

Name Lucille Gregory
By _____
Address Route 1, Box 27
Teledo, OR 97391

4064

DESCRIPTION OF WATER RIGHT

Change in POU
Date filed Oct 5, 1978
Date of hearing _____
Place of hearing _____
Date of order 12-22-78 Vol. 31, page 516
Date for application of water 10-1-80
Proof mailed _____
Proof received _____
Certificate issued JUN 7 1983 Vol. 46, page 51600

Name of stream a spring
Trib. of _____ County of Lincoln
Use _____
Quantity of water _____ No. of acres _____
Name of ditch _____
Date of priority Aug 4, 1972
In name of _____
Adjudication, Vol. _____, page _____
App. No. 49549 Per. No. 37087 Cert. No. NONE
51600
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>10-5-78</u>	<u>35 -</u>	<u>6548</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.
<u>exam 20.00</u>		
<u>POU 15.00</u>		
<u>35.00</u>		
Cert Fee of 2.00 on Appl. file 49549		

REMARKS

W.R.I.S.

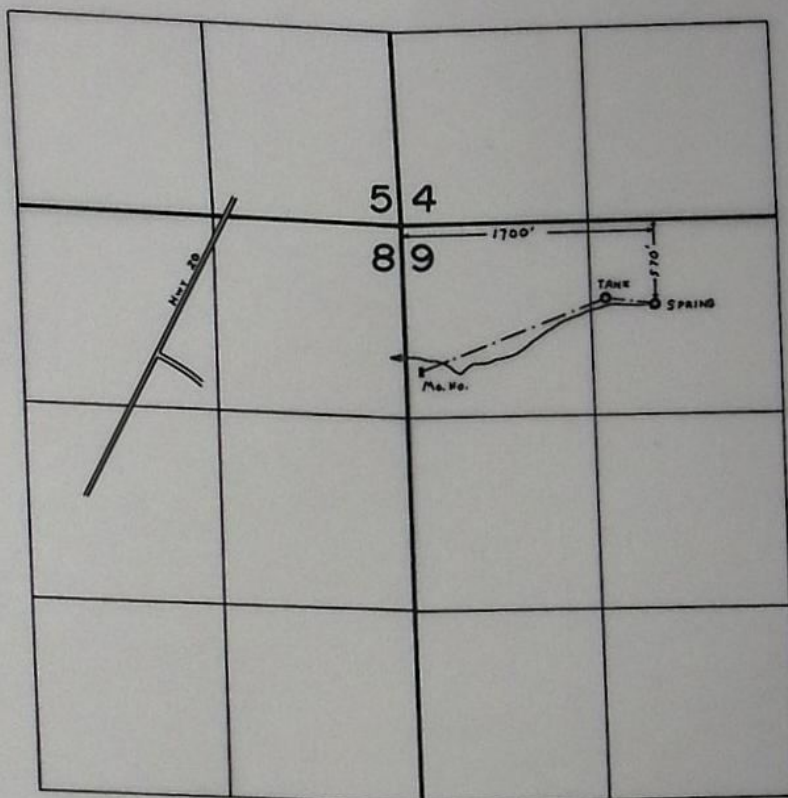
Assembled 7-5-85 by SM

Entered _____ by _____

Verified _____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
☒	Name	<u>g</u>
☒	Stream	<u>g</u>
☒	Pt. of Div.	<u>g</u>
☒	Calendar	<u>g</u>
CHECKED TO RECORDS:		
☒	Twp. & Rgs.	<u>g</u>
☐	Decree-vault	<u>g</u>
☐	Decree-safe	<u>g</u>
☒	Cert. of W/R	<u>g</u>
☒	Per. folder	<u>g</u>
☐	Chaindex	<u>g</u>
☐	Cross Ref.	<u>g</u>
☐	Per. Claim	<u>g</u>
☒	Abstracts	<u>g</u>

T.IIS. R.IOW. W.M.



FINAL PROOF SURVEY

UNDER

Transfer No. 4064
Application No. Permit No.
IN NAME OF

LUCILLE GREGORY

Surveyed May 23, 1980, by C.L. Hughes.....

