOTAL . . .	No Cert. Fee	

The Daily Tidings \$33.81 paid 5/17/78 ck #2205

FEES REFUNDED

Date	Amount	Check No.
5-17-78	16.19	2206

Exam 20-
POD 15-
PON 33.81
68.81

REMARKS

W.R.I.S.

Assessment 5-10-85 1, 50A

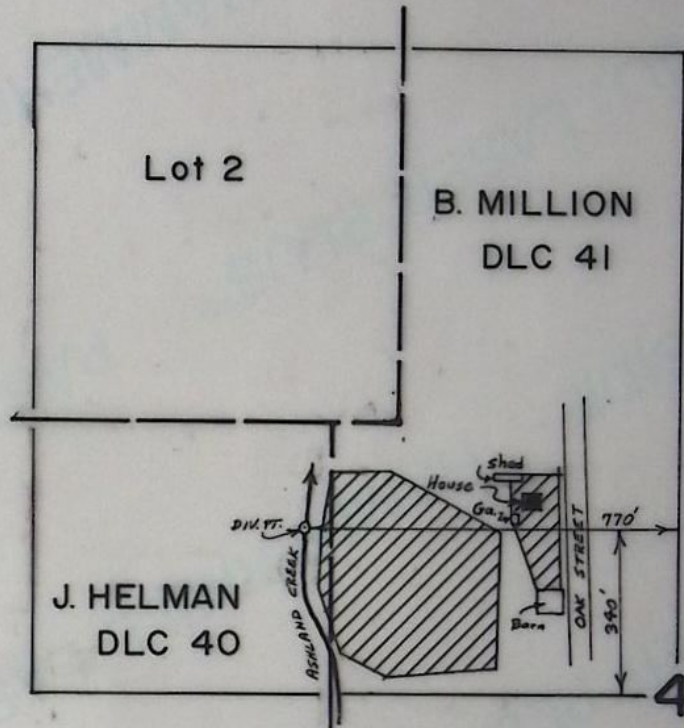
Entered by

Verified by

INDEX CARDS:	Entered	Checked
Name	lg	
Stream	lg	
Pt. of Div.	lg	
Calendar	lg	
Tw. & Rge.	lg	
Decree-wrult	lg	lg
Decree-safe	lg	lg
Cert. of W/R	lg	lg
Per. Folder		
Chsindex		
Cross Ref.		
Power Claim	lg	
Abstracts		

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

SE 1/4 NW 1/4



Scale : 1" = 400'

FINAL PROOF SURVEY
UNDER

Transfer no. 3900

Application No. _____ Permit No. _____
IN NAME OF

____ MARGARET ELANOR HAYWOOD

Surveyed JUNE 1, 1979, by B. SUND

T-3900

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

MARGARET ELANOR HAYWOOD

This Is to Certify, That H. Hash

937 OAK ST

of Ashland, State of Oregon 97520, has a right to the use of

the waters of Ashland Creek, a tributary of Bear Creek

for the purpose of irrigation of 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 0.01 cubic foot per second, if available at the original point of diversion, at Sec 4, T39S. R1E WM, ROGERS DITCH - 1260'S E 930'W from center to rd. Sec 4

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:

5 acres - SE 1/4 NW 1/4
Section 4,
T. 39 S., R. 1 E., W. M.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered 5-26-78 and supersedes certificate of water right recorded at page 16012, Volume 13, 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.

WITNESS the signature of the State Engineer, affixed

this 30 day of September, 1949.

4146

CHAS. E. STRICKLIN
State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 16012

55477

T-3900

POD: db w/ J. Helman DLC 40, sec 4, T39S R1E WM
340' N E 770' W from center bearing sec 4

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF MARGARET ELANOR HAYWOOD FOR)
APPROVAL OF A CHANGE IN POINT OF)
DIVERSION OF WATER)
- - - - -

ORDER APPROVING
TRANSFER NO. 3900

On March 14, 1978, an application was filed in the office of the Water Resources Director by Margaret Elanor Haywood 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 16012, Volume 13, State Record of Water Right Certificates, in the name of H. Hash, describes a right for the use of not to exceed 0.01 cubic foot per second from Ashland Creek for irrigation of a certain 5.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 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 500 feet North and 850 feet West from the Center Corner of Section 4, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4, Township 39 South, Range 1 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in the Ashland Daily Tidings, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of April 3, 10 and 17, 1978.

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.

