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Zedgnod	Applicati	on N	No	34475			FEES PA	D	U
Name Fred W. Richards	Pern	nit N	No	27075		Date	Amount		ceipt No.
Ву	Cortifies	to N	Jo	31993		11-25-60			7829
Address Williams, Oregon	Octimica	ue r	10	<u></u>		12-23-60	1.50		2072
		1		15-111					
	Stream	Index	, Page I	10.15-16K			B. P. Fee		
						12-8-64	\$1 Cert. Fe	e 32	55
Date filed November 25, 1960	OWN	FRS	CHIP	UPDATE			es refun		
Priority November 25, 1960	O WIN	LILL	JI 111	UI DILLA		Date	Amount	Ch	eck No.
Action suspended until OK CEPT				ASS	SIGNMENTS		.	····[-,	
	Date	1		To Whom		ddress	l v	lume	Page
Returned to applicant	8/17/62	J.		rare & Dorothy Fer				4	467
Date of approval January 18, 1961									
CONSTRUCTION				• R	EMARKS				
Date for beginning January 18, 1962	7 64 - 6 -								
				ead Creek & Willin of 130.8 acres; 1					<u>a.&amp;</u>
Extended to				ms Creek.		• Irom norse	nead cre	<u>ek</u> œ	
	certifi			-					
Date for application of water October 1, 1963	Sug	× ×							
Extended to									
PROSECUTION OF WORK					- 4				
Form "A" filed									
Form "B" filed files									
Form "C" filed Securacy 12, 1962						W.R.L.	S	)	
FINAL PROOF						22	2.85	les	
Blank mailed BLSELBER 14 1964 March 8,19	45					ssembled (	by.	-	+
Proof received 3-16-65						intered	by		1
Date certificate issued 3-31-65				· · · · · · · · · · · · · · · · · · ·		Verified			3
				Stat	e Printing 26674				••••••

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Application No. 34475 Form B NOTICE OF COMPLETION OF CONSTRUCTION , the holder of Permit No. 27073 -1 I, ..... to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the day of february, 19.6.1 **Remarks:** If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you should so state in order that our records may not be unnecessarily encumbered. IN WITNESS WHEREOF, Phave hereunto set my hand this 11 des Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is completed. Form C **IMPORTANT**—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C. NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated. Fill out, detach and mail to the State Engineer, Salem, Oregon, when all of the water has been applied. Application No. 34415 NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE the holder of Permit No. 27075 I, to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the ...... day of Than June 21., 19.62. Remarks: IN WITNESS WHEREOF, I have hereunto set my hand this ..... regon Villams (Signature of Applicant) -----(Address) Final proof survey for Transfer F45 should be made at same time as for this.



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301 (503) 986-0900 www.wrd.state.or.us

### Ownership Update For Certificated Rights Only

### NO FEES ARE REQUIRED TO SUBMIT THIS FORM

**NOTICE**: A certificate of water right typically stays with the land. In order to track water right ownership, the Department requests that this form be submitted to the Department. **To update multiple rights, a separate form is required for each right.** 

If you have any questions about this form, please contact your local watermaster, or call the Water Resources Department at (503) 986-0900.

This form is not for Applications, Permits, Transfers, Groundwater Registrations, or Limited Licenses. To notify the Department of changes in ownership to these types of authorizations, an Assignment is required.

#### **Current Landowner Information**

Jame: Yizhak Muman
Nailing Address: 16495 Water Gup Road
City: Williams State: OR Zip: 91544
Phone (Home): 310.691.3725 Work: Other:
Property Description
County: <u>Josephine</u> Township: <u>38</u> Range: <u>5</u> Section: <u>22</u> + 23
$Faxlot Number(s): 700 \neq \$00$
Street Address of water right property: 16495 water 6ap Road, Williams, OR 97544
Water Right Information: Application: 5 - 34475 Permit: Certificate #: 31993
Are all the lands associated with this water right owned by the requester? Yes $\checkmark$ No If No, include a map showing the portion of the right involved.
Name of individual completing this form: <u>Yizhak maman</u> Phone: <u>310.691.3725</u>
Signature of requestor: Date: Date:D
The Department does not change names on certificates. This form will be placed in the file for future reference only. The Department does not provide acknowledgement that this form has been received.

Last updated: June 21, 2017	Request for Ownership Update for Certificated Rights Only	WR	RECEIVED
Lusi uputicu. Sune 21, 2017			DEC 1 4 2018

OWRD

Yizhak mama North P 16495 water bap Road Williams; OR 97544



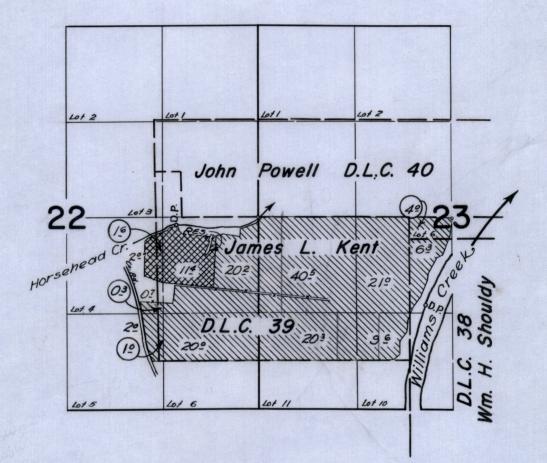
Oregon Water Resources Dept 725 Summer street NE, Suite A Salem, OR 97301

97901-126679

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E PAID TTER IGELES, CA

### T.38S.R.5W.W.M.



## FINAL PROOF SURVEY

Application No. 34475 Permit No. 27075 IN NAME OF

J. E. & DOROTHY FERRARE Surveyed July 17. 1963, by Mr acher

1963-L

TOWNSHIP 385, RANGE 5W Card #1 SECTION 22 , W. M. sw SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE -010 40 -DLC 34--DLC 39 -APPLICA-CERTIFI-PERMIT TION NUMBER LOTI LOTZ LOT3 CATE NUMBER LOT4 LOTS LOTG NUMBER TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMEN T PLA Decree, Vel. 16 Page 553 40 ree, Vol 44 Page 27 16335 Decree, Vol 4 Page 28. 16341 Spec. Of. V. 3 n. 122 11051110 Decree, Vol 4 Page 28 16342 11 6 3 7059 314 46 20°-34475 27075 3/993 34473 27075 3/993 344173 27075 3/993 30 6-2702 G-2512 NCELED 54 **G-5022-G**-4730 93053 **3<sup>2</sup>** T-2413 Y.20, R357 **43998** 3ª 49523 37368 57915 35 G-7152 6-654965571 100 G-10606 G9724 46522 (SEE BACK OF CARD FOR PLAT OF SECTION) TOWNSHIP 38S. 5W . W. M. Card #2 SECTION 22 RANGE \_ NE NW s w S E NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE APPLICATION PERMIT CERTIFICATE NUMBER NUMBER NUMBER ACREAGE IN LOT OR 40 ACRES R575655796589856555 \*\*\*\* 30-G-10561 G-9700 66521 6-11140 G10263 66089 587

