

billing sent
1-4-80

4358

Name U.S. Forest Service
By Rogue River Nat'l Forest
Address P.O. Box 520
Medford, OR 97501

DESCRIPTION OF WATER RIGHT

Name of stream Squaw Creek
Trib. of _____ County of Jackson
Use to recreation
Quantity of water _____ No. of acres _____
Name of ditch Thurman & Collins
Date of priority 1876
In name of A.E. Collins
Rogue River Adjudication, Vol. 4, page 33
App. No. _____ Per. No. _____ Cert. No. 16951
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>1-31-80</u>	<u>50-</u>	<u>15884</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

Change in Use, POD
Date filed Jan. 3, 1980
Date of hearing March 5, 1980
Place of hearing Medford
Date of order 5-8-80 Vol. 33, page 184
Date for application of water 10-1-80
Proof mailed _____
Proof received _____
Certificate issued OCT 28 1980 Vol. 43, page 49688
DEC 31 1985 48, page 53626

Ex 20
POD 15-
USE 15-
50-

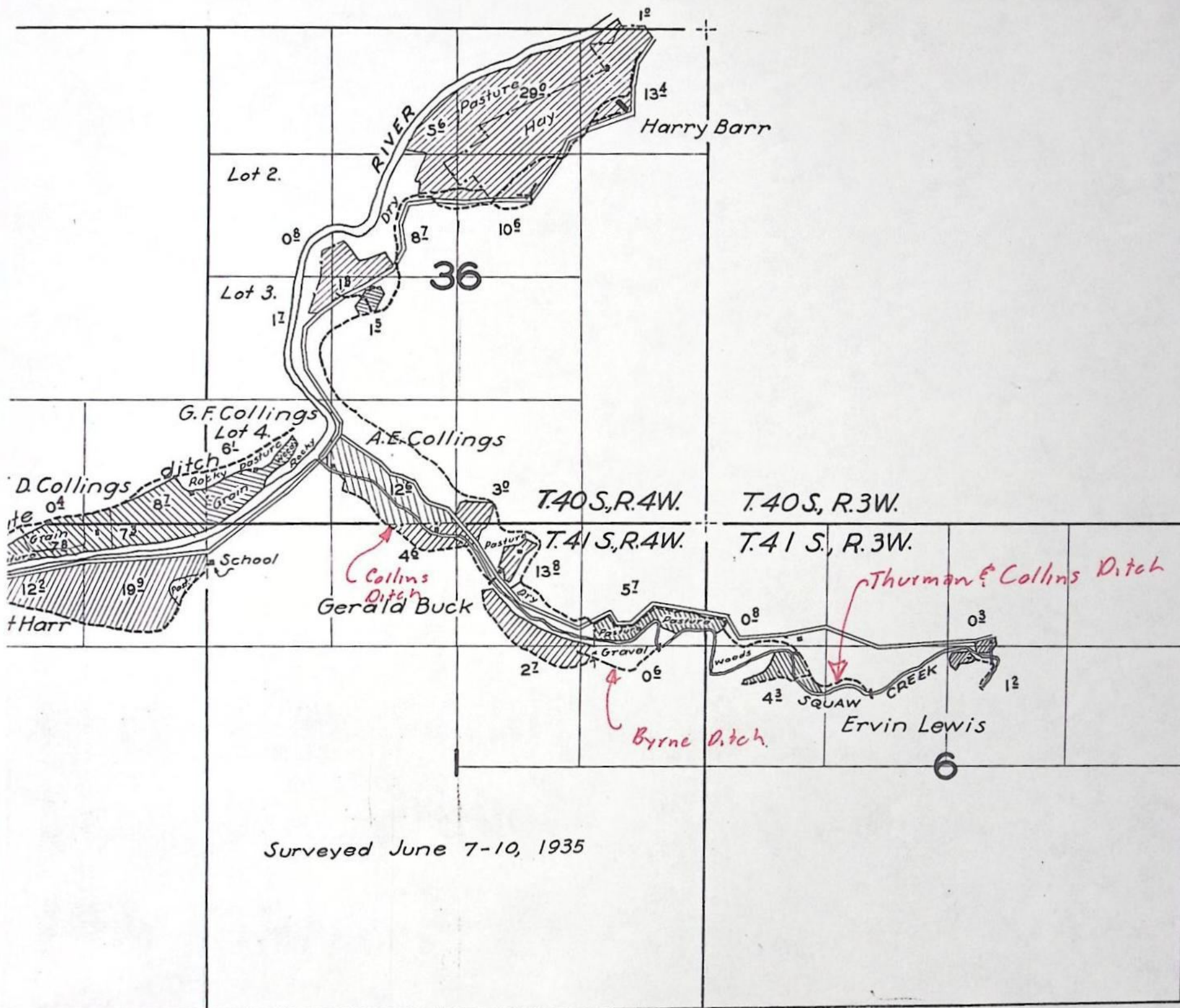
Surveyed 9/25/85

REMARKS

W.R.I.S.	
Assembled <u>4-7-85</u> by <u>SRB</u>	
Entered _____ by _____	
Verified _____ by _____	

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

20



Not
in
are
loc

REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN: (PO

POD
POU
USE

Transfer NO. 4358

County Jackson

Old Certificate NO. 16451

1. Name U.S. Forest Service, Rogue River Nat'l Forest
Address P.O. Box 530, Medford, OR 97501

2. Source of Supply Squam Creek, Trib of

3. Use from stock & irrigation to recreation

4. Amount of Water 0.50 Priority Date 1876

5. Proposed Point of Diversion ~~N40° E~~ + 2440' E from NW Corner, Sec 2,
w/in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 2, T41S, R3W, Wm.

6. Completion Date 10-1-81

7. Place of Use:

[illegible]

RECEIVED

OCT - 2 1985
WATER RESOURCES DEPT
SALEM, OREGON

INFO. INSPECTED SITE.

INFO. SAME AS T-4357.

B. Sue Jones

W.D.E 9-25-85

USE: RECREATION

TIE: INSPECTION.

SQUAW CR → APPLICATION R

WFT-0982-01

*** 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. 1000043581 PERMIT NO. 004 033 CERTIF. NO.
ORIG. NO. 0000164541 PREV. NO. 0000164541 SUPER. NO.

NAME: USFS, RRNF

ADDRESS: PO BOX 520

CITY/STATE/ZIP/COUNTY: MEDFORD, OR 97501

15

STREAM-ID 15 1680 1540 0770

