

Name Paul Jonas

By _____

Address 3780 Hugo Rd.Merlin, OR 97532Change in PODDate filed Feb 23, 1979Date of hearing May 2, 1979Place of hearing Grants PassDate of order 5-14-79 Vol. 32, page 104Date for application of water 10-1-80

Proof mailed _____

Proof received _____

Certificate issued JUL 3 1979 Vol. 41, page 48261

DEC 12 1986

50

55287

to survey 8/80

DESCRIPTION OF WATER RIGHT

Name of stream Bummer CreekTrib. of _____ County of JosephineUse irrigation, stock, domesticQuantity of water _____ No. of acres 3⁰Name of ditch Wise DitchDate of priority 1905In name of John A. Wise EstateRogue River Adjudication, Vol. 4, page 36App. No. _____ Per. No. _____ Cert. No. 36150

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>2-23-79</u>	<u>85-</u> <u>< 2.00 ></u>	<u>9284</u>
TOTAL . . .		
<u>4-13-79</u>	<u>\$2 Cert. Fee</u>	<u>Trans. fee 9284</u>
<u>The Daily Courier \$40.33 pd 4/30/79 ck # 3311</u>		

FEES REFUNDED

Date	Amount	Check No.
<u>4-30-79</u>	<u>7⁶⁷</u>	<u>3312</u>
	EX 20-	
	POD 15-	
	CERT 2-	
	PON 40.33	
	<u>77.33</u>	
	<u>7.67</u>	

REMARKS

W.R.I.S.

Assembled 4-25-85 by SCM

Entered _____ by _____

Verified _____ by _____

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

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION)
OF PAUL JONAS FOR APPROVAL OF A)
CHANGE IN POINT OF DIVERSION OF)
WATER FROM BUMMER CREEK)

ORDER APPROVING
TRANSFER NO. 4165

On February 23, 1979, an application was filed in the office of the Water Resources Director by Paul Jonas for approval of a change in point of diversion of water from Bummer Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 36150, Volume 28, State Record of Water Right Certificates, in the name of John A. Wise, Estate, describes a right which includes the use of not to exceed 0.05 cubic foot per second from Bummer Creek for stock, domestic, and irrigation of 3.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Township 35 South, Range 6 West, W.M., with a date of priority of 1905.

The authorized point of diversion for said right is located 1120 feet North and 760 feet West from the Southeast Corner of Section 32, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 34 South, Range 6 West, W.M. (Wise Ditch).

The applicant herein proposes to change the point of diversion therefrom for stock, domestic, and irrigation of the lands above described, without loss of priority, to a point located 2280 feet South and 2050 feet East from the Northwest Corner of Section 5, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Township 35 South, Range 6 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the Daily Courier, a newspaper printed and having general circulation in Josephine County, Oregon, for a period of three weeks in the issues of March 12, 19 and 26, 1979.

Mr. Robert B. Steimer, 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 made 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

43212100

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:

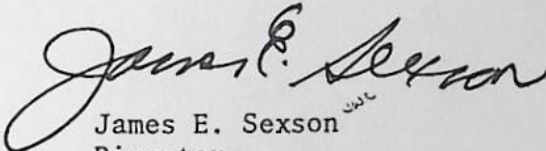
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1980.

It is FURTHER ORDERED that the certificate of water right recorded at page 36150, Volume 28, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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 14th day of May, 1979.


James E. Sexson
Director

RECEIVED

MAR 5 1979

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

FEB 23 1979

WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

T-4165

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Paul Jonas

(Name of applicant)

of 3780 Hugo Rd

(Mailing address)

Merlin

(City)

State of OR97532

(Zip Code)

476-4928

(Phone number)

do hereby make application for change

in Point of diversion

(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? no - John A. Wise

(If not, give name)

2. Was your water right determined by Decree of Court? Yes If so, give title of proceedings

(Yes or No)

Rogue River Decreenumber of certificate 76504-361503. Was your water right acquired by Water Right Permit? no If so, give number

(Yes or No)

of permit - Number of certificate -

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 Bummer Creek5. What is the date of priority of your water right? 19056. The authorized point of diversion is located 1120 ft. N and 760 ft. W from the SE

(N. or S.)

(E. or W.)

corner of Sec 32 being within the SE $\frac{1}{4}$ of Section 5 Tp. 35 S R. 6 W W. M.,

(No. N. or S.) (No. E. or W.)

in the county of Josephine The name of the ditch used is Wise

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

7. The proposed point of diversion is located 2280 ft. S and 2050 ft. E from the NW

(N. or S.)