Permit A-2M-11-62

STATE OF OREGON

COUNTY OF

### **Proof of Appropriation of Water**

J. E. & DOROTHY FERRARE

, State of Orogon

has applied beneficially the waters of

Williams Creek

of

a tributary of Applegate River for the purpose of irrigation of 85.0 acres and supplemental irrigation of 3.0 acres

under Permit No. completed under the terms of said permit; that the priority of the right dates from Hovesber 25, 1960

that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of

1.10 cubic feet per second

Primary

Supplemental

19.6

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the and a state as projected within Shouldy DLC 38, Section 23, T. 38 S., R. 5 N., N.

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 per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed be acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to the use of water is limited to the period when the flow of the dogue diver is more than 735 c.f.s. at its mouth,

conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right, and to which such right is appurtenant, is as follows:

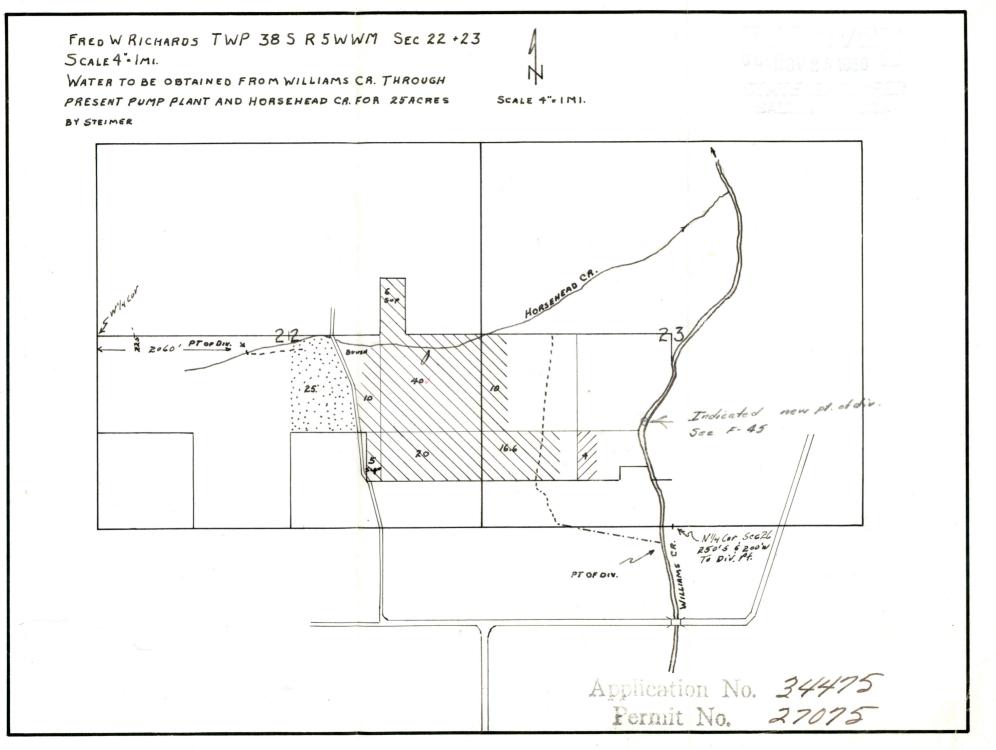
acres NEL SET as projected within Kent DLC 39 acres NAT SET as projected within Kent DLC 39 acres Lot  $h_1$  (NAT SET) 31.6 1.9 2.7 acres Lat 5 (SHA SEA) 2.0 acres SN: SE; as projected within Kent DLC 39 1.0 acres SEt SEt as projected within Kent DIC 39 20.0 Section 22 acres Mit 34th as projected within Kent DLO 39 10.5 acres 34% 34% as projected within Kent DLC 39 16.9 acres SEA SHE as projected within Kent DLC 39 1.4 Section 23 2. 38 S., 2. 5 N., N. N.

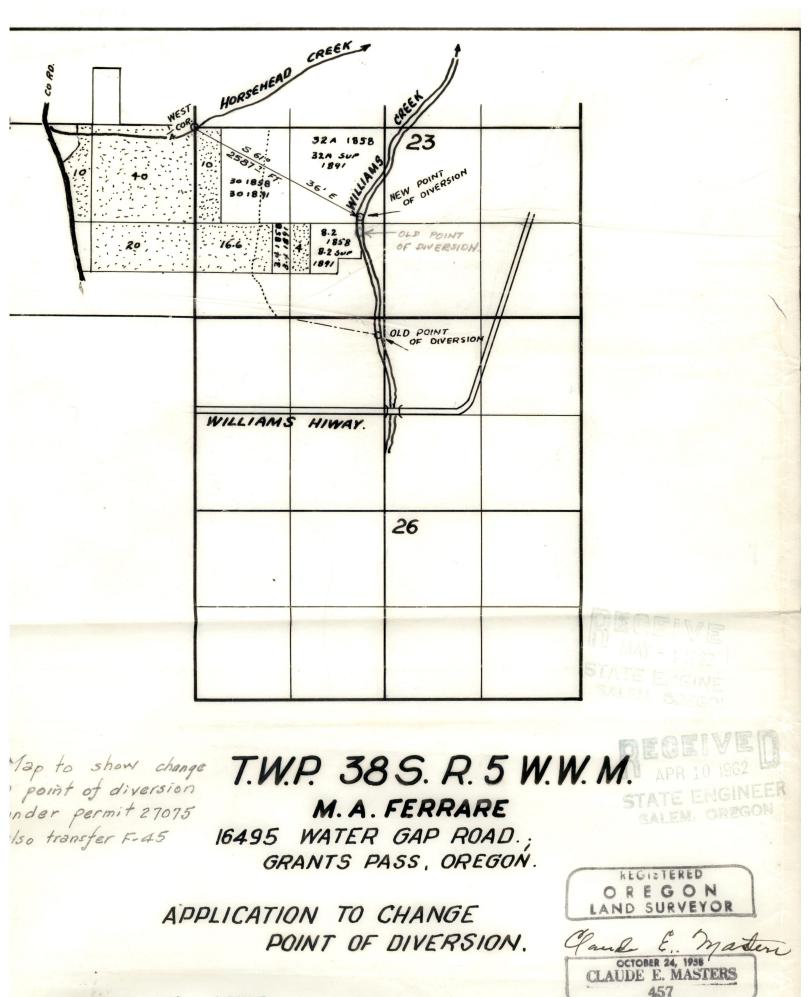
I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

