

600 N.W. 5th St. P.O. Box 26

P-83 1665

STATUS OF APPLICATION

Change in point of diversion
Date filed 4-8-66
Date of hearing July 20, 1966
Place of hearing GRANTS Pass
Date of order August 11, 1966 Vol. 15, page 200
Date for application of water OCTOBER 1, 1967
Proof mailed
Proof received
Certificate issued JAN 31 1978 Vol. 45156, page 57, 57717
Sept 27, 1988

DESCRIPTION OF WATER RIGHT

Name of stream Sucker Creek
Trib. of County of Josephine
Use irrigation
Quantity of water No. of acres 62.0
Name of ditch KIEFER - TRUMBULL
Date of priority 1872, 1893
In name of W. S. BARCOCK
SUCKER CREEK Adjudication, Vol. 1, page 252
App. No. 5434 Per. No. 2072 Cert. No. 2892
Certificate cancelled
Notation made on record by

FEES PAID

Table with columns: Date, Amount, Receipt No.
4-8-66 25.00 9123
5-13-66 10.00 Pub. of notice 9494
5-13-66 from hearing 10.00 to Pub. notice - See CT 19.
TOTAL 1.50 \$1 Cert. Fee 31499
6-10-66 1.00 Cert. Fee From Rec 9123

FEES REFUNDED

Table with columns: Date, Amount, Check No.
10-9-79 .50 3845
6-10-66 2.91 Pub. notice 1086

ARCHIVE AFTER 1998

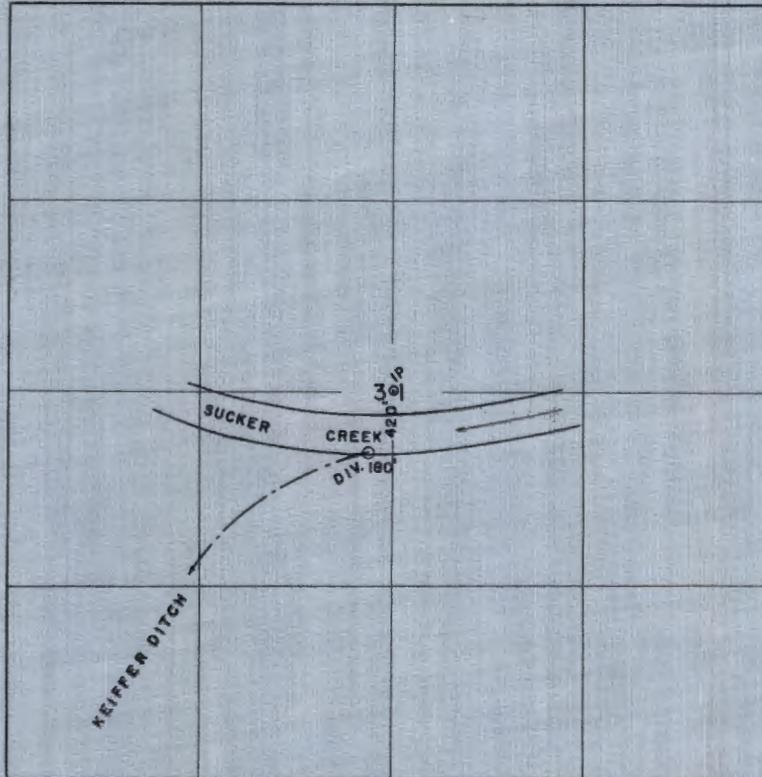
REMARKS

PRODT TO SURVEY 9-9-66
See V. 22 p 333 for
partial cancel before cert issued.

W.R.I.S.
Assembled 7/31/85 by CLH
Entered by
Verified by

Table with columns: TO BE ENTERED WHERE CHECKED, INDEX CARDS: Entered, Checked.
Includes rows for Name, Stream, Pt. of Div., Calendar, Twp. & Rgo., Decree-vault, Decree-sale, Cert. of W/R, Per. Folder, Chainindex, Cross Ref., Power Claim, Abstracts.

T.39S.R.7W.W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. \_\_\_\_\_ <sup>TRANS</sup>~~Permit~~ No. P-83 \_\_\_\_\_

IN NAME OF

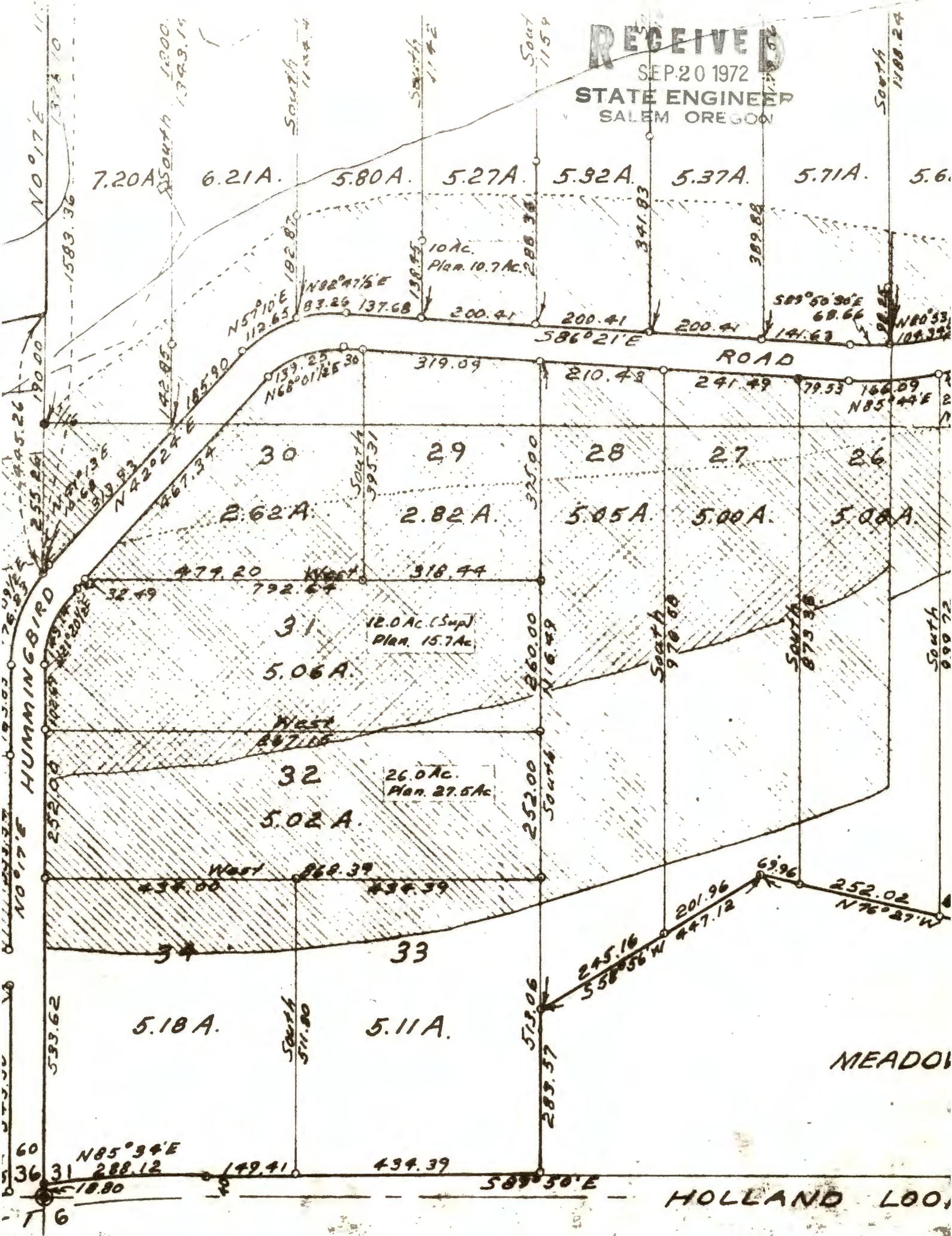
PACIFIC VENTURES, INC.