(E. or W.)

corner of Sec 5 being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5 Tp. 35 S R. 6 W W. M.,

(No. N. or S.) (No. E. or W.)

in the county of Josephine The name of the ditch to be used is pumping plant

8. The use to which the water is applied is Irrigation, Stock, Dom
(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
35 S	6 W	5	SE ¼ NW ¼	78 3 AC
			"	Stock, domestic

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? See Remarks
(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? N.O.
(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.?
(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

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are ditch brings water by gravity
To The west side of the creek. However, land is more
easily irrigated by pumping plant

Note: Groundwater Permit G-2342 is, and has always been, supplemental to Summer Cr.
water, although the permit does not state this

15. Construction work will be completed on or before March 1, 1980

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

Remarks I have sold this property, but
hold a one third interest and life
estate. Two thirds interest held by
my son Gerald W. Jones of 3740 Hugo
Rd. Merlin, Ore. 97532.

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

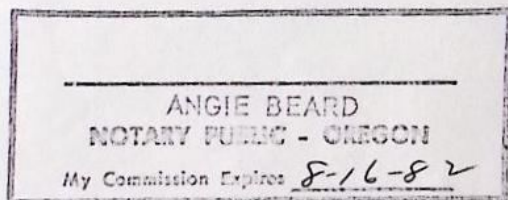
I, Gerald W. Jones AND Paul E. Jones, the applicant herein, being
first duly sworn, depose and say that I have read the above and foregoing application for transfer of water
right; that I know the contents thereof and that the statements therein made are true and correct to the best
of my knowledge and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

In Witness Whereof, I have hereunto set my hand this 8th day of February, 1979.

Gerald W. Jones AND Paul E. Jones
(Name of applicant)

Subscribed and sworn to before me this 8th day of February, 1979.

[Notarial Seal]



Angie Beard
NOTARY PUBLIC FOR OREGON

My commission expires 8-16-82

STATE OF OREGON

COUNTY OF

JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

JOHN A. WISE, ESTATE

of Merlin, State of Oregon, has a right
to the use of the waters of Bummer Creek

a tributary of Quartz Creek for the purpose of

irrigation of ~~4.0~~ ^{1.0} acres, domestic and stock use,
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 1905;

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~~ ^{0.02} cubic foot per
second

The point of diversion is located in the *SE⁴SE⁴Sec 32 T34S R6W WM, Wise Ditch -*
1120' N & 760' W from the SE cor Sec 32

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

10 ~~4.0~~ acres SE¹ NW¹ Section 5
T. 35 S., R. 6 W., W. M.
T-4165
3 Ac Ditch stock
(0.05 cfs)

This certificate describes that portion of the water right confirmed by the prior
certificate recorded at page 36150, Volume 28, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water Resources
Director entered on May 14, 1972, approving transfer application No. 4165.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to 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 July 14, 1969

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 28, page 36150

48261

T-4165

BUMNER CR → QUARTZ CR

IR 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. T000041651 PERMIT NO. 004036 CERTIF. NO.
 ORIG. NO. C00016504 PREV. NO. T0000 W1281 SUPER. NO.

NAME: PAUL JONAS
 ADDRESS: 3780 HUGO RD
 CITY/STATE/ZIP/COUNTY: MERLIN, OR 97532

STREAM-ID 15 1680 1410 0050 020

RIV. MI.

WM. DIST. 17 W.R. TYPE SC STATUS V

CANCEL YEAR---

CONSTR. COMPLT--> 08 11 1980

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1905

PUT TO USE-----> 08 11 1980

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION--> 02 23 1979

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE--> 05 14 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 05 14 1979

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

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

RIV. MI.

RATE

STATUS S OR P

3505 060W 05 B D 15 1680 1410 0050 020

0.050

V

P

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

** POD! 2280'S & 2050'E PM NW
 ** COR S S. CHANGES POD PART
 ** OF C-36150, RRC-48261.

PLACE-OF-USE DATA:

TWSNP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

3505 060W 05 B D 17 1R 100 3.0

V P

B D LV

B D DO

48261

**-----
 **-----
 **-----
 **-----

W.R.I.S.

