

Application No. 3038

Permit No. 8 186

Certificate No. 2055 45286 PART

Stream Index, Page No. 159

Application Record, Book No. _____

FEES PAID

Date	Amount	Receipt No.
_____	_____	_____
_____	_____	_____
_____	_____	_____
Total	7.50	39003

FEES REFUNDED

Date	Amount	Check No.
_____	_____	_____

MAY 16 1974

Special Order Record Vol. 24 P. 2362

ASSIGNMENTS

Date	To whom	Address	Volume	Page
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

REMARKS

part Cancelled - sp. or Rec. Vol. 33 P. 763

CONSTRUCTION

Date for beginning _____

Date for completion _____

Extended to _____

Date for application of water _____

Extended to _____

PROSECUTION OF WORK

Form "A" filed _____

Form "B" filed _____

Form "C" filed _____

FINAL PROOF

Blank mailed _____

Proof received _____

Date certificate issued OCT 28 1980

Receipt for recording fee No. MAR 17 1978

W.R.I.S.

Assembled 4-24-84 by [Signature]

Entered _____ by _____

Verified _____ by _____

CERTIFICATE OF WATER RIGHT

This Is to Certify, That GEO. KOHLHAGEN

of Applegate, State of Oregon 97530, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Carberry Fork

a tributary of Applegate River for the purpose of
irrigation of 10.0 acres

under Permit No. E-186 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 24, 1913, that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.13 cubic foot 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 SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, T. 40 S., R. 4 W., W.M.; Goodwin Ditch.

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 one-eightieth of one cubic foot per second per acre.

and shall 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 hereby confirmed, and to which such right is appurtenant, is as follows:

10.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 27
T. 40 S., R. 4 W., W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered September 29, 1980.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. October 28, 1980

Deputy Water Resources Director

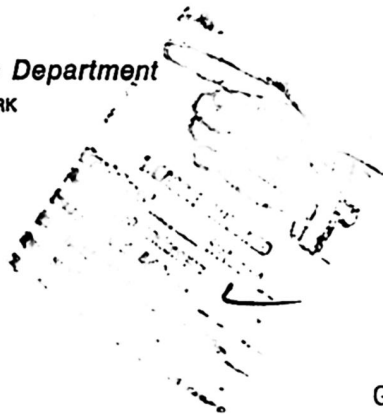


Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E.

SALEM, OREGON 97310



George Kohlhagen

Applegate, OR 97530

8. During what months is water beneficially used? From May
to Sept.
9. State the character of the soil and kind of crops raised Soil wash
sand and Gravel from.
10. Does the accompanying blue print of the map filed with your permit show correctly the location of diverting works and area of land where water is used? yes
11. If not, state wherein such map is in error

12. If the dimensions of your ditch or dam do not correspond to those described in your permit, state what changes have been made, giving dimensions of ditch (or other distributing works)

The dimensions correspond.

13. If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other purpose than irrigation, give the extent and method of such use No Power

STATE OF OREGON,
County of Jackson } ss.

I, Miles Agee and Geo. Kohlhausen, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof; and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 30 day
of Mar, 1918.

Miles Agee & Geo. Kohlhausen
B. H. Miles Agent
Subscribed and sworn to before me this 30 day of Mar, 1918.

(Notarial Seal)

Gladys Rose
Notary Public for Oregon.

My commission expires Mar 28 1921.

AFFIDAVIT OF WITNESSES

We, Fred Suran, and O. E. Rose,
of Applegate Ore, being first duly sworn, depose and say that
we are well acquainted with the facts and conditions set forth in the foregoing statement relative
to proof of appropriation of water under Permit No.; that we and each of us have
been over and upon each tract described in said proof, and from such personal inspection have
knowledge that all necessary ditches, dams and other diversion and distributing works have been
constructed, and water used as stated therein; that we have carefully read such proof of
appropriation, and that each and every statement contained therein is true to the best of our
knowledge and belief.

Fred Suran
O. E. Rose

Subscribed and sworn to before me this 30 day of Mar., 1918.

(Notarial Seal)

Gladys Rose
Notary Public for Oregon.
My commission expires Mar. 28, 1921

PROOF OF APPROPRIATION

Permit No. *E186*

10 fee paid
Permit No 2588

OFFICE OF STATE WATER COMMISSION
RECEIVED

APR 2 1918

SALEM, OREGON.

