

Name DANIEL JAMES JESSEE

By _____

Address 10874 Redwood Hwy
Wildernile, OR 97543Change in USEDate filed October 31, 1979Date of hearing Jan 10, 1980Place of hearing Grants Pass✓ Date of order 1059-80 Vol. 33, page 208Date for application of water complete

Proof mailed _____

Proof received _____

Certificate issued OCT 28 1980 Vol. 43, page 49705MAR 21 1986 49 54037to survey s/p

REMARKS

SFE T-4303 & 4434 & 4493Part of C#20253 canceled SpOr V 33, P 750

4321

DESCRIPTION OF WATER RIGHT

Name of stream Wonder Mountain GulchTrib. of Slate Creek County of JosephineUse Irrigation to domesticQuantity of water _____ No. of acres 0.5

Name of ditch _____

Date of priority October 31, 1942

In name of _____

_____ Adjudication, Vol. _____, page _____

App. No. 19817 Per. No. 15375 Cert. No. 20253

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>10-31-79</u>	<u>85⁰⁰</u>	<u>14796</u>
TOTAL . . .		
	Cert. Fee	

The Daily Courier #33.61 pd 12/20/79 ck #3984

FEES REFUNDED

Date	Amount	Check No.
<u>12-20-79</u>	<u>16³⁹</u>	<u>3985</u>

Ex 20⁻
Use 15⁻
PON 33⁶¹
68⁶¹

INDEX CARDS:

TO BE ENTERED WHERE CHECKED	Entered	Checked
✓ Name	<u>SG</u>	_____
✓ Stream	<u>SG</u>	_____
✓ Pt. of Div.	<u>SG</u>	_____
✓ Calendar	<u>SG</u>	_____
✓ Twp. & Rge.	<u>SG</u>	_____
✓ Decree-vault	_____	_____
✓ Decree-safe	_____	_____
✓ Cert. of W/R	<u>SG</u>	_____
✓ Per. Folder	<u>SG</u>	_____
✓ Chainindex	_____	_____
✓ Cross Ref.	_____	_____
✓ Power Claim	_____	_____
✓ Abstracts	<u>SG</u>	_____

W.R.I.S.

