

4251 Lyons

4251

Name Joseph F. & Imagene V. Lyons

DESCRIPTION OF WATER RIGHT

FEEES PAID

By  
Address 5985 East Evans Creek Road  
Rogue River, OR 97537

Name of stream Evans Creek

| Date    | Amount | Receipt No. |
|---------|--------|-------------|
| 7-10-79 | 85-    | 12717       |

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

Use irrigation

Quantity of water \_\_\_\_\_ No. of acres 21<sup>0</sup>

Name of ditch Vroman Ditch

Date of priority 1902

In name of Paul S. Seeley A.I. Brooks  
Sup Findings  
Rogue River Adjudication, Vol. 13, page 382

App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 32777

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

Notation made on record by In DB

Part Cancelled - sp. or Rec. Vol. 32 P. 541

| TOTAL . . . . | OCert. Fee |  |
|---------------|------------|--|
|               |            |  |

Medford Mail Tribune #27.14 pd 9/14/79 cl# 3788

FEEES REFUNDED

| Date    | Amount           | Check No. |
|---------|------------------|-----------|
| 9-14-79 | 22 <sup>86</sup> | 3789      |

EX 20-  
POD 15-  
PON 27.14  
62.14

Change in POD

Date filed July 10, 1979

Date of hearing Sept 18, 1979

Place of hearing Medford

Date of order 9-25-79 Vol. 32, page 405

Date for application of water 10-1-80

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

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

Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

to survey 7/80

Surveyed 2/11/86 (Kewish)

REMARKS

|                         |  |
|-------------------------|--|
| W.R.I.S.                |  |
| Assembled 3-7-85 by SDA |  |
| Entered _____ by _____  |  |
| Verified _____ by _____ |  |

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

Part Canceled Sp. Or. Vol. 32 P. 54  
Entered 12/4/14 C# 32777, U34  
Mark Records

SRB Index Cards  
 SRB Decree-vault V32  
 SRB Decree-safe P541  
 SRB Cert. of W/R  
 SRB Plat Cards  
---

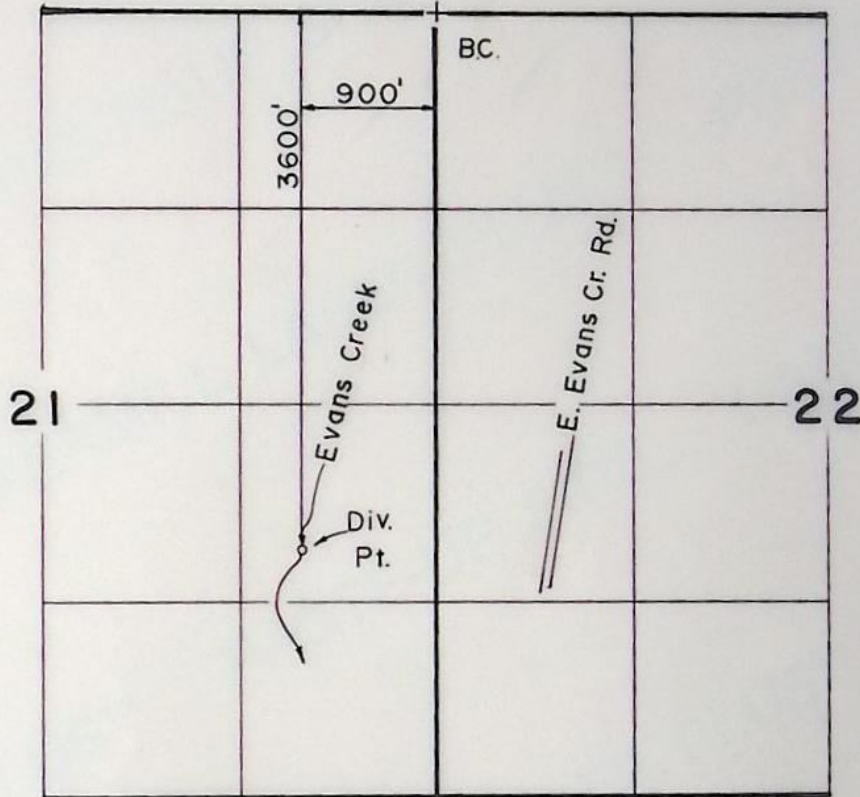
--- Str. Index map  
--- Str. Index list  
--- Name Chainindex  
--- X Ref. Chainindex  
--- Permit File

Orders to: to Wesley

li Order Book  
 li County Clerk  
 li Watermaster #13  
 li Party Submitting Affidavit

li Adj. Folder to ke  
 li Permit Folder  
 li T-4251  
 li Watermaster  
Div.

