ASSIGNED

Name Marvin H. Thatcher, Jr.

By

Address 790 Crooks Creek Rd. (Box 204)
Selma, OR 97538

Date filed April 8, 1983

Priority April 8, 1983

Action suspended until SM

Return to applicant

Date of approval JUL 27 1983

CONSTRUCTION

Date for beginning JUL 27 1984

Date for completion OCT 01 1985

Extended to

Date for application of water OCT 01 1986

Extended to

PROSECUTION OF WORK

Form "A" filed Started

Form "B" filed

Form "C" filed 8-12-88 (see letter)

FINAL PROOF

Blank mailed

Proof received

Date certificate issued JUN 20 2008

Application No. 64998

Permit No. 47561

Certificate No. 84218

Stream Index, Page No. 15-56T

FEES PAID

Date	Amount	Receipt No.
4-8-83	65-	35835
10/18/02	25.00	56400
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

ASSIGNMENTS

ASSIGNED

Date	To Whom	Address	Volume	Page
7-25-88	Michael Lewis Smith	1317 W. 187 St. Gardena, CA 90247	By Deed	
10/18/02	Joy Glasgow (McGlothlin)	Po Box 694, Selma, OR 97538		

REMARKS

CARD FOR B OCT 17 1985

Card for BC NOV 10 1986

Form 100 AUG 24 1987

~~SURVEY REGARDLESS~~ 11/87

SP*70900-119

~~G-14295~~

~~G-13238~~

S-64998 glaejoy2@yahoo.com

cc BERNADETTE

NORM DAFT.

~~[illegible]~~ VERIFY THIS IS CORRECT PERMIT

& THEN INSTRUCT JOY GLASGOW HOW TO ASSIGN.

[illegible]

THIS CERTIFICATE ISSUED TO

MICHAEL LEWIS SMITH
1317 WEST 187TH
GARDENA, CALIFORNIA 90247

DIANE BURGER
154 BLAINE ST APT. 1
SANTA CRUZ CA. 95060

confirms the right to use the waters of A SPRING, a tributary of CROOKS CREEK, for IRRIGATING 12.5 ACRES.

This right was perfected under Permit 47561. The date of priority is APRIL 8, 1983. This right is limited to 0.16 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 4, T 38 S, R 7 W, W.M.; 1960 FEET NORTH AND 1900 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 4.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FIFTIETH of one cubic foot per second (or its equivalent) and 3.5 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 SW 1/4 12.5 ACRES
SECTION 4
TOWNSHIP 38 SOUTH, RANGE 7 WEST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

64998.LMS

MICHAEL LEWIS SMITH
1317 W. 187TH
GARDENA, CA. 90247

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SECTION 4
TOWNSHIP 38 SOUTH, RANGE 7 WEST, W.M.

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64998.LMS

JSR

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: June 20, 2008

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Gerry Clark at 503-986-0811.

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOY GLASGOW (McGLOTHLIN)
PO BOX 694
SELMA OR 97538

confirms the right to use the waters of A SPRING for IRRIGATION of 12.5 ACRES.

This right was perfected under Permit 47561. The date of priority is APRIL 8, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.16 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

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A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
38 S	7 W	WM	4	NE SW			12.50

This right is for the beneficial use of water.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued JUN 20 2008.

Phillip C. Ward, Director
Water Resources Department

 Recorded in State Record of Water Right Certificates numbered 84218.

STATE OF OREGON

COUNTY OF JOSEPHINE

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Issued JUN 2 0 2008.

Phillip C. Ward, Director
Water Resources Department

 Recorded in State Record of Water Right Certificates numbered 84218.

Oregon
Water Resources Department
725 Summer St NE Suite A
Salem, OR 97301-1266

ADDRESS SERVICES REQUESTED

UNITED STATES POSTAGE PITNEY BOWES
02 1A $ 00.83⁰
0004396166 JUN 20 2008
MAILED FROM ZIP CODE 97301

REASON CHECKED
☐ Moved, Left No Address
☒ Unable To Forward
☐ Attempted - Not Known
☐ Unclaimed ☐ Refused
☐ No Such Street ☐ No Such Number
☐ Insufficient Address
Rt ____ Init ____

S-64998
JOY GLASGOW (McGLOTHLIN)
PO BOX 694
SELMA OR 97538

RECEIVED
JUN 25 2008
WATER RESOURCES DEPT
SALEM, OREGON

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: June 20, 2008

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

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If you have any questions please contact Gerry Clark at 503-986-0811.

Mailing List for Certificate Scheduled Mailing Date:

Application: S-64998

Permit: 47561

Certificate: 84218

Copies Mailed

by: Connie Vance
(STAFF)

on: JUN 20 2008
(DATE)

Permit/Certificate Holder:

JOY GLASGOW (McGLOTHLIN) ✓
PO BOX 694
SELMA OR 97538

Copies of Final Certificate to be sent to:

1. Data Center (include copy of map) ✓
2. Water Availability ✓
3. Vault ✓
4. File ✓
5. Watermaster District 14, Kathy A. Smith ✓

Other persons to receive copies (proposed and/or final): (include map):

James O & Terry Nutt ✓
790 Crooks Creek Rd
Selma OR 97538-9801

New owners per assessor office 6/16/2008. C.V.

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOY GLASGOW (McGLOTHLIN)
PO BOX 694
SELMA OR 97538

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This right was perfected under Permit 47561. The date of priority is APRIL 8, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.16 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

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PROPOSED

84218

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued _____.

PROPOSED

_____
Phillip C. Ward, Director
Water Resources Department

 Recorded in State Record of Water Right Certificates numbered ******.

81748

Mailing List for Certificate Scheduled Mailing Date:

Application: S-64998

Permit: 47561

Certificate: ******

Permit/Certificate Holder:

JOY GLASGOW (McGLOTHLIN) ✓
PO BOX 694
SELMA OR 97538

Copies Mailed

by: Connie Vance
(STAFF)

on: APR 0 4 2008
(DATE)

Copies of Final Certificate to be sent to:

1. Data Center (include copy of map)
2. Water Availability
3. Vault
4. File ✓

Other persons to receive copies (proposed and/or final): (include map):

1. Watermaster District 14, Kathy A. Smith ✓

mailed photo - copies
4/14/2008 to:

S-64998
James O & Terry L Nuttt
790 Crooks Creek Rd
Selma OR 97538-9801

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

MAILED: APRIL 4, 2008

NOTICE

Reference: Permit S-47561 Application S-64998

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

Dwight French
Administrator
Water Rights Division

WhitePages.com™
search. find. connect.

1 Result matching "790 Crooks Creek Road, Selma, 97538"

James O & Terry L Nutt
790 Crooks Creek Rd
Selma, OR 97538-9801
(541) 597-2798



Listing date Feb. 2008

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Privacy Policy. Legal Notice and Terms under which this service is provided to you.

Oregon
Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

MAILED: APRIL 4, 2008

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Sincerely,

Dwight French
Administrator
Water Rights Division

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOY GLASGOW (McGLOTHLIN)
PO BOX 694
SELMA OR 97538

PROPOSED

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PROPOSED

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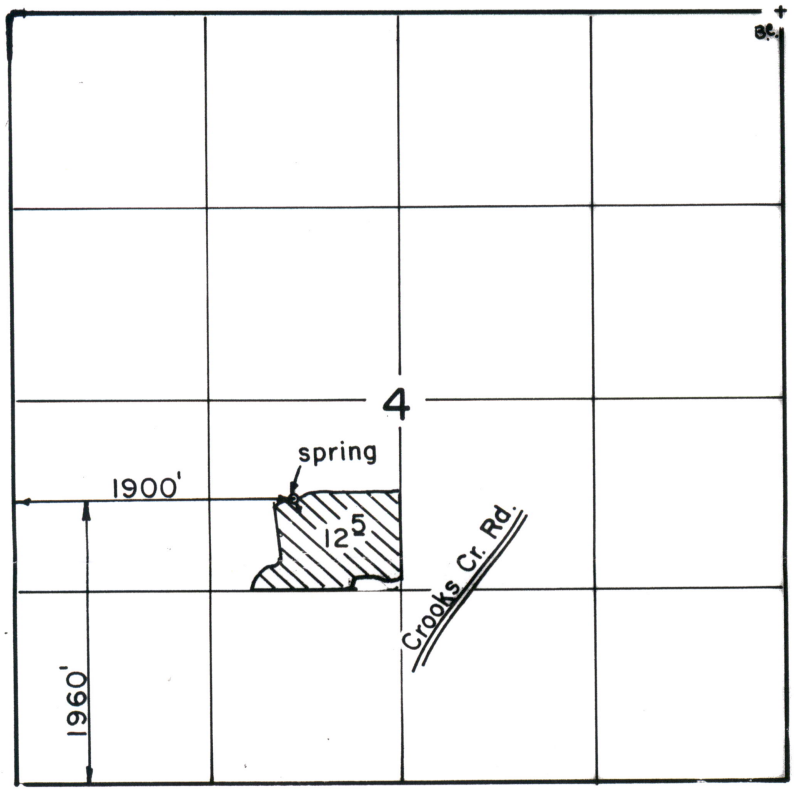
Issued _____.