RIV. MI.

WM. DIST. 13 W.R. TYPE SA STATUS V

CANCEL YEAR----

CONSTR. COMPLT--> 06 11 1910

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1876

PUT TO USE-----> 06 11 1910

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION--> 01 03 1980

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE-----> ~~25.00~~ 30.00

PERMIT ISSUE--> 05 08 1980

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 05 08 1910

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

POINT-OF-DIVERSION DATA:
TWNSP RNGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

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

4105 030W 02 B A 15 1680 1540 0770

0.500
0.600

V P

** POD: 790'S & 2440'E FM NW
** COR S 2. CHANGES USE & POD
** PART OF C-16454. REC-49688.

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

4105 030W 02 A B 15 RC 100 V P

1 02 B A

4003 030W 35 D A

D B

D C

D D

49685

W.R. I.S.

Assembled 4-9-85 by SPK

Entered by

Verified by

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That A.E. COLLINS

of Watkins, State of Oregon, has
a right to the use of the waters of
Squaw Creek

a tributary of Applegate River for the purpose of
irrigation of 4.0 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Jackson County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 4, at page 1; that the priority of the right
thereby confirmed dates from 1872;

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 0.14 cubic foot
per second.

The point of diversion is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, T. 41 S., R. 4 W., W.M.;
Collins Ditch

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

4.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 36
T. 40 S., R. 4 W., W.M.

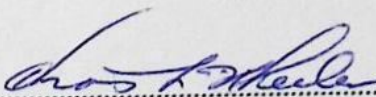
This certificate describes that portion of the water right confirmed by the
prior certificate recorded at page 16451, Volume 13, State Record of Water
Right Certificates, NOT modified by the provisions of an order of the Water
Resources Director entered on May 8, 1980, approving transfer application
No. 4358.

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 Water Resources Director, affixed

this date October 28, 1980.


