

Name Doris L. Ellis
% Allen Aasen
 Address 1200 Fielder Creek Rd.
Rogue River, OR 97537

Change in POU
 Date filed Dec. 8, 1978
 Date of hearing _____
 Place of hearing _____
 Date of order 2-15-79 Vol. 31, page 633
 Date for application of water 10-1-80 ^{ext} 10-1-81
 Proof mailed _____
 Proof received _____
 Certificate issued _____ Vol. _____, page _____

to per 10/81

4099

DESCRIPTION OF WATER RIGHT

Name of stream Right Fork Fielder Creek
 Trib. of _____ County of Jackson
 Use _____
 Quantity of water _____ No. of acres 1.9 ac
 Name of ditch _____
 Date of priority July 9, 1958
 In name of Charles R. & Winnie M. Retzlaff
 _____ Adjudication, Vol. _____, page _____
 App. No. 32444 Per. No. 25621 Cert. No. 36640
 Certificate cancelled _____
 Notation made on record by in DB *Adverse*

FEES PAID

Date	Amount	Receipt No.
<u>12-8-78</u>	<u>35.00</u>	<u>7847</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

CARD FOR C NOV 4 1980

Make Confirming Cert in the name of Allen Aasen

W.R.I.S.	
Assembled <u>7-8-85</u> by <u>SOB</u>	
Entered _____ by _____	
Verified _____ by _____	

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

500

T.36S. R. 4W. NW 1/4 SEC. 5

401

Gov't lot, 4

DIVERSION POINT
IS LOCATED 1290'S
AND 75'E. FROM THE
NW COR. OF SEC. 5
BEING WITHIN THE
NW 1/4 NW 1/4 SEC. 5

Previous 12

Pond

SW COR
68-10472

601
TWP-36
Range 4 W
Sec. 05

12 AC.

DIVERSION POINT

Proposed

Ditch

RT FORK

FIELDER CR.

Fielder Cr.

LEFT FORK FIELDER CR.

RECEIVED

JAN 16 1979

WATER RESOURCES DEPT.
SALEM, OREGON

T-4099

RECEIVED

DEC 8 1978

WATER RESOURCES DEPT.
SALEM, OREGON

MAP SHOWING NEW AGEAGE
TO BE IRRIGATED BY PREVIOUSLY
ESTABLISHED WATER RIGHTS
ALLAN HASEN SCALE
1" = 50'

By DALE AASTED
AUGUST 7, 1997

App. No. 5-32444 PER. No. 5-25621 CERT. No. ~~36440~~

DATE OF PRIORITY: JULY 9, 1958

USE: IRRIGATION OF 1.9 AC.

POB: 1290'S $\frac{1}{2}$ 75'E FROM NW COR. SEC. 5, T. 36S, R. 4W

1.9 NWNW
SEC. 5
T. 36S, R. 4W

→ T-4099
(Change in POW)

→ 1.9 NWNW
SEC. 5
T. 36S, R. 4W

"CERTIFICATE NUMBERS"

REMAINING RIGHT: NO RR

CONFIRMING RIGHT: NO CERT ISSUED

POD
POU
USI:

1983
1094
1094
JOURNAL
1983
RECEIVED

JUN 22 1987

WATER RESOURCES DEPT.
(SALEMAN)

County Jackson

1976-1980 FOUR
1981-1983-720555-118724

Address 1200 Fielder Cr. Rd., Rogue River, OR 97537

3. Use in/19ac

4. Amount of Water 0.05 cc

5. Priority Date 3/9/1958

6. Proposed Point of Diversion

7. Completion Date 10-1-81

8. Place of Use:

[illegible]

ADVERSE REACTION
6-17-87 BJS

25621

INFO: INSPECTED SITE. WALKED PROPERTY IN SEARCH OF
DITCH & POND. TALKED TO LADY CARETAKER @ SITE.
SHE STATED SHE WAS RELATED TO OWNER JOHN OLSON SR.
SHE LEFT PROPERTY BEFORE WE COULD GET ANY MORE
INFO.