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LINCOLN COUNTY

IN THE MATTER OF THE APPLICATION)
OF LUCILLE GREGORY FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF)
WATER FROM A SPRING)

ORDER APPROVING
TRANSFER NO. 4064

On October 5, 1978, an application was filed in the office of the Water Resources Director by Lucille Gregory for approval of a change in place of use of water from a spring, pursuant to the provisions of ORS 540.510 to 540.530.

A water right was established by performance under the provisions of permit No. 37087 in the names of James and Lucille Gregory for the use of 0.02 cubic foot per second of water from spring No. 1 for domestic use for five families at certain house sites in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8 and in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 11 South, Range 10 West, W.M., with a date of priority of August 4, 1972.

Water for the said right is diverted from the spring located 570 feet South and 1700 feet East from the Northwest Corner of Section 9, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 11 South, Range 10 West, W.M.

The applicant proposes to change the place of use from one certain house site in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8, as described above, and without loss of priority, to hereafter use the water for domestic supplies for one family at a certain new house site in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 11 South, Range 10 West, W.M.

Mr. Clifton R. King, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

It is FURTHER ORDERED that 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 certificate of water right shall be issued

V31, P516

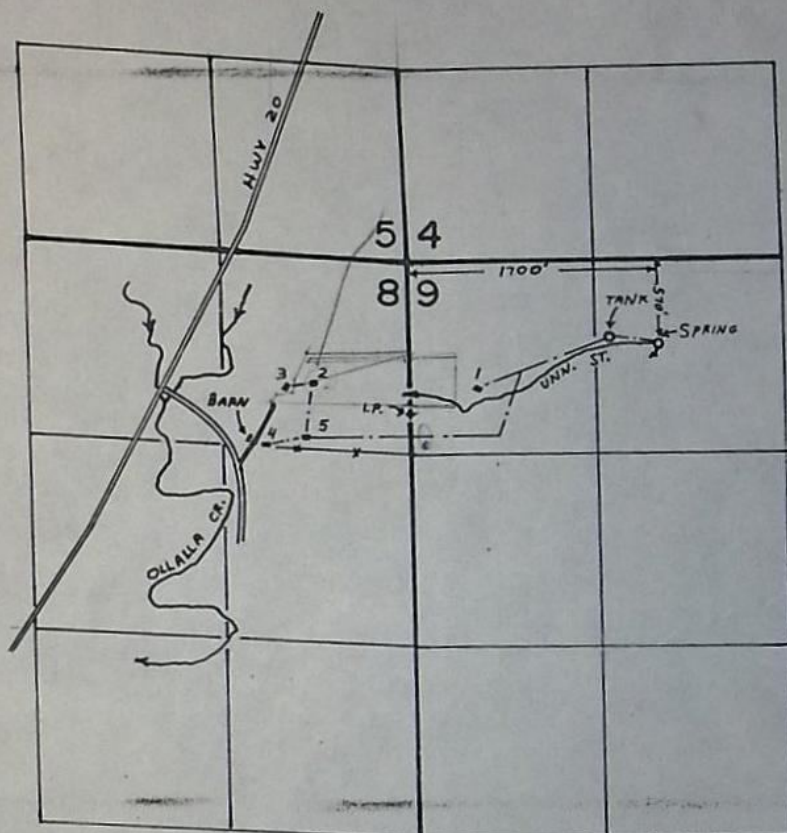
confirming the change authorized herein and covering the balance of the right NOT involved in this proceeding.

Dated at Salem, Oregon this 22nd day of December, 1978.

James E. Sexson^{ist}
Director

By *Chris L. Wheeler*
Deputy

T.IIS. RIOW. W.M.



HOUSES 1 & 2 GREGORY
HOUSES 4 & 5 M. JOHNSON
HOUSE 3 K. JOHNSON

FINAL PROOF SURVEY
UNDER

Application No. 49549 Permit No. 37087
IN NAME OF

JAMES & LUCILLE GREGORY

Surveyed OCT. 24, 1978, by C. R. KING

SP-32956-690
RECEIVED

DEC 5 1978

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON

COUNTY OF

LINCOLN

Proof of Appropriation of Water

JAMES & LUCILLE GREGORY

of Rt. 1, Box 27, Toledo
has applied beneficially the waters of
Spring No. 1

, State of Oregon, 97391 ,

a tributary of Ollalla Creek for the purpose of
domestic use for 5 families including the irrigation of lawn and garden not to
exceed $\frac{1}{2}$ acre in area
under Permit No. 37087 and that the use of said waters has been completed under the
terms of said permit; that the priority of the right dates from