Deputy Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 43, page 49688

Proof 986, Vol. 14); Priority 1896; 0.40 second foot; for Irrigation of 20 acres, and Domestic and Stock use; Beaver ditch; Description of place of use: 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 17; Tp. 40 S. R. 2 W. W. M., Jackson County, Oregon.

A. D. McKee, Watkins, Ore., (Proof 988, Vol. 14); Priority 1885; 0.32 second foot; for Irrigation of 16 acres, and Domestic and Stock use; McKee ditch; Description of place of use: 16 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 5; Tp. 40 S. R. 3 W. W. M., Jackson County, Oregon.

AMOS McKEE, Watkins, Ore. (Proof 989, Vol. 14); Priority 1876; 0.95 second foot; for Irrigation of 57 acres and Stock use; Domestic ditch; Description of place of use: 17 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 20 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 13 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 8; Tp. 40 S. R. 3 W. W. M., Jackson County, Oregon.

WERTZ SPRINGS,

A Tributary of Applegate River.

S. M. WERTZ, Ruch, Ore., (Misc. Claims); Priority May, 1902; 0.03 second foot; for Irrigation of 1 acre; and Domestic use; Wertz ditch; Description of place of use: 1 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 4; Tp. 39 S. R. 3 W. W. M., Jackson County, Oregon.

KENNY CREEK,

A Tributary of Applegate River.

CARY CULY, Watkins, Ore., (Proof 990, Vol. 14); Priority 1880; 0.30 second foot; for Irrigation of 12 acres; Culy ditch; Description of place of use: 12 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18; Tp. 40 S. R. 3 W. W. M., Jackson County, Oregon. (See also Paragraph 7).

MULE CREEK,

A Tributary of Applegate River.

RAMEY PHILLIPS, Watkins, Ore., (Proof 991, Vol. 14); Priority 1891; 0.18 second foot; for Irrigation of 7 acres, and Domestic use; Phillips ditch; Description of place of use: 7 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 18; Tp. 40 S. R. 3 W. W. M., Jackson County, Oregon.

BROS. SPRING,

A Tributary of Applegate River.

DAVID DORN, Watkins, Ore., (Proof 992, Vol. 14); Priority 1897; 0.13 second foot; for Irrigation of 5 acres; Spring ditch; Description of place of use: 5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 30; Tp. 40 S. R. 3 W. W. M., Jackson County, Oregon.

SQUAW CREEK,

A Tributary of Applegate River.

TERRENCE P. BYRNE, ESTATE OF, Watkins, Ore., (Proof 993, Vol. 14); Priority 1876; 0.60 second foot; for Irrigation of 18 acres, and Domestic, Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 3 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36; Tp. 40 S. R. 4 W. W. M., 2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 3 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 1; Tp. 41 S. R. 4 W. W. M., Jackson County, Oregon. (See also Paragraph 7).

(Proof 994, Vol. 14); Priority 1894; 0.24 second foot; for Irrigation of 7 acres,

and storage; Byrne ditch, Squaw Lake reservoir; Description of place of use: 7 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 1; Tp. 41 S. R. 4 W. W. M., Jackson County, Oregon. (See also Paragraph 7).

A. E. COLLINS, Watkins, Ore., (Proof 995, Vol. 14); Priority 1876; 0.50 second foot; for Irrigation of 15 acres, and Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 36; Tp. 40 S. R. 4 W. W. M., Jackson County, Oregon.

(Proof 996, Vol. 14); Priority 1872; 0.14 second foot; for Irrigation of 4 acres; Collins ditch; Description of place of use: 4 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 36; Tp. 40 S. R. 4 W. W. M., Jackson County, Oregon.

MRS. LOUISE HARR, (Successor to J. P. Harr), Watkins, Ore., (Proof 998, Vol. 14); Priority 1876; 0.67 second foot; for Irrigation of 20 acres, and Domestic, Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 6 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 1; Tp. 41 S. R. 4 W. W. M.; 2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 6; Tp. 41 S. R. 3 W. W. M., Jackson County, Oregon.