ane

STATE ENGINEER Salem Oregon

and shall





SCALE : 4" - 1 MILE. PERMIT APPLIED FOR #16306 BLANK AREAS 1858 + 1891 ADJUCATION 1891 SUPPLEMENTAL

34475

NOTICE OF COMPLETION OF I,	, the holder of Permit No. 27075
therein on the day of	, the holder of Permit No. 27075
therein on the day of	
therein on the day of	eted the construction of the works described
	, 19
Remarks:	
Remarks:	u have definitely abandoned part of the proposed development, you
should so state in order that our records may not be unnecessarily encumbered.	
IN WITNESS WHEREOF, I have hereunto set my hand th	is
X a Eterrare U	Villiams Oregon
(Signature of Applicant) Fill out, detach, and mail to the State Engineer, Salem, Oregon	(Address) V
Fill Out, detach, and man to the State Engineer, Satem, Oregon	, which considered work is compressive
	Application No. 34475
Form A NOTICE OF BEGINNING OF CO	
I, C. E. Ferrare	27075
to appropriate the public waters of the state of Oregon, began	6
therein on the25 day ofbvernber	, 19.60.
Remarks:	ion work, number of men employed, the amount of work completed
2 1 0	
up to the date of this statement, and any additional information which may tend to show the b	beginning of work in good faith.
IN WITNESS WHEREOF, I have hereunto set my hand th	
× 4 Etterrare	Julians aregon
(Signature of Applicant) Fill out, detach, and mail to the State Engineer, Salem, Oreg	(Address)

June 10, 1968

Mr. Robert B. Steimer Watermaster District 14 525 N. W. 5th Street Grants Pass, Oregon

Dear Bob,

I have examined the records in this office and can find no reference to a water right appurtenant to the  $NW_{\pm}$  NE $\pm$  of Section 27, Township 38 South, Range 5 West, W. M.

It appears that this land, if irrigated, would receive water through the Blodgett and Gotcher or Powell Creek Ditch. This would be from Powell Creek. You might examine the original claim of water right under Certificate numbered 16335. This certificate covers the irrigation of lands in the  $NW_4^{\perp}$  of Section 27 under priority of 1860. There is the possibility that the lands in the  $NW_4^{\perp}$  NE $_4^{\perp}$  of Section 27 were included in the original claim but inadvertently omitted in the decree. On the other hand, the claimant may have failed to submit a claim in the adjudication procedure. In any event, the lands in question do not now have a right for their irrigation according to the records in this office.

Very truly yours,

CHRIS L. WHEELER State Engineer

By

Walter N. Perry, Assistant

WNP:mor

WATERMASTER DISTRICT NO. 14 525 NW 5TH STREET GRANTS PASS 97526 TEL. 476-6828



STATE OF OREGON STATE ENGINEER WATER RESOURCES DEPARTMENT June 6, 1968

WATER DISTRIBUTION HYDROGRAPHIC SURVEYS SNOW SURVEYS

REFER TO

RECEIVE STATE ENGINEER SALEM OREGON

Chris L. Wheeler State Engineer Salem, Oregon

Att: W. N. Perry, Asst.

Dear Newt:

In the  $NW_{\pm}^{1}NE_{\pm}^{1}$  of Section 27 in Township 38 South, Range 5 West, W.M. there is a parcel of property on the ground which is presently being irrigated and has been irrigated for a good number of years.

For some reason or other we inspected the records concerning the water right and find the Rogue River adjudication map of 1911 shows that 30 acres here is irrigated. On the inspection of the decree we can find no water right listed.

Would you please go over your records there to check our finding here as there have been a number of times it seems that our records do not necessarily match yours. check swste of seit 22 Gotcher ditch from Trib (Power Cr) Catif 16335 Suppl - 31993

Very truly yours,

Robert B Stermin

Robert B. Steimer Watermaster, District #14

40 ac. SWSE Sec 22 20 ac NWNW RBS:dc. Priority 1860 10 ac SWNW Sec 27 2.5 cf. Priority 20 ac SENW Sec 27 2.5 cf. Priority 20 ac NENW Sec 27 Blodgett & Gotcher or Powell Creek Stehr, 40 ac SWSE Sec 22

None on P.C. Vone on Decree February 10, 1966

Mr. Robert B. Steimer Watermaster, District No. 14 County Courthouse Grants Pass. Oregon

Dear Bob:

Permit No. 27075 initially included Horsehead Creek and Williams Creek as sources for irrigation and supplemental irrigation. The reference to Horsehead Creek was excluded from the proof because the area claimed irrigated from Horsehead Creek was not that described in the permit.

Apparently the area actually irrigated was not contemplated at the time of making application. The area in the permit to be irrigated from Horsehead Creek was wast of the road, not as shown on the final proof map. The area described in the certificate is that irrigated from Williams Creek less the amount under an earlier right.

There is a right from Powell Creek under certificate 16335 for 40 acres in the SWA SEM, which explains the supplemental in the certificate confirming permit No. 27075. There have been several transfers involving the original right and the certificate 16306, and soon we should issue the remaining right certificate following transfer application submitted by J. E. Ferrare and C. O. Booth, which certificate should take care of the earlier changes also.

If our records still don't agree please let me know and I will give you a run-down on what we have.

Yours very truly.

CHRIS L. WHEELER State Engineer

By

Trevor Jones, Assistant

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



STATE OF OREGON STATE ENGINEER WATER RESOURCES DEPARTMENT January 25, 1966 WATER DISTRIBUTION HYDROGRAPHIC SURVEYS SNOW SURVEYS

REFER TO

## SALEM OREGON

26 1966

Chris L. Wheeler, State Engineer, Salem, Oregon

Att: R. H. Jackson, Watermaster

Dear Ralph:

In checking our files, we find Abstract of Water Right and final proof map made by you July 17, 1963, in the name of J. E. & Dorothy Ferrare, application #34475, permit #27075, at variance.

The abstract shows the source as being Williams Creek only. The final proof map shows two sources - Williams Creek and Horsehead Creek. Our old card index shows Williams Creek and Horsehead Creek as the sources on the original application.

All of the supplemental from Williams Creek is from the same source as the 1858 primary right. There is also some 1891 supplemental from the same source. As such, of course, it is of no use. The Horsehead Creek diversion shown on the final proof survey would be of some value.

Would you look this over for me and let me know what you think.