Approved:

Priority June 24, 1913.



STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That GEO. KOHLHAGEN

of Applegate, State of Oregon, 97531, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
Carberry Fork

a tributary of Applegate River for the purpose of
the irrigation of ~~20.0~~ ^{10.0} acres

under Permit No. E-186 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
June 24, 1913

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
~~0.26~~ cubic foot per second

0.13

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the ~~SW 1/4~~ ^{SE 1/4}, Section 21, T40S, R4W, W. M., Goodwin Ditch.

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 one-eightieth of one cubic foot per second
per acre.

and shall
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 hereby confirmed, and to which such right
is appurtenant, is as follows:

~~10.0~~ ^{10.0} ~~20.0~~ acres NE 1/4 SW 1/4

Section 27

T. 40 S., R. 4 W., W. M.

cancel 10E2C
0.13 cfs

This certificate describes that portion of the water right confirmed by the prior
certificate recorded at page 2402, Volume 3, State Record of Water Right
Certificates, NOT canceled by the provisions of an order of the Water Resources
Director entered on May 16, 1974.

September 29, 1980.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place
of use herein described, and is subject to the existing minimum flow policies
established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. March 17, 1978

James E. Sexson

Water Resources Director

6-49692

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF CANCELLATION)
OF A PORTION OF A WATER RIGHT)
IN THE NAME OF GEO. KOHLHAGEN)

O R D E R

On June 12, 1980, Glenna Webler submitted an affidavit that she is the owner of a certain water right and the lands to which the water right is appurtenant; and Jay W. and Janice A. Cooper, Charles and Lily Wang, and Dr. Orville Thompson submitted affidavits that they are contract purchasers of said lands; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

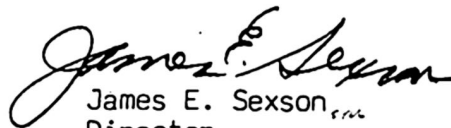
The water right in question is a portion of the right described by the certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, in the name of Geo. Kohlhausen, and is for the use of not to exceed 0.13 cubic foot per second of water from Carberry Fork, with a date of priority of June 24, 1913, for irrigation of a certain 10.0 acres in Tax Lots 600 and 800, NE 1/4 SW 1/4, Section 27, Township 40 South, Range 4 West, W.M.

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

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that the said certificate of water right is canceled, and in lieu thereof a new certificate be issued to describe the balance of the water right NOT involved in this proceeding.

Dated at Salem, Oregon, this 29th day of September, 1980.


James E. Sexson,
Director

STATE OF OREGON

WATER DIVISION NO. 1

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits.)

This is to Certify, That GEO. KOHLHAGEN

of Appleton, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Carberry Fork, a tributary of Appleton River

, for the purpose of the irrigation of 20 ~~2.26~~ acres

under ~~enlargement~~ Permit No. E-186 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 2,

at page 284, on the 10th day of April, 1913; that the priority of

the right hereby confirmed dates from June 24, 1913; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not

exceed 0.26 ~~0.22~~ cubic feet per second, or its equivalent in case of rotation. The use hereunder shall conform to any reasonable rotation system, and shall be the proper State officer. A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 20 ~~2.26~~ acres in the Northeast quarter of Southwest quarter of Section Twenty-seven, Township Forty South, Range Four West of Willamette Meridian in Jackson County, Oregon.

(NOTE: This certificate is issued to correct and supersede that certain certificate issued to Miles Agee and Geo. Kohlhausen on May 7, 1913, and recorded in Vol. 3, Page 2055 of State Record of Water Right Certificates and in Vol. 2, Page 77 Water Right Certificates for Jackson County, Oregon, wherein the land was described as being in the NE SW of the above section, when the same should have been described as being in the NE SW of said section)

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 2402, Volume 3, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on May 16, 1974,

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

WATER BOARD affixed this 20th day

of October, 1913.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By PERCY A. COLEMAN
State Engineer President

Attest: R. W. POTTER
Secretary

Recorded in State Record of Water Right Certificates, Volume 5, Page 2402

Rec. 10/20/13 Vol. 5, Page 2402

AFFIDAVIT

STATE OF OREGON)

County of Jackson)

ss.