Surveyed SEPT. 17 1968, by R.B. STEIMER

RECEIVED

SEP 20 1972

STATE ENGINEER  
SALEM OREGON



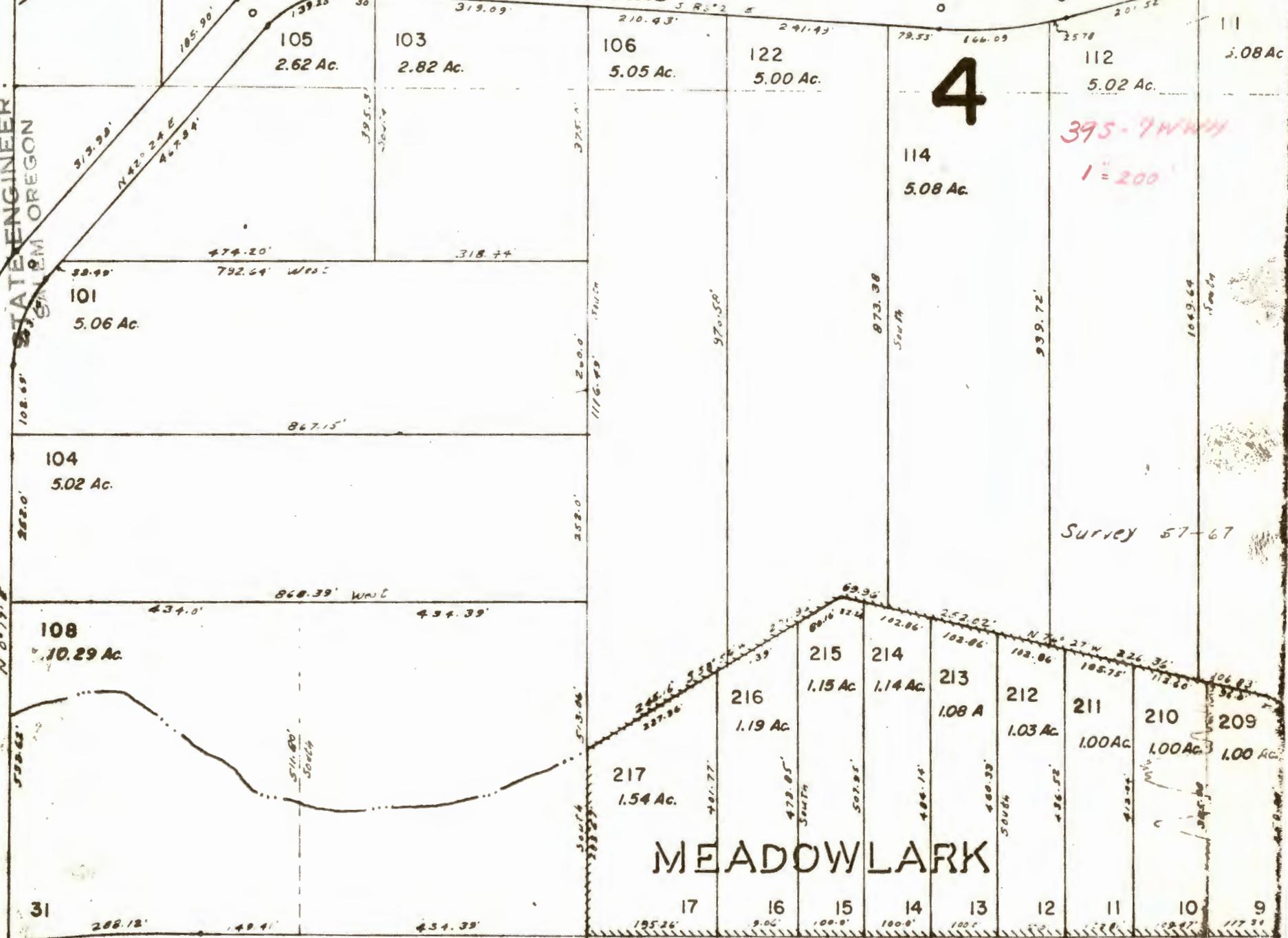
MAP 39 & 36

RECEIVED

SEP 20 1972

STATE ENGINEER  
SALEM OREGON

# HUMMINGBIRD



# 4

395-7 W/4 1/2  
1 = 200'

Survey 57-67

# MEADOWLARK

HOLLAND

LOOP



STATE OF OREGON

INTEROFFICE MEMO

P-83

~~RECORDED 02-09-87~~  
~~APP. 02-08-87~~

TO: Water Right Division

DATE: July 27, 1988

FROM: R. B. Steimer, Watermaster, Dist. #14 *RS*

SUBJECT: Cert. 45156

RECEIVED

JUL 29 1988

WATER RESOURCES DEPT.  
SALEM, OREGON

Certificate #7121 in its original form after the Sucker Cr. Decree, allowed supplemental water from Gravely Slough on a 1903 priority.