Assembled _____ by _____

Entered _____ by _____

Verified _____ by _____

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

POD
POU
USE
Add'l - POD

Transfer NO. 4321

County JOSEPHINE

Old Certificate NO. 20253

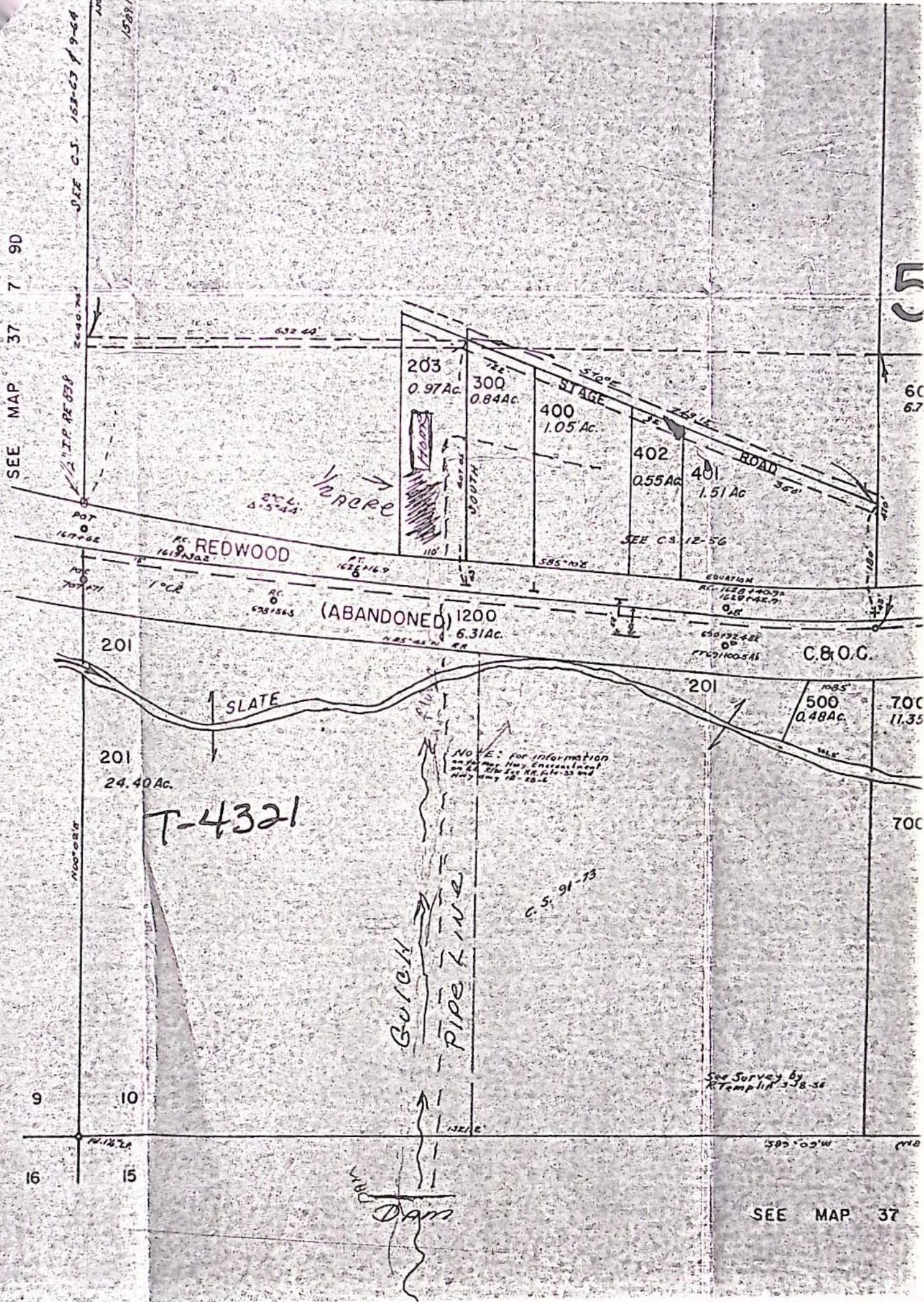
1. Name Daniel James Jessee 476-2056
Address 10874 Redwood Hwy, Wilderville, OR 97543
2. Source of Supply Wonder Mountain Gulch, Trib of _____
3. Use from irrigation to domestic (1)
4. Amount of Water 0.005 cfs Priority Date 10-31-1942
5. Proposed Point of Diversion _____

6. Completion Date COMPLETED
7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
37S	7W	10	SW SW	domestic for 1

RECEIVED
DEC 7 1982
WATER RESOURCES DEPT.
SALEM, OREGON

INSPECTION
8-16-82 BSV



FINAL PROOF ON
DOMESTIC USE

APPLICATION NO.

PERMIT NO.

TRANSFER NO. 4321

INFO: NAME: DANIEL JAMES JESSEE

ADDRESS: 10874 REDWOOD HWY, WILDERVILLE, 97543

TALKED TO: DAN JESSEE

MRS. JESSEE

SOURCES: WONDER MOUNTAIN GULCH.

SYSTEM: GRAVITY FLOW THROUGH 2" BLACK PLASTIC LINE.

DOMESTIC USE: NO. OF HOUSES: ONE

NAMES OF OWNERS: SAMEE

WHICH DOM. INTENDED:

DIVERSION: DIRECT ROCK DAM ACROSS CREEK, LINE IN CREEK.

STRUCTURE:

PUMP: MAKE:

TYPE:

SUCTION SIZE:

DISCHARGE SIZE:

MODEL NO.:

RATING:

MOTOR: MAKE:

TYPE:

HP:

RPM:

CONNECTED DIRECT OR PULLEYS:

PIPE: NO. FEET: 2600'

SIZE: 2"

TYPE: BLK. PLASTIC.

LIFT: FALL: 160'

SUCTION:

DISCHARGE:

PRESSURE AT HOUSE: 65 PSI

TIE: MONUMENTS:

SURVEYED ON: INSPECTION & PTS - 1980-14-A

B. Suzi James

ENGINEERING TECH. I

FIELD ENGINEER

DATE: 8/16/82

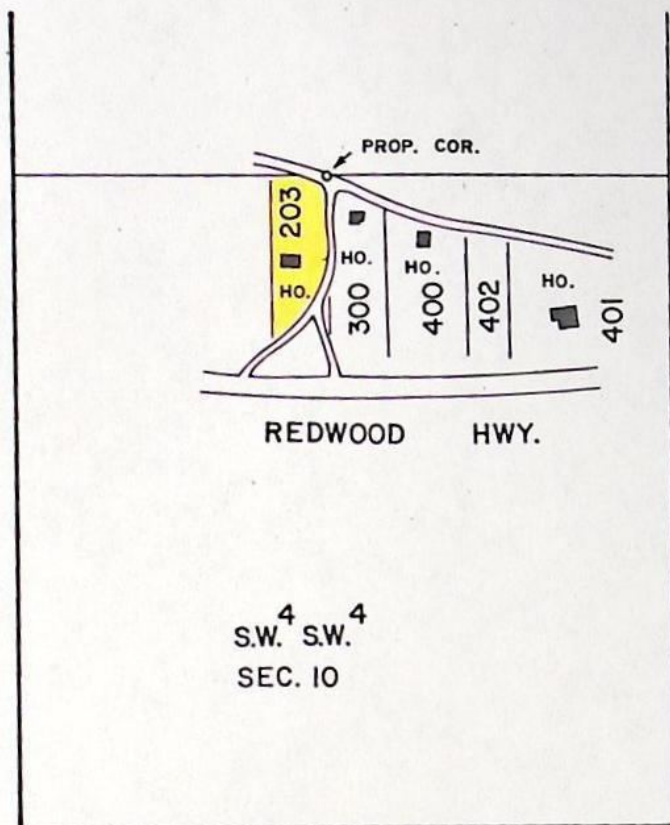
RECEIVED

DEC 7 1982

WATER RESOURCES DEPT.
SALEM, OREGON

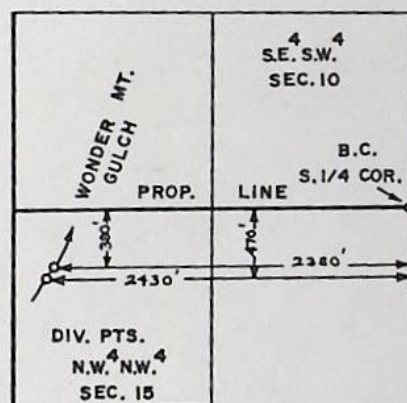
NOTE: WELL IS USED FOR DOMESTIC DURING THE NON IRRIGATION SEASON.

T.37S., R.7W., W.M.



SCALE : 1" = 400 FT.

T.37S., R.7W., W.M.



~~FINAL PROOF SURVEY~~
UNDER

TRANSFER NO. 4321
DANIEL JAMES JESSEE
LOT 203
AUGUST 16, 1982 ; B.S. JAMES
SURVEYED: APRIL 25, 1980 ; B.R. SUND

D.H.M.
P.T.S. - 1980 - 14 - A



STATE OF OREGON

INTEROFFICE MEMO

TO: Bruce Sund

DATE: 4-15-86

FROM: Tom S

SUBJECT: Wonder Mountain Gulch T- 4303, 4321, 4434, 4493

Note enclosed map print. T375 RTW Wm

- ① Do you recall why & who asked for the survey? If so, let me know.
 - ② How is the water being used from each POD?
 - ③ Transfer applications show use completed by the time applications were filed. Do you know how long these PODs were used? Approx number of years?
 - ④ Any idea when your map was drafted?
 - ⑤ How were coordinates, as given on order, determined?
- Any help you can give to the above will be appreciated.

WONDER MJN CULCH

WRT-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. 1000043211 PERMIT NO. 015375 CERTIF. NO.
 ORIG. NO. A0000198171 PREV. NO. A000198171 SUPER. NO.

NAME: DANIEL JAMES JESSEE

ADDRESS: 10874 REDWOOD HWY

CITY/STATE/ZIP/COUNTY: WILDERVILLE, OR 97543 17

STREAM-ID 15 1680 1590 0090 —

RIV. MI.

WM. DIST. 14 W.R. TYPE SA STATUS V

CANCEL YEAR----	CONSTR. COMPLT--> 05 09 1980	YR. LAST USED-----> —	NEXT ACTION DUE--> —
PRIORITY-----> 10 31 1942	PUT TO USE-----> 05 09 1980	LAST TRANS. DATE--> —	LAST TRANS. TYPE--> —
APPLICATION----> 10 31 1979	SURVEYED-----> —	EXAM. FEE-----> 20.00	RECORDING FEE----> 15.00
PERMIT ISSUE--> 05 09 1980	CONCURRENCE-----> —	CYCLE STATUS-----> —	REPORTED FLAG-----> —
CONSTR. STRT.--> 05 09 1980	CERTIFIED-----> —	CORRES. INIT.-----> —	CORRES. DATE-----> —

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

RIV. MI.