We, Ralph C. and Florence M. Moore,
of P. O. Box 211, Loma Linda, California 92354,
being first duly sworn, depose and say that we are the legal
owners of the following described land:

The North 125 feet as measured along the east line of the following parcel: Commencing at the quarter corner common to Sections 27 and 34, Township 40 South, Range 4 West of the Willamette Meridian in Jackson County, Oregon; thence along the "North-South" centerline of said Section 27, North 0° 18' 15" East, 1800.81 feet to the true point of beginning; thence continue North 0° 18' 15" East 320 feet; thence West 717.64 feet to the center of Carberry Creek; thence Southeasterly along the center line of Carberry Creek to a point West of the true point of beginning; thence East to the true point of beginning;

and the water right that is appurtenant thereto, which is for
2 acres of irrigation within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27,
Township 40 South, Range 4 West, Willamette Meridian, with
priority date of June 24, 1913, for the use of 0.026 c.f.s.
of water from Carberry Fork, filed in the name of Geo. Kohlhausen
and evidenced by Certificate No. 2402, that we have abandoned
any and all interest in and to said irrigation right and
request the same to be cancelled.

IN WITNESS WHEREOF, we have hereunto set our hands this

15 day of October, 1973.

Ralph C Moore

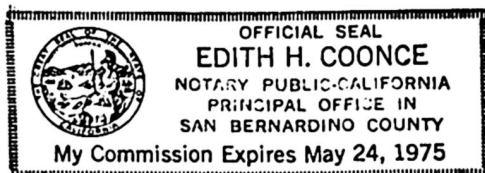
Florence M. Moore

Subscribed and sworn to before me this 15 day of

October, 1973.

Edith H. Coonce
Notary Public of Oregon

My commission expires May 24, 1975



AFFIDAVIT

STATE OF OREGON)
County of Jackson) ss.

We, Fred W. and Dorothy Lee Black
of 11432 Campus Street, Loma Linda, California 92354,
being first duly sworn, depose and say that we are the legal
owners of the following described land:

Commencing at the quarter corner common to Sections 27 and 34,
Township 40 South, Range 4 West of the Willamette Meridian in
Jackson County, Oregon; thence along the "North-South" center-
line of said Section 27, North 0° 18' 15" East, 1800.81 feet
to the true point of beginning; thence continue North 0° 18'
15" East 320 feet; thence West 717.64 feet to the center of
Carberry Creek; thence Southeasterly along the centerline of
Carberry Creek to a point West of the true point of beginning;
thence East to the true point of beginning; LESS the North 125
feet as measured along the east line of the above description.
ALSO, commencing at the quarter corner common to Sections 27
and 34, Township 40 South, Range 4 West of the Willamette
Meridian in Jackson County, Oregon; thence along the North-
South centerline of said Section 27, North 0° 18' 15" East,
a distance of 1790.81 feet to a 5/8 inch iron pin for the true
point of beginning; thence continue North 0° 18' 15" East, a
distance of 10.00 feet; thence West, 588.10 feet to the center
of Carberry Creek; thence along said Creek center South 32°
39' East 11.88 feet; thence East, 581.64 feet to the true point
of beginning;

and the water right that is appurtenant thereto, which is for
3 acres of irrigation within the NE¼ SW¼, Section 27,
Township 40 South, Range 4 West, Willamette Meridian, with
priority date of June 24, 1913, for the use of 0.038 c.f.s.
of water from Carberry Fork, filed in the name of Geo. Kohlhagen
and evidenced by Certificate No. 2402, that we have abandoned
any and all interest in and to said irrigation right and
request the same to be cancelled.

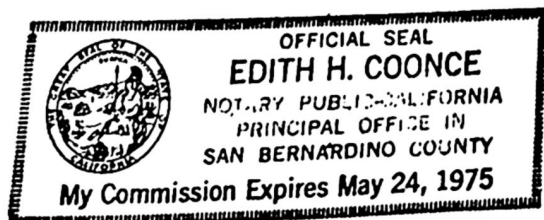
IN WITNESS WHEREOF, we have hereunto set our hands this
15 day of Oct, 1973.

Fred W. Black
Dorothy Lee Black

Subscribed and sworn to before me this 15 day of
October, 1973.