Very truly yours,

Boh-

Robert B. Steimer Watermaster, District #14

rbs.fan

March 9, 1965

J. E. & Dorothy Ferrare Williams Oregon

Dear Mr. & Mrs. Ferrare:

Enclosed is a revised proof of appropriation of water under permit number 27075. Also enclosed is a revised final proof survey map showing 40.5 acres in the  $NW_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  and 20.3 acres in the  $SW_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  of Section 23.

The information which you submitted to this office concerning the size of the forty-acre tracts in which we have adjusted the acreage indicates that the two forty-acre tracts have a width of 1337.45 feet. We have calculated the acreage based on a width of 1337.45 feet and the results are that in the  $W_{4}^{\frac{1}{4}} SW_{4}^{\frac{1}{4}}$  we obtained 40.5 acres and in the  $SW_{4}^{\frac{1}{4}} SW_{4}^{\frac{1}{4}}$ , 20.3 acres. It is not our policy to calculate acreage to hundredths, so the acreage is only shown to the nearest tenth of an acre. The information you submitted shows the total acreage for the two adjusted acreages to be 61.43 acres, our adjusted total equals only 60.8 acres. Since our calculations are based on the information submitted by you, I am at a loss to determine why we have this discrepancy.

If the proof of appropriation is now acceptable to you, please date and sign it in the space provided near the bottom of the page and return it to this office. No further fees are required since you have already submitted the \$1.00 certificate recording fee.

Very truly yours,

CHRIS L. WHEELER State Engineer

By C. O. Bartels Assistant

COB:caw

Enclosures

March 4, 1965

J. E. & Dorothy Ferrare: Williams Oregon

Dear Mr. & Mrs. Ferrare:

This will acknowledge receipt of your letter of March 1, 1965 in regard to permit number 27075.

Since the resurvey of your property by Claude E. Masters, Registered Land Surveyor shows that the  $NE_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  and  $NM_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  are oversize, we will prepare another final proof map showing the additional acreage in these forties. Due to the oversize, the acreage in the  $NM_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  and  $SW_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  within the James L. Kent DLC will be increased slightly. No change will occur in the  $NE_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$ and  $SE_4^{\frac{1}{4}} SW_4^{\frac{1}{4}}$  as the irrigated lands do not extend to the boundary of those forty-acre tracts. The acreage listed in those forties reflects only the irrigated land and their total did not necessarily equal the total acreage of the entire forty.

A print of the adjusted survey and a new proof of appropriation showing the adjusted acreages will be mailed to you for your signature.

As you stated in your letter, no further fees will be required as you have already paid the certificate recording fee of \$1.00.

Very truly yours,

CHRIS L. WHEELER State Engineer

By C. O. Bartels Assistant

COB: caw

March 1, 1965

State of Oregon State Engineer Attention: C. O. Bartels, Assistant Salem, Oregon

Gentlemen:

Enclosed is the form signed as you requested.

I have also enclosed a copy of a report from a registered surveyor which will help to explain the cause of the delay. According to the survey made by the state my water acreage was not large enough to contain the water right. I have had this checked and find the "40's" are oversize and it appears to be alright. The fee of one dollar has been sent in previously.

Very truly yours, rrare

RECEIVE MAR - 4 1965

STATE ENGINEER

SALEM OREGON

J. E. Ferrare

JEF:smt Enclosure CLAUDE E. MASTERS 344 Valley View Road Grants Pass., Oregon



ME495 Water Bar Moady Williams, Oregon.

Dear Mr. Ferrare:-

I have made a transit and tape survey of that portion of your property lying within the bounds of Section 23, X. 38 S., R. 5 W., W. M. and find that the present boundaries and area is in accordance with the inclosed map.

You will note that, while the perimeter of your property is definitely established, the forty lines are indefinite except for your North line. This is due to the loss of the Section Corners, as established by the Surveyor General, on the South line of Section 23.

The acreage total is, however, definite, and I find the comparative figures of actual measured acreage and that shown by the State Engineer to be as follows:

NWA SWA Sec. 23 projected	Measured		State	plat
NWA SWA Sec. 23 projected to So. line of Kent D. L.	C. 61.43	A.	60	Α.
NE% SW% Sec. 23 (Ditto)	49.07	A .	40.	90 A.

The discrepancy in part is due to width of these subdivisions i.e. 1337.45 feet as to the State Engineers' 1320 feet.

Also, while the meadowland goes to the bank of Williams Creek except for a small portion in the Southeast corner, which is used as pasture.

Note also that an area washed away by the recent flood is not included in the above figures. This area amounts to approximately 1.43 Acres.

Hoping that this will give you the information you need, I am

Sincerely yours, 1 E Herrare

34475

February 17, 1965

J. E. & Dorothy Ferrare Williams Oregon

Dear Mr. & Mrs. Ferrare:

According to the terms of your Permit No. 27075 which is for the appropriation of 1.64 cubic foot per second of water from Horsehead Creek and Williams Creek for irrigation and supplemental irrigation of 130.8 acres, complete use of water was to have been made on or before October 1, 1963.

On December 14, 1964, the proof of appropriation of water form in connection with this permit was mailed to you together with the instructions to sign the form and return it to this office together with the statutory recording fee of \$1.00.

On January 14, a reminder letter calling this to your attention was mailed. To date, we have received the one dollar recording fee, but not the signed proof. We have received no correspondence regarding any reason for not returning the signed

INSTRUCTIONS TO DELIVERING EMPLOYEE Deliver ONLY to Delivered addressee (Additional charges required for these services)	Received the numbered article described on other side.	SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)	SIGNATURE OF ADDRESSEE'S AGENT, IF ANY	DATE DELIVERED SHOW WHERE DELIVERED (only if requested)	C55-16-71548-5-F	rovides: "Whenever the time within which any er a permit should have been perfected has expired the permit fails or refuses within three months mit to the State Engineer proof of completion ion as required by ORS 537.230 and 537.250, the y, after 60 days notice by registered mail, order of the permit." with the provisions of ORS 537.260, you are hat unless we receive the signed proof form and ecording fee within 60 days from the date of this it will be cancelled without further notice. Very truly yours, CHRIS L. WHEELER State Engineer By C. O. Bartels Assistant
---	--	---	--	---	------------------	---

n Receipt Requested

February 17, 1965

J. E. & Dorothy Ferrare Williams Oregon

Dear Mr. & Mrs. Ferrare:

According to the terms of your Permit No. 27075 which is for the appropriation of 1.64 cubic foot per second of water from Horsehead Creek and Williams Creek for irrigation and supplemental irrigation of 130.8 acres, complete use of water was to have been made on or before October 1, 1963.

On December 14, 1964, the proof of appropriation of water form in connection with this permit was mailed to you together with the instructions to sign the form and return it to this office together with the statutory recording fee of \$1.00.