PROPOSED

_____
Phillip C. Ward, Director
Water Resources Department

 Recorded in State Record of Water Right Certificates numbered ******.

T. 38 S., R. 7 W., W. M.





Scale: 1" = 1320'

FINAL PROOF SURVEY
UNDER

Application No. 64998 **Permit No.** 47561

IN NAME OF

.....

Surveyed NOV. 5. 19 91., **by** B. S. JAMES

41033-179-1224
LMS 1/92

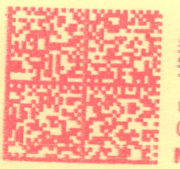
CV

Oregon

Water Resources Department
725 Summer St NE Suite A
Salem, OR 97301-1266

WR

ADDRESS SERVICE REQUESTED





RECEIVED

APR 10 2008

WATER RESOURCES DEPT
SALEM, OREGON



REASON CHECKED
☐ Moved, Left No Address
☒ Unable To Forward
☐ Attempted - Not Known
☐ Unclaimed ☐ Refused
☐ No Such Street ☐ No Such Number
☐ Insufficient Address

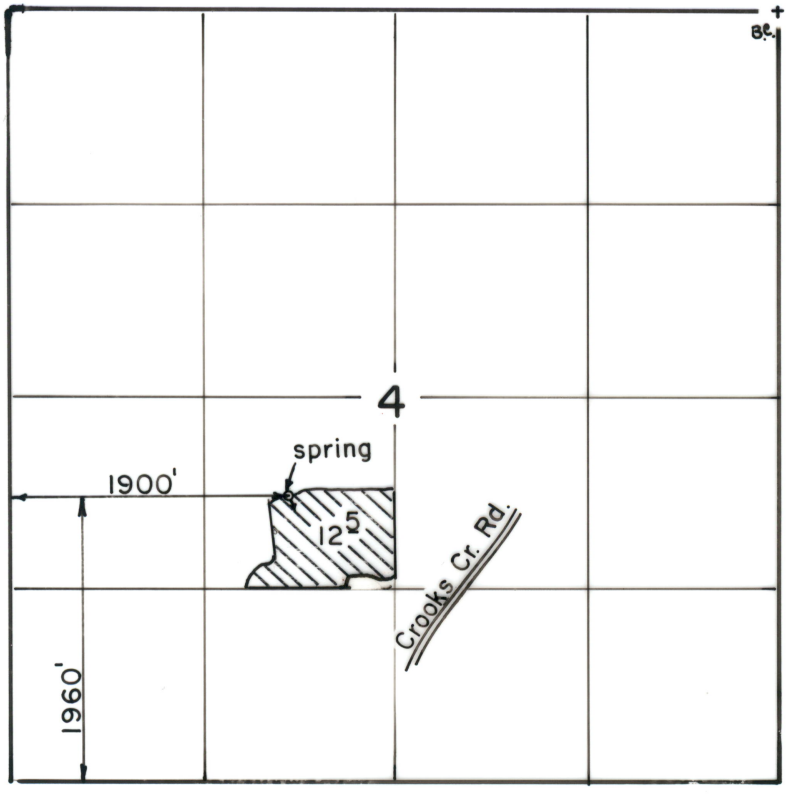
RT

Init

S-64998
JOY GLASGOW (McGLOTHLIN)
PO BOX 694
SELMA OR 97538

UTF

T. 38 S., R. 7 W., W. M.





Scale: 1" = 1320'

FINAL PROOF SURVEY
UNDER

Application No. 64998 **Permit No.** 47561

IN NAME OF

.....

Surveyed NOV. 5 **19**91., **by** R. S. JAMES

11033-179-1722
LMS 4/92

STATE OF OREGON

COUNTY OF JOSEPHINE

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JOY GLASGOW (McGLOTHLIN)
PO BOX 694
SELMA OR 97538

PROPOSED

1/50 = 0.25

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By laws

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Issued

WITNESS the signature of the Water Resources ~~Director, affixed~~ _____.

PROPOSED

_____

Phillip C. Ward, Director
Water Resources Department

 Recorded in State Record of Water Right Certificates numbered ******.

90-10-PS1-a

(SEE LETTER)

1722

Abstract of Permit

This is to certify that I have examined APPLICATION 64998 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

ASSIGNED: MICHAEL LEWIS SMITH

This permit is issued to Marvin H. Thatcher, Jr., of ~~790 Crooks Creek Road (Box 284), Selma, Oregon~~ 97538, phone 597-4210 for the use of the waters of a spring,

for the PURPOSE of irrigation

1317 W. 187th St
Gardena 90248

SMITH, MICHAEL LEWIS
P.O. BOX 2424
GARDENA, CA 90247

that the PRIORITY OF THE RIGHT dates from April 8, 1983

38-7-4 T.I.400

and is limited to the amount of water which can be applied to beneficial use and shall not exceed ~~0.19~~ 0.16 cubic foot per second

The POINT OF DIVERSION is to be LOCATED: ~~2000~~ 1960 feet North and ~~1805~~ 1900 feet East from the SW Corner of Section 4, being within the NE 1/4 SW 1/4 of Section 4, Township 38 South, Range 7 West, WM, in the County of Josephine.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 38 South, Range 7 West, WM Section 4 NE 1/4 SW 1/4 ~~15.0~~ 12.5 acres

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands shall be limited to 1/50 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

SITE - 790 CROOKS CR
DIANE TSURGEEK
790 CROOKS CR
We plan listed

DIANE BURKER
154 ATT I BLAINE ST.
SANTA CRUZ, CA
TSOCO

Actual construction work shall begin on or before July 27, 1984, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 85.

Complete application of the water to the proposed use shall be made on or before October 1, 19 86.

Witness my hand this 27th day of July, 19 83.

When water 1st used

DEPUTY WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION 64998 PERMIT **47561**

INFO: VISITED SITE SEVERAL TIMES IN PAST 4 YEARS.
~~TALKED 4 YEARS~~
TALKED TO RENTER OF ONE YEAR. NEW OWNER IS DIANE BURGER, @ 154 APT. 1 BLAINE ST., SANTA CRUZ, CA 95060.
IRRIGATION IS EVIDENT AS MR. SMITH EXPLAINED 3 AC. GRAPES, 1 ACRE ORCHARD & 6.5 AC OF PASTURE. NO EQUIPMENT ON SITE. RENTER STATED MS. BURGER LIVED ON SITE FOR A YEAR IN 1989. NO IRRIGATION HAS BEEN PROPERLY DONE IN THE PASTURE OR GRAPES SINCE 1986.

SOURCE: THATCHER SPRING.

DIV. PT: POOL DEVELOPED IN SPRING (15' DIA X 5' DEEP.)

MOTOR: WAS 2 H.P. GAS

@ 30 PSI

$\frac{2(6^{6})}{76-20} = 0\frac{24}{cfs}$

PUMP: UNKN MAKE

PIPE: 2" BLK. PLASTIC, 1" BLK. PLASTIC (WORN & BROKEN)
DRIP SYSTEM TO GRAPES (POOR CONDITION)
NOT KNOWN HOW THE PASTURE WAS IRRIGATED.
(NO OTHER EQUIPMENT ON SITE.)
NO ANIMALS IN PASTURE

USE: IRRIGATION - GRAPES, FRUIT TREES, PASTURE.

LIFT: FALL: 20'

TIE: 41033-179-172L ALSO: REFERENCE PHOTO 1986, Jo. Co.

B. Sun Jeans FE
SW REGION 11-5-91

RECEIVED
AUG 12 1988
WATER RESOURCES DEPT
SALEM, OREGON

Dear Thomas E. Shook.

Re. Permit 47561 Referenca File 64998.

Mr Thatcher was using the water in 1984 and 1985 for irrigation of 3 acres of grapes, 1 acre of apple orchard and 10 acres of farmland. I purchased property in Sept 1985 and used the water until April 1986 when someone stoled the 2. H.P. Pump and Pipes. I intend to replaced the Pump and irrigation equipment I would like the time limit of the Permit Extended.

Yours

Michael L. Smith
13174 W 187 St
Gardena, Ca. 90248

9-6-88
cc: to Medford field office

To: Sue James
Medford Office

AUG 12 1988
WATER RESOURCES DEPT
SALEM, OREGON

Subj:. – remove "Survey Regardless" designation – permit will be assigned to Smith.