LAND IS DRY, HILLY TERRAIN. LOCATED AN AREA
OF PROPOSED SITE. NO DEVELOPMENT EXISTED. COULD
NOT IDENTIFY OLD DELIVERY DITCH. LADY STATED
NO IRRIGATION FROM CREEK HAD BEEN DONE SINCE
JOHN OLSON SR. HAD OWNED PROPERTY. JOHN
OLSON SR. OWNED PROPERTY SINCE 1983.

VERIFIED COUNTY RECORDS. JOHN OLSON SR.,
1200 FIELDER CR. RP., ROGUE RIVER, 97537, IS
OWNER. HAS OWNED SINCE 1983.

NO CULTIVATED CROPS EXIST TODAY.

ADVERSE REPORT.

B. L. Jones WRE
6-17-87

REMARKS: RECORDS INDICATE: ALLEN AASEN WAS
TRUSTEE OF PROPERTY 1980 to 1983.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF DORIS L. ELLIS FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4099

On December 8, 1978, an application was filed in the office of the Water Resources Director by Doris L. Ellis for approval of a change in place of use of water from Right Fork Fielder Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 36640, Volume 28, State Record of Water Right Certificates, in the names of Charles R. and Winnie M. Retzloff, describes a right for the use of not to exceed 0.05 cubic foot per second from Right Fork Fielder Creek for irrigation of 1.9 acres in Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 5, Township 36 South, Range 4 West, W.M., with a date of priority of July 9, 1958.

The authorized point of diversion of record is located 1290 feet South and 75 feet East from the Northwest Corner of Section 5, being within Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 5, Township 36 South, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof a certain other 1.9 acres in Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 5, Township 36 South, Range 4 West, W.M. (Allen Aasen).

Mr. David C. Hendrix, 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.

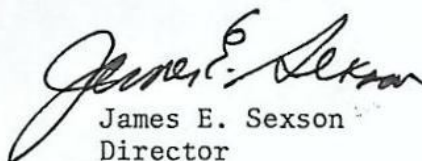
It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

It is FURTHER ORDERED that the certificate of water right recorded at page 36640, Volume 28, State Record of Water Right Certificates, is canceled; and upon

131, PG 32

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.

Dated at Salem, Oregon this 15th day of February, 1979.


James E. Sexson
Director

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CHARLES R. and WINNIE M. RETZLOFF

of Route 1, Box 272, Rogue River, 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 Right Fork of Fielder Creek

a tributary of Evans Creek for the purpose of irrigation of 1.9 acres.

under Permit No. 25621 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 July 9, 1958

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 0.05 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 Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 5, T. 36 S., R. 4 W., W. M. Diversion point located 1290 feet South and 75 feet East from NW Corner, Section 5.

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-fortieth 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 $4\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year; and is subject to the stipulation between Edward B. and Dottie M. Burkett and the Oregon State Game Commission recorded on pages 20 and 21, Volume 4 of the Miscellaneous Records of the State Engineer,

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:

1.9 acres Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
Section 5
T. 36 S., R. 4 W., W. M.

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. March 30, 1970

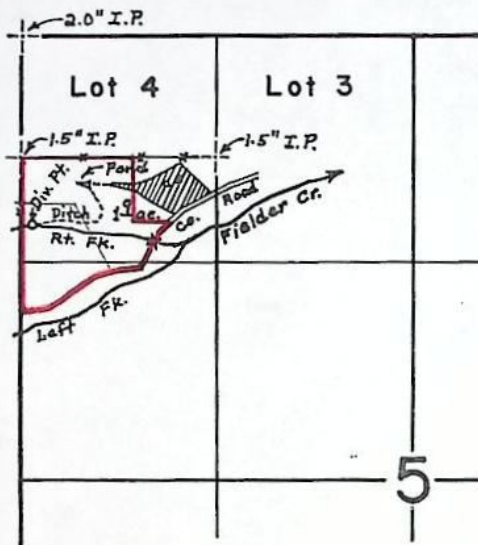
CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 28, page 36640

7-4097

T. 36 S. R. 4 W. W.M.



Diversion Point is 1290' S. & 75' E. from N.W.
Corner Section 5.

