

4466

Name Jerry H. Moffett

By _____

Address 26208 Ferguson Road
Junction City, OR 97448Change in POUDate filed March 31, 1980

Date of hearing _____

Place of hearing _____

Date of order 5-9-80 Vol. 33, page 210Date for application of water 10-1-81Proof mailed JUN 25 1990Proof received JUN 27 1980Certificate issued _____ Vol. 43, page 49277
64849
SEP 28 1990

DESCRIPTION OF WATER RIGHT

Name of stream Ferguson CreekTrib. of Long Tom R. County of LaneUse irrigationQuantity of water 0.025 cfs No. of acres 20

Name of ditch _____

Date of priority May 31, 1966In name of Jerry H. Moffett

Adjudication, Vol. _____, page _____

App. No. 72278 Per. No. 31621 Cert. No. 41934⁵¹⁰⁶

Certificate cancelled _____

Notation made on record by _____

8-27-90 cert

REMARKS

FEES PAID

Date	Amount	Receipt No.
<u>3/31/80</u>	<u>25.00</u>	<u>16911</u>
<u>4-3-80</u>	<u>5.00</u>	<u>From A-59911</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

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

W.R.I.S.

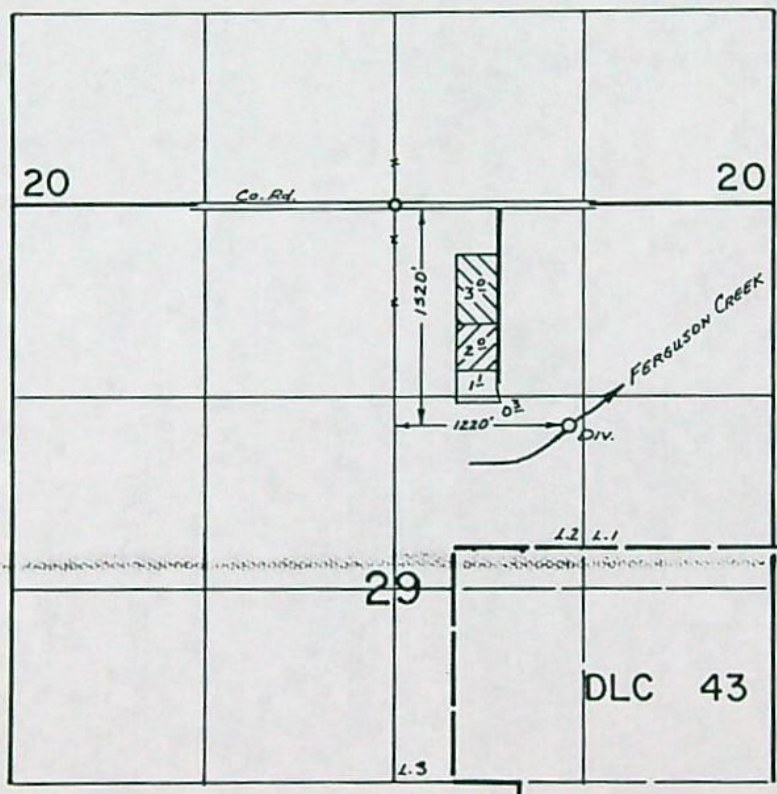
Assembled 2-15-85 by SRH

Entered _____ by _____

Verified _____ by _____

T.15S.,R.5W.,W.M.

43816



FINAL PROOF SURVEY
UNDER

Transfer No. 4466
Application No. 59911 Permit No. 45019
IN NAME OF

JERRY H. MOFFETT

Surveyed Sept. 17, 1981, by S. C. BROWN

POD
POU
USE
Add'1 POD

County

1. Name Henry H. Moffett
Address 26208 Ferguson Rd, Junction City, OR 97448
2. Source of Supply & Ferguson Creek, Trib of Long Tom Riv.
3. Use irr / 2.0 ac
4. Amount of Water 0.025 cfs Priority Date May 31, 1966
5. Proposed Point of Diversion

6. Completion Date ~~10/8/~~

7. Place of Use:

[illegible]

43886
43896

42278

9-17-81

See Report for

App 59911

Permit 45019

A handwritten signature in dark ink, appearing to be 'A. E. ...' with a long horizontal flourish.

F.E.