In 1966 transfer P-83 and a cancelation of 5.06 acres were connected with this right and a remaining right certificate was issued. The Gravely Slough water was not mentioned in this superceding certificate. Do I assume this 1903 supplemental water is no longer a part of the right?

STATE OF OREGON

INTEROFFICE MEMO

Water Resources Department

August 9, 1988

TO: Bob Steimer, Watermaster

FROM: Ves Garner *Ves*

SUBJECT: Transfer P-83, Certificates 7121 & 45156

Certificate 45156 was issued in error. It should have included the supplemental use of water from Gravely Slough as the 7121 did. The water right still exists unless subject to the provisions of ORS 540.610

I will issue a new certificate to correct the error.

Chris L. Wheeler  
State Engineer  
Salem, Oregon

Att: L. W. Jobousek, Asst.

Dear Larry:

In answer to your letter of February 28 the Babcock ditch has not been abandoned because of transfer P-83. A portion of the ditch was washed out by high water in 1964. Another point of diversion was made in transfer P-83 and the lower part of the ditch below the washout was utilized.

We presently have 14 or 15 ownerships in the area of this water right and most of them are dual ownerships.

The Babcock, Miller, Keiffer, Trumble, etc. ditch has been under a number of names but the westerly portion remains and the water from the 10 springs is being utilized by transporting it down Sucker Creek and recapturing it at the same point of diversion as in transfer P-83.

I contacted Mr. Cathcart who is the subdivider and in whose name most of the property is deeded. A major portion of the property has been sold on contract. Mr. Cathcart indicated he did not wish to sign a voluntary abandonment on any of the remaining property.

After our telephone conversation last week I have decided to send you the materials I presently have for your information and because of the pressures

L. W. Jobousek

(2)

March 7, 1972

of time will not pursue this further unless you feel it is necessary.

Very truly yours,

Robert B. Steimer  
Watermaster, Dist. #14

STATE OF OREGON  
COUNTY OF JOSEPHINE  
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that W. L. BABCOCK,  
of KERBY, OREGON 97531, has a right to the use of waters of SUCKER  
CREEK, a tributary of ILLINOIS RIVER, for the purpose of IRRIGATING  
56.95 ACRES.

The right has been confirmed by decree of the Circuit Court of the  
State of Oregon for JOSEPHINE County. The decree is of record at  
Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume  
1, at page 252. The date of priority is 1893 FOR 31.94 ACRES; 1872  
FOR 25 ACRES.

The right is limited to not more than 0.65 CUBIC FOOT PER SECOND FOR  
31.94 ACRES AND 0.5 CUBIC FOOT PER SECOND FOR 25 ACRES; THAT THE USE  
OF WATER FOR IRRIGATION PURPOSES SHALL BE CONFINED TO THE SEASON  
APRIL 1 TO OCTOBER 31 OF EACH YEAR.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 31, T 39 S, R 7 W, W.M.; 420  
FEET SOUTH AND 180 FEET WEST FROM CENTER 1/4 CORNER SECTION 31.

SEE NEXT PAGE



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

NE 1/4 SW 1/4 4.0 ACRES  
NW 1/4 SW 1/4 10.0 ACRES  
SW 1/4 SW 1/4 20.94 ACRES  
SE 1/4 SW 1/4 2.0 ACRES

SECTION 31  
TOWNSHIP 39 SOUTH, RANGE 7 WEST, W.M

SE 1/4 SE 1/4 20.0 ACRES  
SECTION 36

TOWNSHIP 39 SOUTH, RANGE 8 WEST, W.M.

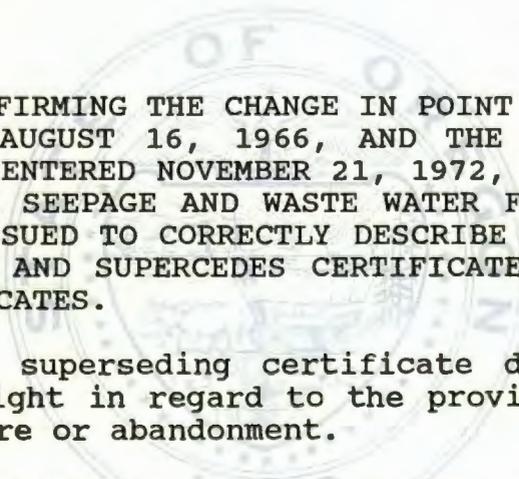
NOTE: THIS RIGHT IS SUPPLEMENTED BY SEEPAGE AND WASTE WATER FROM GRAVELLY SLOUGH UNDER DATE OF 1903.

CERTIFICATE 45156, CONFIRMING THE CHANGE IN POINT OF DIVERSION ALLOWED BY AN ORDER ENTERED AUGUST 16, 1966, AND THE REMAINING RIGHT NOT CANCELLED BY AN ORDER ENTERED NOVEMBER 21, 1972, OMITTED THE RIGHT TO THE USE OF WATER FROM SEEPAGE AND WASTE WATER FROM GRAVELLY SLOUGH. THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE SOURCES OF WATER UNDER THE WATER RIGHT AND SUPERCEDES CERTIFICATE 45156, STATE RECORD OF WATER RIGHT CERTIFICATES.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date SEPTEMBER 27, 1988.