Dear Thomas E. Shook

Re. Permit 47561 Reference file 64998.
38S/1W-Sec 4

Mr Thatcher was using the water in 1984 and 1985 for irrigation of 3 acres of grapes, 1 acre of apple orchard and 10 acres of farmland.

I purchased property in Sept 1985 and used the water until April 1986 when someone stoled the 2. H.P. Pump and pipes. I intend to replaced the pump and irrigation equipment I would like the time limit of the Permit extended.

Yours

Michael L. Smith
13174 187th
Gardena, Ca. 90248

690-10-PS1-v

STATE OF OREGON

County of JOSEPHINE

SIGNED See Misc. Rec., Vol. By Deed

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 64998 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Marvin H. Thatcher, Jr., of 790 Crooks Creek Road (Box 204), Selma, Oregon 97538, phone 597-4210 for the use of the waters of a spring,

for the PURPOSE of irrigation

that the PRIORITY OF THE RIGHT dates from April 8, 1983

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.19 cubic foot per second

The POINT OF DIVERSION is to be LOCATED: 2000 feet North and 1805 feet East from the SW Corner of Section 4, being within the NE 1/4 SW 1/4 of Section 4, Township 38 South, Range 7 West, WM, in the County of Josephine.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 38 South, Range 7 West, WM Section 4 NE 1/4 SW 1/4 15.0 acres

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands shall be limited to 1/50 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before July 27, 1984, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 85.

Complete application of the water to the proposed use shall be made on or before October 1, 19 86.

Witness my hand this 27th day of July, 19 83.

DEPUTY /s/ CHRIS L. WHEELER
WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION 64998 PERMIT 47561

Pump Capacity Calculation Sheet

using Department designed formula:

(hp)(efficiency) / (lift + psi head) = capacity in cfs

Efficiency:

Centrifugal = 6.61
Turbine = 7.04

Data Entry (fill in underlined blanks)

HP =	2
Efficiency =	6.61
Lift =	-20
PSI =	40

Results Calculated

(hp)(efficiency) =	13.22
Head based on psi =	101.6
Total dynamic head = (head + lift)	81.6

Pump Capacity = 0.16 feet per second

TOWNSHIP 38 S. RANGE 1W W. M. (Card #1) SECTION 4

NE				NW				SW				SE			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
		-DLC 43-									DLC 43		-DLC 43-		
		Lot 4	Lot 3								Lot 7	Lot 2	Lot 5	Lot 6	Lot 1
40.64	40.59			TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT				40.55	40.50						
		8.9	1.-												
											DOM 15				
											3				
									6						
									8.2						
													DOM 9.0		
					DOM										
4.2			11.2												

CANCELED 4-19-82 SP. OR. Vol. 36, Pg. 105

DOM ½ Canceled 4-23-81 SP. OR. V. 34 Pg. 494

Canceled 6-18-87 X SP or Vol 41 Pg 308

Canceled 6-18-87 2. SP or Vol 41, Pg 308

DOM 2.2.30

Application Number	Permit Number	Certificate Number
Dec. as Vol 13 Pages 103 Findings, Vol 11 Page 533		13842
Dec. as Vol 13 Pages 104 Findings, Vol 11 Page 538		13868
		2342
21987	17290	CANCELLED
27465	21621	20673
~~49292~~	~~36965~~	~~5~~
50514	38144	56825
56693	42056	
~~58022~~	~~43731~~	
R58769	R-8125	
58770	44827	
59954	45062	

(SEE BACK OF CARD FOR PLAT OF SECTION)

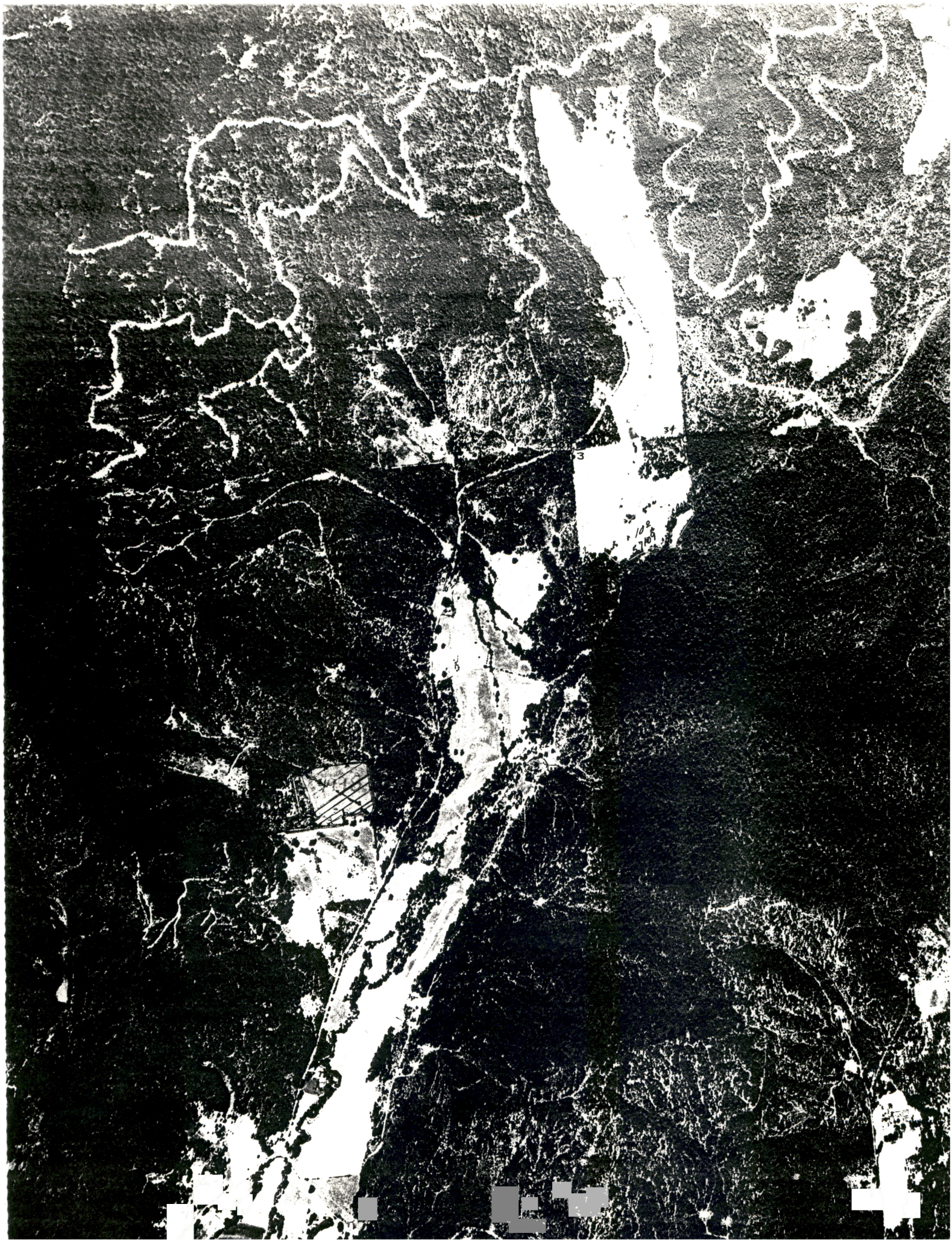
TOWNSHIP 38 S. RANGE 1 W. W. M. (Card #2) SECTION 4