RATE

STATUS S OR P

3705 070W 15 B B 15 1680 1590 0090 —

0.005

V P

** REMARKS; ----->
 ** DATED-->
 ** P.O.D: 60'S E 400' E FM NW COR S 15.
 ** CHANGES USE PART OF C-20253.
 ** REC-49705.

PLACE-OF-USE DATA:

TWP/SP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS S OR P

3705 070W 10 C C 17 D D 100 —

V P

49705

W.R.I.S.

Assembled 4-3-85 by SDA

Entered by —

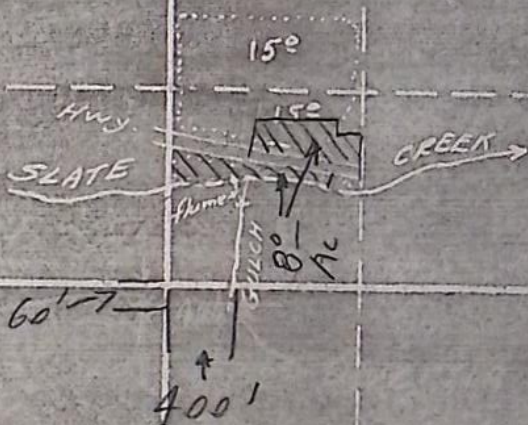
Verified by —

TOWNSHIP 37 S, RANGE 7 W, W. M.

North

9

10



16

15

South

APPLICATION No. 19817

PERMIT No. 15375

C# 20253

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION OF)
DANIEL JAMES JESSEE FOR APPROVAL OF)
A CHANGE IN USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4321

On October 31, 1979, an application was filed in the office of the Water Resources Director by Daniel James Jessee for approval of a change in use heretofore made of water from Wonder Mountain Gulch, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 20253, Volume 15, State Record of Water Right Certificates, in the name of R. Glenn & Pearl E. Rees, describes a right established under the terms of permit No. 15375 for the use of water from Wonder Mountain Gulch for irrigation of a certain 8.0 acres in SW 1/4 SW 1/4 of Section 10, Township 37 South, Range 7 West, W.M., with a date of priority of October 31, 1942.

It is noted that said certificate contains a clerical error in that it describes the quantity of water appropriated for said lands as 0.01 cubic foot per second. The correct quantity as established in the taking of proof of performance under said permit, is 0.10 cubic foot per second.

Water for the said right is diverted from a point located 60 feet South and 400 feet East from the Northwest Corner of Section 15, being within the NW 1/4 NW 1/4 of Section 15, Township 37 South, Range 7 West, W.M.

The applicant herein proposes to sever the right from 0.5 acre of said 8.0 acres and, without loss of priority, to change the use heretofore made from irrigation to domestic use, during the irrigation season only, within the SW 1/4 SW 1/4 of said Section 10.

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 November 19 and 26 and December 3, 1979.

Mr. Robert B. Steimer, Watermaster, has filed a statement to the effect that the proposed change in use of water may be made without injury to existing rights.

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

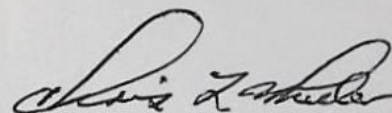
NOW, THEREFORE, it hereby is ORDERED that the requested change in use of water, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted shall not exceed 0.005 cubic foot per second.

It is FURTHER ORDERED that NO time need be fixed for completion as the change in use of water is completed.

It is FURTHER ORDERED that the certificate recorded at page 20253, Volume 15, 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 9th day of May, 1980.