Scale: 4" = 1 Mile

FINAL PROOF SURVEY
UNDER

Application No. 32444 Permit No. 25621
IN NAME OF

CHARLES R. & WINNIE M. RETZLOFF

June 10 1963 C. Baker
Surveyed March 14 1969, by D. Hendrix

T-4099

WARRANTY DEED
(Grantees are Tenants by Entirety)

17529 4-2-2 364W5
CRATER TITLE INSURANCE CO. P. O. BOX 336, 604 W. MAIN ST., MEDFORD, OREGON
JOSEPHINE COUNTY TITLE CO. P. O. BOX 71, 507 N.E. 6th ST., GRANTS PASS, OREGON

71-09067

KNOW ALL MEN BY THESE PRESENTS, That CHARLES R. RETZLOFF and WINNIE M. RETZLOFF,
husband and wife

hereinafter called the grantor,
for the consideration hereinafter stated to the grantor paid by CHARLES T. ELLIS and DORIS L. ELLIS,
husband and wife,
hereinafter called the grantees, does hereby grant, bargain, sell and convey unto the grantees, as tenants by the
entirety, the heirs of the survivor and their assigns, that certain real property, with the tenements, hereditaments and
appurtenances thereunto belonging or appertaining, situated in the County of JACKSON, State of
Oregon, described as follows, to-wit:

Government Lot 4 and that portion of the Southwest Quarter of the Northwest Quarter
lying Northwesterly of the Fielder Creek County Road, all being in Section 5, Township
36 South, Range 4 West of the Willamette Meridian in Jackson County, Oregon.

EXCEPTING THEREFROM the following: Beginning at the Northwest corner of the Northwest
Quarter of the Northwest Quarter of Section 5, Township 36 South, Range 4 West of the
Willamette Meridian, Jackson County, Oregon; thence East along the North line thereof a
distance of 1320 feet, more or less, to the Northeast corner of said Northwest Quarter
of the Northwest Quarter; thence South, along the East line thereof a distance of
825 feet; thence West parallel with the North line of said Northwest Quarter of the
Northwest Quarter a distance of 1320 feet, more or less, to a point on the West line
thereof, said point being 825 feet South of the point of beginning; thence North,
along said West line, 825 feet to the point of beginning.

35-2

364W5-600

To Have and to Hold the above described and granted premises unto the said grantees, as tenants by the entirety,
their heirs and assigns forever.

And grantor hereby covenants to and with grantees and the heirs of the survivor and their assigns, that grantor is
lawfully seized in fee simple of the above granted premises, free from all encumbrances excepting easements
and rights of way of record: a mortgage to United States National Bank of Oregon, dated
Mar. 26, 1968, recorded Mar. 27, 1968, as Document No. 68-02568, Official Records of Jackson
County, Oregon, which grantees assume and agree to pay.

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against
the lawful claims and demands of all persons whomsoever, except those claiming under the above described
encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 24,000.00
However, the actual consideration consists of or includes other property or value given or promised which is ~~XXXXXX~~
consideration (indicate which).

In construing this deed and where the context so requires, the singular includes the plural, the masculine in-
cludes the feminine and the neuter and, generally, all grammatical changes shall be made, assumed and implied to
make the provisions hereof apply equally to corporations and to individuals.

Witness their hands and seal s this 22th day of June, 1971

(SEAL) Charles R. Retzloff (SEAL)
(SEAL) Winnie M. Retzloff (SEAL)

STATE OF OREGON

County of Josephine ss June 28, 1971

BEFORE ME PERSONALLY appeared the above named CHARLES R. RETZLOFF and
WINNIE M. RETZLOFF, husband and wife
and acknowledged the foregoing instrument to be their voluntary act and deed.

DAVID R. KNUDSON
NOTARY PUBLIC - OREGON
(SEAL) My Commission Expires

David R. Knudson
Notary Public for Oregon
My Commission expires: March 1, 1974

WARRANTY DEED

State of Oregon
County of Jackson
I hereby certify that the within instrument of writing was received and filed
at 1:30 o'clock P.M. the 21st day of July, 1971 and is
recorded in Official Records for Jackson County, Oregon.
County Clerk By Mary Decker Deputy

JOSEPHINE COUNTY TITLE CO. P. O. BOX 71, 507 N.E. 6th ST., GRANTS PASS, OREGON
CRATER TITLE INSURANCE CO. P. O. BOX 336, - 604 W. MAIN ST., - MEDFORD, OREGON