T. 35 S., R. 4 W., W. M.



Scale: 1" = 1320'

**FINAL PROOF SURVEY**  
UNDER

TRANSFER NO. 4251

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

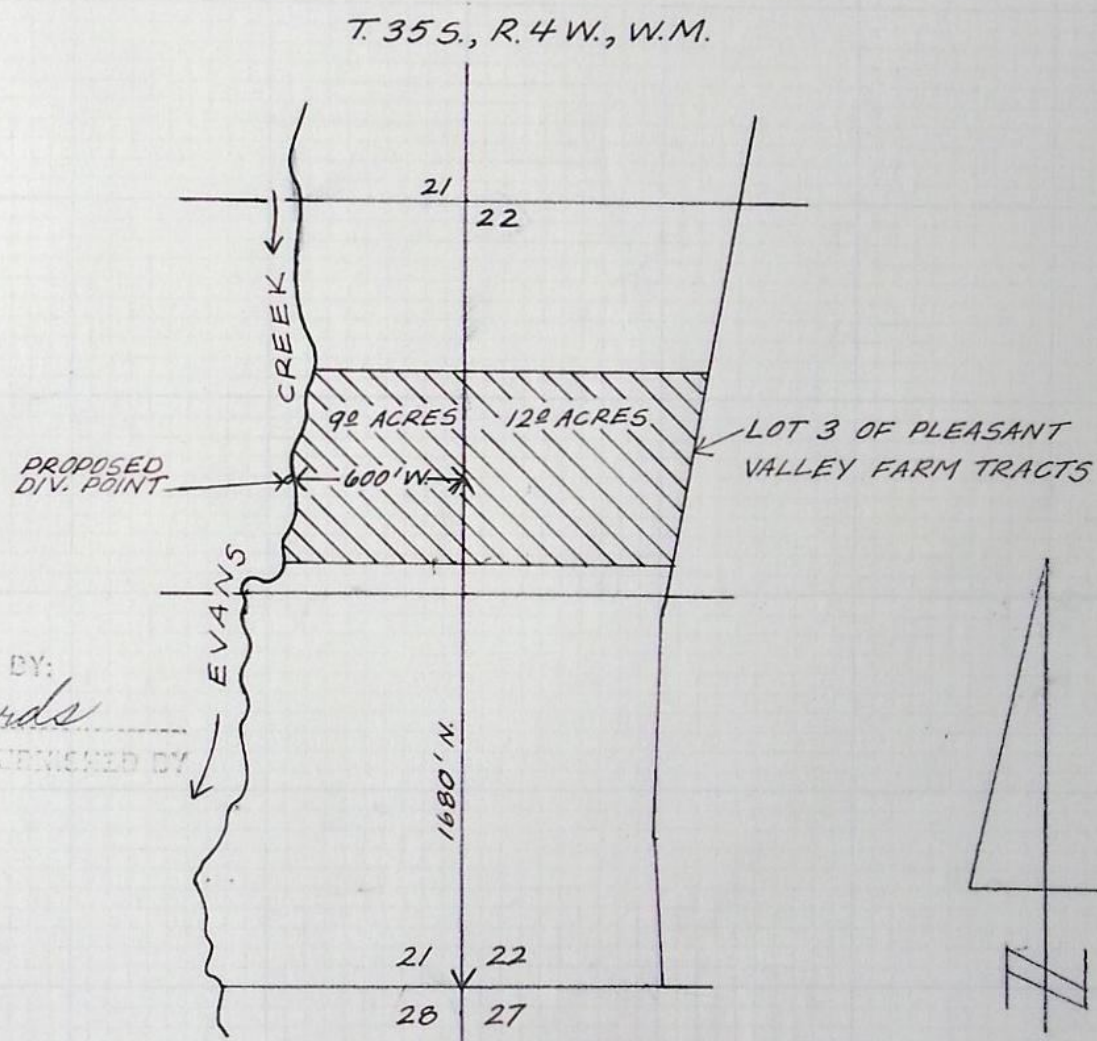
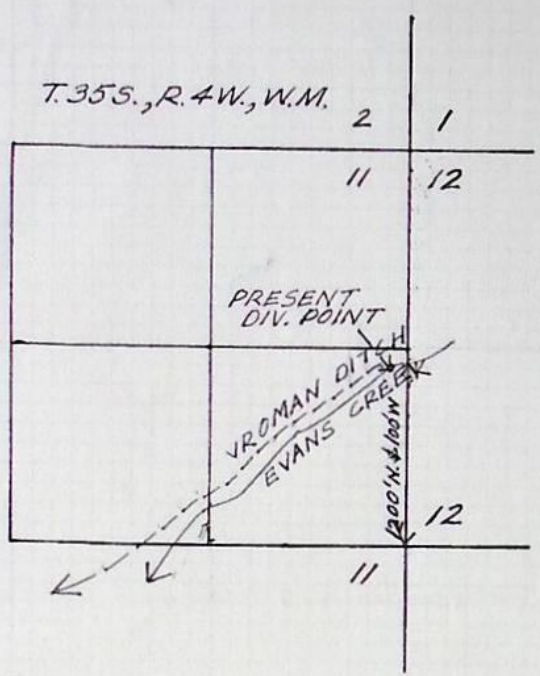
..... DAN R. KEWISH .....