Edith H. Coonce
Notary Public of Oregon

My commission expires May 24, 1975

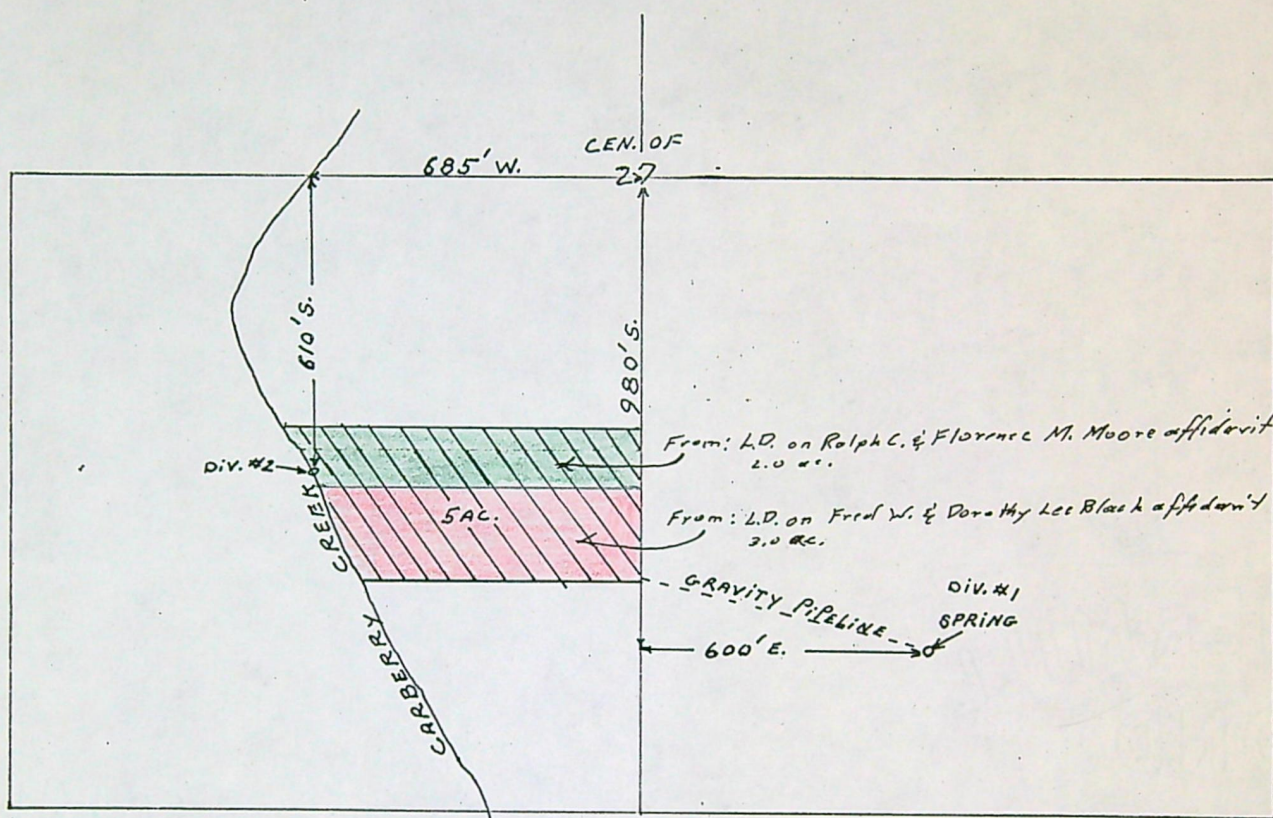


RECEIVED

OCT 22 1973

STATE ENGINEER
SALEM, OREGON

T. 40S. R. 4W. W.M.



MAP TO ACCOMPANY APPLICATION OF
FRED W. BLACK AND/OR RALPH C. MOORE
FOR IRRIGATION

RECEIVED

MAR 11 1974

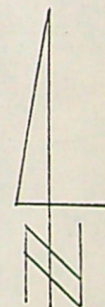
STATE ENGINEER
SALEM, OREGON

RECEIVED

OCT 22 1973

STATE ENGINEER
SALEM, OREGON

SCALE 1" = 400'



Application No. 51329
Permit No.

10-9-73

Application No. 60255
Permit No.

AFFIDAVIT

RECEIVED

JUN 12 1980

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON }
County of Jackson } SS.