RETURN TO
Mr. & Mrs. Charles T. Ellis
1035 S.E. Ashley Place
Grants Pass, Ore. 97526

9472-00254
ESCROWS

RECEIVED
DEC 8 1978
WATER RESOURCES DEPT.
SALEM, OREGON

T-4099

JUL 76 - 68560 33154 accom

11/9/76 1449
364W5-601/38

WARRANTY DEED

CRATER TITLE INSURANCE CO. P. O. BOX 334, 404 W. MAIN ST., MEDFORD, OREGON

76-11295 JOSEPHINE COUNTY TITLE CO. P. O. BOX 71, 507 N.E. 6th ST., GRANTS PASS, OREGON

KNOW ALL MEN BY THESE PRESENTS, That Charles T. Ellis and Doris L. Ellis, husband and wife

hereinafter called the grantor, for consideration hereinafter stated to the grantor paid by Twenty thousand and no/100 Dollars, paid by Winston C. Fuller, Trustee of the Katherine Fuller Living Trust, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Jackson and State of Oregon, bounded and described as follows, to-wit:

This description given to correct the description contained in that deed recorded as Document No. 76-02785, Official Records of Jackson County, Oregon.
364W5-601 out of 600

Beginning at the intersection of the center line of Fielder Creek County Road, as established April 8, 1909, with the West line of Section 5, Township 36 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence North, along the West line of said section, 1050 feet, more or less, to the Southwest corner of tract described in instrument recorded as Document No. 68-10472, Official Records of Jackson County, Oregon; thence East, along the South line of said tract, 750.0 feet; thence South, 425.0 feet; thence East, 270.0 feet, to the center line of said road; thence South-westerly, along said center line, to the true point of beginning.

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

And said grantor hereby covenants to and with said grantee and grantee's heirs and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except rights of public over any portion lying within limits of public highways; easements of record.

and that grantor will and grantor's 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.

The true and actual consideration paid for this transfer, stated in terms of Dollars, is \$20,000.00

In construing this deed and where the context so requires, the singular includes the plural.
WITNESS grantor's hand and seal this 24th day of June, 1976

Charles T. Ellis (SEAL)
CHARLES T. ELLIS (SEAL)
Doris L. Ellis (SEAL)
DORIS L. ELLIS (SEAL)

STATE OF OREGON,

County of Jackson On this 24th day of June, 1976
before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named CHARLES T. ELLIS AND DORIS L. ELLIS, husband and wife,

known to me 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.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

(SEAL) **WARRANTY DEED**
WALTER R. ARCHER
NOTARY PUBLIC - OREGON
My Commission Expires June 12, 1977

Walter R. Archer
Notary Public for Oregon.
My Commission expires June 12, 1977

State of Oregon }
County of Josephine }
I hereby certify that the within instrument of writing was received and filed at 9:30 o'clock A.M. the 24 day of July, 1976 and is recorded in Official Records for Josephine County, Oregon.
Harry Chapman County Clerk By He Deputy

RETURN TO
CRATER - Per
721 North Plumas St.
Willows, CA.
95988

JOSEPHINE COUNTY TITLE CO. P. O. BOX 71, 507 N.E. 6th ST., GRANTS PASS, OREGON
CRATER TITLE INSURANCE CO. P. O. BOX 334, - 404 W. MAIN ST., - MEDFORD, OREGON

RECEIVED
DEC 8 1978
WATER RESOURCES DEPT
SALEM, OREGON

378-3066 or
1-800-452-7813

October 13, 1981

Allan Aasen
1200 Fielder Creek Road
Rogue River, OR 97537

Dear Mr. Aasen:

REFERENCE: File T-4099

The Notice of Completion of Works and Use of Water under the provisions of the order of the Water Resources Director approving Water Right Transfer Application 4099, for a change in place of use of water from Right Fork Fielder Creek, was received and, in line with the general practice of this office, a survey will be made at a later date.

After the survey, proof may be made and certificate of water right issued covering the actual use of water as found by the engineer. (In case of irrigation, any lands described in the order that have not been irrigated will be automatically eliminated from the water right.)