JOHN HASKINS, Watkins, Ore., (Proof 997, Vol. 14); Priority 1897; 0.67 second foot; for Irrigation of 20 acres, and Domestic and Stock; Haskins ditch; Description of place of use: 6 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 6; Tp. 41 S. R. 3 W. W. M., Jackson County, Oregon.

P. F. SWAYNE, Watkins, Ore., (Proof 999, Vol. 14); Priority 1876; 1.34 second foot; for Irrigation of 40 acres, and Domestic, Stock and Storage; Thurman & Collins ditch, and Squaw Lake reservoir; Description of place of use: 2 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 18 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 13 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 4 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 36; Tp. 40 S. R. 4 W. W. M., Jackson County, Oregon.

GEO. K. WAIT, ESTATE OF, Watkins, Ore., (Proof 1000, Vol. 14); Priority 1898; 0.54 second foot; for Irrigation of 16 acres; Squaw Creek ditch; Description of place of use: 8 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 8 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 4; Tp. 41 S. R. 3 W. W. M., Jackson County, Oregon. (See also Paragraph 7).

M. M. WELCH, Watkins, Ore., (Proof 1001, Vol. 14); Priority 1904; 0.67 second foot; for Irrigation of 20 acres; Squaw Lake ditch; Description of place of use: 9 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 11 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 4; Tp. 41 S. R. 3 W. W. M., Jackson County, Oregon.

COUGAR CREEK,

A Tributary of Applegate River.

M. WATKINS, ESTATE OF, Watkins, Ore., (Proof 1002, Vol. 14); Priority Jan. 5, 1889; 0.60 second foot; for Irrigation of 30 acres; Watkins ditch; Description of place of use: 1 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 23 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 2; Tp. 41 S. R. 4 W. W. M., Jackson County, Oregon.

THOMPSON CREEK,

A Tributary of Applegate River.

JAS. BINGHAM, Applegate, Ore., (Proof 1003, Vol. 14); Priority 1882; 0.52 second foot; for Irrigation of 36 acres, and Domestic and Stock; Houston ditch; Description of place of use: 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 21 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 24; Tp. 39 S. R. 5 W. W. M., Josephine County, Oregon.

JOHN BINGHAM, Applegate, Ore., (Proof 1004, Vol. 14); Priority 1872; 0.14 second foot; for Irrigation of 7 acres, and Domestic and Stock; John S. Miller ditch; Description of place of use: 7 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 24; Tp. 39 S. R. 5 W. W. M., Josephine County, Oregon.

M. F. BINGHAM, Applegate, Ore., (Proof 1005, Vol. 14); Priority 1901; 0.40 second foot; for Irrigation of 28 acres, and Domestic and Stock; James Rock ditch; Description of place of use: 10 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 19; 3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 18; Tp. 39 S. R. 4 W. W. M., Jackson County, Oregon.

(Proof 1006, Vol. 14); Priority 1869; 0.08 second foot; for Irrigation of 3 acres, and Domestic and Stock; Steve Oyster ditch; Description of place of use: 3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 18; Tp. 39 S. R. 4 W. W. M., Jackson County, Oregon.

HORACE R. BLEVIN, (Successor to Phila Bliven), Grants Pass, Ore., (Proof 1007, Vol. 14); Priority 1899; 0.24 second foot; for Irrigation of 12 acres, and Stock; Schenkers, Elmore and Hilkey ditches; Description of place of use: 12 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 32; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon.

C. H. ELMORE, Deceased, ESTATE OF, Applegate, Ore., (Proof 1008, Vol. 14); Priority Sept. 15, 1905; 1.03 second foot; for Irrigation of 72 acres, and Stock; Elmore ditch; Description of place of use: 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 12 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 32; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon.

DANIEL HILKEY, Applegate, Ore., (Proof 1013, Vol. 14); Priority 1863; 1.03 second foot; for Irrigation of 72 acres, and Domestic and Stock; Weintrout ditch; Description of place of use: 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$; 11 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 32; 6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 29; 10 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 33; Tp. 38 S. R. 4 W. W. M., Jackson County, Oregon.

M. D. HOGAN, (Successor to Lee Harrington), Applegate, Ore., (Proof 1010, Vol. 14); Priority 1890; 0.31 second foot; for Irrigation of 21 $\frac{1}{2}$ acres, and Stock; Harrington ditch; Description of place of use: 12 $\frac{1}{2}$ acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 9 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 32; Tp. 38 S. R. 4 W. W.