August 4, 1972

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of

0.02 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 NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 11 S., R. 10 W., W. M.,
570 feet South and 1700 feet East from the NW Corner, Section 9

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 ----- of one cubic foot per second
per acre,

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 8

NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 9

T. 11 S., R. 10 W., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 2 day of Dec.,

1978

James A. Gregory
Lucille Gregory

Per 37087
51600

T-4064

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SEP 2 1972
STATE ENGINEER
OREGON

T. 11 S. R. 10 W.

STATE ENGINEER
OREGON

54
89

Exhibit "A"
description

Exhibit "D"
description

Unnamed Stream

3.5 A.

Point of diversion:
#1 Spring - 1,600 ft. East & 450 ft. South.
#2 Spring - 1,230 ft. East & 840 ft. South.
Both from N.W. Sec. Cor., Sec. 9.
Scale: 1" = 400'

Application No. 49549
Permit No. 37087

SPRING

IIR T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

PAGE 1
 RUN ON: 3/20/81 AT: 9:08

WATER RIGHT NO. T00040641 PERMIT NO. 037087 CERTIF. NO. 0051600
 ORIG. NO. A000495491 PREV. NO. A000495491 SUPER. NO.

NAME: LUCILLE GREGORYADDRESS: RT1, BOX 27CITY/STATE/ZIP/COUNTY: TOLEDO, OR 97391

STREAM-ID

RIV. MI.

WM. DIST. 18 W.R. TYPE SA STATUS V

CANCEL YEAR--->

CONSTR. COMPLT---> 01 10 1979YR. LAST USED-----> ---NEXT ACTION DUE---> ---PRIORITY-----> 08 04 1972PUT TO USE-----> 01 10 1979LAST TRANS. DATE---> ---LAST TRANS. TYPE---> ---APPLICATION---> 10 05 1978SURVEYED-----> 05 23 1980EXAM. FEE-----> 20.00RECORDING FEE-----> 15.00PERMIT ISSUE---> 12 22 1978CONCURRENCE-----> ---CYCLE STATUS-----> ---REPORTED FLAG-----> ---CONSTR. STRT.---> 12 22 1978CERTIFIED-----> ---CORRES. INIT.-----> ---CORRES. DATE-----> ---

POINT-OF-DIVERSION DATA;
 TWSNP RNGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

110S 100W 09 BA0.020VP

** REMARKS; - - - - -
 ** DATED--->

** POD: 570'S & 1700'E FM NW COR** S. 9. CHANGES POU PART OF** P-37087. REG CONF C-51600.

PLACE-OF-USE DATA:
 TWSNP RNGE SECT QTR/QTR CNTY USE % CHSMTV ACRES STATUS S OR P

110S 100E 08 AA 21 00 100 - V P09 BB 1 1 1 1 1

W.R.I.S.

Assembled 4-5-85 by SN

Entered _____ by _____

Verified _____ by _____

HOME PHONE 336-2415
DO 1980 Before 8:00 AM

OF WATER RIGHT FOR CHANGE IN: POD

POD

POL

USE

Add '1' POD

County LINCOLN

Old Certificate NO. *NONE*

1. Name LUCILLE GREGORY (Yellow - Mobile Home)

Address RT. 1. Box 27 TOLEDO, OR 97391

2. Source of Supply a spring, Trib of _____

3. Use DOMESTIC

4. Amount of Water Priority Date August 4, 1972

5. Proposed Point of Diversion

6. Completion Date 10-1-80

7. Place of Use:

SPRING SUBMITTED				PTS-1978-I ONLY				PLACE OF USE			
				Use for Which				NEEDED			

[illegible]

41041-272-52
S/23/80 CLH

Not Home
9-26-79 9-27

58424
57157
49549

Info: Mr. Gregory. Spring is used as applied.

Source: A spring. Spring flows into a concrete dam 36" wide with two side extensions, 20" deep. Has a plywood cover, ^{Has} An overflow (1 1/2"). A 1 1/2" black pvc goes to a settling tank (36" long, 20" wide, 2 bins - cement wash basin with a wood cover) then to a cement holding tank (56" square, 44" deep) - has 1 1/2" ^{has wood cover} overflow) then to houses (this part is buried)

Use: Domestic use one family (this permit). There are four other families on system.