Surveyed FEB. 11. 19.86, by B. S. JAMES.

T-4251  
RECEIVED

JUL 10 1979

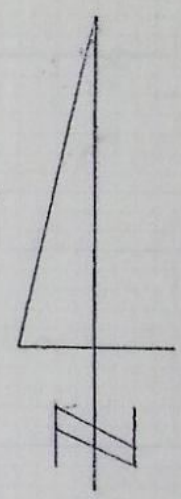
WATER RESOURCES DEPT  
SALEM, OREGON



THIS MAP PREPARED BY:  
*Susan Richards*  
FROM INFORMATION FURNISHED BY  
THE APPLICANT.

MAP TO ACCOMPANY APPLICATION  
OF JOSEPH F. AND IMOGENE V. LYONS  
FOR CHANGE IN POINT OF DIVERSION

SCALE 8" = 1 MILE



6-22-79



INFO: SAME OWNER & ADDRESS AS APPLIED.

PHONE: 582-0364

DIANE KENISH SHOWED US SYSTEM.

SOURCE: EVANS CREEK.

SYSTEM: PUMP DIRECT FROM POOL IN CREEK. 300' FOOT  
MAIN LINE EXTENSION TO CREEK, THEN  
THRU MAIN WHEEL LINE W/ SPRINKLER.

DIVERSION: PUMP DIRECTLY FROM POOL IN CREEK.

P & M: BERKELEY, CENT., 3" X 2'12"  
CENTURY, ELECT. 15 H.P. @ 3500 rpm.

PSI: UNKNOWN.

$$\begin{array}{r} @60PSI \\ 15(60) \\ \hline 127 + 4 = 0 \frac{63}{cfs} \end{array}$$

EQUIPMENT: 1400' 4" ALUM LINE  
36 RB 3/16" X 0

$$\begin{array}{r} @60PSI \\ 36(90) \\ \hline 150 = 0 \frac{63}{cfs} \end{array}$$

LIFT: 4' SUCTION  
0'± DISCHARGE.