I, Glenna Webler, of Route 1, Box 158B, Myrtle Creek, Oregon 97457, being first duly sworn, depose and say that I am the legal owner of the following described property:

TL 600

Comeg at the $\frac{1}{4}$ corner common to Sec 27 & 34 Twp 40 S R 4W WM, JCO;
thence N 0°18'15" E along the N-S ctr/li of said Sec 27, 2409.03' to the true pob;
thence continue N 0°18'15" E 294.71' to the ctr $\frac{1}{4}$ corner of said Sec;
thence S 89°53'25" W 650.67' to the ctr of Carberry Creek;
thence S'ly along the ctr of said Creek to a pt W 793.71' from the true pob;
thence E 793.71' to the true pob.

TL 800

Comeg at the $\frac{1}{4}$ corner common to Secs 27 & 34 Twp 40 S, R 4W of the WM in JCO;
thence along the N-S ctr/li of said Sec 27, N 0°18'15" E 2409.03' to the 5/8" iron pin for the true pob;
thence W 793.71' to the ctr of Carberry Creek;
thence along said Creek ctr S 14°30' E 297.70';
thence E 717.64' to the N-S ctr/li of said Sec 27;
thence N 0°18'15" E 288.22' to the true pob.

and the water right that is appurtenant thereto, it being a portion of Certificate No. 45286, Application No. 3038, Permit No. E-186, issued in the name of Geo. Kohlhausen, under date of priority of June 24, 1913, for the use of 0.12 c.f.s. of water from Carberry Fork, a tributary of Applegate River, for irrigation of 10.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M. in Jackson County, Oregon; that I have abandoned any and all interest in this portion of said water right and request the said portion of right be cancelled that is appurtenant to my property.

IN WITNESS WHEREOF, I have hereunto set my hand this 3rd day of June, 1980.

Glenna A. Webler

Subscribed and sworn to before me this 3 day of June, 1980.

James E. Cooper
Notary Public of Oregon

My commission expires 1-26-83

Application No. 60255
Permit No. 3

AFFIDAVIT

RECEIVED

JUN 12 1980

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON }
County of Jackson } SS.

We, Jay W. and Janice A. Cooper
of 5253 Carberry Creek Road, Jacksonville, Oregon 97530, being
first duly sworn, depose and say that we are the contract pur-
chasers of the following described property:

TL 800

Comeg at the $\frac{1}{4}$ corner common to Secs 27 & 34 Twp
40 S, R 4W of the WM in JCO;
thence along the N-S ctr/li of said Sec 27, N
0°18'15" E 2409.03' to the 5/8" iron pin for the true
pob;
thence W 793.71' to the ctr of Carberry Creek;
thence along said Creek ctr S 14°30' E 297.70';
thence E 717.64' to the N-S ctr/li of said Sec 27;
thence N 0°18'15" E 288.22' to the true pob.

and the water right that is appurtenant thereto, it being a por-
tion of Certificate No. 45286, Application No. 3038, Permit No.
E-186, issued in the name of Geo. Kohlhausen, under date of priority
of June 24, 1913, for the use of 0.06 c.f.s. of water from Carberry
Fork, tributary of Applegate River, for irrigation of 5.0 acres in
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M. in Jackson
County, Oregon; that we have abandoned any and all interest in this
portion of said water right and request the said portion of right
be cancelled that is appurtenant to our land.

IN WITNESS WHEREOF, we have hereunto set our hands this 30
day of MAY, 1980.

Jay W. Cooper

Janice A. Cooper

Subscribed and sworn to before me this 30 day of
MAY, 1980.

John F. Cummings
Notary Public of Oregon

My commission expires 30 JANUARY 1984



RECEIVED

JUN 13 1980

WATER RESOURCES DEPT
SALEM, OREGON

AFFIDAVIT

STATE OF OREGON }
County of Jackson } SS.

We, Charles Wang and Lily Wang, of 405 River Street, N.E., Salem, Oregon 97303, being first duly sworn, depose and say that we are the contract purchasers of the following described property:

TL 800

Comeg at the $\frac{1}{4}$ corner common to Secs 27 & 34 Twp 40 S, R 4W of the WM in JCO;
thence along the N-S ctr/li of said Sec 27, N 0°18'15" E 2409.03' to the 5/8" iron pin for the true pob;
thence W 793.71' to the ctr of Carberry Creek;
thence along said Creek ctr S 14°30' E 297.70';
thence E 717.64' to the N-S ctr/li of said Sec 27;
thence N 0°18'15" E 288.22' to the true pob.

and the water right that is appurtenant thereto, it being a portion of Certificate No. 45286, Application No. 3038, Permit No. E-186, issued in the name of Geo. Kohlhagen, under date of priority of June 24, 1913, for the use of 0.06 c.f.s. of water from Carberry Fork, a tributary of Applegate River, for irrigation of 5.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M. in Jackson County, Oregon; that we have abandoned any and all interest in this portion of said water right and request the said portion of right be cancelled that is appurtenant to our property.