  
*William H. Young*  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57717

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF THE APPLICATION }  
OF PACIFIC VENTURES, INC. FOR }  
THE APPROVAL OF A CHANGE IN POINT }  
OF DIVERSION OF WATER FROM SUCKER }  
CREEK ----- }

ORDER APPROVING  
TRANSFER NO. P-83

On April 8, 1966, Pacific Ventures, Inc. filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Sucker Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Josephine County, Oregon, entered May 27, 1913, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Sucker Creek and its Tributaries, a water right was established in the name of W. L. Babcock for the use of 0.75 cubic foot per second for the irrigation of 37 acres with a date of priority of 1893, and 0.5 cubic foot per second for the irrigation of 25 acres with a date of priority of 1872, of the waters of Sucker Creek, for the irrigation of 4.0 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 10.0 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 26.0 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 2.0 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 31, Township 39 South, Range 7 West, W.M., and 20.0 acres in the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 36, Township 39 South, Range 8 West, W.M. This right was confirmed by certificate recorded at page 7121, Volume 7, State Record of Water Right Certificates.

The water is conveyed to these lands by means of the Kieffer Trumble Ditch, the point of diversion being located 350 feet north and 1400 feet east from the center of Section 31, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 31, Township 39 South, Range 7 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located south 33 degrees west 385 feet from the center of Section 31, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, Township 39 South, Range 7 West, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the county courthouse at Grants Pass, Oregon, on July 20, 1966, at 9:30 a.m. The notice 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 May 25, June 1 and 8, 1966. The Date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Robert B. Steimer, Watermaster of District No. 14, has filed a report to the effect that the proposed change in point of diversion of water may be made without injury to existing rights.

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

NOW, THEREFORE, it is hereby ORDERED that the proposed change in point of diversion of water from Sucker Creek, to-wit:

From a point located 350 feet north and 1400 feet east from the center of Section 31, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 31, Township 39 South, Range 7 West, W.M.

To a point to be located south 33 degrees west 385 feet from the center of Section 31, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 31, Township 39 South, Range 7 West, W.M.

for the irrigation of 4.0 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 10.0 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 26.0 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 2.0 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 31, Township 39 South, Range 7 West, W.M. and 20.0 acres in the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 36, Township 39 South, Range 8 West, W.M., with dates of priority of 1872 and 1893, is approved.

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, 1967.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water that is available at the old point of diversion.

It is FURTHER ORDERED that the following provision 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 a weir or other suitable device for measuring the water to which the applicant is entitled.

That the plans of the weir or other suitable 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 certificate of water right heretofore issued to W. L. Babcock and recorded at page 7121, Volume 7, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Pacific Ventures, Inc. confirming the change in point of diversion.

Dated at Salem, Oregon this 16th day of August, 1966.

CHRIS L. WHEELER  
State Engineer

**RECEIVED**  
 APR 8 1966  
 STATE ENGINEER  
 SALEM OREGON

**RECEIVED**  
 MAY 11 1966  
 STATE ENGINEER  
 SALEM, OREGON

**Application for Transfer of Water Right**

To the STATE ENGINEER OF OREGON:

I, PACIFIC VENTURES, INC., an Oregon corporation,  
 (Name of applicant)

of 600 NW Fifth Street, P. O. Box 26, County of Josephine  
 (Postoffice)

State of Oregon, do hereby make application for change of point of diversion.

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

- The source of present water right is Sucker Creek, in Josephine County, Oregon.  
 (Name of stream)
- The use to which the water is applied is irrigation of farm land.  
 (Irrigation; Mining; Power; Manufacturing; etc.)
- The name of the ditch, canal or pipe line is the Trumble Ditch (Babcock-Miller-Trumble)  
(Kieffer Ditch)
- The point of diversion is located 350 ft. North and 1100 ft. East from the center  
 (N. or S.) (E. or W.)

~~XXXXXX~~ of Section 31 being within the SE 1/4 of NE 1/4  
 (Section or subdivision)

of Section 31 Tp. 39 South R. 7 W. W. M., in the County of Josephine.  
 (No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
39S	7W	31								4.0	10.0	26.0	2.0	Certificate P. 7121 (1872, 1893)				
39S	8W	36								(Cert P. 7121)				20.0				
<del>39S</del>	<del>8W</del>	<del>36</del>												<del>2.0 (Cert. 2832 (1914).)</del>				
39S	8W	36								<del>(9931 - 1931)</del>				<del>8.0</del>				
39S	7W	31								<del>(9931 - 1931) 12.0</del>								

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

(See Remarks Section Below)

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

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes.

8. What is the date of priority of your water right? 1872-1893-1914-1931

9. Was your water right acquired by State Engineer's Permit? Yes No If so, give number  
 (Yes or No)  
 of permit 7121, 2832, and 9931 (See tabulation above)

*Permit 2072*  
*20710340*  
*Permit*

10. Do you hold a water right certificate? Yes If so, give number of certificate 7121, 2832 & 9931  
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

Yes. If so, give title of proceedings In re Waters of Rogue River and its Tributaries. (Relating to Sucker Creek). SUCKER CREEK DECREE  
(Yes or No)

12. Is the water right recorded in your name? In name of W. L. Babcock - 7121.  
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

South 33° West, 385 feet from center of said Sec. 3

14. The proposed point of diversion is located    ft.    and    ft.    from the    corner of    being within the NE $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 31 Tp. 39S R. 7 W. W. M., in the county of Josephine. The name of the ditch to be used is Trumble.  
(N. or S.) (E. or W.) (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

15. Are you the owner of the land on which the proposed point of diversion is to be located? Yes.

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion? No.

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? Yes; no encumbrances of any kind.  
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are A portion of the former ditch was destroyed by flood, and the flood-caused changes in topography make the relocation of diversion point necessary.

**AFFIDAVIT OF APPLICANT**

STATE OF OREGON,

County of Josephine

} ss.

I, Fred M. Linkhart, President of PACIFIC VENTURES, INC., 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 7 day of April, 1966

Fred M. Linkhart  
(Name of applicant)

Subscribed and sworn to before me this 7 day of April, 1966

[Notarial Seal]

Donald H. Cantor  
NOTARY PUBLIC FOR OREGON

My commission expires Jan 8, 1969.

Remarks The spring waters described in Certificate #9931 are collected in the former ditch at the same point of diversion. They are subsequently conducted into Sucker Creek which will be used as a natural conduit to transport same, and be rediverted at the herein described point of diversion.

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.