On January 14, a reminder letter calling this to your attention was mailed. To date, we have received the one dollar recording fee, but not the signed proof. We have received no correspondence regarding any reason for not returning the signed proof.

ORS 537.260 provides: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the State Engineer proof of completion of the appropriation as required by ORS 537.230 and 537.250, the State Engineer 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 we receive the signed proof form and the certificate recording fee within 60 days from the date of this letter, your permit will be cancelled without further notice.

Very truly yours,

CHRIS L. WHEELER State Engineer

By C. O. Bartels Assistant

Apr. 1962

REGIST

instructions on other side, if appli ends, attach and hold firmly to t front of article RETURN RECEIPT

E

Fill

INSTRUCTIONS:

RETURN

COB: caw / CERTIFIED - Return Receipt Requested January 18, 1965

J. E. & Dorothy Ferrare Williams Oregon

Dear Mr. & Mrs. Ferrare:

Enclosed please find the State Engineer's receipt number 3255 for the \$1.00 recording fee which you submitted to this office.

If you have received the proof form under permit number 27075, please sign it and return it to this office so that we may issue your certificate. If you have not received the proof form, please notify this office.

Another \$1.00 will not be necessary.

Very truly yours.

CHRIS L. WHEELER State Engineer

By

C. O. Bartels Assistant

COB:caw

Enclosure

January 18, 1965

J. E. & Dorothy Ferrare Williams Oregon

Dear Mr. & Mrs. Ferrare:

Enclosed please find the State Engineer's receipt number 3255 for the \$1.00 recording fee which you submitted to this office.

If you have received the proof form under permit number 27075, please sign it and return it to this office so that we may issue your certificate. If you have not received the proof form, please notify this office.

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Very truly yours.

CHRIS L. WHEELER State Engineer

By C. O. Bartels Assistant

COB:caw

Enclosure

January 18, 1965

J. E. & Dorothy Ferrare Williams Oregon

Dear Mr. & Mrs. Ferrare:

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If you have received the proof form under permit number 27075, please sign it and return it to this office so that we may issue your certificate. If you have not received the proof form, please notify this office.

Another \$1.00 will not be necessary.

Very truly yours,

CHRIS L. WHEELER State Engineer

By C. O. Bartels Assistant

COB:caw

Enclosure

4503 6171 NOV 4507 4507 4506 4506 Høte Engineer 516 Public Servei Building Solum, Oregon 97310



STATE OF OREGON STATE ENGINEER-WATER RESOURCES DEPARTMENT 516 PUBLIC SERVICE BUILDING SALEM 10

December 11, 1964

J. E. and Dorothy Ferrare Williams Oregon

Dear Mr. and Mrs. Ferrare:

Enclosed is the final proof in connection with the incomcomplete water right represented by your permit number 27075.

The data contained in the proof, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water right has been completed within the terms of your Permit. The proof should be dated and signed by you and returned to this office.

Upon receipt of the proof, properly executed and accompanied by the statutory recording fee of \$1.00, a Certificate of Water Right will be issued confirming the rights thereunder and, after being recorded in the county records, will be forewarded to you.

Very truly yours,

2 placeler

CHRIS L. WHEELER State Engineer

Form 117

Enclosure

caw

REFER TO 34475

11/21/63 App 34475 Memo It appears from the authorized cance lation of the claimed primary C # 16342 and the indicated dropping of the 6 as in SE NE Sec. 22 on map submitted with F.45 that the 6 ac should also be climated from P. 27075 . In fact it has eliminated and will be been made a record at time of of cert. final proof & issuance See also Baize 1tr. 9/30/63 in 6-2702 chord sheler

November 27, 1963

Robert B. Steimer Watgrmaster Dist. No. 16 Courthouse Annex Grants Pass, Oregon.

Dear Mr. Steimer:

In reply to your letter of Nov. 22, 1963 relative to the cancelation orders which were sent you with our letter of Nov. 19th, the order on the cancelation of the Topping right stated Jackson County because the decree was entered by the Circuit Court of Jackson County although the location of the land was in Josephine County.

Relative to the 6.0 acres allowed a supplemental right under Permit 27075, this appears to be the same 6.0 acres which was canceled and will be eliminated from the proof under Permit 27075 whenever final proof on said permit is made. Said 6.0 acres should not have been included as a supplemental right under permit 27075, however, since it was and now the primary right has been canceled, the supplemental right is also out and, as above stated, will be eliminated when final proof is made.

Very truly yours,

CHRIS L. WHEELER State Engineer

By: Geo V. Naderman Assistant.

### WATER RESOURCES DEPARTMENT

ADDRESS ALL COMMUNICATIONS TO

COURT HOUSE ANNEX GRANTS PASS, OREGON STATE OF OREGON OFFICE OF WATER DISTRICT NO. 16 GRANTS PASS, OREGON Nov. 22, 1963 WATERMASTER DISTRICT NO. 16

PHONE GR 6-4313

Chris L. Wheeler, State Engineer, Salem, Oregon

### RECEIVED NOV 2 5 1963 STATE ENGINEER BALEM. OREGON

Att: Geo. V. Naderman, Asst.

Dear Mr. Naderman:

We are in receipt of cancellations and your letter of November 19th.

The cancellation Order in the name of E.E. Topping for 6.0 acres in the SE-1/4 of the NE-1/4 of Section 22, twp. 38 S, range 5 WWM, priority date of 1861, states same is in "Jackson County" - should be "Josephine County".

Also, this same 6.0 acres is covered by supplemental right, priority date 11-25-60, Wms Cr. & Horsehead, permit 408 34475 #27075. Should this be cancelled?

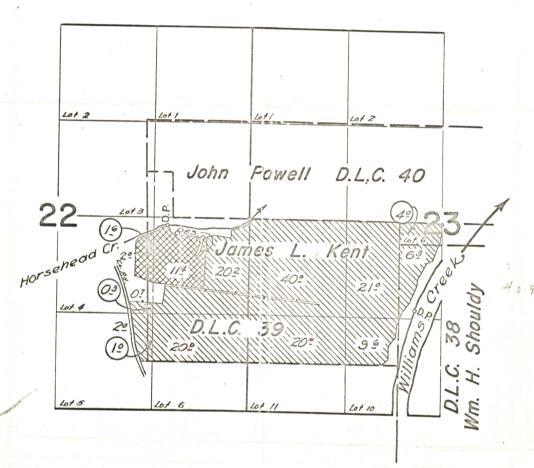
Very truly yours,

Robert B Steimer

Robert B. Steimer Watermaster, District #14

rbs, fan





# FINAL PROOF SURVEY

Application No. 34475 Permit No. 27075 IN NAME OF J.E. & DOROTHY FERRARE Surveyed July 17 1963, by Machedon

1963-L

STATE OF OREGON STATE ENGINEER 516 PUBLIC SERVICE BUILDING

February 13, 1963

J. E. and Dorothy Ferrare Williams Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 27075.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,

24/

CHRIS L. WHEELER State Engineer

Form 128

jap

REFER TO 34475



February 10, 1963

State Engineer 516 Public Service Bldg. Salem 10, Oregon Re:

Re: Transfer F-45

Dear Sir:

Enclosed is notice of completion of construction form. Although it was completed in May,1962 the water right was not transferred from Fred Richards to J.E. Ferrare until September, 1962 (your letter - file no. 34475).