IN WITNESS WHEREOF, we have hereunto set our hands this

2 day of June, 1980.

X Lily Wang Charles Wang
Subscribed and sworn to before me this 2 day of

June, 1980. by Charles Wang

Rosette DuJae
Notary Public of Oregon

My commission expires 4-10-82

[Signature] 6/10/80
Notary Public for the State of Montana
Residing at Billings, Montana
My Commission Expires Sept. 18, 1982

AFFIDAVIT

RECEIVED

JUN 24 1980

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

County of Jackson

SS.

I, Dr. Orville Thompson, of 23402 South Corral Hollow Road, Tracy, California 95376, being first duly sworn, depose and say that I am the contract purchaser of the following described property:

TL 600

Comeg at the ¼ corner common to Sec 27 & 34 Twp
40 S R 4W WM, JCO;
thence N 0°18'15" E along the N-S ctr/li of said
Sec 27, 2409.03' to the true pob;
thence continue N 0°18'15" E 294.71' to the ctr
¼ corner of said Sec;
thence S 89°53'25" W 650.67' to the ctr of Carberry
Creek;
thence S'ly along the ctr of said Creek to a pt W
793.71' from the true pob;
thence E 793.71' to the true pob.

and the water right that is appurtenant thereto, it being a portion of Certificate No. 45286, Application No. 3038, Permit No. E-186, issued in the name of Geo. Kohlhausen, under date of priority of June 24, 1913, for the use of 0.06 c.f.s. of water from Carberry Fork, a tributary of Applegate River, for irrigation of 5.0 acres in NE¼ SW¼, Section 27, Township 40 South, Range 4 West, W.M. in Jackson County, Oregon; that I have abandoned any and all interest in this portion of said water right and request the said portion of right be cancelled that is appurtenant to my property.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th
day of June, 1980.

Dr. Orville Thompson

Subscribed and sworn to before me this 19th day of
JUNE, 1980.

Barbara C. Giambastini
Notary Public of CALIFORNIA

My commission expires 7-20-82



TOWNSHIP 40 S. RANGE 4 W. W. M.

SECTION 27

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
				11'												Decree, Vol 4 Page 34		16483
																Decree, Vol 4 Page 34		16483
																Superseded by		
																Cert. No. 2402		2055
																3038	E186	45286
																21212	16669	CANCELLED
																Decree, Vol. 4 Page 35		16489
																50155	37678	
																51329	42541	
																52568	39656	CANCELED
																54125	40517	
																54326	40729	
																55154	41398	
																55588	42377	

Cancel 10² ACPond
11/16

Mining

? - Mining - ?

Dom.
235⁰17⁰

Dom.

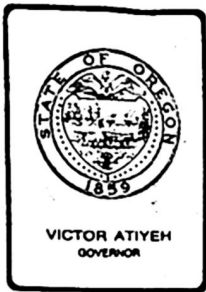
2

Dom.

L&G

Dom.

L&G



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

October 7, 1980

Jay W. and Janice A. Cooper
5253 Carberry Creek Road
Jacksonville, OR 97530

Dear Mr. and Mrs. Cooper:

REFERENCE: File number 3038

Enclosed is a copy of the Water Resources Director's order entered September 29, 1980, canceling a part of the water right evidenced by the certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, as authorized by your affidavit.

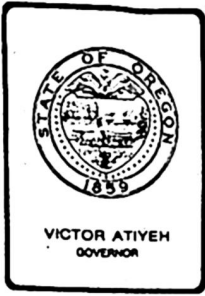
Our records have been changed and the part of the water right evidenced by the certificate will be of no further force or effect.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wpc
cc: David C. Hendrix, Watermaster
Enclosure
0426A
2536A

COPY



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

October 7, 1980

Dr. Orville Thompson
23402 South Corral Hollow Road
Tracy, CA 95376

Dear Dr. Thompson:

REFERENCE: File number 3038

Enclosed is a copy of the Water Resources Director's order entered September 29, 1980, canceling a part of the water right evidenced by the certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, as authorized by your affidavit.