T-4466

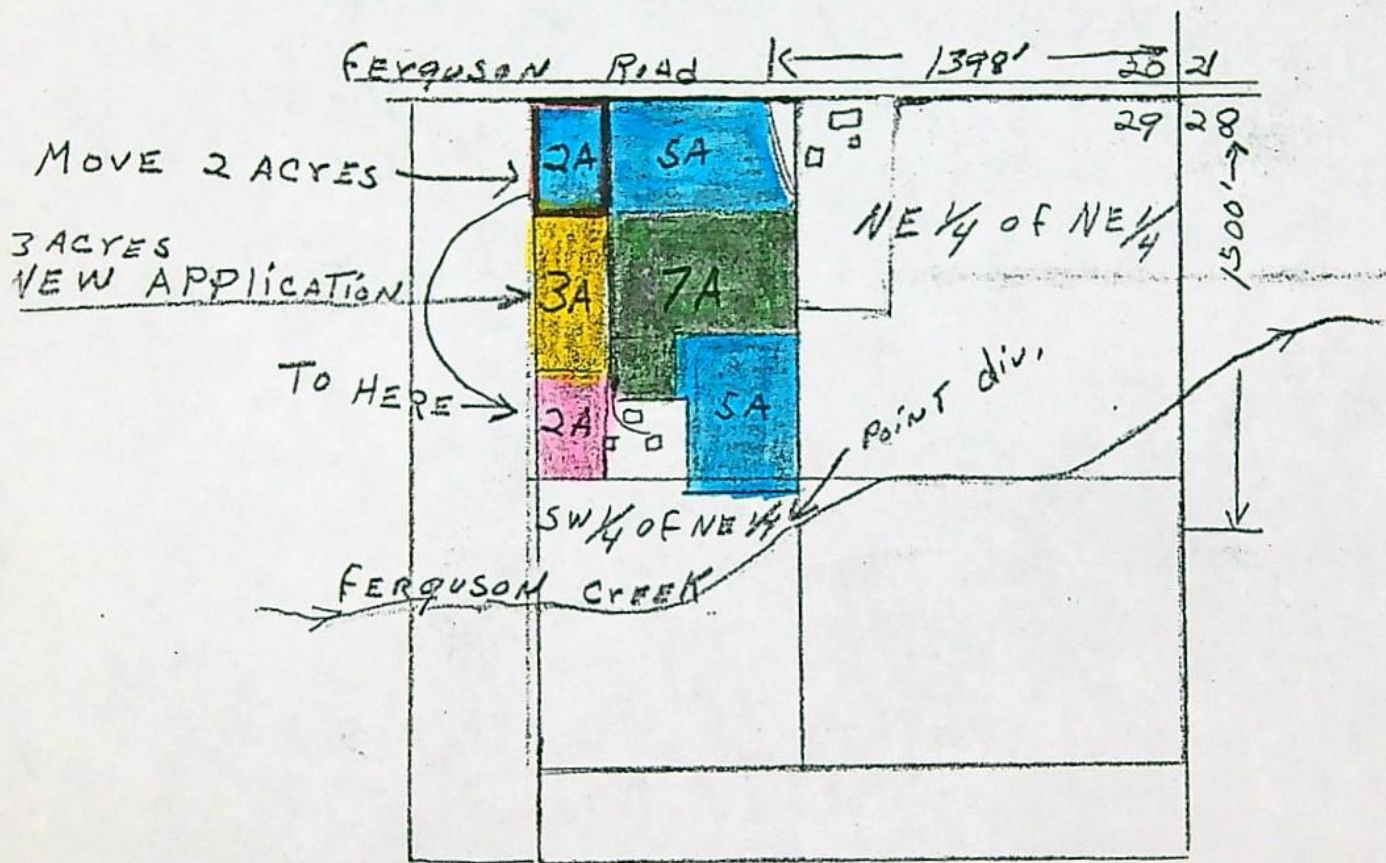
N

RECEIVED

MAR 21 1980

WATER RESOURCES DEPT
SALEM, OREGON

PERMITS
BLUE - 31621 - WATER
GREEN - 32806 - RIGHTS



TISS R5W SEC 29
JERRY MOFFETT

RECEIVED

MAR 20 1980

WATER RESOURCES DEPT
SALEM, OREGON

FERGUSON CR TRIB LONG TOM R

WF T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
*** WATER RIGHTS DIVISION ***PAGE 1
RUN ON: 3/20/81 AT: 9:08

*** WATER RIGHT DATA INPUT FORM ***

WATER RIGHT NO. 1002044661 PERMIT NO. 031621 CERTIF. NO.

NAME: JERRY H. MOFFETT

ORIG. NO. A000422781 PREV. NO. A000422781 SUPER. NO.

ADDRESS: 26208 FERGUSON RD

CITY/STATE/ZIP/COUNTY: JUNCTION CITY, OR 97448 20

STREAM-ID 02 1140 1520 0160

RIV. MI.