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:

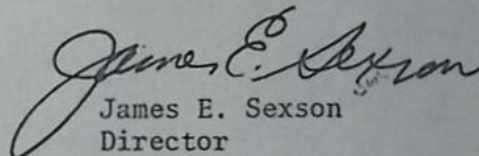
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 recorded at page 16012, 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 26th day of May, 1978.


James E. Sexson
Director

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, }

County of Jackson, }

ss.

I, ... Doris Thompson, being first duly sworn, depose and say that I am the printer of the ASHLAND TIDINGS, a daily newspaper of general circulation, printed and published in Ashland, in the aforesaid county and state; that such newspaper is made up of at least four pages of five columns of at least 17 3/4 inches in depth, or if smaller pages, then comprising an equivalent amount of type matter; that said newspaper was regularly and uninterruptedly published for at least one year immediately proceeding the first publication of the attached notice, and has more than 200 bona fied subscribers within the county in which it is published; that the notice of which the one hereto attached is a true and correct copy, viz;

NOTICE OF
WATER RIGHT TRANSFER
APPLICATION NO. 3900

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Margaret Eleanor Haywood 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 16012, Volume 13, State Record of Water Right Certificates, in the name of H. Hash, describes a right for the use of not to exceed 0.01 cubic foot per second from Ashland Creek for irrigation of a certain 5.0 acres in SE 1/4 NW 1/4 of Sec 4, T 39 S, R 1 E, WM, with a date of priority of 1886.

Water for the said right is diverted, through the Rogers Ditch, from a point located 1260 ft S & 930 ft W from the Center Corner of Sec. 4, being within the NE 1/4 SW 1/4 of Sec 4, T 39 S, R 1 E WM.

The applicant herein, owner of the lands above described, proposed to change the point of diversion therefrom, without loss of priority, to a point located 500 ft N & 850 ft W from the Center Corner of Sec 4, being within the SE 1/4 NW 1/4 of Sec 4, T 39 S, R 1 E, WM.

was published in the regular and notified hereby that a hearing will be held at the county courthouse at Medford, Oregon, on May 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 Margaret Eleanor Haywood, 937 Oak St., Ashland, OR 97520; 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.

paper once a week for
encing with the issue
and ending with the
.. 19 78...
3.81
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1978
1978
blic for Oregon.
5-28.....)

That the price actually char.
That a reduction of \$.....
charitable purposes.

Subscribed and sworn to before me

(My

Dated at Salem, Oregon, this
28th day of March, 1978.
James E. Sexson
Director
Publish: April 3, 10, 17, 1978

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, }

County of Jackson, }

ss.

I, ... Doris Thompson ..., being first duly sworn, depose and say that I am the printer of the ASHLAND TIDINGS, a daily newspaper of general circulation, printed and published in Ashland, in the aforesaid county and state; that such newspaper is made up of at least four pages of five columns of at least 17³/₄ inches in depth, or if smaller pages, then comprising an equivalent amount of type matter; that said newspaper was regularly and uninterruptedly published for at least one year immediately preceding the first publication of the attached notice, and has more than 200 bona fied subscribers within the county in which it is published; that the notice of which the one hereto attached is a true and correct copy, viz:

NOTICE OF

his week

First Game
 000 101 0-2 7 6
 430 022 X-11 12 1
 1 (2) and Bellz: Austad and Azevedo.
 1 (3-0) LP - Cook, HR - Aguirre (SO).
 Second Game
 010 000 0-1 5 2
 200 200 X-4 8 0
 1 (2) and Bellz: Garmitre and Azevedo. WP -
 0. LP - Cook.

Y's Linescore:
 on 200 220 0-6 12 2
 214 001 X-10 9 2
 1 (2) and Bellz: Wood and
 1 (2-1) LP - Rivera, HR -
 Wood (2-1) LP - Rivera, HR -

ing with an RBI-single.
 an went two-for-four and
 managed two safeties for
 College left eight runners on
 e nitecap as Cook went the



was published in the regular and entire issue of said newspaper once a week for
 .three... successive and consecutive weeks, commencing with the issue
 dated the ...third day of April ..., 19..78., and ending with the
 issue dated17th day of April..... 19..78...

That the price actually charged for this notice was \$.33.81.....

That a reduction of \$..... from the legal rate was made for
 charitable purposes.

Subscribed and sworn to before me this 30th day of April, 19..78..
Doris Thompson
Elmer Olson

Notary Public for Oregon.

(My commission expires12-5-78.....)