Sincerely,

l. E. Firrar ynf J. F. Ferrare

Williams, Oregon

August 28, 1962

J. E. and Dorothy Ferrare Williams, Oregon

Dear Sir and Madam:

Pursuant to your request the assignment of permit No. 27075 from Fred W. and Irma V. Richards to you has been recorded in the miscellaneous records of this office and is enclosed, together with our receipt No. 35108 covering the statutory fee you submitted in the amount of \$1.

Very truly yours,

CHRIS L. MHEELER State Engineer

By Trevor Jones, Assistant

eh

enclosure cc - Mr. Robert Steimer Fred W. Richards 34475

June 28, 1962

J. E. and Dorothy Ferrare 16495 Water Gap Road Grants Pass, Oregon

Dear Sir and Madam:

I have your letter of May 22, which was received in this office on June 25, together with a document assigning permit No. 27075 from Fred W. Richards to you. Since payment of the statutory recording fee was not received with the document of assignment it has not yet been recorded. The recording fees for recording such a document are \$1 for the first 100 words and ten cents for each additional 100 words or fraction thereof.

Since the document includes as an exhibit the entirety of the application permit, recording this document would be relatively expensive.

I am enclosing for your convenience our standard assignment form which when completed and properly signed can be recorded for \$1. The submitted documents are returned herewith.

In regard to the questions posed in your letter, under the provisions of permit No. 27075, beneficial irrigation at least once over of all the lands included in the permit should be accomplished on or before October 1, 1963. As soon as you have completed the beneficial use of water to the full extent intended under the provisions of the permit, this office should be so notified.

After we have been notified that use of water has been accomplished to the full extent intended, a final proof survey by a representative of this office is scheduled and a certificate of water right is issued in evidence of the completed right as determined by the survey.

#### J. E. and Dorothy Ferrare

Once a water right has been completed and perfected, as evidenced by the certificate, the right continues to remain valid as long as it is used. The law provides that if any portion of a water right goes without use for a period of five or more continuous years, that portion of the right ceases and becomes subject to cancelation by order of the State Engineer.

Very truly yours,

CHRIS L. WHEELER State Engineer

By

James W. Carver, Jr., Assistant

JWC:eh

enclosures

JUN 25 1962 STATE ENGINEER SALEN. ORPGON

May 22, 1962

State Engineer 516 Public Service Bldg. Salem 10, Oregon

Dear Sir,

Enclosed is a signed notice of completion of construction for a change in point of diversion of water.

Also enclosed is transfer of water rights from Fred and Irma Richards (previous owners) to J. E. and Dorothy Ferrare (present owners). Mr. Myrick found these papers in his file.

The original water papers were, I believe, attached as enclosures to the agreement of sale on the property. These papers were changed many times and shuttled back and forth between lawyer's offices in Grants Pass and southern California. To date, we have not been able to locate them anywhere. We would like to keep all of our water rights. Would you please advise us whether we need to do anything else concerning water rights?

27 pro, Ferrare

The there certain water rights you have to prove use of periodically?

251 FINANCE BUILDING 170 12TH STREET, S.E. STATE OF OREGON STATE ENGINEER WATER RESOURCES DEPARTMENT SALEM February 6, 1961 REFER TO 34475

Mr. Fred W. Richards Williams, Oregon

Dear Mr. Richards:

This acknowledges receipt of Form B, being notice of completion of construction under Permit No. 27075.

The report has been filed with other matter pertaining to the permit and places it in good standing until October 1, 1963. All use of water that is intended should be completed by this time.

truly yours ttanley

LEWIS A. STANLEY State Engineer

Form 119

vmf

January 30, 1961

Mr. Fred W. Richards Williams, Oregon

Dear Mr. Richards:

34475, Permit No. 27075 with blueprint.

\*

December 27, 1960

Robert B. Steimer Watermaster District #16 Grants Pass, Oregon

Dear Mr. Steimer:

This will acknowledge receipt of your letter dated December 21, 1960, submitting fees in the sum of \$1.50 for which our receipt. numbered 28072 is enclosed with the applicant's copy of this letter.

The application has been re-examined and now appears to be in satisfactory form to be considered for approval with the next group.

Very truly yours,

LEWIS A. STANLEY State Engineer

By

Walter N. Perry, Assistant

mgb CC: Fred W. Richards Williams, Oregon

### WATER RESOURCES DEPARTMENT

LL COMMUNICATIONS TO

GRANTS PASS, OREGON

STATE OF OREGON Office of WATER DISTRICT NO. 16 Grants Pass, Oregon WATERMASTER DISTRICT NO. 16

PHONE GR 6-4313

December 21, 1960

Lewis A. Stanley, State Engineer, Salem, Oregon.

File: #34475

Att: Walter N. Perry, Asst.

Dear Sir:

Relative to your letter to Fred Richards of Williams, Oregon, dated December 5th, Mr. Richards came into my office regarding same.

Per paragraph 2 of your letter, please find enclosed a check for \$1.50.

The 5 acres in the  $SW_4^1$  of the  $SE_4^1$  of Section 22 will be supplemental to the existing right from Powell Creek.

In paragraph 4, I am not sure that the 10 acres from Williams Creek will be supplemental. As close as I can figure it, the 25 acres will be 23.2 acres actually, and the 10 acres will be about 6 acres. These two, plus the present 11 acres makes a total of 40.2 acres. So possibly there will be .2 acre over. However, Mr. Richards wanted to ask for ample acreage so as to cover the complete 40 acres.

Very truly yours,

Robert B Steiner ROBERT B. STEIMER Watermaster, District #16

rbs.fan

enc. - check \$1.50

3614

December 5, 1960

Fred W. Richards Williams, Oregon

Dear Mr. Richards:

This will acknowledge receipt of your application for a permit to appropriate 1.75 cubic feet of water per second from Horsehead Creek and Williams Creek for the irrigation of 136.6 acres, tracing, and fees in the sum of \$25.85 for which our receipt numbered 27829 is enclosed.