Our records have been changed and the part of the water right evidenced by the certificate will be of no further force or effect.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wp
cc: David C. Hendrix, Watermaster
Enclosure
0426A
2536A

COPY



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

October 7, 1980

Glenna Webler
Rt 1, Box 158B
Myrtle Creek, OR 97457

Dear Ms. Webler:

REFERENCE: File number 3038

Enclosed is a copy of the Water Resources Director's order entered September 29, 1980, canceling a part of the water right evidenced by the certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, as authorized by your affidavit.

Our records have been changed and the part of the water right evidenced by the certificate will be of no further force or effect.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wpc
cc: David C. Hendrix, Watermaster
Enclosure
0426A
2536A

COPY

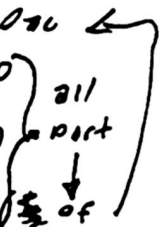
WATER RESOURCES DEPARTMENT
WORD PROCESSING CENTER

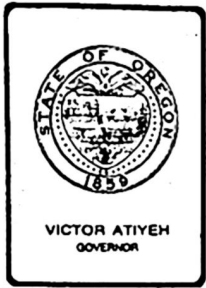
ROUTE SLIP

To: Sam Allison

From: WPC

Date: 9.16.80

Webster	0.12 cfs	10.0 cu	 all part ↓ of
Cooper	0.06	5.0	
Wang	0.06	5.0	
Thompson	0.06	5.0	



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

October 7, 1980

Charles and Lily Wang
405 River Street NE
Salem, OR 97303

Dear Mr. and Mrs. Wang:

REFERENCE: File number 3038

Enclosed is a copy of the Water Resources Director's order entered September 29, 1980, canceling a part of the water right evidenced by the certificate recorded at page 45286, Volume 37, State Record of Water Right Certificates, as authorized by your affidavit.

Our records have been changed and the part of the water right evidenced by the certificate will be of no further force or effect.

Sincerely,

SAMUEL R. ALLISON
Supervisor
Transfer Section

SRA:wpc
cc: David C. Hendrix, Watermaster
Enclosure
0426A
2536A

COPY

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE PARTIAL
CANCELATION OF WATER RIGHT IN
THE NAME OF RALPH C. AND FLORENCE
M. MOORE AND FRED W. AND DOROTHY
LEE BLACK

O R D E R

On October 22, 1973, Ralph C. and Florence M. Moore submitted an affidavit that they are the owners of a water right and the lands to which the right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

The water right in question is part of that evidenced by certificate recorded at Page 2402, Volume 3, State Record of Water Right Certificates, and is for the appropriation of not to exceed .025 cubic foot per second of water from Carberry Fork, with a priority date of June 24, 1913, for irrigation of 2.0 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M.

On October 22, 1973, Fred W. and Dorothy Lee Black submitted an affidavit that they are the owners of a water right and the lands to which the right is appurtenant; that they have abandoned any and all interest in and to said water right and request the same be canceled.

The water right in question is part of that evidenced by certificate recorded at Page 2402, Volume 3, State Record of Water Right Certificates, and is for the appropriation of not to exceed .035 cubic foot per second of water from Carberry Fork, with a priority date of June 24, 1913, for the irrigation of 3.0 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M.

That part of the water right evidenced by said certificate for the appropriation of not to exceed 0.26 cubic foot per second of water from Carberry Fork, for the irrigation of 20.0 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M., is not in question in this proceeding.

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

NOW, THEREFORE, it hereby is ORDERED that the water right for the use of .06 cubic foot per second of water from Carberry Fork, with a priority date of June 24, 1913, for the irrigation of 5.0 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M., is canceled.

It is FURTHER ORDERED that the certificate of water right recorded at Page 2402, Volume 3, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued to Miles Agee and George Kohlhagen covering that part of the water right not in question for the appropriation of not to exceed 0.26 cubic foot per second of water from Carberry Fork, with a priority date of June 24, 1913, for irrigation of 20.0 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Township 40 South, Range 4 West, W.M.