JAMES E. SEXSON
Director
by CHRIS L. WHEELER
Deputy Director

RECEIVED

MAR 13 1980

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

NOV - 9 1979

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

OCT 31 1979

WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

T-4321

To the WATER RESOURCES DIRECTOR OF OREGON:

I, DANIEL JAMES TESSEE
(Name of applicant)
of 10874 Redwood Hwy, Wilderille
(Mailing address) (City)
State of OR, 97543, 4268256, do hereby make application for change
(Zip Code) (Phone number)
use heretofore of the water right.
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? NO REES
(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 15375 Number of certificate 20253
19817 V 15

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 WONDER MT GULCH

5. What is the date of priority of your water right? 10-31-42

6. The authorized point of diversion is located 600 ft. S and 400 ft. E from the NW
(N. or S.) (E. or W.)
corner of Sec 15 being within the NW 1/4 NA 1/4 of Section 15 Tp. 37S R. 7W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Josephine The name of the ditch used is

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

7. The proposed point of diversion is located _____ ft. _____ and _____ ft. _____ from the _____
(N. or S.) (E. or W.)
corner of _____ being within the _____ 1/4 _____ 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 1/4-1/4 of Section	Number Acres To Be Irrigated
37S	7W	10	SW 1/4 SW 1/4	1/2 AC

(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.? No
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Mortgage	DVA	\$ 20,000

13. The use to which the water is to be applied is domestic
(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 1/4-1/4 of Section	Number Acres To Be Irrigated
37S	7W	10	SW 1/4 SW 1/4	ONE domestic
			Deleted By Nance L. Hesse	
			By Nance L. Hesse 3/15/80	

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are PRESENT well is
insufficient in summer months. EXTRA
domestic water is needed.

15. Construction work will be completed on or before Completed

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

Remarks _____

ADVERTISE IN Daily Courier

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, DANIEL JAMES TESSEE, 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 30 day of OCTOBER, 1979.

Daniel James Tessee
(Name of applicant)

Subscribed and sworn to before me this 30 day of OCTOBER, 1979.

[Notarial Seal]

E. L. Leuter
NOTARY PUBLIC FOR OREGON

My commission expires April 30, 1981





STATE OF OREGON

RECEIVED INTEROFFICE MEMO

NOV 21 1979

WATER RESOURCES DEPT

TO: TRANSFERS, WATER RIGHTS DIVISION SALEM, OREGON DATE: November 15, 1979.

FROM: ** Robert B. Steimer, Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4321

IN THE NAME OF Daniel James Jessee

In my opinion the proposed change in Use heretofore made from Wonder Mtn Gulch MAY BE MADE WITHOUT INJURY ~~to an existing water right~~ 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

According to the people living in this area Wonder Mt. Gulch and Hare Gulch are one and the same.

** Robert B. Steimer
Watermaster's signature or initials

LEGAL NOTICE

NOTICE OF WATER RIGHT
TRANSFER APPLICATION
NO. 4321

The Water Resources Director of Oregon has received and filed an application by Daniel James Jesses for approval, without loss of priority, of a change in use heretofore made of water under a certain water right.

The affected water right is a portion of the right described by the certificate recorded at pages 20253, Volume 15, State Record of Water Right Certificates, in the names of R. Glenn and Pearl E. Rees, and is for the use of not to exceed 0.005 cubic foot per second from Wonder Mountain Gulch, under a priority date of Oct. 31, 1942, for irrigation of a certain 0.5 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 10, T 37S, R 7W, WM.

The applicant proposes to change the use heretofore made, without loss of priority, to domestic use for one family, including irrigation of not to exceed $\frac{1}{2}$ ac lawn & garden, located in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 10 T 37S, R 7W, WM.

Pursuant to ORS 540.520(2), a hearing is scheduled for 9:30 a.m. on Thursday, January 10, 1980, at the Josephine County Courthouse, Grants Pass, Oregon. Any objection to the proposed change must be prepared in writing: one copy to be served on the applicant at 10874 Redwood Hwy, Wilderville, OR 97543; 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 13th day of November, 1979.

James E. Sexson, Director
No. 19 — Mon. Nov. 19, 26 & Dec. 3, 1979.

AFFIDAVIT OF PUBLICATION

RECEIVED

DEC - 4 1979

WATER RESOURCES DEPT

SALEM, OREGON

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, 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 November 19, 26 & December 3, 1979

Subscribed and sworn to before me this 3rd day of

December

19 79

J. Achler Zahner
Notary Public of Oregon.

My commission expires 4th day of February, 1980.