Assembled 7-25-85 by SDB

Entered by

Verified by

certific
pe

Dowl 56465

STATE OF OREGON

COUNTY OF

JOSEPHINE

T. 14. 16. 5

CERTIFICATE OF WATER RIGHT

This Is to Certify, That Paul E. Jonas
3780 Hugo Rd JOHN A. WISE, ESTATE
of Merlin, State of Oregon, has a right
to the use of the waters of Burner Creek
a tributary of Quartz Creek for the purpose of
irrigation of 3.0 acres, domestic and stock use
and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Jackman 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 1905;

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, if available at the original point 0.05

of diversion; dd sec 32 T34S

R6W Wm, Wise Ditch - 1120' N & 760' W from SE cor Sec 32

The point of diversion is located in the db, sec 5 T35S R6W Wm, 525' N & 450' W
from c/4 cor Sec 5
A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

domestic, stock, & 3.0 - 4.0 acres SE 1/4 NW 1/4
Section 5
T. 35 S., R. 6 W., W. M.

This certificate is issued to confirm a change in point of diversion approved
by an order of the Water Resources Director entered May 14, 1979, and
together with certificate of water right recorded at page 45261,
Volume 41, State Record of Water Right Certificates, supersedes
certificate 36150.

The issuance ... (glossary 1)

this date July 14, 1969.

CHAS. L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 28, page 36150

55287

7717D

409 S.E. 7th Street

P.O. Box 1468

RECEIVED

MAY 04 1979

WATER RESOURCES DEPT.

SALEM, OREGON

PUBLISHING: NOTICE OF WATER RIGHT TRANSFER APPLICATION

CONCERNING: Paul Jonas for approval of a change in p

DATES PUBLISHED: March 12, 19 & 26, 1979

ORDERED BY: State of Oregon Water Resources Dept.

555 13th Street N.E.

Salem, Oregon 97310

Courier Publishing Comp

PUBLISHERS: THE DAILY COURIER

Grants Pass, Oregon 97526

T#4165

GRANTS PASS

DAILY COURIER

GRANTS PASS, OR

COI

5620

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40.33CKTD

.000000

2291 5/03/79

#4

Amount

ADM 9-74

409 S.E. 7th Street

P.O. Box 1468

RECEIVED

MAY 04 1979

WATER RESOURCES DEPT.

SALEM, OREGON

PUBLISHING: NOTICE OF WATER RIGHT TRANSFER APPLICATION NO. 0.165X 1463
CONCERNING: Paul Jonas for approval of a change in point of diversion

DATES PUBLISHED: March 12, 19 & 26, 1979

ORDERED BY: State of Oregon Water Resources Dept.

555 13th Street N.E.

Salem, Oregon 97310

Courier Publishing Company

PUBLISHERS: THE DAILY COURIER

Grants Pass, Oregon 97526

Legal Publication Dept.

Telephone 476-4417

PAID

MAY 31

Date March 26, 1979

COURIER PUBLISHING CO.

NO. 0.165X 1463

RECEIVED

MAR 27 1979

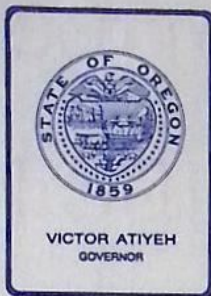
WATER RESOURCES DEPT.

SALEM, OREGON

#41

Amount Due \$ 40.33

ADM 9-74



Water Resources Department
MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE (503) 378-3066
1-800-452-7813

August 18, 1980

Paul E. Jonas
3780 Hugo Road
Merlin, Oregon 97532

REFERENCE: File Number T-4165

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 No. T-4165, for a change in point of diversion of water from Bummer 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 orders will be evidence of the water right in question as long as the authorized beneficial use of water is continued.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wpc
cc: Robert B. Steimer, Watermaster
0647A
1952A

C O P Y

RECEIVED
AUG 11 1980
WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN
point of diversion of water from Bummer Creek

PURSUANT TO TRANSFER APPLICATION NO. 4165

I, Paul E Jonas, 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 aug 8, 1980

aug 9, 1980
Date

Paul E Jonas
Signature

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

OK
A.C.



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

May 17, 1979

Paul Jonas
3780 Hugo Road
Merlin, Oregon 97532

RE: File No. T-4165

Dear Mr. Jonas:

Enclosed is a certified copy of the order of the Water Resources Director approving water right transfer application No. 4165 for a change in point of diversion of water from Bummer Creek.

The time in which to accomplish completion of the works and beneficial use of water to the extent intended, as authorized by the order, expires October 1, 1980. A form for reporting such completion of works and use of water is enclosed for your convenience.