Pressure measured at ~~Mo. Ho.~~ ^{Mo. Ho.} was 16 psi.

Tie: See PTS-1978-I for survey of spring. Mo. Ho. is located on

41041 - 272 - 52.

Chris Hughes

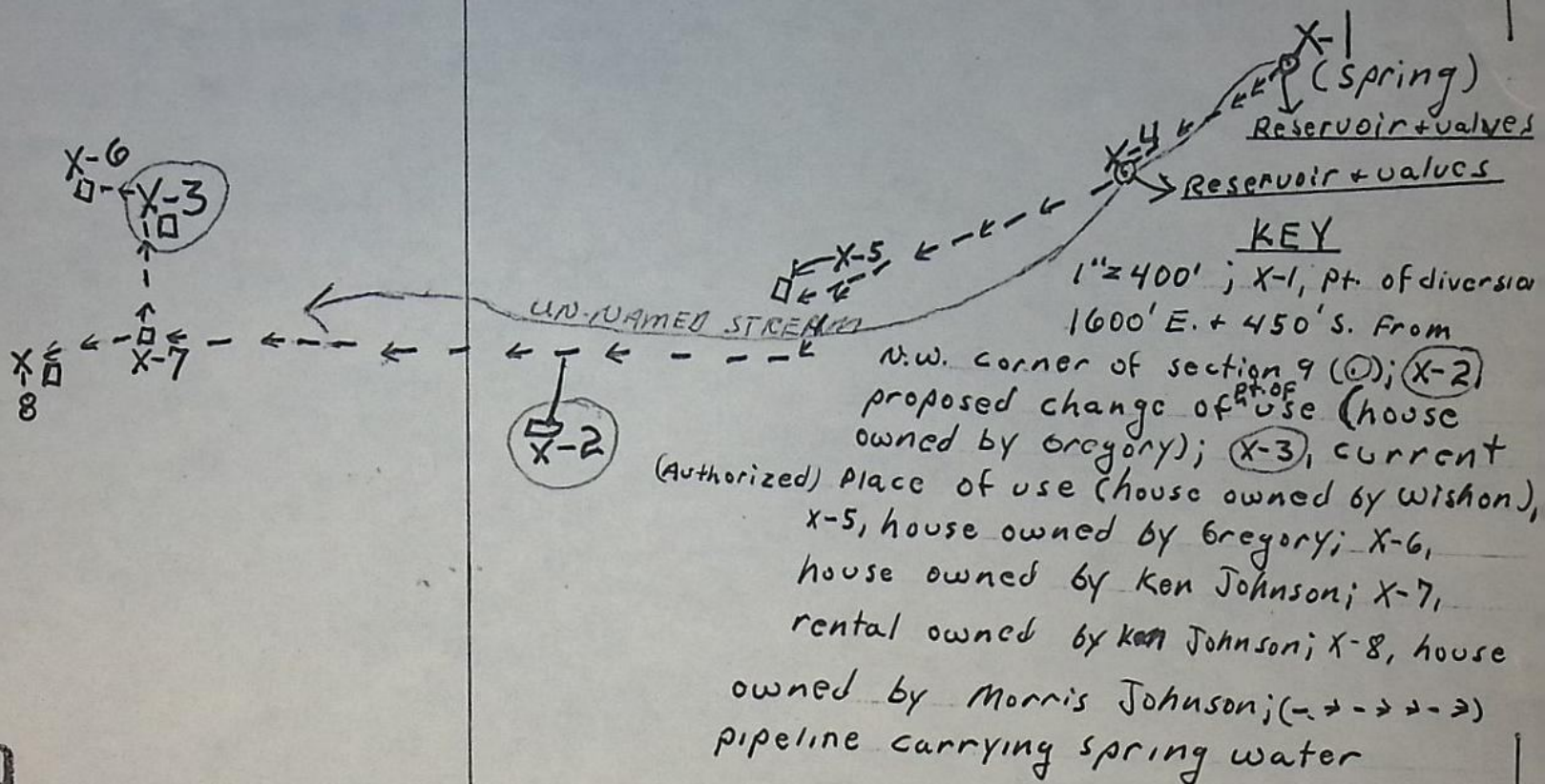
FE

5/23/80

T-4064

T.11S. R.10W., Willamette
meridian

N

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89

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OCT 5 1978

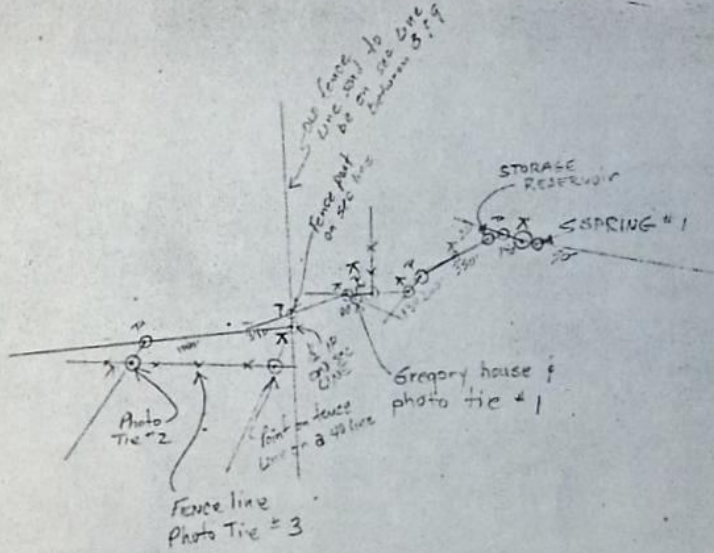
WATER RESOURCES DEPT.
SALEM, OREGON

Philly Eleanor R.
54093 40607
10/16/78 CLH



Archdiocese of Portland
in Oregon
0-7770 0-6959
10/17/78 CLH

Photo
to
DFK-2LL-178
A-47
47
A-47
47
Dor
9/2



DLC 38
DLC 37 A.A. 1
G-68
9/21

Gregory, J & L
App 49549
Permit 37027
10-24-78
CRK
photo ties
to 41041 272-52
Scale: 4" = 1 mile

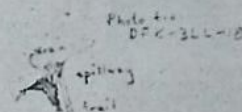


Photo tie
DFK-3LL-10
DFK-3LL-10
0-50941 0-5022
50942 3741
10/17/78 CLH

Aug
24/78
12/2

T-4064
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**WATER RESOURCES DEPT.
SALEM, OREGON**

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Lucille Gregory
(Name of applicant)
of Rt 1, Box 27, Toledo
(Mailing address) (City)
State of Oregon, 97391, (503) 336-2415, do hereby make application for change
(Zip Code) (Phone number)
of place of use.
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? SEE PAGE 4
(If not, give name)
2. Was your water right determined by Decree of Court? NO If so, give title of proceedings
(Yes or No) number of certificate
3. Was your water right acquired by Water Right Permit? YES If so, give number
(Yes or No) of permit 37087 Number of certificate No certificate as yet.

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is a spring.
5. What is the date of priority of your water right? August 4, 1972
6. The authorized point of diversion is located 450 ft. South and 1600 ft. East from the NW
See F.P. map → 570 ft. 1700 ft.
(N. or S.) (E. or W.)
corner of being within the Section 9 Tp. 11 S R. 10 W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Lincoln The name of the ditch used is

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located _____ ft. _____ and _____ ft. _____ from the
(N. or S.) (E. or W.)
corner of _____ being within the _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ of Section _____ Tp. _____ R. _____ W. M.,
(No. N. or S.) (No. E. or W.)
in the county of _____ The name of the ditch to be used is

8. The use to which the water is applied is household use

(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation: See Exhibit "A"

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
11S	10W	8 8	NE¼ NE¼ NE¼ NE¼	one house

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? NO. See Exhibits "B" & "C"
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? NO
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer ~~the~~ water right free of all encumbrances, including taxes, mortgages, liens, etc.? YES
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is household use, see Exhibit "D"
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
11 S	10 10 W	9 9	NW¼ NW¼ NW¼ NW¼	one house

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are applicant desires to use the spring
water at its new residence at X-2 on the map attached hereto.