USE: PASTURE & HAY

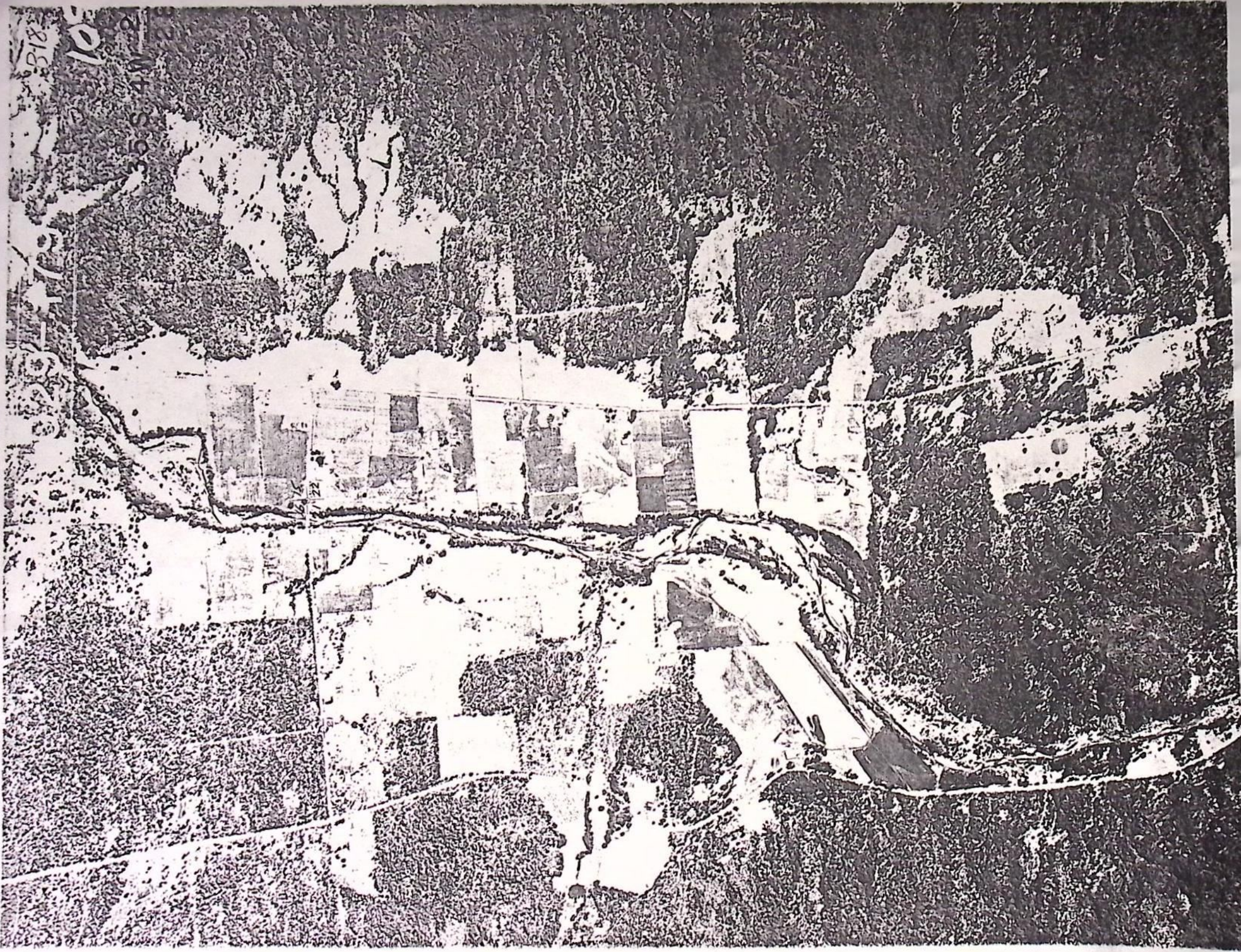
TIE: 41029-179-108R

MON. : 16 15 J.A.CO.  
21 22 B.C.

Bill Jamn WRE  
2-11-86

REMARKS: CREEK CHANNEL HAS PHYSICALLY MOVED TO  
TO WEST FROM WHEN KENISH FILED THIS  
TRANSFER.

P.O.D. HAS BEEN IN USE SINCE SUMMER 1979.



T-4251



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF JOSEPH F. & IMOGENE V. LYONS )  
FOR APPROVAL OF A CHANGE IN POINT )  
OF DIVERSION OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 4251

On July 10, 1979, an application was filed in the office of the Water Resources Director by Joseph F. and Imogene V. Lyons for approval of a change in point of diversion of water from Evans Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 32777, Volume 24, State Record of Water Right Certificates, in the name of A. I. Brooks, describes a right for the use of not to exceed 0.33 cubic foot per second from Evans Creek for irrigation of a certain 21.0 acres in Lot 3 of Pleasant Valley Tracts, being 9.0 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 21, and 12.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 22, Township 35 South, Range 4 West, W.M., with a date of priority of 1902.