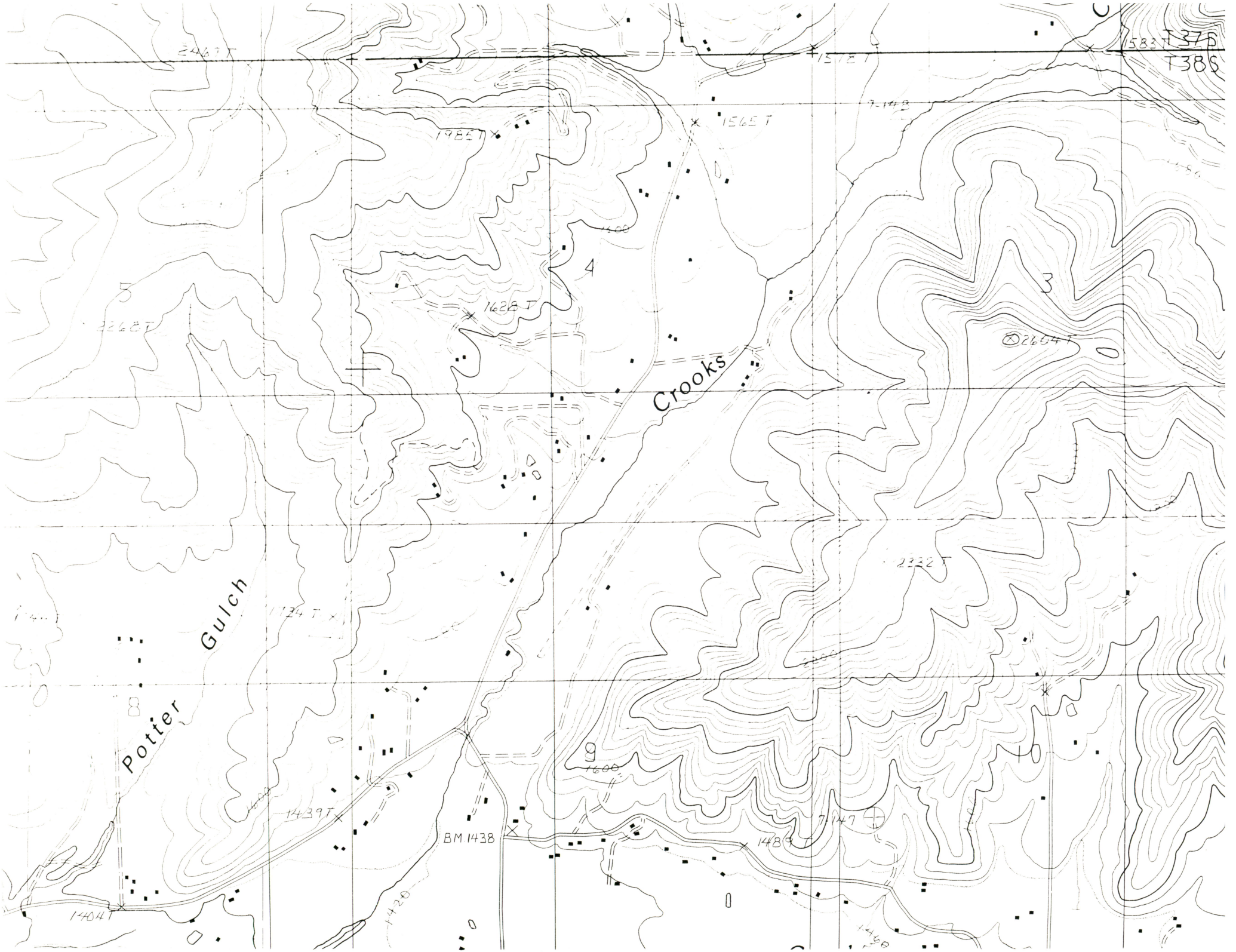
NE				NW				SW				SE			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT. IF OTHER THAN 40 ACRES

		12													
8	X														
W.16 LIFE	W.16 LIFE														
								15							
												DOM 2.3			
0.2	0.3														

Application Number	Permit Number	Certificate Number
60075	46005	57200
R-64554	R-8606	57158
64555	47432	57159
64998	47561	
49292	36965	57101
59954	45062	57160





T37S
T38S
1583 T
1565 T
1985 T
1628 T
2604 T
2332 T
1734 T
1439 T
1404 T
1489 T
BM 1438
Crooks
Potter Gulch
4
3
5
8
9
10

Oregon
John A. Kitzhaber, M.D., Governor

Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

December 16, 2002

Joy Glasgow (McGlothlin)
P.O. Box 694
Selma, Oregon 97538

Reference: Application S-64998, Permit S-47561

The assignment by proof of ownership, from Michael L. Smith to you, has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 56400 covering the recording fee of $25.00 is also enclosed.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure: receipt 56400

cc: Watermaster 14
Michael L. Smith
Data Center, OWRD
File

REQUEST FOR ASSIGNMENT

BY PROOF OF OWNERSHIP (IF PERMIT HOLDER IS NOT AVAILABLE)

RECEIVED
OCT 18 2002
WATER RESOURCES DEPT.
SALEM, OREGON

Joy Glasgow (McGlothlin)
(Name of Party Requesting Assignment)

P.O. Box 694 Selma OR 97538 (541) 218-3644
(mailing address) (City) (State) (Zip) (Phone #)

CHECK ONE

☒ ...hereby request assignment in and to application/permit;

☐ ...hereby request assignment in and to a ***portion*** of application/permit;
(You must include a map showing the portion of the application/permit to be assigned.)

☒ ...I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly;
(Remember to include **$5 for *each additional page*.**)

Application # S 64998, **Permit #** S 47561;
-OR-
GR Statement # _____, **GR Certificate of Registration #** _____

Michael L. Smith
(Name of Permit Holder of Record)

1317 W. 18th St Gardena Ca 90247
(mailing address) (City) (State) (Zip) (Phone #)

NOTE: *If there are other owners of the property described in this Application, Permit or Certificate of Ground Water Registration,* ***you must provide a list of all other owners' names and mailing addresses and attach it to this form.***

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 15th day of October, 2002.

Party Requesting Assignment Joy Glasgow (McGlothlin)

Party Requesting Assignment _____

10/21/2002 by phone

DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 56400
- For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form *must be* submitted to the Department along with the appropriate recording fees:

- **$25 for the first page, *and***
- **$5 for *each additional page*.**

[as required by ORS 536.050(1)(d)]

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97301-4172
attn: Jerry Sauter

7/1/02-6/30/03 REAL PROPERTY TAX STATEMENT ACCOUNT NO.: R327040

JOSEPHINE COUNTY 500 NW 6TH ST GRANTS PASS, OR 97526

PROPERTY DESCRIPTION
790 CROOKS CREEK RD

ACRES: 5.00
MAP: 38-07-04-00-000400-00
CODE: 04 05

"CERTIFIED TO BE A TRUE COPY"
by Laurie Hansen Deputy
Date 10/15/02
Josephine County Treasurer

RECEIVED
OCT 18 2002
WATER RESOURCES DEPT.
SALEM, OREGON

CORNELIUS, TOM &
GLASGOW, JOY
PO BOX 694
SELMA, OR 97538-0694

LAST YEAR'S TAX 486.20
See back for explanation of taxes marked with (*)

Delinquent 2001-02 Taxes 544.54

VALUES:	LAST YEAR	THIS YEAR
REAL MARKET VALUE:		
LAND	37,540	40,670
IMPROVEMENT	28,440	33,690
TOTAL	65,980	74,360
TAXABLE VALUES:		
ASSESSED	49,870	51,360
EXEMPTION	0	0
NET TAXABLE:	49,870	51,360

This is a duplicate.

If a mortgage company pays your taxes,
This statement is for your records only.

THIS YEAR'S TAX

EDUCATION:	
3 RIVERS SCHOOL DISTRI	191.38
ROGUE COMM COLLEGE	26.34
JACKSON ESD	18.10
EDUCATION TOTAL:	235.82
GENERAL GOVERNMENT:	
JOSEPHINE COUNTY	30.12
ILLINOIS VALLEY RFPD	96.05
4-H/EXTENSION SERVICE	2.36
COUNTY LOCAL OPTION	6.68
GENERAL GOVERNMENT TOTAL	135.21
EXCLUDED FROM LIMITATION:	
COUNTY BOND LEVY	10.73
3 RIVERS SCHOOL DISTRI	37.61
EXCLUDED FROM LIMITATION TOTAL:	48.34
SPECIAL ASSESSMENTS:	
STATE FIRE PATROL	56.17
FIRE PATROL IMPROVED	38.00
SPECIAL ASSESSMENTS TOTAL:	94.17
TAX TOTALS	513.54

Full Payment with 3% Discount	2/3 Payment with 2% Discount	1/3 Payment No Discount	
1,042.67	880.05	715.72	**TOTAL TAX (After Discount)** 1,042.67

Tear Here **PLEASE RETURN THIS PORTION WITH YOUR PAYMENT** Tear Here

2002-03 Property Taxes JOSEPHINE REAL ACCOUNT NO.: R327040

	Pay By	Discount Allowed	Net Amount
Full Payment Enclosed ..... Due:	11/15/02	15.41 3%	1,042.67
or 2/3 Payment Enclosed ..... Due:	11/15/02	6.85 2%	880.05
or 1/3 Payment Enclosed ..... Due:	11/15/02	NONE 0%	715.72

DISCOUNT IS LOST & INTEREST APPLIES AFTER DUE DATE

☐ Mailing address change on back

Enter Payment Amount
$

EXACT PAYMENT REQUIRED TO RECEIVE DISCOUNT

MAKE PAYMENT TO:

JOSEPHINE COUNTY TAX COLLECTOR

ROOM 70, COUNTY COURTHOUSE

CORNELIUS, TOM &
GLASGOW, JOY
PO BOX 694
SELMA, OR 97538-0694

17000013270400000104267000008800500000715727

150-553-008 (Rev. 6-01)

7/1/02-6/30/03 REAL PROPERTY TAX STATEMENT ACCOUNT NO.: R3270402

JOSEPHINE COUNTY 500 NW 6TH ST GRANTS PASS, OR 97526

PROPERTY DESCRIPTION
790 CROOKS CREEK RD

ACRES: 35.00
MAP: 38-07-04-00-000400-00
CODE: 05 04

"CERTIFIED TO BE A TRUE COPY"
by Laurie Hansen Deputy
Date 10/15/02
Josephine County Treasurer

CORNELIUS, TOM &
GLASGOW, JOY
PO BOX 694
SELMA, OR 97538-0694

LAST YEAR'S TAX 59.22
See back for explanation of taxes marked with (*)

Delinquent 2001-02 Taxes 66.33

RECEIVED
OCT 18 2002
WATER RESOURCES DEPT.
SALEM, OREGON

VALUES:	LAST YEAR	THIS YEAR
MARKET & SPECIAL USE VALUES:		
LAND	9,310	10,700
LAND SPEC'L	40	40
IMPROVEMENT	0	0
TOTAL	9,350	10,740
TAXABLE VALUES:		
ASSESSED	9,350	9,620
EXEMPTION	0	0
NET TAXABLE:	9,350	9,620

This is a duplicate.