15. Construction work will be completed on or before March, 1979.

16. The water will be completely applied to the proposed use on or before March, 1979

Remarks _____

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, Lucille Gregory, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 27th day of September, 1978.

Lucille Gregory
(Name of applicant)

Subscribed and sworn to before me this 27th day of September, 1978.

[Notarial Seal]



W. J. Larvick
NOTARY PUBLIC FOR OREGON
My commission expires 8/29/1981

Question 1, Page 1.

1. Is the water right recorded in your name? Yes. The permit was issued for the applicant and 5 other families, of which the Wishons are one such family (the Wishons are house #2 on the map for permit #37087, and house #X-3 on the map for this application.--#2 and #X-3 are the same house).



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JAN 10 1979

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water from a spring

PURSUANT TO TRANSFER APPLICATION NO. 4064

I, James A. Gregory, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by 1/8, 1979

1/9/79
Date

James A. Gregory
Signature

(Mail to the Water Resources Department, Salem, Oregon 97310.)

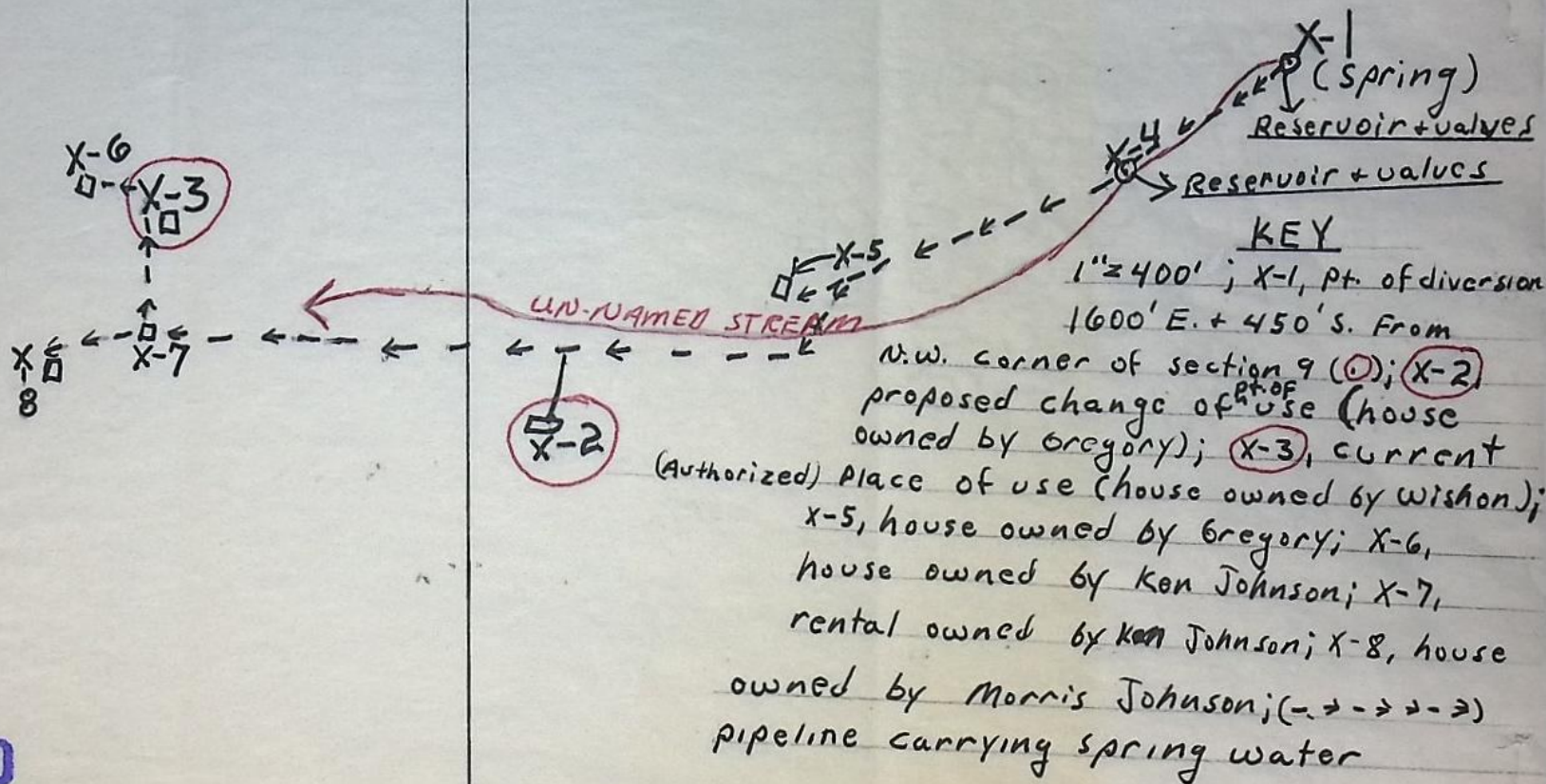
OK to Survey.