39-7-31C

TL 101

Elmer D. & Ethel M. Crawford

RECEIVED  
SEP 20 1972  
STATE ENGINEER  
SALEM OREGON

DESCRIPTION OF PROPERTY

INDENT EACH NEW  
COURSE TO THIS POINT

LINE

1

A par of 1d loc in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec 31, T39S R7W W1 desc as foll:  
 Cat SW cor of sd Sec 31, th N 0°17'E 804.42' alg the W li of sd Sec 31  
 to an iron pipe on the Ely bound of Hummingbird Rd, which is the tr pob;  
 th N 0°17'E 102.69' alg sd rd;  
 th around an arc of a curve of sd rd the lg ch of which bears N 21°20 $\frac{1}{2}$ 'E  
 143.14;1  
 th alg sd rd r/w N 42°24'E 32.49' to an iron pipe;  
 th E 792.64' to an iron pipe;  
 th S 260' to an iron pipe;  
 th W 867.15' to the tr pob.

LESS AND EXCEPT Seller reserves a per non-ex ease for irrigation water trans purposes over the W 10' to the above granted par.

5.06 AC - C-7121, 1872/1893

4.84 AC - P-10346, 1931 (supplemental)

NOW, THEREFORE, it hereby is ORDERED that the right for the use of not to exceed 0.10 cubic foot per second of the waters of Sucker Creek for the irrigation of 5.06 acres in SW¼ SW¼, Section 31, Township 39 South, Range 7 West, W.M., with a date of priority of 1893, is canceled.

Dated at Salem, Oregon, this 21st day of November, 1972.

/s/

CHRIS L. WHEELER  
State Engineer

BEFORE THE STATE ENGINEER OF OREGON

Josephine County

IN THE MATTER OF )  
THE CANCELATION )  
OF A WATER RIGHT )  
-----

O R D E R

On August 30, 1971, Elmer B. Crawford and Ethel N. Crawford submitted an affidavit that they are the owners of a water right and the lands to which the right is appurtenant; that they have abandoned any and all interest in and to said water right and request the same to be canceled.

The water right in question is for the use of not to exceed 0.10 cubic foot per second of the waters from Sucker Creek for the irrigation of 5.06 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 31, Township 39 South, Range 7 West, W.M., with a date of priority of 1893, and is evidenced by certificate of water right recorded at page 7121, Volume 7, State Record of Water Right Certificates.

That part of the water right evidenced by said certificate for the appropriation of not to exceed 0.50 cubic foot per second, with a date of priority of 1872 and 0.65 cubic foot per second with a priority date of 1893 for the irrigation of 4.0 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 10.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 20.94 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$ , and 2.0 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 31, Township 39 South, Range 7 West, and 20.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 36, Township 39 South, Range 8 West, W.M. , is not in question.

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

V 22  
0333

Pat 632  
Happy Comp Col  
96037

**RECEIVED**  
AUG 30 1971  
STATE ENGINEER  
SALEM OREGON

AFFIDAVIT

State of OREGON )  
County of JOSEPHINE )

We, Elmer B. Crawford and Ethel N. Crawford, being first duly sworn, depose and say that we are the owners (~~for Contract purchasers~~) of the following described lands; ( describe by legal description, metes and bounds). (See accompanying description) and the water right or rights) appurtenant thereto, which is for the use of not to exceed 0.10 cubic foot per second of the waters of Sucker Creek, a tributary of Illinois River, for the irrigation of 5.06 acres in SW $\frac{1}{2}$  SW $\frac{1}{4}$ , Section 31, 39 South Range 7 West, W.M. with date of priority of 1893, as evidenced by certificate of water right issued in the name of W.L. Babcock and recorded in Sucker Creek Decree Cert. #7121, State Record of Water right Certificate; that we have abandoned any and all interest in and to said water right and request same to be canceled.

IN WITNESS WHEREOF, we have hereunto set our hand this 24th day of August 1971.

Elmer B. Crawford  
Elmer B. Crawford

Ethel N. Crawford  
Ethel N. Crawford

Subscribed and sworn to before me this 24th day of August 1971

My Commission expires May 24th 1972

Application No. 65608  
Permit No.

Jean S. Cerny  
Jean S. Cerny, Notary Public,  
in and for the County of  
Siskiyou, State of California

DESCRIPTION SHEET

**RECEIVED**  
NOV 19 1971  
STATE ENGINEER  
SALEM OREGON

See page 1 for vesting and encumbrances, if any.

Description of the tract of land which is the subject of this report;

A PARCEL of land located in the Southwest Quarter of the Southwest Quarter of Section 31, Township 39 South, Range 7 West of the Willamette Meridian, Josephine County, Oregon, described as follows;

Commencing at the Southwest corner of said section 31; thence North 0°17' East 804.42 feet along the West line of said section 31 to an iron pipe on the Easterly boundary of Hummingbird Road, which is the true point of beginning; thence continue North 0°17' East 102.69 feet along said road; thence around an arc of a curve of said road the long chord of which bears North 21°20½' East 143.14 feet; thence along said road right of way North 42°24' East 32.49 feet to an iron pipe; thence West 867.15 feet to the true point of beginning.

*missing?*  
Application No. G-5608  
Permit No.