POTENTIAL ADDITIONAL TAX LIABILITY

If a mortgage company pays your taxes,
This statement is for your records only.

THIS YEAR'S TAX	
EDUCATION:	
3 RIVERS SCHOOL DISTRI	35.85
ROGUE COMM COLLEGE	4.93
JACKSON ESD	3.39
EDUCATION TOTAL:	44.17
GENERAL GOVERNMENT:	
JOSEPHINE COUNTY	5.64
4-H/EXTENSION SERVICE	0.44
COUNTY LOCAL OPTION	1.25
GENERAL GOVERNMENT TOTAL	7.33
EXCLUDED FROM LIMITATION:	
COUNTY BOND LEVY	2.01
3 RIVERS SCHOOL DISTRI	7.04
EXCLUDED FROM LIMITATION TOTAL:	9.05
2002-03 PROPERTY TAX TOTALS	60.55

Full Payment with 3% Discount	2/3 Payment with 2% Discount	1/3 Payment No Discount	
125.06	105.89	86.52	**TOTAL TAX (After Discount)** 125.06

Tear Here **PLEASE RETURN THIS PORTION WITH YOUR PAYMENT** Tear Here

2002-03 Property Taxes JOSEPHINE REAL ACCOUNT NO.: R3270402

	Pay By	Discount Allowed	Net Amount
Full Payment Enclosed ..... Due:	11/15/02	1.82 3%	125.06
or 2/3 Payment Enclosed ..... Due:	11/15/02	0.81 2%	105.89
or 1/3 Payment Enclosed ..... Due:	11/15/02	NONE 0%	86.52

DISCOUNT IS LOST & INTEREST APPLIES AFTER DUE DATE

☐ Mailing address change on back

Enter Payment Amount
$

EXACT PAYMENT REQUIRED TO RECEIVE DISCOUNT

MAKE PAYMENT TO:

JOSEPHINE COUNTY TAX COLLECTOR

ROOM 70, COUNTY COURTHOUSE

CORNELIUS, TOM &
GLASGOW, JOY
PO BOX 694
SELMA, OR 97538-0694

17000132704020000012506000001058900000086527

150-553-008 (Rev. 6-01)

690-10-PS1-a

Abstract of Permit

This is to certify that I have examined APPLICATION 64998 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Marvin H. Thatcher, Jr., of 790 Crooks Creek Road (Box 204), Selma, Oregon 97538, phone 597-4210 for the use of the waters of a spring,

Assigned to Michael Lewis Smith 1319 W. 18th St. Gardena, CA 90247

for the PURPOSE of irrigation

that the PRIORITY OF THE RIGHT dates from April 8, 1983

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.19 cubic foot per second

The POINT OF DIVERSION is to be LOCATED: 2000 feet North and 1805 feet East from the SW Corner of Section 4, being within the NE 1/4 SW 1/4 of Section 4, Township 38 South, Range 7 West, WM, in the County of Josephine.

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Township 38 South, Range 7 West, WM Section 4 NE 1/4 SW 1/4 15.0 acres

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands shall be limited to 1/50 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

RECEIVED
OCT 1 8 2002
WATER RESOURCES DEPT.
SALEM, OREGON

Crooks Creek & misc

Actual construction work shall begin on or before July 27, 1984, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 85.

Complete application of the water to the proposed use shall be made on or before October 1, 19 86.

Witness my hand this 27th day of July, 19 83.

DEPUTY WATER RESOURCES DIRECTOR

Basin 15, Vol. 84

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APPLICATION 64998 PERMIT 47561

STATE OF OREGON
Water Resources Department
Jackson County Courthouse, Room 106
Medford, OR 97501
PHONE: (503) 776-7070

TO: Michael Lewis Smith DATE: July 3, 1990

FROM: Sue James, Field Inspector

SUBJECT: Water Right Application 64998, Permit 47561

I am writing in regard to a Water Right Permit granted to Marvin Thatcher and subsequently assigned to you to take water from a spring for irrigation. This change was to have been accomplished by October 1, 1986.

For a Water Right Certificate to be issued, we need current information on the use and how the system works.

Would you please contact me by phone or letter to set up an appointment. We will be working in your area for a limited time.

Michael Lewis Smith
1317 W. 187th Street
Gardena, CA 90247

NO RESPONSE
8/6/90 sj

NEIL GOLDSCHMIDT
GOVERNOR

Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310 PHONE 378-3739

October 17, 1988

Michael Lewis Smith
1317 W. 187th Street
Gardena, CA 90247

Dear Mr. Smith:

REFERENCE: File 64998

The assignment by deed to you of permit number 47561 has been filed in the records of the Water Resources Department. Our records have been changed accordingly.

Receipt numbered 55743 covering the $15 recording fee is enclosed.

Sincerely,

Thomas E. Shook
Water Right Specialist

TES:cld

cc: Bob Steimer, Watermaster District 14
cc: Suzie Joachims ET1, T38S, R7W, W.M.

Enclosure

NEIL GOLDSCHMIDT
GOVERNOR

Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310 PHONE 378-3739

October 17, 1988

Michael Lewis Smith
1317 W. 187th Street
Gardena, CA 90247

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REFERENCE: File 64998

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Thomas E. Shook
Water Right Specialist

TES:cld

cc: Bob Steimer, Watermaster District 14
cc: Suzie Joachims ET1, T38S, R7W, W.M.

Enclosure

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMORANDUM

MEMORANDUM OF PERSONAL OR TELEPHONE CONTACT

TO: File 64998 DATE: 8-2-88

FROM: S. Applegate

SUBJECT: NAME:

Talked w/ Lynn of Illinois Valley Realty (592-4464) — she has property listed for sale. She thinks most or all the land was irrigated (orchard & vineyard) when Smith bought place in 9/85.

Smith moved out due to a disability recently & since then equipment was stolen.

She will have Smith write letter explaining when how, & to what extent water was used.

As I explained to her, it doesn't appear the permit needs ext. as requested by Smith. Hold for Smith's letter for affirmation.

SA

RECEIVED
JUL 25 1988
WATER RESOURCES DEPT.
SALEM, OREGON

First Enclosed a check for $15 and a copy of the deed. to change the permit to my Name. Permit # 47561

File 64998

I would like application to extend the time limit of the permit, and any information of the requirement of the permit as I need the water to irrigate the apple trees and acres.

Michael Smith
1317 W 187st
Gardena Ca
90247

7-25-88
$15.00
5573

NEIL GOLDSCHMIDT
GOVERNOR

Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310 PHONE 503-378-3739

July 12, 1988

Michael L. Smith
1317 West 187th St.
Gardena, CA. 90247

REFERENCE: File 64998

Thank you for your letter regarding an assignment of permit 47561.

We will be able to change our records to show you as holder of the permit if you will send us a copy the deed showing you as legal owner of the property in question. The statutory filing fee is $10 for the first page of the deed to be filed and $5 for each additional page.

The validity of the permit is questionable, however. Under the terms of the permit, adequate irrigation equipment was to have been on hand by October 1, 1985 and water from the spring used to the fullest extent intended up to 15 acres on or before October 1, 1986. We have not been advised as to whether or not these requirements were satisfied. The enclosed forms should be completed and sent to us along with the deed copy and fee at your earliest convenience.

If the terms were not met but some of the project watered. perhaps you could have the time limits of the permit extended. We will send you the application upon request.

In event nothing has been done, the permit should be canceled and the assignment not executed.

Sincerely,

Thomas E. Shook
Water Right Specialist

I have been unable to
contact Mr. Thachter.
I would like ~~to~~ permit 47561
transfered to me. as I am now
the owner.