T-4064

T.11S. R.10W., Willamette
meridian



5.4
8.9



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WATER RESOURCES DEPT.
SALEM, OREGON

Exhibit "A"

T-4064

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WATER RESOURCES DEPT.
SALEM, OREGON

FORM No. 613 - WARRANTY DEED

BOOK 235 PAGE 367

REGISTERED WITH THE CLERK OF THE DISTRICT COURT

KA



KNOW ALL MEN BY THESE PRESENTS, That M. W. JOHNSON and AMELIA JOHNSON, Husband and wife

in consideration of Ten and no/100----- Dollars, and other good and valuable consideration to them paid by ORVILLE WISHON and BETTY WISHON, Husband and wife

do hereby grant, bargain, sell and convey unto the said grantees, their heirs and assigns, all the following real property, with the tenements, hereditaments and appurtenances, situated in the County of Lincoln and State of Oregon, bounded and described as follows, to-wit:

Beginning at an iron rod set in the east line of Section 8, T. 11 S., R. 10 W. W. M.; said point being south 1 deg. 57' east, 606.08 feet from a brass disk set for the northeast corner of said Section 8 and being in an east-west fence line; thence south 1 deg. 57' east, along said section line, 361.40 feet to an iron rod set in an east-west fence line; thence north 88° 38' west, along said fence line, 936.49 feet to an iron rod; thence north 26 deg. 34' east, 63.45 feet to an iron rod; thence north 78 deg. 18' 30" east, 106.03 feet to an iron rod; thence North 4° 11' east, 78.57 feet to an iron rod; thence North 25° 07' east, 202.24 feet to an iron rod set in an east-west fence line; thence along said fence line 700 feet more or less to the point of beginning, containing six acres more or less.

EXCEPT: That part of the south half of the northeast quarter of the northeast quarter of Section 8, T. 11 S., R. 10, W. W. M.; in Lincoln County, Oregon, described as follows: Beginning 660 feet south of the northeast corner of said Section 8; thence south 15 feet; thence west 680 feet more or less to the easterly line of the County Road; thence northerly along said line 15 feet more or less to a point that is west from the point of beginning; thence east 676.5 feet more or less to the point of beginning.

AND EXCEPT: A Tract of land in Section 8, Township 11 South, Range 10 West, of the Willamette Meridian, Lincoln County, Oregon described as follows:

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OCT 5 1978

WATER RESOURCES DEPT.

Beginning at a point on the East line of said Section 34, that is South 1°57' East, 622.08 feet from a brass disk set for the North East Corner of Corner of said Section; Thence South 1°57' East along said Section line 345.40 feet to an iron rod set in an East - West fence line; Thence North 88°38' West along said fence line, 936.49 feet to an iron rod; Thence North 26°38' East, 63.45 feet to an iron rod; Thence North 78°18'30" East, 106.03 feet to an iron rod; Thence North 4°11' East, 38.57 feet more or less to a point that is South 74°42' West, from the point of beginning; Thence North 74°42' East, 818.55 feet to the point of beginning, subject to a road easement 15.00 feet in width along the North line of the above described Tract.

BOOK 235 PAGE 368



To Have and to Hold the above described and granted premises unto the said grantee and their heirs and assigns forever.



And we the grantors do covenant that we are lawfully seized in fee simple of the above granted premises free from all encumbrances,



and that we will and our heirs, executors and administrators, shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever.

Witness our hands and seals this 18th day of June, 1963

San W. Johnson (SEAL)
Amelia Johnson (SEAL)
(SEAL)
(SEAL)

STATE OF OREGON,

County of Lincoln

On this 18th day of June, 1963,

before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named M. W. JOHNSON and AMELIA JOHNSON, Husband and wife

who are to be the identical individual(s) described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily. TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this 18th day and year last above written.