Water for the said right is diverted, through the Vroman Ditch, from a point located 1200 feet North and 100 feet West from the East Quarter Corner of Section 11, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 11, Township 35 South, Range 4 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 1680 feet North and 600 feet West from the Southeast Corner of Section 21, being within the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 21, Township 35 South, Range 4 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of July 24 and 31, and August 7, 1979.

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:

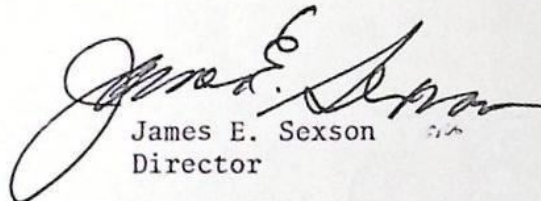
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1980.

It is FURTHER ORDERED that the certificate of water right recorded at page 32777, Volume 24, 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 applicants herein.

Dated at Salem, Oregon this 25th day of September, 1979.

  
James E. Sexson  
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
-----

O R D E R

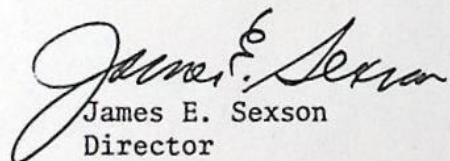
On July 10, 1979, Joseph F. Lyons Jr. and Imogene V. Lyons submitted an affidavit that they are the owners of a certain water right and the lands to which the water right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

The water right in question is a portion of the right described by the certificate recorded at Page 32777, Volume 24, State Record of Water Right Certificates, in the name of A. I. Brooks, and is for the use of not to exceed 0.02 cubic foot per second of water from Evans Creek, with a date of priority of 1902, for domestic and stock purposes in Lot 3, Pleasant Valley Tracts being in NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 21 and NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 22, Township 35 S., Range 4W., W.M.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the Water Resources Director that the water right has been abandoned by him and that he desires cancellation thereof, the Water Resources Director shall enter an order canceling the water right."

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at Page 32777, Volume 24, State Record of Water Right Certificates, is canceled.

Dated at Salem, Oregon, this 4th day of December, 1979.

  
James E. Sexson 516  
Director

T-4251

RECEIVED

JUL 10 1979

WATER RESOURCES DEPT  
SALEM, OREGON

# Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Joseph F. and Imogene V. Lyons

(Name of applicant)

of 5985 East Evans Creek Road, Rogue River,

(Mailing address)

(City)

State of Oregon, 97537, 582-3581, do hereby make application for change

(Zip Code)

(Phone number)

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. Paul S. Seeley, A.T. Brooks

(If not, give name)

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

(Yes or No)

Supplemental Findings of the Rogue River Decree number of certificate 32777.

3. Was your water right acquired by Water Right Permit? No. If so, give number

(Yes or No)

of permit No. Number of certificate No.

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 Evans Creek.

5. What is the date of priority of your water right? 1902

6. The authorized point of diversion is located 1200 ft. N. and 100 ft. W. from the E<sup>1</sup>/<sub>4</sub>

(N. or S.)

(E. or W.)

corner of Sec. 11 being within the SE 1/4 NE 1/4 of Section 11 Tp. 35 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 Vroman Ditch.

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

7. The proposed point of diversion is located 1680 ft. N. and 600 ft. W. from the SE

(N. or S.)

(E. or W.)

corner of Sec. 21 being within the NE 1/4 SE 1/4 of Section 21 Tp. 35 S. R. 4 W. W. M.,

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

in the county of Jackson. The name of the ditch to be used is Keith & Lyons Pump.

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 |
|-------------------------|---------------------------------------|---------|---------------------|------------------------------|
| 35 S.                   | 4 W.                                  | 21      | NE¼ SE¼             | 9.0 acres                    |
|                         |                                       | 22      | NW¼ SW¼             | 12.0 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.? .....  
(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 too costly to maintain.

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

16. The water will be completely applied to the proposed use on or before October 1, 1981.

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, Joseph F. and Imogene V. Lyons, 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.