V4 P 33

Is transferred
Vol. 11, p. 244
by Cert. # 29161
A USE, POW

① Corrected by Decree of Court
V 7, P. 277 to T41S, R. 2N, W. 1E
Superseded by Cert. 40386

② T-4358 A USE, POW 152 ac

③ T-4359 A USE, POW 111

① Corrected Sp. Dec. Vol. 10, 302

② Superseded by Cert. # 27615

③ T-3682 A POW, POW

④ Cert. #: 45509

⑤ part canceled (C-16464) &
Superseded by Cert. #

(Proof 986, Vol. 14);
second foot; for Irriga-
tion of place of use;
Description of place of use:
18; Sec. 17; Tp. 40
Jackson County, Oregon.
A D McKee, Watki-
Vol. 14); Priority 18;
for Irrigation of 16
and Stock use; McKee
of place of use: 16;
Sec. 5, Tp. 40 S. R. 3
County, Oregon.
AMOS McKEE, Watki-
Vol. 14); Priority 18;
for Irrigation of 57;
Comstock ditch; Des-
cription of place of use:
17 acres in SE 1/4
SW 1/4; 20 acres in
NE 1/4 SW 1/4; Sec. 8
W. M., Jackson Co

WERTZ SI

①② Tributary to A
M. WERTZ,
(Claims); Priority Ma-
jority; for Irrigation of
the use; Wertz ditch;
of use: 1 acre in
Tp. 39 S. R. 3 W. W.
Oregon.

KENNY

A Tributary of
CARY CULY, Watki-
Vol. 14); Priority 18
for Irrigation of 1;
Description of place
SW 1/4 SE 1/4; Sec. 18;
W. M., Jackson Co
also Paragraph 7).

MULE

A Tributary of
RAMEY PHILLIPS
(Proof 991, Vol. 14)
second foot; for Irriga-
tion of place of use; Philli-
Description of place of use:
7 ac
18; Tp. 40 S. R. 3
County, Oregon.

BROS.

A Tributary of
DAVID DORN, V
1992, Vol. 14); Prior-
ity 1876; for Irrigation
ditch; Description of
place of use: 10 acres in
NW 1/4 NE 1/4; Sec. 8
W. M., Jackson Co

SQUAW

A Tributary of
TERRENCE P. D
Watkins, Ore., (Pro-
of 1876; 0.60 se-
tion of 18 acres, and
Storage; Thurman
Squaw Lake reservoir
of use: 3 acres in
Tp. 40 S. R. 4 W. V
1876; 10 acres in
NW 1/4 NE 1/4; Sec. 8
W. M., Jackson Co

T-4358

RECEIVED

JAN 31 1980

WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, U. S. Forest Service, Rogue River National Forest
(Name of applicant)
 of P. O. Box 520, Medford,
(Mailing address) (City)
 State of Oregon, 97501, 776-3600, do hereby make application for change
(Zip Code) (Phone number)
 in place of use, point of diversion, use theretofore made of water.
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No. A. E. Collins
(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 Decree number of certificate 16451
3. 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 Squaw Creek
5. What is the date of priority of your water right? 1876
6. The authorized point of diversion is located 790 ft. N and 1,840 ft. E from the W $\frac{1}{4}$
(N. or S.) (E. or W.)
 corner of Section 6 being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6 Tp. 41 S. R. 3 W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Jackson The name of the ditch used is Thurman & Collins

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

7. The proposed point of diversion is located 790 ft. S and 2,440 ft. E from the NW
(N. or S.) (E. or W.)
 corner of Section 2 being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 2 Tp. 41 S. R. 3 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 _____

8. The use to which the water is applied is Irrigation, Stock, Storage
(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 $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
40 S.	4 W.	36	SE $\frac{1}{4}$ SW $\frac{1}{4}$	15

(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 Recreation
(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 $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
41 S.	3 W.	2	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Recreation
41 S.	3 W.	2	NW $\frac{1}{4}$ NE $\frac{1}{4}$	Recreation
40 S.	3 W.	35	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Recreation
40 S.	3 W.	35	SE $\frac{1}{4}$ SE $\frac{1}{4}$	Recreation
40 S.	3 W.	35	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Recreation
40 S.	3 W.	35	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Recreation

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are to maximize benefits for public outdoor recreation, the lake fisher and wildlife.