Notary Public for Oregon
My Commission expires July 21, 1963

WARRANTY DEED

M. W. JOHNSON, Et al

TO

ORVILLE WILSON, Et al

AFTER RECORDING RETURN TO

Orville Wilson
Route 1, Box 78-A
Tulsa, Oregon

STATE OF OREGON,

County of Lincoln

I certify that the within instrument was received for record on the 18th day of June, 1963, at 10:50 o'clock A.M., and recorded in book 245 on page 368 of Deeds of said County.

Witness my hand and seal of County affixed.

Albert M. Bryant
County Clerk-Recorder
By H. S. Fisher
Deputy

PHOTOGRAPHY
Doc. No.

EXHIBIT "B"

1
2
3 The Gregorys do not own the land mentioned in Exhibit
4 "A". The Wishons own the land and wish to transfer their water
5 right to the Gregorys, said water to be used at "X-2" on the
6 map submitted with this application.
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JEFF WAARVICK
ATTORNEY AT LAW
P.O. BOX 1318, 128 W. OLIVE STREET
NEWPORT, OREGON 97365
TELEPHONE (503) 285-8553

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OCT 5 1978
WATER RESOURCES DEPT.
SALEM, OREGON

EXHIBIT "C"

We, Betty and Orville Wishon, do hereby consent and join in the application to transfer the place of use from our property at X-3 to that of the Gregorys property at X-2. We will be hooking onto a municipal water supply and will no longer need the springwater, if this transfer is permitted.

Betty Wishon
Betty Wishon

Orville Wishon
Orville Wishon

STATE OF OREGON)
County of Lincoln) ss September 27 , 1978

Personally appeared before me the above named Orville Wishon and Betty Wishon and declared the foregoing to be their voluntary act and deed.

Jeff Waarvick
Notary Public for Oregon
My Commission Expires 4/24/1981



JEFF WAARVICK
ATTORNEY AT LAW
P.O. BOX 1318, 128 W. OLIVE STREET
NEWPORT, OREGON 97365
TELEPHONE (503) 265-9553

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OCT 5 1978

WATER RESOURCES DEPT.
SALEM, OREGON

T-4064

FOX RIVER BOND
25% COTTON

EXHIBIT "D"

A Parcel of land lying in the Northwest quarter of the Northwest quarter of Section 9, Township 11 South, Range 10 West, Willamette Meridian, in Lincoln County, Oregon, more particularly described as follows:

Beginning at a point on the East line of Section 8, Township 11 South, Range 10 West, Willamette Meridian; at the Southwest corner of the Caday Tract; as described in Deed Recorded in Book 127, Page 251, Deed Records, said point being 660 feet South of the Northeast corner of Section 8, Township 11 South, Range 10 West, of the Willamette Meridian; Thence South 1°57' East, following the East line of said Section 8; a distance of 361.40 feet to a point in the North line of the premises conveyed to Mrs. J. G. Johnson by deed recorded February 1, 1912, in Book 21, Page 155, Deed Records; Thence East along the North line of said Johnson Tract and its extension 295.00 feet; Thence North 361.40 feet to the South line of said Caday Tract; Thence West 295.00 feet more or less to the point of beginning.

JEFF WAARVICK
ATTORNEY AT LAW
P.O. BOX 1318, 128 W. OLIVE STREET
NEWPORT, OREGON 97365
TELEPHONE (503) 265-8553

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OCT 5 1978

**WATER RESOURCES DEPT.
SALEM, OREGON**

FOX RIVER BOND
25% COTTON



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: 10 25, 1978

FROM: ** Clifton R. King

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4064

IN THE NAME OF Lucille Gregory

In my opinion the proposed change in place of use from a spring
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY~~* to an existing water right.

Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the sources which serves this right.

If for change in point of diversion, is there any intervening point of diversion between the authorized and the proposed points of diversion? _____
(yes or no)

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- _____ (1) PRIOR to the diverting of water at the new point of diversion . . .
- ✓ (2) When in the judgment of the watermaster it becomes necessary . . .

* The approval of this transfer application would result in injury to other water rights because

Watermaster's signature or initials