You should give particular attention to the time limit for carrying out the change authorized by the enclosed order. The water right for any portion of an authorized change in use theretofore made or change in place of use NOT carried out within the time allowed, or within an extension thereof, will be lost. An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:lcj

cc: Robert B. Steimer, Watermaster



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: March 1, 1979, 19 .FROM: ** Robert B. Steimer, Watermaster, District #14SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4165IN THE NAME OF Paul Jonas**RECEIVED**

MAR 5 1979

WATER RESOURCES DEPT.
SALEM, OREGON

In my opinion the proposed change in point of diversion from Bummer 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? yes
(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 _____

**

Watermaster's signature or initials

LEGAL NOTICE

NOTICE OF WATER RIGHT
TRANSFER APPLICATION
NO. 4165

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Paul Jonas for approval of a change in point of diversion of water from Bummer Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 36150, Volume 28, State Record of Water Right Certificates, in the name of John A. Wise, Estate, describes a right which includes the use of not to exceed 0.05 cubic foot per second from Bummer Creek for stock, domestic, and irrigation of 3.0 ac in SE 1/4 NW 1/4 of Sec 5, T 35S, R 6W, WM., with a date of priority of 1905.

The authorized point of diversion for said right is located 1120 ft N & 760 ft W from the SE Corner of Sec 32, being within the SE 1/4 SE 1/4 of Sec 32, T 34S, R 6W, WM (Wise Ditch).

The applicant herein proposes to change the point of diversion therefrom for irrigation of the lands above described, without loss of priority, to a point located 2280 ft S & 2050 ft E from the NW Corner of Sec 5, being within the SE 1/4 NW 1/4 of Sec 5, T 35S, R 6W, WM.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Grants Pass, Oregon on May 2, 1979, 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 Paul Jonas, 3780 Hugo Rd, Merlin, OR 97532; 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. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Dept. upon request.

Dated at Salem, Oregon this 6th day of March, 1979.

JAMES E. SEXSON
Director

No. 41—Mon—March 12, 19 & 26, 1979

AFFIDAVIT OF PUBLICATION

State of Oregon }
County of Josephine } ss.

I, Charles J. Moore, being

first duly sworn, depose and say that I am the owner, editor, publisher, manager, advertising manager, principal clerk of the Grants Pass Daily Courier, printer or his foreman of the Grants Pass Daily Courier, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Grants Pass, in the aforesaid county and state; that the

NOTICE OF WATER RIGHT TRANSFER
APPLICATION NO. 4165

which is hereto annexed, was published in the entire issue of said newspaper

for 3 successive and consecutive weeks in the following issues March 12, 19 & 26, 1979

Subscribed and sworn to before me this 26th day of

March, 19 79

RECEIVED
MAR 27 1979
WATER RESOURCES DEPT.
SALEM, OREGON

A. Kathleen Johnson
Notary Public of Oregon.

My commission expires 4th day of February, 19 80.

ok
ecj

378-3066

May 2, 1979

Paul Jonas
3780 Hugo Road
Merlin, Oregon 97532

RE: File No. T-4165

Dear Mr. Jonas:

The statutory fees and the cost of publication of notice, necessary to your water right transfer application No. 4165, amount to a total of \$77.33. The total of payments received in connection with the application exceeded this amount by \$7.67.

Our refund check No. 3312 is enclosed.

Sincerely,

James W. Carver, Jr.
Engineer

JWC:lcj

378-3066

May 2, 1979

The Daily Courier
P.O. Box 1468
Grants Pass, Oregon 97526

RE: File No. T-4165

Gentlemen:

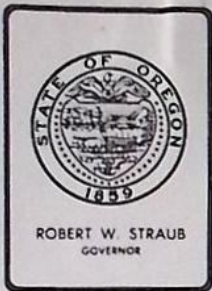
Enclosed is our check No. 3311 in the amount of
\$40.33 in payment of your statement.

Please receipt the enclosed statement and return
it to this office. Thank you.

Sincerely,

James W. Carver, Jr.
Engineer

JWC:lcj



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

March 6, 1979

Daily Courier
P.O. Box 1468
Grants Pass, Oregon 97526

RE: File No. T-4165

Gentlemen:

Enclosed is a notice for publication in the March 12, 19 and 26, 1979 issues of your newspaper.

If, for any reason, the notice cannot be published on the three dates specified above, please return it to this office.