Michael L. Smith
1317 W 187 St
Gardena, Ca
90247

RECEIVED
JUL 11 1988
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED
JUN 28 1988
WATER MASTER
DISTRICT 13

A S S I G N M E N T

I, Marvin H. Thatcher, Jr. of
(Name of Permittee)

(Mailing Address) (City) (State) (Zip)

do hereby assign all my interest in and to water right application No. 64998, permit No. 47561, as filed in the office of the Water Resources Director, to

Michael Lewis Smith
(Name)

(Mailing Address) (City) (State) (Zip)

WITNESS my hand this _____ day of _____, 19 ___.

_____
(Signature of Permittee)

_____

The completed assignment must be submitted to the Water Resources Dept. 3850 Portland Rd. N.E. -Salem, OR. 97310, together with a recording fee of $10.00.

NEIL GOLDSCHMIDT
GOVERNOR

Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310 PHONE 378-8508

AUG 24 1987

Marvin H. Thatcher, Jr.
790 Crooks Creek Rd. (Box 204)
Selma, OR 97538

REFERENCE: File 64998

According to the terms of your Permit 47561, complete application of water was to have been made by October 1, 1986.

Complete application of water means the application of water to a beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If the water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of November 10, 1986.

Ors 537.360 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails of refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days notice by registered mail, order the cancellation of the permit"

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is recieved within 60 days from the date of this letter, the permit may be canceled without further notice.

If you are no longer interested in the project described by the permit, we would appreciate being advised. If the property involved has been sold and any part of the project was completed, you should assign the permit to the new owner. An assignment form will be furnished upon request.

If additional information is needed, please contact Ves Garner, Manager, Survey/Certificate Section.

1497B

CERTIFIED - RETURN RECEIPT REQUESTED

September 2, 1983

Marvin H. Thatcher, Jr.
790 Crooks Creek Rd., Box 204
Selma, OR 97538

64998

47561

378-3066
or
1-800-452-7813
(message line)

May 16, 1983

Marvin H. Thatcher, Jr.
PO Box 204
Selma, OR 97538

Dear Mr. Thatcher:

REFERENCE: File 64998

Thank you for returning Application 64998 and the accompanying map.

Your application is now in satisfactory form and will be considered for issuance of a permit with the next group to be processed.

Sincerely,

CHRIS L. HUGHES
Senior Water Rights Examiner

CLH:wpc

0056/S
6481B

378-3066
or
1-800-452-7813
(message line)

April 27, 1983

Marvin H. Thatcher, Jr.
PO Box 204
Selma, OR 97538

Dear Mr. Thatcher:

REFERENCE: File 64998

Your Application 64998 describing the proposed use of 0.2 cubic foot per second of water from a spring-fed pond for irrigation of 15.0 acres, together with the map and legal description, has been reviewed.

Item 1 of your application mentions a pond. It appears that this pond is for pumping purposes only. However, if the pond is for storage of water for future use, then needed is a permit to store the water. Please give more details on the pond in Item 6 of the application.

It appears that the source of water for this application is the spring. Please amend Item 1 to state the spring as a source rather than the pond. If the pond stores water for future use, then both sources should be stated in Item 1. If the spring is in the pond, please state this in Item 2 of the application and on the map.

Please crosshatch the land to be irrigated on the map.

The metes and bounds legal description of the property where the water is to be used is needed to verify the place of use. This can be copied from your deed, title insurance policy, or sales contract.

I am returning your application and map for correction and completion. The application is endorsed so that in order to retain its priority date it must be received in this office on or before June 27, 1983.

Sincerely,

CHRIS L. HUGHES
Senior Water Rights Examiner

CLH:wpc

enclosure
6221B

378-3066
or
1-800-452-7813
(message line)

April 13, 1983

Marvin H. Thatcher, Jr.
790 Crooks Creek Road
Box 204
Selma, OR 97538

Dear Mr. Thatcher:

REFERENCE: File 64998

We have received your application for use of water for irrigation along with the supporting data and fees. Our Receipt 35835 is enclosed. Your application has been filed and assigned number 64998.

Applications which are received in proper form for a permit, including maps, supporting data and fees, will be considered for approval shortly after the mandatory 30-day waiting period. Applications which are defective, conflict with existing rights or require additional information will be reviewed in detail and will be returned for completion or correction within 45 days.

If your application is approved, the project described in the application will be subject to the Water Policy Review Board's Basin Program statements, existing minimum flows and demands of prior rights during periods of low water.

Sincerely,

RALPH H. JACKSON, Supervisor
Application/Permit Section

RHJ:wpc
enclosure

0003/X
5989B

Application No. 64998
Permit No. 47561

Application No._____

DESCRIPTION OF SPRING

1. Is spring on property of applicant? yes

2. If not, give name and address of legal owner. ~~0~~

3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? ~~0~~

4. If you do not have such consent, do you expect to secure right of way through condemnation? ~~0~~

5. What is the maximum flow from spring? ~~400~~ gallons per min.+
(Gallons per minute or cubic feet per second)

What is the minimum flow? 100 gallons per min.

Is flow measured or estimated? estimated

6. Does the stream flowing from spring form a well defined natural channel? NO

7. Does the water flow off the lands on which it first arises? NO

8. Give the name of the stream or other body of water into which water from the spring flows. Pond

9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.
Pond

10. Remarks None

RECEIVED
APR 8 1983
WATER RESOURCES DEPT.
SALEM, OREGON

Marvin W. Hatcher Jr.
Signature of Applicant

WATER RESOURCES DEPT
SALEM, OREGON

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except items 2, 3, 4 & 7 of Josepine County Title Co. Preliminary Title Report #64058-R

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is $ 125,000.00

In construing this deed and where the context so requires, the singular includes the plural.

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES

WITNESS grantor's hand this 10th *day of* Sept *, 19* 85.

Marvin H. Thatcher Jr.
MARVIN H. THATCHER, JR.

Paula M. Thatcher
PAULA M. THATCHER

STATE OF OREGON, County of Josephine *) ss.* Sept 10 *, 19* 85

Personally appeared the above named Marvin H. Thatcher, Jr. & Paula M. Thatcher

and acknowledged the foregoing instrument to be their *voluntary act and deed.*

RAYMOND M. BARBEE
(OFFICIAL SEAL)
NOTARY PUBLIC - OREGON
My Commission Expires May 4, 1988

Before me: Raymond M Barbee
Notary Public for Oregon
My commisison expires

above
GRANTOR'S NAME AND ADDRESS

above
GRANTEE'S NAME AND ADDRESS

After recording return to:
Josephine County Title Co.
NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.
Michael Lewis Smith c/o Rick Knevoll
P. O. Box 48
Selma, Oregon 97538
NAME, ADDRESS, ZIP

STATE OF OREGON,

85-11523

State of Oregon, County of Josephine,) ss. No.
I, County Clerk and ex-officio Recorder of Conveyances, in and for said County, do hereby certify that the within instrument was received for record at
SEP 11 AM 9
1985

COUNTY CLERK
JOSEPHINE COUNTY OREGON

and Recorded At Page 764 of Vol. 65
Book of Records, Josephine County, Oregon
GEORGETTE BROWN, COUNTY CLERK
By Deputy
Fee $
Hand Returned ☐ Mailed ☐ Hold ☐

1985

Recording Officer

By *Deputy*

WD-1A

6

WARRANTY DEED

JOSEPHINE COUNTY TITLE CO. P.O. BOX 71, 118 N.E. "C" ST., GRANTS PASS, OREGON
85-11523 P.O. BOX 730, CAVE JUNCTION, OREGON

64058-R
38-7-4 400

KNOW ALL MEN BY THESE PRESENTS, That MARVIN H. THATCHER JR., & PAULA M. THATCHER ***, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by*** MICHAEL LEWIS SMITH ***, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of*** Josephine ***and State of Oregon, described as follows, to-wit:***

The Northeast Quarter of the Southwest Quarter of Section 4, Township 38 South, Range 7 West of the Willamette Meridian, Josephine County, Oregon.

RECEIVED

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except items 2, 3, 4 & 7 of Josepine County Title Co. Preliminary Title Report #64058-R

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is $ 125,000.00

In construing this deed and where the context so requires, the singular includes the plural.