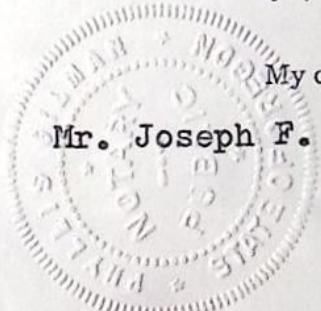
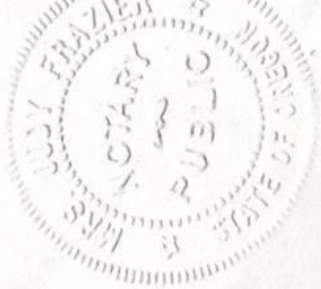
In Witness Whereof, I have hereunto set my hand this 14<sup>th</sup> day of June, 1979.

X Joseph F. Lyons

X Imogene V. Lyons  
(Name of applicant)

Subscribed and sworn to before me this 14 day of June, 1979

[Notarial Seal]



Mrs. Phyllis Gilman  
NOTARY PUBLIC FOR OREGON  
4-26-81

Mr. Joseph F. Lyons signed before me 6-15-79.

Phyllis Gilman  
Notary Public for Oregon  
My commission expires 3-17-81

Accom. T-4251 §. 30 \$2  
CRATER TITLE INSURANCE CO. 510 W. SIXTH ST. - MEDFORD, OREGON

'73-11027

ASHLAND OFFICE - 362 LITHIA WAY

KNOW ALL MEN BY THESE PRESENTS, That HOWARD T. FROST and ESTHER E. FROST, husband and wife,

in consideration of ---Ten and no/100--- Dollars, and other valuable considerations, receipt of which is acknowledged, to them paid by JOSEPH F. LYONS JR. and IMOGENE V. LYONS,

husband and wife, grantees, 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 Jackson and State of Oregon, bounded and described as follows, to-wit:

Lot 3 of The PLEASANT VALLEY FARM TRACTS in Jackson County, Oregon;

Subject to: Rights of the public in and to that portion of the herein described property lying within the boundaries of roads and highways;

Also subject to existing rights of way for ditches or canals;

Also subject to the regulations of the Pleasant Valley District Improvement Company, an Oregon corporation, within which the herein described property lies, including indebtedness, levies, assessments, water and irrigation rights and easements, notice of which district formation appears in Volume 146, Page 165, Jackson County, Oregon, Deed Records, and as amended by instrument recorded in Volume 230, Page 392-96, said Deed Records.

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

And the grantor do covenant that they are lawfully seized in fee simple of the above granted premises free from all incumbrances, except as above stated,

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 their hands and seal, this 24th day of November, 1961.

Howard T. Frost (SEAL)  
Esther E. Frost (SEAL)

STATE OF OREGON,  
County of Jackson } ss.

BE IT REMEMBERED, That on this 24th day of November, A. D. 1961, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named HOWARD T. FROST and ESTHER E. FROST, husband and wife,

who are known to me to be the identical individual 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.

MEDFORD PHONE SP2-5264 ASHLAND MU 2-4591

RECEIVED  
JUL 10 1979  
WATER RESOURCES DEPT  
SALEM, OREGON

ESCROW TITLE INSURANCE



EVANS CR

LF 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. 1000092511 PERMIT NO. 013382 CERTIF. NO.  
ORIG. NO. C000327771 PREV. NO. C000327771 SUPER. NO.

NAME: JOSEPH & IMOGENE LYONS  
ADDRESS: 5985 E. EVANS CR. RD.  
CITY/STATE/ZIP/COUNTY: ROGUE RIVER, OR 97537 15  
WM. DIST. 13 W.R. TYPE SC STATUS V

STREAM-ID 15 1680 1730

RIV. MI.

|                              |                              |                     |       |                     |       |
|------------------------------|------------------------------|---------------------|-------|---------------------|-------|
| CANCEL YEAR----              | CONSTR. COMPLT--> 07 22 1980 | YR. LAST USED-----> | ---   | NEXT ACTION DUE-->  | ---   |
| PRIORITY-----> 12 31 1902    | PUT TO USE-----> 07 22 1980  | LAST TRANS. DATE--> | ---   | LAST TRANS. TYPE--> | ---   |
| APPLICATION-----> 07 10 1979 | SURVEYED----->               | EXAM. FEE----->     | 20.00 | RECORDING FEE-----> | 15.00 |
| PERMIT ISSUE--> 09 25 1979   | CONCURRENCE----->            | CYCLE STATUS----->  | ---   | REPORTED FLAG-----> | ---   |
| CONSTR. STRT.--> 09 25 1979  | CERTIFIED----->              | CORRES. INIT.-----> | ---   | CORRES. DATE----->  | ---   |