Upon completion, please forward an affidavit of publication and statement for this service to this office.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:lcj

cc: Paul Jonas
cc: Robert B. Steimer, Watermaster



Water Resources Department
MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

February 27, 1979

Paul Jonas
3780 Hugo Road
Merlin, Oregon 97532

RECEIVED
MAR 5 1979
WATER RESOURCES DEPT.
SALEM, OREGON

RE: File No. T-4165

Dear Mr. Jonas:

Your water right transfer application for approval of a change in point of diversion of water from Bummer Creek, together with supporting data and payment of fees in the amount of \$85, was received on February 23, 1979. Our receipt No. 9284 is enclosed.

By copy of this letter, we are asking the watermaster for his usual report regarding the proposed change.

It will be necessary to show on your supporting map the location of the house to be supplied water for domestic (household) use, and the location of the stock watering facilities.

I am enclosing your application and map. When you return them, will you also advise us which newspaper published and generally circulated in Josephine County you prefer that we use for publishing notice of your proposed change.

Please refer any correspondence to file No. T-4165.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:lcj
cc: Robert B. Steimer, Watermaster

on
map

Grants Pass
Courtier



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

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Wayne J. Overcash
Water Rights Engineer

WJO:lcj
cc: Robert B. Steimer, Watermaster

Map to accompany change
in point of diversion by:

Paul E. Jonas

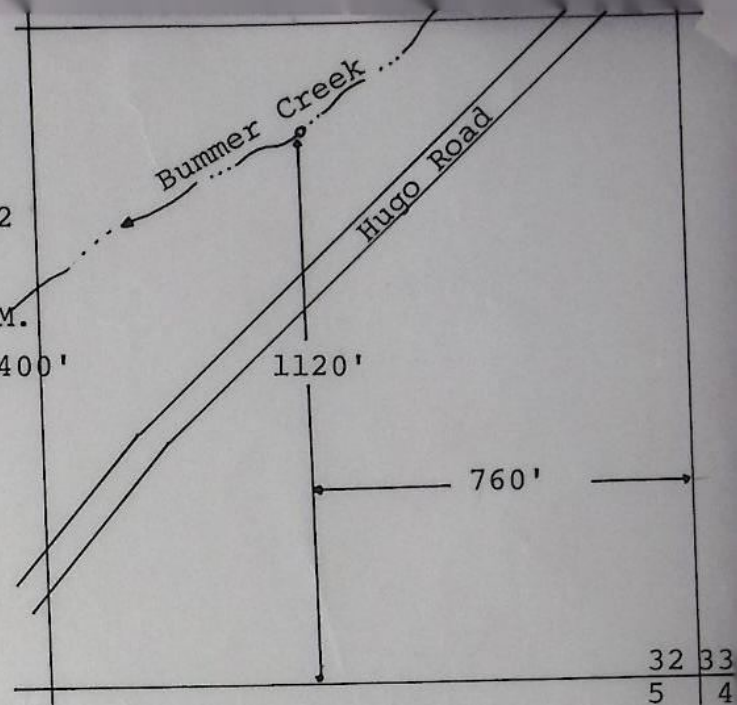
Old Point of
Diversion

SE $\frac{1}{4}$ SE $\frac{1}{4}$ S. 32

Twp. 34 S.

R. 6 W., W. M.

Scale: 1" = 400'