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES

WITNESS grantor's hand this 10th day of Sept, 19 85

Marvin H. Thatcher Jr.
MARVIN H. THATCHER, JR

Paula M. Thatcher
PAULA M. THATCHER

STATE OF OREGON, County of Josephine) ss. Sept 10, 19 85

Personally appeared the above named Marvin H. Thatcher, Jr. & Paula M. Thatcher

and acknowledged the foregoing instrument to be their ***voluntary act and deed.***

(OFFICIAL SEAL)
RAYMOND M. BARBEE
NOTARY PUBLIC - OREGON
My Commission Expires May 4, 1988

Before me: Raymond M Barbee
Notary Public for Oregon
My commisison expires

above

GRANTOR'S NAME AND ADDRESS

STATE OF OREGON,

1095

Application No. 64998 Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

RECEIVED
APR 8 1983
WATER RESOURCES DEPT.
SALEM, OREGON

ASSIGNED

I, Marvin H. Thatcher Sr. (Name of Applicant)

Michael Lewis Smith
1317 W. 187 Street
Gardena, CA 90247

of 790 Crooks Creek Rd. (Box 204) (Mailing Address), Selma (City)

State of Or. 97538 (Zip Code) Phone No. 597-4210 do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is A Pond "Spring fed" SOURCE of WATER COMES From A SPRING. NOT STORING WATER FOR future use., a tributary of

2. The point of diversion is to be located 2000 ft. N (N. or S.) and 1805 ft. E (E. or W.)

from the S.W. corner of 5 | 4 / 8 | 9 Section 4 (Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

THE SPRING itself IS in the POND.

being within the N.E. ¼ of the SW. ¼ of

Sec. 4 Tp. 38s (N. or S.) R. 7w (E. or W.), W. M., in the county of Josephine

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List ¼ ¼ of Section	List use and/or number of acres to be irrigated
38s	7w	4	N.E.¼ SW.¼	15

Legal description of this property is N.E.¼ of The SW.¼ of section 4, township 38s Range 7w of the Willamette meridian ~~West~~ Josephine Co. Or.

Form 690-1-0-1-77

4. The amount of water which the applicant intends to apply to beneficial use is .2

cubic feet per second

(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is irrigation

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

3HP. Berkely pump, 3" foot vaulve, with 840' of 3" Header pipe, with 20 sections of 2"-40' laterals, with 20 48" main birds, This is for 4 acre Pasture, The rest of the remaining acres are to be put under Drip iragation for fruit trees, rasberrys, & grapes. The Pond, is for iragation purposes only. The Pond it self is 30'x30' & aproxamently 12' in depth.

If for domestic use state number of families to be supplied (our own use for iragation only)

7. Construction work will begin on or before April 5, 1983

8. Construction work will be completed on or before April 5, 1984

9. The water will be completely applied to the proposed use on or before April 5, 1985

Application No. 64998

Permit No.

RECEIVED

Application No...... *Permit No.*.....

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed ..... 0.19 ..... *cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from* ..... a spring .....

The use to which this water is to be applied is ..... irr .....

If for irrigation, this appropriation shall be limited to ..... 1/50 ..... *of one cubic foot per second or its equivalent for each acre irrigated* ..... 3 1/2 .....

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is ..... Apr. 8, 1983 .....

Actual construction work shall begin on or before..... *and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19*.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this ..... *day of*....., *19*.....

.....
Water Resources Director

Remarks: LAND THAT is crosHATCHED is All OF THE 15 acres THAT is being iragated.

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Marvin H. Thatcher Jr.
Signature of Applicant

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before June 27, *19* 83

WITNESS my hand this 27th *day of* April, *19* 83

James E. Sexson *Water Resources Director*

By Chris L. Hughes

Chris L. Hughes

RECEIVED
MAY 06 1983
WATER RESOURCES DEPT.
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 8th *day of* April, *19* 83, *at* 8:00 *o'clock* A *M.*

Application No. 64998 *Permit No.*

Water Resources Department
3850 PORTLAND ROAD NE
SALEM, OREGON 97310

RETURN TO WRITER

REASON CHECKED
Unclaimed ____ Refused ____
Unknown ____
Insufficient address ____
Moved, Left no address ____
No such post office in state ____
Do not remail in this envelope

CONSERVE WATER FOR OREGON'S FUTURE

SALEM AUG 24 '87 OREG.
U.S. POSTAGE ≈ 1.87 ≈
P.B. METER 6110275

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
No. 56861

Marvin H. Thatcher, Jr.
790 Crooks Creek Rd. (Box 204)
Selma, OR 97538

Correct address
PO Box 130
Merlin, Or 97532-0130

~~SURVEY REGARDLESS~~

Application No. 64998

Permit No. 47561

4-8-83 ASSIGNED

Name Marvin H. Thatcher Jr.

Address 790 Crooks Cr. Rd. (Box 204) Selma, OR 97538

Assigned Michael Lewis Smith

Address 1317 W. 187 St. Gardena, CA 90247

Beginning construction JUL 27 1984

Completion of construction OCT 01 1985

Extended to

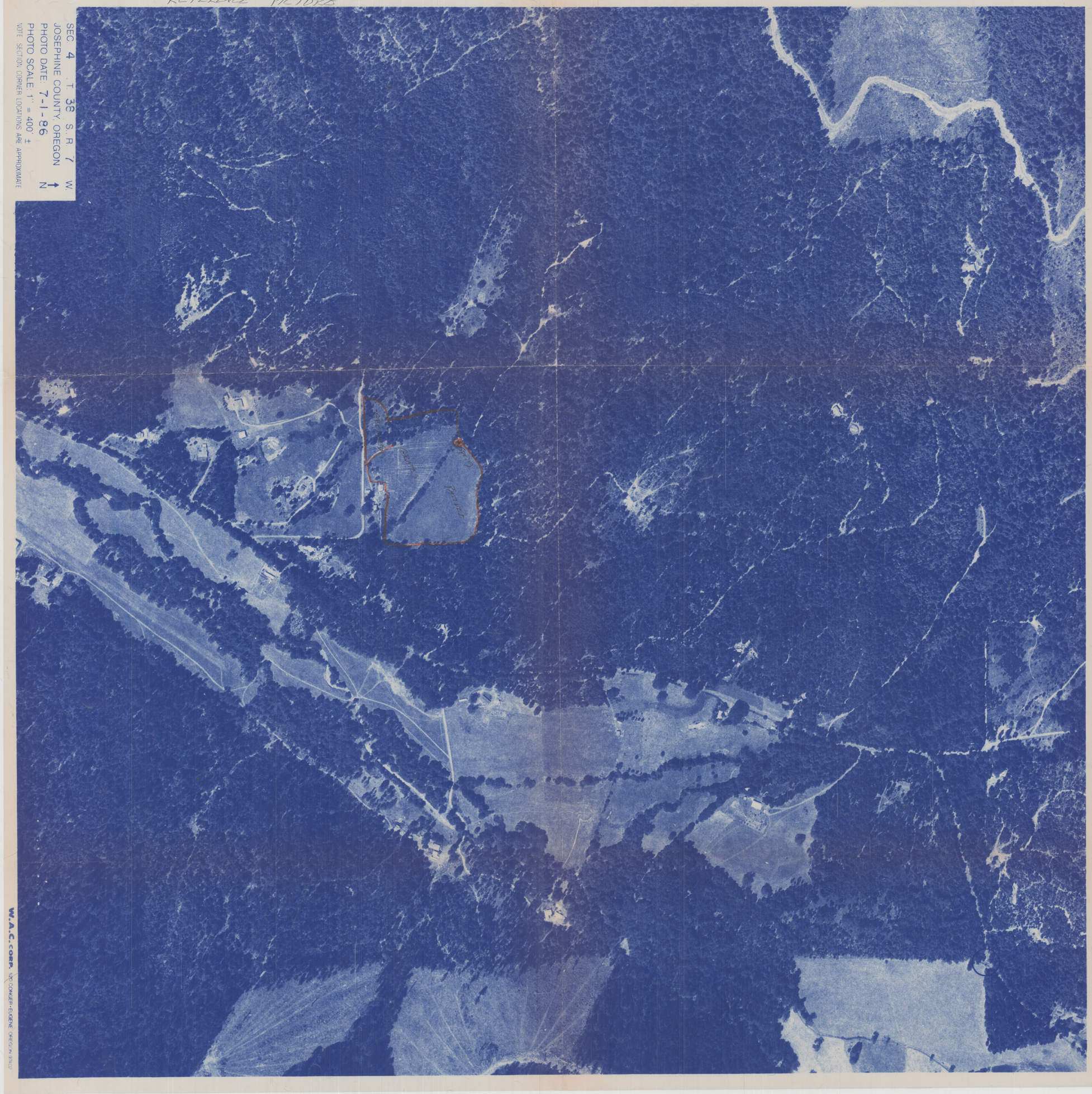
Complete application of water OCT 01 1986