Accept this as is (pod left out, but this is for change in use) 5000

am 120



STATE OF OREGON

INTEROFFICE MEMO

TO: File # 19817

DATE: January 14, 1980

FROM: Bruce A. Estes

Æ

T-4321

SUBJECT:

In processing permit number 15375 toward issuance of a certificate a clerical error was inadvertently made in limiting the rate of application to 0.01 cubic foot per second instead of 0.1 c.f.s. which should have been permitted by applying the rate of one-eightieth c.f.s. per acre to the 8 acres allowed in the proof. It should also be noted that Tom Pierce the Watermaster at that time upon an inspection approved 8 acres and 0.1 c.f.s. in his recommendation. It was further noted on the approval that the point of diversion was 60 feet South and 400 feet East from the NW Corner of Section 15. This was shown on the blue line map which accompanied the signed proof and also delineated the location of the 8 acres. The proof was received by this office November 9, 1953, and certificate 20253 was issued February 26, 1954.

They are presently awaiting two transfers numbers 4321 and 4303 orders to allow changes in points of diversion involving the subject right. Evidently there are three other potential POD transfers to be forthcoming involving this water right and therefore wording of the transfers should allow the appropriate amount of water for each under the change orders along with allowing the appropriate amount under a remaining right if any lands are left in tact.

BAE:clb

cc: Bob Steimer



Contains
Recycled
Materials

81-125-1387

GP-75603-125



STATE OF OREGON

INTEROFFICE MEMO

TO: Larry Jebousek and Newt Perry

DATE: January 3, 1980

FROM: Robert B. Steimer
Watermaster, District #14 *B33*

SUBJECT: Correction of Certificate #20253, Transfers 4321 and 4303

RECEIVED
JAN 21 1980
WATER RESOURCES DEPT
SALEM, OREGON

In accordance with the Watermaster's Manual 3.32 (3) I submit the following:

It appears the amount of water allowed at the time proof of certificate #20253 was made was in error-- .01 being allowed for 8 acres rather than .1.

There are presently five property owners. During the last of October or the first of November, 1979 one of the present owners, Daniel J. Jessee, made a transfer of a $\frac{1}{2}$ acre portion of this right. He changed the character of use to domestic including $\frac{1}{2}$ acre of irrigation. This appears to me to be an enlargement of this right and should not be allowed unless more of the original right is sacrificed. On October 12, 1979 Michael Larson, Transfer #4303, asked for a change of use of 1.05 acres of the original 8 acres to domestic including $\frac{1}{2}$ acre of irrigation.

It appears to me that a correction of the certificate is necessary because we have less than 1 gpm for each of the five property owners if divided evenly. I would appreciate your concurrence before I proceed to spend the time necessary in contacting and explaining this to the people involved.

RBS:cc

*Permit 15375
Application 19817*

1-8-80

*Applied for 0.50 cfs
permit issued 0.38 cfs for 30 acres
Tom Pearce, watermaster, inspected and approved 8 acres
with 0.10 cfs recommended.*

It looks like simple staff error in lettering for certificate. I agree it is State Engineer error and suggest we correct by reissuing right certificate and new certificates on Trans. 4321 and 4303.

Newt Perry

T-4321

12-29-79

The certificate appears to have been issued with an incorrect water allowance - 0.01 cfs instead of 0.1 cfs for 80 acres.

Suzy will leave the watermaster a note to contact the land owners and suggest that they submit a petition requesting a correction.

RECEIVED

OCT 31 1979

WATER RESOURCES DEPT
SALEM, OREGON

1

A pt of the $W\frac{1}{2}$ of the $SW\frac{1}{4}$ of Sec 10 T37S R7W WM:

Bas^{60'} 1307.39' S and 632.44' E of the $\frac{1}{4}$ btw Secs 9 & 10;
th N 70°00' W 110' alg the c/l of a rdwy 30', sd rdwy to be used jointly
by the adjacent prop owners;
th S to the c/l of U.S. Hwy 199 (Redwood Hwy);
th alg the c/l of sd hwy in an Ely dir to a pt directly S of the pob;
th N to the pob, less that lying within the r/w of U.S. Hwy 199.

$$1'' = 200'$$

SEE MAP 37 7 10

RECEIVED

OCT 31 1979
WATER RESOURCES DEPT
SALEM, OREGON

WATER RESOURCES DEPT
SALEM, OREGON

SALEM, OREGON

CENTER SEC. 10

CANCELLED T.L.

202
900

900

SEE	MAP	37	7	10 D
-----	-----	----	---	------

SEE MAP 37 7 15

37 7 10-3