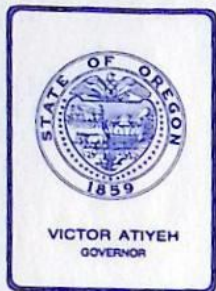
| POINT-OF-DIVERSION DATA: |      |      |         | RIV. MI.     | RATE  | STATUS | S OR P |
|--------------------------|------|------|---------|--------------|-------|--------|--------|
| TWNSP                    | RNGE | SECT | QTR/QTR | STREAM-ID    |       |        |        |
| 3505                     | 090W | 21   | D A     | 15 1680 1730 | 0.330 | V      | P      |

\*\*\* REMARKS; ----->  
 \*\*\* DATED-->  
 \*\*\* POD: 1680' N & 600' W FM SE COR  
 \*\*\* S 21. CHANGES POD PART OF  
 \*\*\* C-32777. BALANCE CANCELED  
 \*\*\* SD OR V 32, P 541.  
 \*\*\* ----->  
 \*\*\* ----->  
 \*\*\* ----->

| PLACE-OF-USE DATA: |      |      |         |      |       |        |       |        |        |
|--------------------|------|------|---------|------|-------|--------|-------|--------|--------|
| TWNSP              | RNGE | SECT | QTR/QTR | CNTY | USE % | CNSMTV | ACRES | STATUS | S OR P |
| 3505               | 090W | 21   | D A     | 15   | 1R    | 100    | 9.00  | V      | P      |
|                    |      | 22   | CB      |      |       |        | 12.00 |        |        |

VER. I. S.  
 Approved 3-7-85 J. S. M.  
 E. M. \_\_\_\_\_  
 Verified \_\_\_\_\_





*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066 or  
1-800-452-7813

August 1, 1980

Dan R. Kewish  
PO Box 555  
Rogue River, OR 97537

Dear Mr. Kewish:

REFERENCE: File number T-4251

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. 4251, for a change in point of diversion of water from Evans 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,

SAMUEL R. ALLISON  
Supervisor  
Transfer Section

SRA:wpc  
cc: David C. Hendrix, Watermaster  
0647A  
1739A

COPY

RECEIVED

JUL 22 1980

WATER RESOURCES DEPT  
SALEM, OREGON

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

PURSUANT TO TRANSFER APPLICATION NO. 4251

I, DAN R. KEWISH, 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 JULY 18, 1980.

7-18-80

Date

Dan R. Kewish

Signature

5985 E. EVANS CREEK ROAD, ROGUE RIVER  
97537

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

MILL CREEK OFFICE PARK  
555 13TH STREET N.E.

NOTE: SUBJECT PROPERTY WAS PURCHASED FROM  
JOSEPH F & IMOGENE V. LYONS IN APRIL 1980.

ok  
Dij

T-4251

AFFIDAVIT

RECEIVED

JUL 10 1979

WATER RESOURCES DEPT  
SALEM, OREGON

STATE OF OREGON                    )  
County of Jackson                ) ss.

We, Joseph F. Lyons Jr. and Imogene V. Lyons, of 5985 East Evans Creek Road, Rogue River, Oregon 97537, being first duly sworn, depose and say that we are the legal owners of the following described property:

Lot 3 of the PLEASANT VALLEY FARM TRACTS in Jackson County, Oregon.

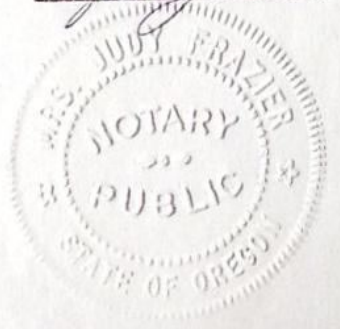
and the water right that is appurtenant thereto, it being a portion of Certificate No. 32777, initiated in the name of A. I. Brooks, under date of priority of 1902, for the use of 0.02 c.f.s. of water from Evans Creek through the Vroman Ditch for domestic and stock purposes in Lot 3 of the Pleasant Valley Farm tracts as designated, numbered, and described on the official plat thereof now on record in the office of the County Clerk of Jackson County, Oregon (NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 21, and NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 22, Township 35 South, Range 4 West, Willamette Meridian, Jackson County, Oregon); that we have abandoned this portion of said water right and request the said portion of right be cancelled that is appurtenant to our land.