39-7-31 Pt TL 600 Code No.5

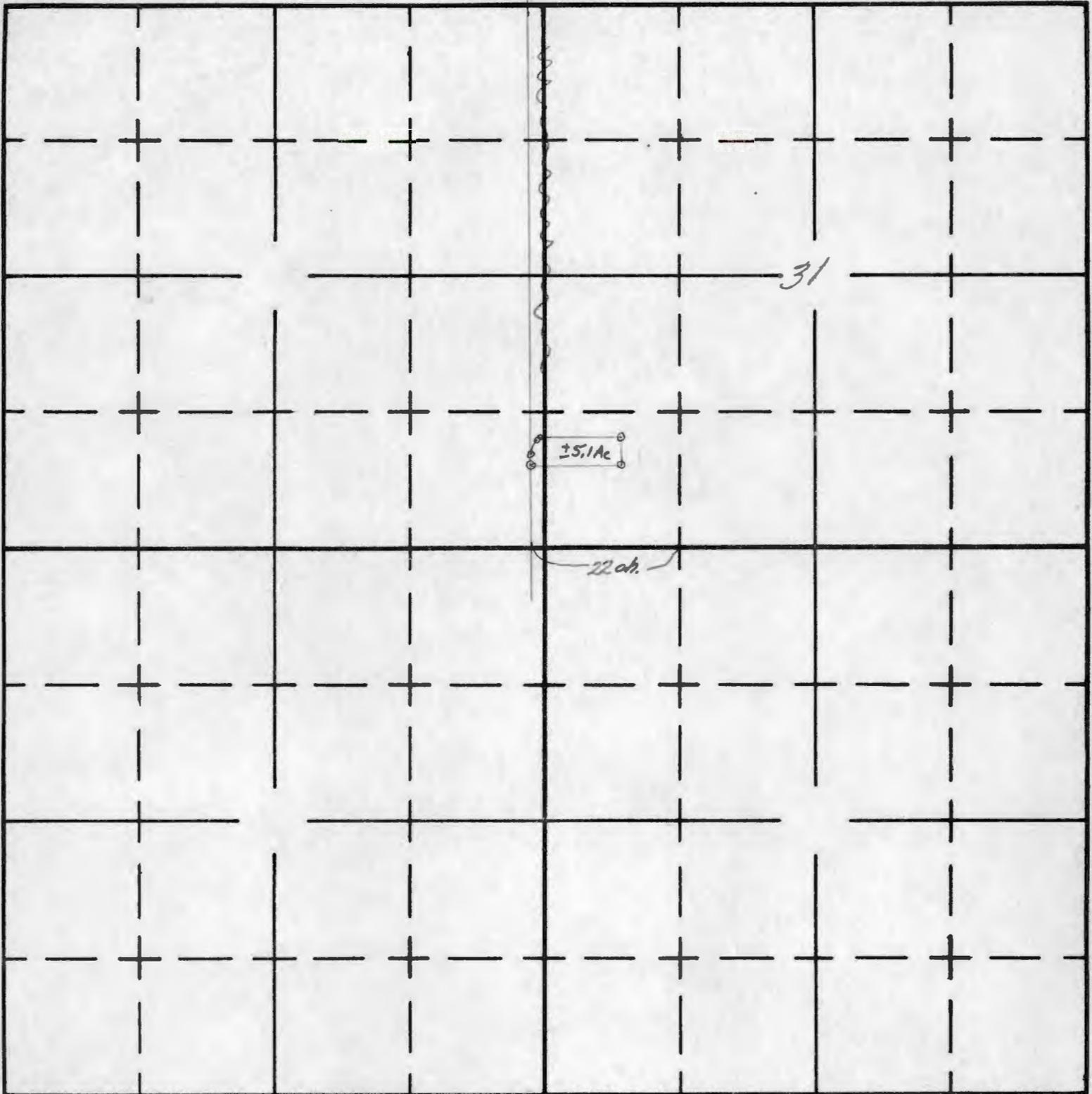
-----  
feet

thence East 792.64 to an iron pipe; thence south 260.00 feet to an iron pipe; thence west

SECTION

TOWNSHIP 39S, RANGE 7W, W. M.

North



South

APPLICATION No.

PERMIT No.

Cert 7121



**RECEIVED**  
OCT 7 1968  
**STATE ENGINEER**  
**SALEM, OREGON**

October 4, 1968

REPORT: Final proof survey in point of diversion  
for transfer P-83 in the name of  
Pacific Ventures Inc.  
600 N. W. 5th St., P.O. Box 26  
Grants Pass, Oregon 97526

The point of diversion of the gravity  
flow ditch from Sucker Creek is located  
420' south and 180' west from the center  
of Section 31; being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$   
of Section 31, Township 39 South, Range  
7 West, W.M.

Respectfully submitted,

*Robert B Steimer*

Robert B. Steimer  
Watermaster, Dist. #14

RBS:dc

**NOTICE OF FILING APPLICATION  
FOR A CHANGE IN POINT  
OF DIVERSION OF WATER**

Notice is given hereby that Pacific Ventures, Inc., has filed an application for the approval of a change in point of diversion of water from Sucker Creek.

In the Sucker Creek adjudication proceedings a water right was established in the name of W. L. Babcock for the use of the waters of Sucker Creek for the irrigation of 4.0 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 10.0 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 26.0 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$  and 2.0 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 31, T. 39 S., R. 7 W., W.M. and 20.0 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 36, T. 39 S., R. 8 W., W.M., with dates of priority of 1872 and 1893. This right was confirmed by certificate recorded at page 7121, Volume 7, State Record of Water Right Certificates.

The water is conveyed to these lands by means of the Kieffer Trumble Ditch, the point of diversion being located 350 ft. N. and 1400 ft. E. from the center of Sec. 31, being within the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 31, T. 39 S., R. 7 W., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located south 33 degrees west 385 ft. from the center of Sec. 31, being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 31, T. 39 S., R. 7 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Grants Pass, Oregon, on July 20, 1966, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any objections shall be prepared in writing, one copy to be served on Pacific Ventures, Inc., 600 N.W. 5th St., Grants Pass, Oregon, and one copy filed with the State Engineer, Salem, Oregon, together with a \$2 filing fee, at least 10 days prior to the date set for hearing. If no objections are filed, the application may be approved by the State Engineer without a hearing.

Dated at Salem, Oregon this 18th day of May, 1966.

CHRIS L. WHEELER,  
State Engineer

No 12-Wed-6-8-66

**AFFIDAVIT OF PUBLICATION**

**RECEIVED**  
JUN 10 1966  
**STATE ENGINEER**  
**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 Filing Application,

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for three successive and consecutive weeks in the following issues May 25, June 1 and 8, 1966

Charles J. Moore  
Subscribed and sworn to before me this 7<sup>th</sup> day of June, 1966

Ruth E. Woodbridge  
Notary Public of Oregon.

My commission expires 29th day of August, 1969.

No. ....

In the.....Court of the

**STATE OF OREGON**

for the

**COUNTY OF JOSEPHINE**

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## **Affidavit of Publication**

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Filed ....., 19 ....

.....  
**Clerk.**

By .....