15. Construction work will be completed on or before

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

Remarks The lake area is recognized as an important recreation, fish and wildlife site. It is administered by the Rogue River National Forest and is available to the general public regardless of race, color or creed.

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

Donald H. SMITH, Forest Supervisor

I, U. S. Forest Service, Rogue River National Forest, 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 21 day of December, 1979

Donald H. Smith
DONALD H. SMITH, Forest Supervisor
(Name of applicant)

Subscribed and sworn to before me this 21 day of December, 1979

[Notarial Seal]

John R. Kaiser
NOTARY PUBLIC FOR OREGON

My commission expires Nov. 28, 1982



RECEIVED
JUN 11 1980
WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

POU, POD & Use of water from Squaw Creek

PURSUANT TO TRANSFER APPLICATION NO. 4357

I, DONALD H. SMITH, 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 June 6, 1980.

June 6, 1980

Date

Donald H. Smith
Signature

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

OK
Fin

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF U. S. FOREST SERVICE FOR APPROVAL)
OF CHANGES IN PLACE OF USE, POINT)
OF DIVERSION AND USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4358

On January 3, 1980, an application was filed in the office of the Water Resources Director by U. S. Forest Service for approval of changes in place of use, point of diversion and use of water from Squaw Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Jackson County, Oregon, entered April 26, 1919, in the Matter of the Determination of the Relative Rights to the Use of the waters of Rogue River and Its Tributaries, a water right was allowed in the name of A. E. Collins which includes the use of not to exceed 0.50 cubic foot per second from Squaw Creek and Squaw Creek Lake for stock and for irrigation of a certain 15.0 acres in SE 1/4 SW 1/4, Section 36, Township 40 South, Range 4 West, W.M., with a date of priority of 1876, as evidenced by certificate recorded at page 16451, Volume 13, State Record of Water Right Certificates.

Water for the said right is diverted, through the Thurman & Collins Ditch, from a point located 790 feet North and 1840 feet East from the West Quarter Corner of Section 6, being within the SE 1/4 NW 1/4 of Section 6, Township 41 South, Range 3 West, W.M.

The applicant herein, owner of the lands above described, proposes to sever the rights therefrom and use the water for recreation purposes within NE 1/4 NW 1/4 and NW 1/4 NE 1/4, Section 2, Township 41 South, Range 3 West, W.M.; and NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4 and SE 1/4 SE 1/4, Section 35, Township 40 South, Range 3 West, W.M., and to change the point of diversion to a point located 790 feet South and 2440 feet East from the Northwest Corner of Section 2, being within the NE 1/4 NW 1/4 of Section 2, Township 41 South, Range 3 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 January 14, 21, and 28, 1980.

Mr. David C. Hendrix, Watermaster, has filed a statement to the effect that the proposed changes in place of use, point of diversion and use of water may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use, point of diversion and use of water, as described herein, without loss of priority, are 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, and shall not exceed 0.50 cubic foot per second.

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;

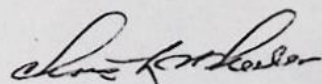
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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, 1981.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

It is FURTHER ORDERED that the certificate recorded at page 16451, Volume 13, 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 8th day of May, 1980.



JAMES E. SEXSON
Director
by CHRIS L. WHEELER
Deputy Director
Volume 33, page 185



STATE OF OREGON

INTEROFFICE MEMO

RECEIVED

JAN 10 1980

WATER RESOURCES DEPT
SALEM, OREGON

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: January 9, 1980.

FROM: ** David C. Hendrix, Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4358

IN THE NAME OF Rogue River Nat'l Forest

In my opinion the proposed changes in use & POD of water from Squaw Cr & Squaw Cr. Lake ^{pl. of use}
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY~~ to an existing water right.

Headgate notices ~~HAVE~~ ^{Have Not} ~~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~~ See ~~4358~~ T-4357

** David C. Hendrix
Watermaster's signature or initials