Your application has been examined and filed as provided by law under file numbered 34475. Before it may be approved by issuance of a permit, it will be necessary that you submit additional recording fees in the sum of \$1.50 and a legal description of the property upon which the water will be used. The description may be copied word for word from your deed, abstract, title insurance policy or sales contract.

Upon examination of your application, it is found that a right evidenced by water right certificate recorded in Volume 13, Page 16335, State Record of Water Right Certificates evidences a right for the appropriation of water from Powell Creek for the irrigation of  $\downarrow 0$  acres in the SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> of Section 22, Township 38 South, Range 5 West. It appears that the 5 acres you intend to irrigate from Williams Creek will be supplemental to the existing right.

It is noted that a right for the irrigation of ll acres in the  $NW_4^1$  SE $\frac{1}{4}$  of Section 22, Township 38 South, Range 5 West, from Horsehead Creek is evidenced by a certificate recorded in Volume 13, Page 16341, State Record of Water Right Certificates. It appears that your appropriation from Williams Creek for the irrigation of 10 acres in the  $NW_4^1$  SE $\frac{1}{4}$  will be supplemental to the existing right at least in part.

If either of the existing rights just described have been abandoned or lost through nonuse, please advise.

Very truly yours,

LEWIS A. STANLEY State Engineer

By Walter N. Perry, Assistant May 27, 1952

Order No. 52681

Mr. Gene Brown U. S. Nat'l Bank Bldg. Grants Pass, Oregon

Dear Sir:

We are prepared to issue a Purchaser's title insurance policy through Commonwealth, Inc. in the amount of \$65,000.00 on:

The James L. Kent D. L. C. No. 39 in Sections 22 and 23, Township 38 South, Range 5 West of the Willamette Meridian, Oregon; less and excepting a parcel of land described as follows: Beginning at the Northwest corner of said D. L. C. No. 39 and running thence East 5 chains; thence South 9.50 chains; thence West 5 chains; thence North 9.50 chains to the place of beginning. Also: Beginning at the Northwest corner of D. L. C. of Wm. H. Shoudy No. 38, in Sections 23 and 26, Township 38 South, Range 5 West of the Willamette Meridian; and running thence South 25.30 chains, more or less, to the North line of a tract of land now owned by Emery Butts; thence East 385 feet to the center of Williams Creek; thence Northerly along the center line of said Creek to the South line of a tract of land owned by Daisy V. Lewman and Richard F. Lewman; thence Westerly along the South line of said Lewman tract to the West bank of Williams Creek; thence Northerly along the Westerly bank of said Creek to the North line of the Wm. H. Shoudy D. L. C. No. 38; thence West to the Northwest corner of said D. L. C. and place of beginning. Also: The East half of the Southwest guarter and the Northwest quarter of the Southwest quarter and Lot 4, all in Section 22, Town-ship and Range aforesaid, and a parcel of land out of Lot 5 in said Section 22, described as follows: Beginning at the Northeast corner of said Lot 5 and running thence West 10 rods; thence South 40 rods; thence East 10 rods; thence North 40 rods to the place of beginning. Also: Lot 6 in Section 23, and all of the above described premises being in Township 38 South, Range 5 West of the Willamette Meridian. Less and excepting all established rights of way for roads.

showing the title on May 21, 1952 at 5:00 O'clock P.M., vested of record in:

EARL SMITH and RUTH SMITH as tenants by the entirety

subject to the usual printed exceptions, and also the following:

(Continued)

1. A mortgage, including the terms and provisions thereof, executed by George Hilton, Jr. to Sam H. Baker and Sophia L. Baker, dated November 28, 1945, recorded November 28, 1945 in mortgage book 53 at page 257, given to secure payment of a note for \$12,500.00 with interest thereon.

Order No. 52681 Page 2.

### (Continuation of exceptions)

DKL/lr

- 2. Reservations in Patent from the United States of America to Daniel Shean, recorded in deed book 7 at page 725.
- 3. Reservations in Patent from the United States of America to Hiram Sparlin, recorded in deed book 5 at page 508.
- 4. Reservations in Patent from the United States of America to Charles A. Cougle, recorded in deed book 19 at page 135.
- 5. Reservations in Patent from the United States of America to Clare 0. Bigelow, recorded in deed book 5 at page 298.
- 6. The interest of other water users in Baltimore Irrigation Ditch as set forth in agreement, recorded in deed book 74 at page 45 on July 9, 1932.
- 7. An easement and right of way granted to the California Oregon Power Company by instrument recorded in deed book 93 at page 79.
- 8. The rights of the public in any portion of the above described premises lying within the boundaries of public roads.
- 9. An easement and right of way was granted to The California Oregon Power Company by instrument recorded as No. 85698.
- 10. Right of way granted to The California Oregon Power Company on October 6, 1950 as Instrument No. 102939.

Very truly yours,

ROGUE RIVER TITLE COMPANY

By: Dorothy K. Lieb Title Examiner

This Company assumes no liability under this preliminary report until the full policy premium has been paid.

### STATE OF OREGON

COUNTY OF JOSEPHINE

## **Proof of Appropriation of Water**

J. E. and DOROTHY FERRARE

, State of Oregon

of Williams has applied beneficially the waters of Williams Creek

a tributary of Applegate River for the purpose of irrigation of 84.2 acres and supplemental irrigation of 3.0 acres

under Permit No. 27075 of the State Engineer, and that the use of said waters has been completed under the terms of said permit; that the priority of the right dates from November 25, 1960.

that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of

 $\frac{1.09}{1.10}$  cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NEL SUL, as projected within Shouldy DLC 38, Sec. 23, T. 38 S., R. 5 W., W. M.

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 **pho-eightieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed be acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to the use of water is limited to the period when the flow of the Rogue River is more than 735 c.f.s. at its mouth,

and shall

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conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right, and to which such right is appurtenant, is as follows:

	Primary	Supplemental
net set	31.6	
both as projected within Kent DLC 39	1.9	
Lot 4 (NA SEA)	2.7	ň n
Lot 5 (SN2 SE2) SW2 SE2		2.0
SE <sup>1</sup> / <sub>2</sub> SE <sup>1</sup> / <sub>2</sub>	20.0	
both as projected within Kent DLC 39 Section 22	5	
IN SV SV SV	10.0 16.69	
SEA SMA	1.4	
all as projected within Kent DLC 39		
Section 23 T. 38 S., R. 5 W., W. M.		
T. 38 S., R. 5 H., N. N.		

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this ...... day of ......

19.....