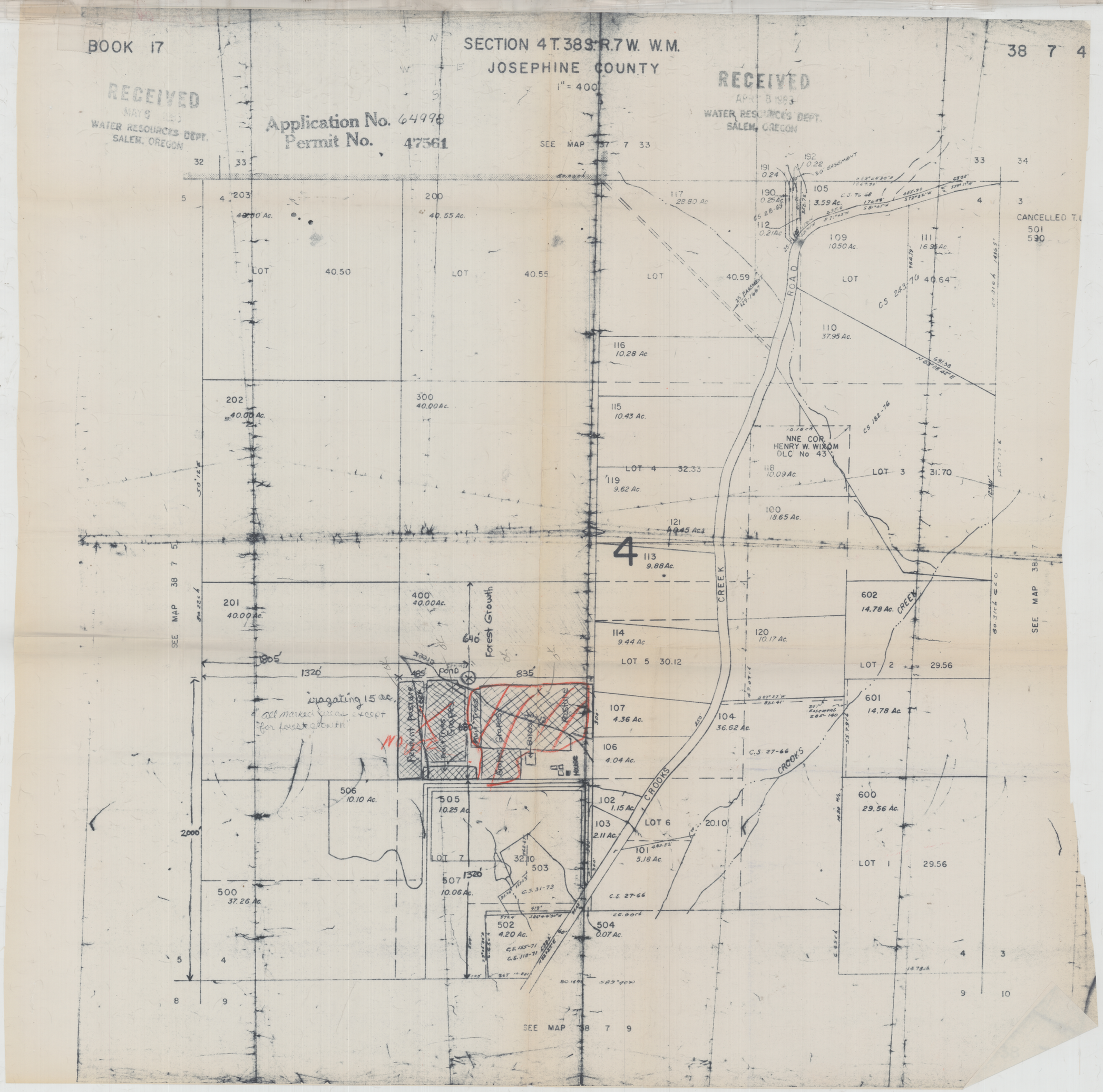
Extended to

Form 111

PERMIT 47561
APPL. 64998

REFERENCE PICTURE




BOOK 17
SECTION 4 T. 38 S. R. 7 W. W.M.
JOSEPHINE COUNTY
1" = 400
38 7 4
RECEIVED
MAY 6
WATER RESOURCES DEPT.
SALEM, OREGON
Application No. 64998
Permit No. 47561
RECEIVED
APR 8 1983
WATER RESOURCES DEPT.
SALEM, OREGON
SEE MAP 37 7 33
SEE MAP 38 7 5
SEE MAP 38 7 9
CANCELLED T.L.
501
590
ROAD
CREEK
CROOKS
CREEK
NNE COR.
HENRY W. WIXOM
DLC No 43
LOT 4 32.33
LOT 3 31.70
LOT 5 30.12
LOT 2 29.56
LOT 6 20.10
LOT 7 32.10
LOT 1 29.56
Forest Growth
Pond
House
1805'
1320'
835'
640'
2000'
1320'
irrigating 15 ac.
all marked areas except for forest growth
NO
4

BOOK 17

SECTION 4 T. 38 S. R. 7 W. W.M.

JOSEPHINE COUNTY

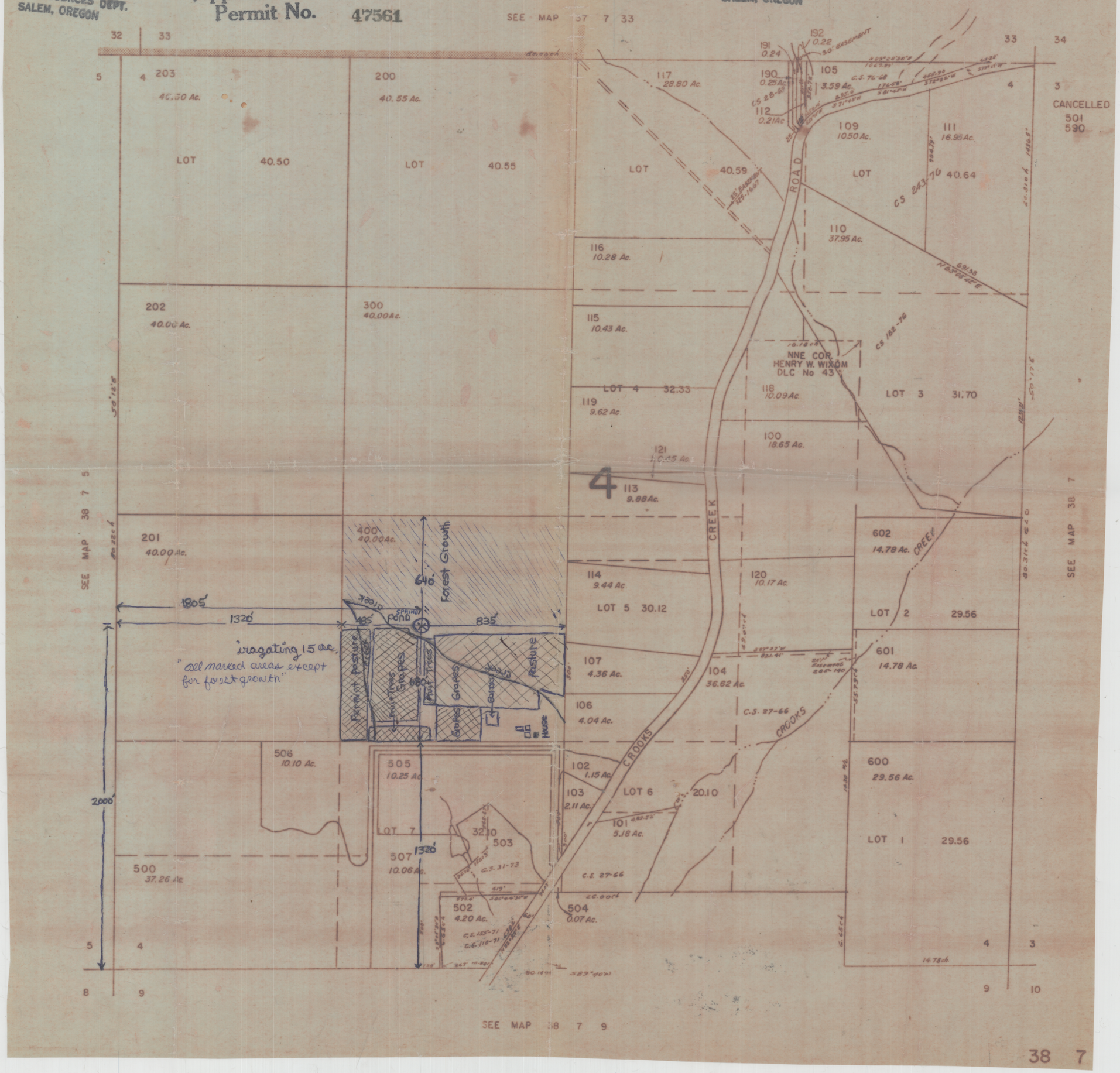
1" = 400

38 7

RECEIVED
MAY 6 1983
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED
APR 8 1983
WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 64998
Permit No. 47561



38 7