**Deputy.**

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**From the Office of**

.....  
**Attorney for** .....

# MAP

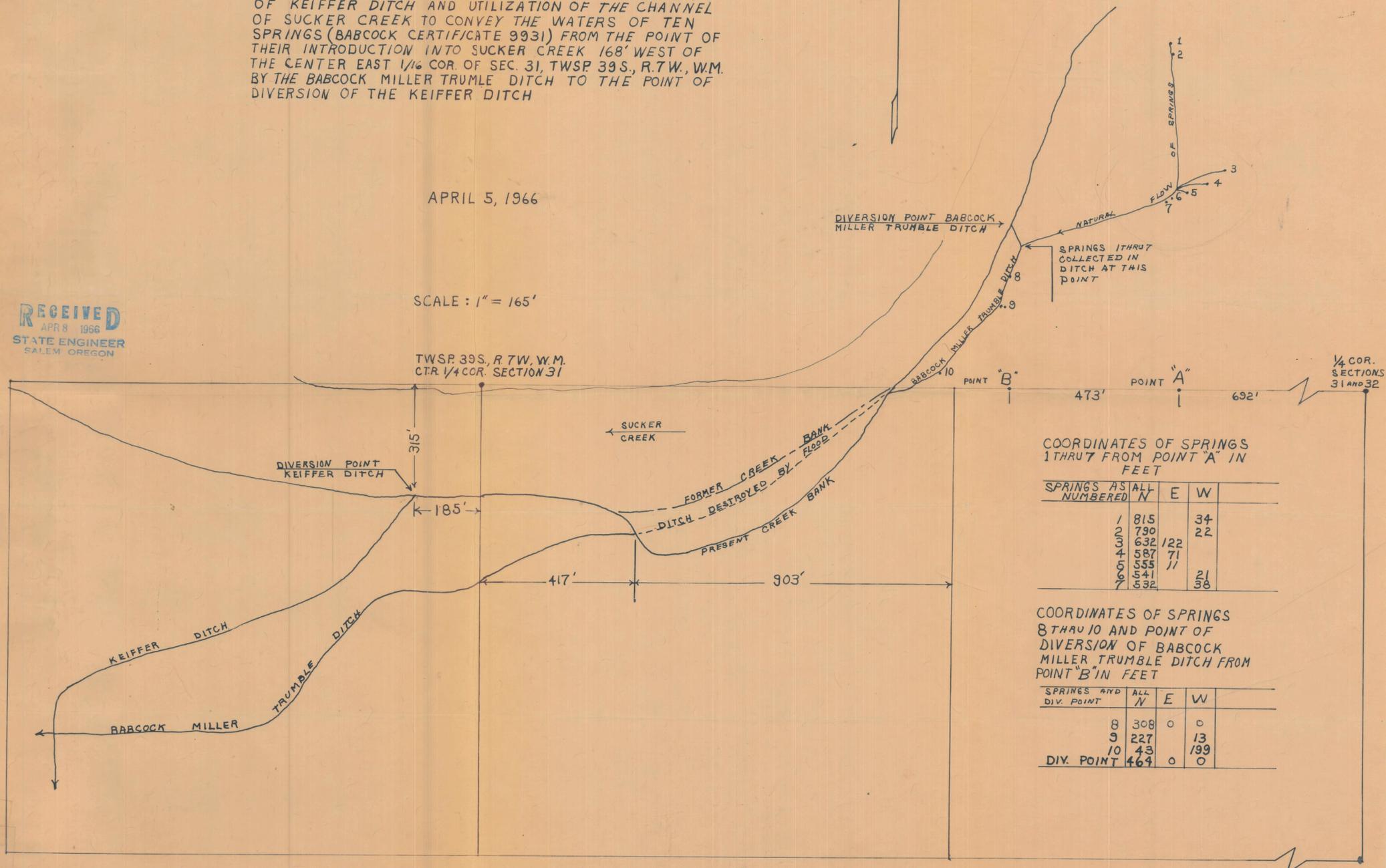
SHOWING PROPOSED TRANSFER OF BABCOCK MILLER TRUMBLE DITCH DIVERSION POINT TO DIVERSION POINT OF KEIFFER DITCH AND UTILIZATION OF THE CHANNEL OF SUCKER CREEK TO CONVEY THE WATERS OF TEN SPRINGS (BABCOCK CERTIFICATE 9931) FROM THE POINT OF THEIR INTRODUCTION INTO SUCKER CREEK 168' WEST OF THE CENTER EAST 1/4 COR. OF SEC. 31, TWSR 39S., R.7W., W.M. BY THE BABCOCK MILLER TRUMBLE DITCH TO THE POINT OF DIVERSION OF THE KEIFFER DITCH

APRIL 5, 1966

SCALE: 1" = 165'

RECEIVED  
APR 8 1966  
STATE ENGINEER  
SALEM OREGON

TWSR 39S., R.7W., W.M.  
CTR. 1/4 COR. SECTION 31



COORDINATES OF SPRINGS  
1 THRU 7 FROM POINT "A" IN  
FEET

SPRINGS AS ALL NUMBERED	N	E	W
1	815		34
2	790		22
3	632	122	
4	587	71	
5	555	//	
6	541		21
7	532		38

COORDINATES OF SPRINGS  
8 THRU 10 AND POINT OF  
DIVERSION OF BABCOCK  
MILLER TRUMBLE DITCH FROM  
POINT "B" IN FEET

SPRINGS AND DIV. POINT	N	E	W
8	308	0	0
9	227		13
10	43		199
DIV. POINT	464	0	0

**RECEIVED**  
AUG 29 1966  
STATE ENGINEER  
CALIFORNIA REGION

Transfer No. P-83

NOTICE OF COMPLETION OF CONSTRUCTION

I, Pacific Ventures, Inc., hereby certify

that the construction work has been completed and the change in point of diversion of water made as set forth in the order of the State Engineer dated August 16, 1966, approving an application for a change in point of diversion of water from Sucker Creek.

PACIFIC VENTURES, INC.