Horsekool Williams et uting "gits for proof 11.4 20.2 22 NESE whin Kent DLC 39 31.6 85 5W 2:7 2:7 NWSE 1.6 0.3 Lut 4 (NWSE). 0.7 2.0 2.0 Suppl 2.0 3 5. 40 1.0 3 5. 4-27. Lots (Sw BE)-1:0 suppl SWDE whin Kent DLC39 20.0 SESE - - -20.0 23 - 40+6 (NESO) 4.0/7 21.0 \$ 32.0 4-24 6.3 F-51 NESW Win kent DLC 39 NESW Whin Shooldy Decso 4010 50.0 NWSW whinkent DLC39 1010 3.4 swsw - -16.6 3E500 22 2 9.6 8.2 1.4 872 Horschood (r not incl this proof - use in permit not as shown by survey. Acreege otherwise reduced to permit figures with olderrights excluded

# Abstract of Permit No.

Certificate No. Application No. 3/175 J.E. and Doroth

Hichards'

Address

Williams. Oregon

Source of water supply

Horseboad Grook and Williams Creek, triby. of Applegate River 6 + 84,2 3.00005 Irrigation and supplemental irrigation

Point of diversion

Use

Number of acres 130.8

250' S. and 200' W. from the Wit corner of Section 26, being within the NEt SW: of Section 26, T. 38 S., R. 5 W., W.M., in the county of Josephine.

#### which Shouldy DLC38

### DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.			NE1/4				NW1/4			SW1/4				SE1/4				
	Range	Sec.	NE14	<b>NW</b> <sup>1</sup> / <sub>4</sub>	SW1/4	SE1/4	NE <sup>1</sup> /4	NW1/4	SW1/4	SE1/4	NE <sup>1</sup> /4	NW1/4	SW1/4	SE1/4	NE <sup>1</sup> /4	NW1/4	SW1/4	SE14
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**Priority** date

November 25, 1960 94 01

listed a laged

to heade Amount of water

Time limit to begin construction Jamary 18, 1962 Junout

Time limit to complete construction 10/1/62 extended to extended to

Time limit to completely apply water 10/1/63 extended to

1.64 c.f.s., measured at the point of diversion; being 0.29 c.f.s. from Horsehead Cr. & 1.35 c.f.s. from

extended to

Metor: Century

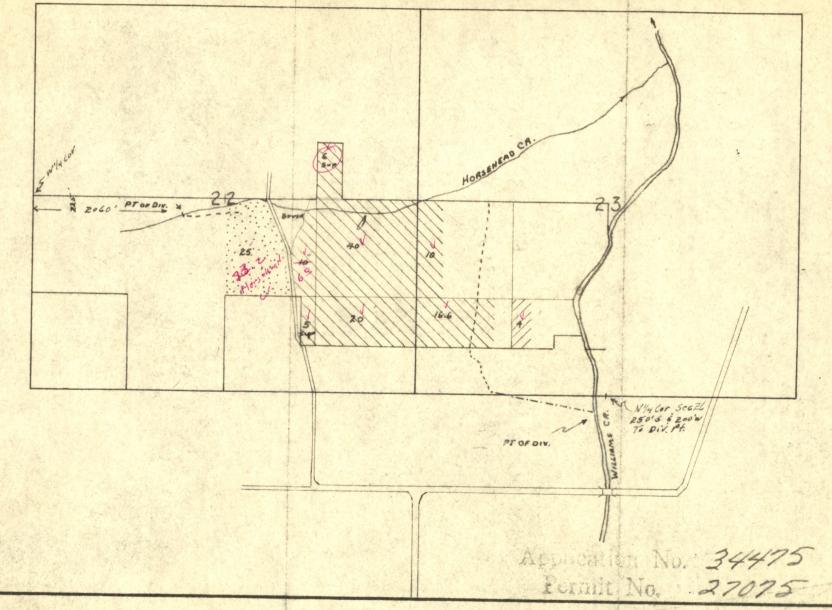
ASTAN ANII inne Greek

Remarks, propriation shall be int'd to 1/80th of 1 c.f.s. or its equivalent for ea. acre irrigated & shall be further lat'd to a diversion of not to exceed 45 a.f. per acre for ca. acre irrigated during the irrigation season of ca. yr.; & the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be Int'd to the an't nee, to make up any deficiency in water available to said lands under said prior right & the am't allowed herein, together with the am't secured unler any other right existing for said lands, shall be int'd by the duty of water as fixed herein, provided further that the right to the use of water is list'd to the period when the flow of the Rogue R. is more than 735 c.f.s. at its mouth, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

Name

Piritowersion from Williams C. Pump: Moore Rance Model 6 JM Cent Dir D. Major! Century Schpe 1750 Reh, 3phase 8×6" mayari0 .eanl(LIN Pipe: 3400 = X10"A1. 4886° x 4°AI. werd to whence add at .M.M L'Shouldy DLC38 RIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE Heads: 122 Kain Bird #40 B- 3/10x 3/32 Also has 300° x 6" galo. pipe w/ 112" ports@ 2°0.c. for irrigating row-crops Crope Hay, pasture, Corn-Lift's Mak. 111º relative elevations on survey Diversion from therschead Or. = ditch cut into check vuns water thru ditch and 4"AI. pipernto pumping sump, shown on survey Phunp: Weinman Cent Dir. Dr. 3x2" Motor: Century 10 hp@ 3500 RRig 3phone Pipe Efteads same as listed above - runs 16 heads. Candinigated from creek and div. pt. used are not Same as applied on. This area also minigated from Williams Completely upply water in extended to extended to completely apply water extended to extension water in a completely apply water to date to date . Tied Samey to center see. 23 and 14con. 22/23 Sameyed on 1963-L July 17-1963 Rfactson. Exsiting rights will have to be extracted in office

FRED W RICHARDS TWP 385 R 5WWM SEC 22 +23 SCALE 4" - IMI. WATER TO BE OBTAINED FROM WILLIAMS CR. THROUGH PRESENT PUMP PLANT AND HORSEHEAD CA. FOR 25ACRES SCALE 4"+IMI. BY STEIMER



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10/ 13 Page 16335 Powell creek Trob WilliamsC. 40 acres in sustE 22 termony Mar lacks Macres Vol. 13 Page 16341 firm Hareshead Creek P.

Do not use -Acreages changed T.38S.R.5W.W.M. of Lot 2 Powell D.L.C. 40 John 22 Horsehead Cr. James Kent Creet Shouldy Lot 4 30.0 L.C. 39 2 30 10 Ò D. T.C Wm. H. Int FINAL PROOF SURVEY UNDER Application No. 34475 Permit No. 27075 IN NAME OF J.E. & DOROTHY FERRARE Surveyed July 17 1963, by Alfac bro 1963 -L