WM. DIST. 02 W.R. TYPE SA STATUS V

CANCEL YEAR----

CONSTR. COMPLT--> 07 25 1980

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 05 31 1966

PUT TO USE-----> 07 25 1980

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION--> 03 31 1980

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE-----> 10.00

PERMIT ISSUE--> 05 09 1980

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 05 09 1980

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

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

RIV. MI.

RATE

STATUS

S OR P

** REMARKS; - - - - ->

** DATED-->

1505 050W 29 A C 02 1140 1520 0160

0.025

V

P

** P.O.D: 1520' S & 1220' E PM N 1/4

** COR S 29: CHANGES POW PART

** OF C-41934. RR C-49277.

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

1505 050W 29 A B 20 1R 100 2.00

V

P

**-----

**-----

**-----

**-----

49277

V.D.S.

APPROVED 2-15-85 J. SOW

EVALUATED 3/1/81

VERIFIED 3/1/81

RECEIVED

JUL 25 1980

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water from Ferguson Cr.

PURSUANT TO TRANSFER APPLICATION NO. 4466

I, Terry H. Moffett, 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 20, 1980.

July 24, 1980
Date

Terry H. Moffett
Signature

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



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE:

April 10, 1980

FROM: ** L. Gene McGinnis, Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4466

IN THE NAME OF Jerry H. Moffett

RECEIVED

APR 11 1980

WATER RESOURCES DEPT
SALEM, OREGON

In my opinion the proposed change in place of use of water from Ferguson 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 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 . . .
☒ (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 _____

** Lane McGinnis
Watermaster's signature or initials

RECEIVED

MAR 11 1980
WATER RESOURCES DEPT
SALEM, OREGON

T-4466

RECEIVED

MAR 26 1980
WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, JERRY H. MOFFETT (Name of applicant)
of 26208 Ferguson Road (Mailing address), JUNCTION CITY (City),
State of Oregon (Zip Code) 97448, 9986253 (Phone number), do hereby make application for change
IN PLACE OF USE.
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? yes (If not, give name)

2. Was your water right determined by Decree of Court? No (Yes or No) If so, give title of proceedings

number of certificate

3. Was your water right acquired by Water Right Permit? yes (Yes or No) If so, give number
of permit 31621 Number of certificate 41934 see T-2694

A42278

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 Ferguson Creek

5. What is the date of priority of your water right? MAY 31, 1966

6. The authorized point of diversion is located 1520 ft. S. (N. or S.) and 1220 ft. E. (E. or W.) from the N. &
corner of Sec. 29 being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29 Tp. 15S R. 5W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Lane 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 _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ of Section _____ Tp. _____ R. _____ W. M.,
(No. N. or S.) (No. E. or W.)
in the county of _____ The name of the ditch to be used is _____

8. The use to which the water is applied is Irrigation
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
15S.	5W.	29	NW/NE	2.0

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? Yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? NO
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

✓ 11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? yes
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is Irrigation
(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
15S.	5W.	29	NW/NE	2.0

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are CONSOLIDATION OF IRRIGATED
LANDS

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

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

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, Jerry H. Moffitt, 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 15th day of March, 1980

Jerry H. Moffitt
(Name of applicant)

Subscribed and sworn to before me this 15th day of March, 1980

[Notarial Seal]

Taylor L. Perry
NOTARY PUBLIC FOR OREGON

My commission expires 3-12-83

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LANE COUNTY

IN THE MATTER OF THE APPLICATION OF)
JERRY H. MOFFETT FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4466

On March 31, 1980, an application was filed in the office of the Water Resources Director by Jerry H. Moffett for approval of a change in place of use of water from Ferguson Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 41934, Volume 33, State Record of Water Right Certificates, in the name of Jerry H. Moffett, describes a right which includes the use of not to exceed 0.025 cubic foot per second from Ferguson Creek for irrigation of a certain 2.0 acres in NW 1/4 NE 1/4 of Section 29, Township 15 South, Range 5 West, W.M., with a date of priority of May 31, 1966.

Water for the said right is diverted from a point located 1520 feet South and 1220 feet East from the North Quarter Corner of Section 29, being within the SW 1/4 NE 1/4 of Section 29, Township 15 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and, without loss of priority, to irrigate in lieu thereof a certain other 2.0 acres in said NW 1/4 NE 1/4 of Section 29.

Mr. L. Gene McGinnis, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

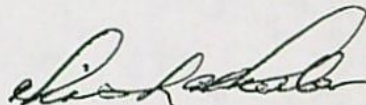
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

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

It is FURTHER ORDERED that the certificate recorded at page 41934, Volume 33, 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.

A handwritten signature in dark ink, appearing to read "James E. Sexson".

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