IN WITNESS WHEREOF, we have hereunto set our hands this 2nd day of July, 1979.

Joseph F. Lyons Jr.  
J. F. Lyons

Imogene V. Lyons

Subscribed and sworn to before me this 2nd day of July, 1979.



Mrs. Judy Frazier  
Notary Public of Oregon  
My commission expires 4-26-81

**NOTICE OF WATER RIGHT  
TRANSFER APPLICATION NO. 4251**

The Water Resources Director of Oregon has received and filed an application by Joseph F. & Imogene V. Lyons for approval, without loss of priority, of a change in point of diversion of water under a certain water right.

The affected water right is a portion of the right described by the certificate recorded at page 32777, Volume 24, State Record of Water Right Certificates, in the name of A. I. Brooks, and is for the use of not to exceed 0.33 cubic foot per second from Evans Creek, under a priority date of 1902, for irrigation of a certain 9.0 ac in NE 1/4 SE 1/4, Sec 21 & 12.0 ac in NW 1/4 SW 1/4, Sec 22, T 35S, R 4W, WM.

The authorized point of diversion is located 1200 ft N & 100 ft W from the E 1/4 Corner of Sec 11, being within the SE 1/4 NE 1/4 of Sec 11, T 35S, R 4W, WM (Vroman Ditch).

The applicants propose to change the point of diversion therefrom to a point located 1680 ft N & 600 ft W from the SE Corner of Sec 21, being within the NE 1/4 SE 1/4 of Sec 21, T 35S, R 4W, WM.

Pursuant to ORS 540.520(2), a hearing is scheduled for 9:30 a.m. on Thursday, September 13, 1979, at the Jackson County Courthouse, Medford, Oregon. Any objections to the proposed change must be prepared in writing: one copy to be served on the applicants at 5985 E Evans Cr Rd, Rogue River, OR 97537; and one copy filed in the office of the Water Resources Director, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Rules for filing objections will be furnished upon request.

IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING.

Dated at Salem, Oregon this 18th day of July, 1979.

James E. Sexson, Director

**Affidavit of Publication**

RECEIVED

AUG 13 1979

WATER RESOURCES DEPT  
SALEM, OREGON

State of Oregon,  
County of Jackson

ss.

1. Lynn Smith, being first duly

sworn, depose and say that I am the.....

(OWNER, EDITOR, PUBLISHER, MANAGER.)

Principal Clerk

ADVERTISING MANAGER, PRINCIPAL CLERK, PRINTER OR PRINTER'S FOREMAN)

of Medford Mail Tribune, a newspaper of general circulation, as defined by ORS 193,010 and 193,020; printed and published at Medford in the aforesaid county and state;

that the Notice of Water Right Transfer

....., a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 successive and consecutive weeks in the

following issues July 24, 31, Aug. 7, 1979

(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Lynn Smith

Subscribed and sworn to before me this 10th day of Aug., 1979

James E. Sexson  
NOTARY PUBLIC FOR OREGON

My Commission expires 21st day of May, 1981

ok  
ecy



RECEIVED

JUL 19 1979

WATER RESOURCES DEPT  
SALEM, OREGON

*Water Resources Department*

JACKSON COUNTY COURTHOUSE, MEDFORD, OREGON 97501 PHONE 776-7056  
July 18, 1979

Ref: T-4251

Water Resources Department  
Mill Creek Office Park  
555 13th Street, N.E.  
Salem, Oregon 97310

Attention: Mr. Sam Allison, Engineer  
Transfer Division Section

Dear Mr. Allison:

Please correct Item No. 1 on the transfer submitted  
for Joseph F. and Imogene V. Lyons to "A. I. Brooks" as  
Certificate No. 32777 is in this name.

Very truly yours,

*John F. Cummins*  
John F. Cummins  
Assistant Water Master,  
District 13

pg