In the meantime, the order will be evidence of the water right in question as long as the authorized beneficial use of water is continued.

Sincerely,

LUCILLE C. JENSEN
Secretary
Transfer Section

LCJ:wp
cc: David C. Hendrix, Watermaster
0647A
7335A

Application for Extension of Time for Transfer of Water Right

RECEIVED

JAN 13 1981

WATER RESOURCES DEPT
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, ALLAN AASEN (Name of applicant)
 of 1200 fielder CR RD (Mailing address), Rouge River (City)
 State of ORE (Zip Code) 97532, 5820751 (Phone number)

do hereby make application for an extension of time within which to complete
 a change in: ☐ point of diversion
☒ place of use
☐ use heretofore made of water

under the terms of an order of the Water Resources Director entered on
February 15, 1979, approving transfer application No. 4099,
 in the name of Doris L. Ellis *

The following has been accomplished toward completion of the
 change within the time allowed, which expired on October 1, 1980:
Pond, Pipe & Sprinkling System
is useable to irrigate the new
place of use.

(If for irrigation, how many acres, total, are now irrigated)

*If you are not the applicant named above, please explain your interest in
 this matter.

1-13-81
 \$10.00
 #22322

Ext to 10/1/81 SRA

To fully complete the change, it will be necessary to accomplish the following: minor work to be done
to the dam that diverts the
water to the pond

I am unable to complete the change under the terms of the order, within the time allowed, because lack of funds

and request that the time for completion be extended to 4-1-81.

AFFIDAVIT OF APPLICANT

I, ALLAN AASEN, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of January, 1981.

Subscribed and sworn to before me this 9th day of January, 1981

[Notarial Seal]



Karen M. Metcalf
Notary Public for California
My commission expires March 3, 1984

MAIL COMPLETED APPLICATION AND FEE IN THE AMOUNT OF \$ 10.00

TO:

Water Resources Department
MILL CREEK OFFICE PARK
555 13th STREET N.E.
SALEM, OREGON 97310

RECEIVED

JAN 16 1979

WATER RESOURCES DEPT.
SALEM, OREGON

T-4098

RECEIVED

DEC 8 1978

WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Doris L. Ellis, c/o Allan Aasen
(Name of applicant)
of 1200 Fielder Creek Road, Rogue River,
(Mailing address) (City)
State of Oregon, 97537, 582-0751, do hereby make application for change
(Zip Code) (Phone number)
in 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? No. Charles R. and Winnie M. Retzlöff.
(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 25621 Number of certificate 36640.

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 Right Fork Fielder Creek.

5. What is the date of priority of your water right? July 9, 1958.

6. The authorized point of diversion is located 1290 ft. S. and 75 ft. E. from the NW
(N. or S.) (E. or W.)
corner of Sec. 5 being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5 Tp. 36 S. R. 4 W. W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Jackson. The name of the ditch used is pump.

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 irrigation.

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

Location of area 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
36 S.	4 W.	5	NW¼ NW¼	1.9 acres

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? Yes.

(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 your 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

(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
36 S.	4 W.	5	NW¼ NW¼	1.9 acres

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are application of water to more desirable
land. land to irrigate is no longer
owned By Applicant.

15. Construction work will be completed on or before one year from date of priority.

16. The water will be completely applied to the proposed use on or before October 1, 1980.

Remarks

inclosed letter

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, Doris L Ellis, 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 23rd day of June, 1978

(X) Doris L Ellis
(Name of applicant)

Subscribed and sworn to before me this 23rd day of June, 1978

[Notarial Seal]

Walter R. Archer
NOTARY PUBLIC FOR OREGON

My commission expires June 10, 1981

WALTER R. ARCHER
NOTARY PUBLIC — OREGON

My Commission Expires

June 10, 1981



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: December 14, 1978.FROM: ** David C. Hendrix, WatermasterSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4099IN THE NAME OF Doris L. Ellis

RECEIVED

DEC 15 1978

WATER RESOURCES DEPT.
SALEM, OREGON

In my opinion the proposed change in place of use of water from Rt. Fk. Fielder Creek
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? No
(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 . . .
 X (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 _____

** David C. Hendrix - W.M. Dist. #13
Watermaster's signature or initials