August 27, 1966  
Date

By:

Fred M. Linkhart  
Name

Fred M. Linkhart, President

WATERMASTER DISTRICT NO. 14  
COUNTY COURTHOUSE  
GRANTS PASS 97526  
TEL. 476-6827



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT

WATER DISTRIBUTION  
HYDROGRAPHIC SURVEYS  
SNOW SURVEYS

REFER TO  
FILE NO. \_\_\_\_\_

May 19, 1966

**RECEIVED**  
MAY 20 1966  
STATE ENGINEER  
SALEM OREGON

Chris L. Wheeler  
State Engineer  
Salem, Oregon

Att: Trevor Jones, Asst.

Dear Mr. Jones:

In my opinion, the change of point of diversion by Pacific Ventures, Inc. #P-83 can be made without injury to existing rights.

I recommend that the provision be incorporated in the permit that, if needed in the future, a weir or suitable measuring device will be installed by the direction and under the supervision of the Watermaster.

Yours truly,

*Robert B. Steimer*

Robert B. Steimer,  
Watermaster, Dist. #14

RBS/daa

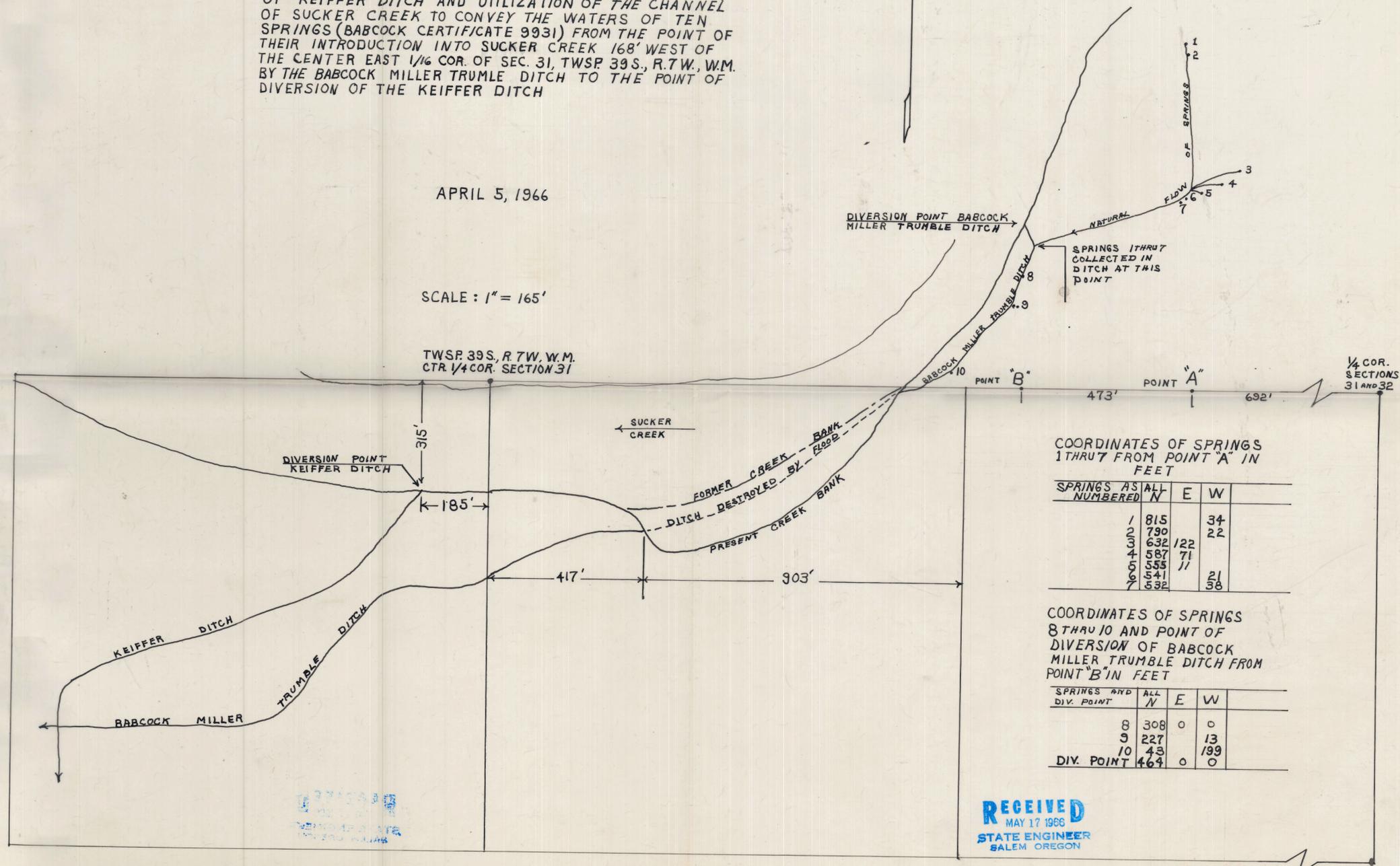
# MAP

SHOWING PROPOSED TRANSFER OF BABCOCK MILLER TRUMBLE DITCH DIVERSION POINT TO DIVERSION POINT OF KEIFFER DITCH AND UTILIZATION OF THE CHANNEL OF SUCKER CREEK TO CONVEY THE WATERS OF TEN SPRINGS (BABCOCK CERTIFICATE 9931) FROM THE POINT OF THEIR INTRODUCTION INTO SUCKER CREEK 168' WEST OF THE CENTER EAST 1/4 COR. OF SEC. 31, TWSR 39S., R.7W., W.M. BY THE BABCOCK MILLER TRUMBLE DITCH TO THE POINT OF DIVERSION OF THE KEIFFER DITCH

APRIL 5, 1966

SCALE: 1" = 165'

TWSR 39S., R.7W., W.M.  
CTR. 1/4 COR. SECTION 31



COORDINATES OF SPRINGS  
1 THRU 7 FROM POINT "A" IN  
FEET

SPRINGS AS ALL NUMBERED	N	E	W
1	815		34
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3	632	22	
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8 THRU 10 AND POINT OF  
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SPRINGS AND DIV. POINT	N	E	W
8	308	0	0
9	227		13
10	43		199
DIV. POINT	464	0	0

**RECEIVED**  
MAY 17 1966  
STATE ENGINEER  
SALEM OREGON