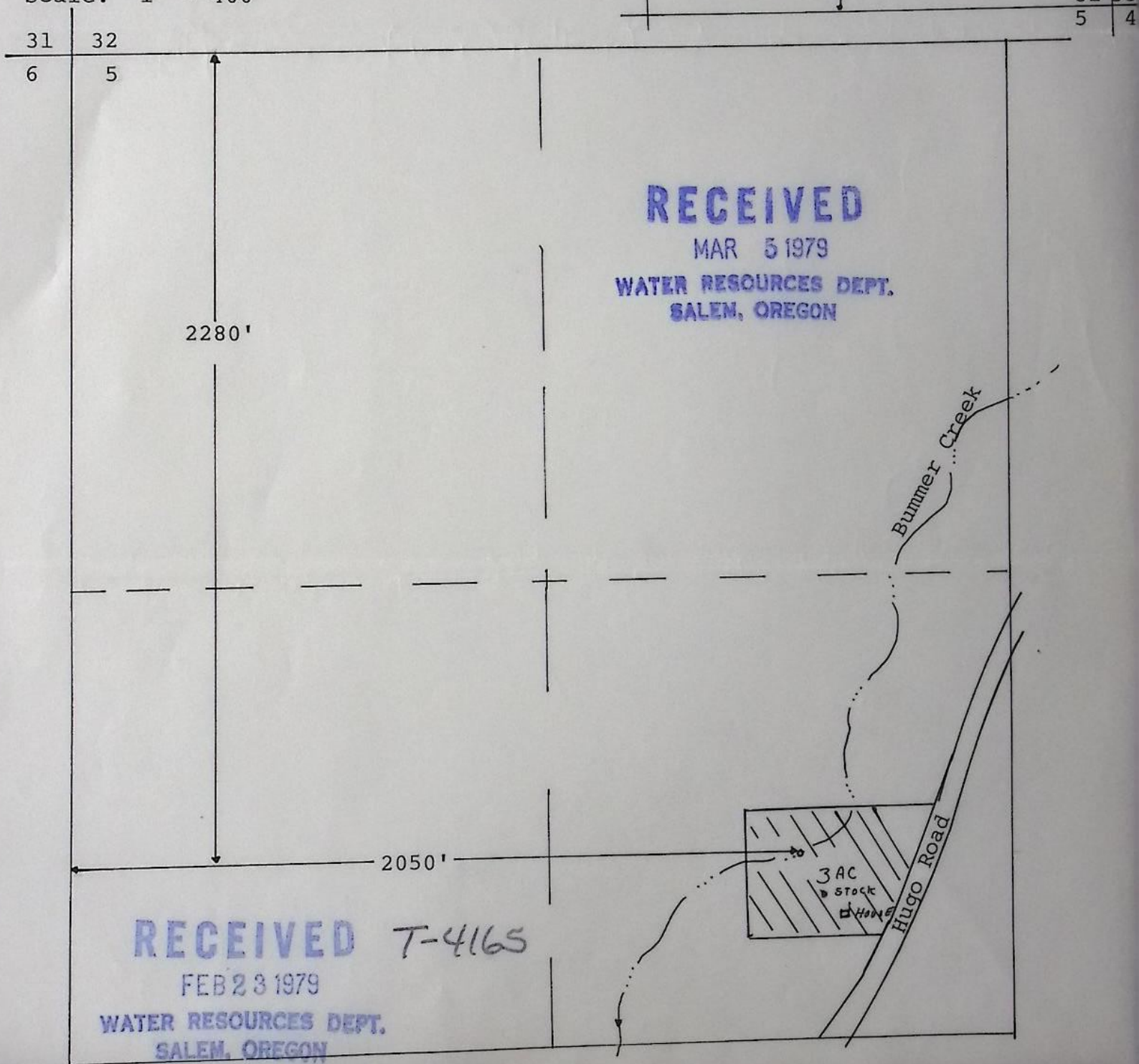


New Point of Diversion

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5

Twp. 35 S., R. 6 W., W. M.

Scale: 1" = 400'



VOL 167 PAGE 456

KNOW ALL MEN BY THESE PRESENTS, That A. E. Thatcher and Mildred E. Thatcher, husband and wife,

in consideration of \$1.00 and other valuable consideration, grantor S Dollars,

to them paid by Paul E. Jonas and Jeanette J. Jonas,

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

A parcel of land located in the South Half of the Southeast Quarter of the Northwest Quarter of Section 5, Township 35 South, Range 6 West of the Willamette Meridian; Josephine County, Oregon, described as follows: Beginning at the point of intersection of the Westerly right of way line of the County Road known as the Merlin-Hugo Road, and which is also known as Quartz Creek Road, with the North line of said legal Subdivision and run then Southerly along the Westerly right of way line of said County Road 400 feet; then West parallel with the North line of said Subdivision 380 feet; then North 400 feet, more or less to the North line of said Subdivision; then East along said Subdivision line 380 feet, more or less, to the point of beginning.



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, the grantors, covenant that they are lawfully seized in fee simple of the above granted premises free from all incumbrances,

and that they will and their 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 hand S and seal S this 29th day of April, 1953.

CALIFORNIA,
STATE OF OREGON

County of } ss.

San Diego

A. E. Thatcher (SEAL)
Mildred E. Thatcher (SEAL)

On this 29th day of April, 1953, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named A. E. Thatcher and Mildred E. Thatcher, husband and wife,

who are 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 seal the day and year last above written.

Notary Public for Oregon
My Commission expires California

RECEIVED

FEB 23 1979

WATER RESOURCES DEPT.
Salem, Oregon

Sw

M

Transfer No. 4165

Name Paul Jonas

Expiration date for completion 10-1-80

Extended to _____

Proof to Survey 8/80

O. K. for certificate _____

Ditch company or irrigation district involved is _____