Dated at Salem, Oregon, this 16th day of May, 1974.

/s/ CHRIS L. WHEELER
State Engineer

March 14, 1975

Mr. and Mrs. Fred W. Black
11432 Campus Street
Loma Linda, California 92354

Dear Mr. and Mrs. Black:

Enclosed is copy of an order entered May 16, 1974, canceling a part of certificate recorded at page 2402, Volume 3, State Record of Water Right Certificates, as requested in your affidavit.

Our records have been changed and this part of the right will be of no force or effect.

Very truly yours,

Trevor Jones
Assistant

TJ:whh
Enc: Order

March 14, 1975

Mr. and Mrs. Ralph C. Moore
P. O. Box 211
Loma Linda, California 92354

Dear Mr. and Mrs. Moore:

Enclosed is copy of an order entered May 16, 1974, canceling a part of certificate recorded at page 2402, Volume 3, State Record of Water Right Certificates, as requested in your affidavit.

Our records have been changed and this part of the right will be of no force or effect.

Very truly yours,

Trevor Jones
Assistant

TJ:whh
Enc: Order

51329
3038

March 27, 1974

Fred W. Black and Ralph C. Moore
11432 Campus St.
Loma Linca, CA 92354

Gentlemen:

This will acknowledge return of your application numbered 51329 and map along with the recording fee of \$1.50 for which our receipt numbered 39003 is enclosed.

Your application is now in satisfactory form for approval by the issuance of a permit.

Very truly yours,

WAYNE J. OVERCASH
Assistant

WJO:mm

cc: Dave Hendrix, Watermaster, Dist. 13
encl

February 26, 1974

51329
3038

David C. Hendrix
Watermaster, District #13
Jackson County Courthouse
Medford, OR 97501

Dear Mr. Hendrix:

This will acknowledge the application you submitted for Fred W. Black and/or Ralph C. Moore for a permit to appropriate 0.06 cubic foot of water per second from a spring with any deficiency in supply at the spring to be made up by diversion of water from Carberry Creek for the irrigation of 5.0 acres. The map prepared on tracing paper, the copies of three legal descriptions, spring description sheet, and fees of \$25.00 were also received. Our receipt No. 37102 is enclosed. The application has been filed and numbered 51329.

This will also acknowledge the two affidavits, one in the names of Fred W. and Dorothy Lee Black and the other in the names of Ralph C. and Florence M. Moore, which authorize the cancellation for portions of the right evidenced by the certificate of water right recorded at page 402 State Record of Water Right Certificates. Since a portion of the right is to be canceled, we will need an additional recording fee of \$1.50 to cover the cost of recording in the county records, the new certificate to be issued covering the balance of the right not involved in cancellations.

Will you please review the dimensions of the property as illustrated on the supporting map. According to the legal description submitted, the distance from the south line of the properties to the north line of the properties would be 330 feet. However, the map shows a distance of about 280 feet.

I am returning the application and map to you for correction and completion. The application is endorsed so that in order to retain its

David C. Hendrix
Page 2
February 26, 1974

priority date, it must be received in this office on or before
April 26, 1974.

Very truly yours,

WAYNE J. OVERCASH
Assistant

WJO:mjf
Enclosures

cc: Fred W. Black & Ralph C. Moore

April 2, 1918.

Miles Agee & Geo. Kohlhausen

Applegate, Oregon.

Gentlemen:

Proof of appropriation of water under Enlargement Permit No. 186, together with \$1.00 recording fee, has been received and filed in this office.

This proof appears to be in proper form and will be presented to the Board at its next meeting for approval and issuance of final water right certificate.

Yours very truly,

R. W. Potter,
Secretary.

GB.

January 11, 1918.

Mr. Miles Agee,
Applegate, Oregon.

Permit No. E 186.

Dear Sir:

I enclose blank for proof of appropriation of water under permit No. E 186, which you will please fill out and return to this office together with \$1.00 to cover recording fee, upon receipt of which the matter will be presented to the State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

John H. Lewis,

RS.
Enc.

President State Water Board.

November 20, 1917.

Mr. Miles Agee

Applegate, Oregon.

Dear Sir:-

Blank for proof of appropriation of water under
Enlargement permit No. 186 in the name of Agee & Kophlhagen,
will be mailed you in the near future.

Yours very truly,

GB.

Secretary.

Affiliate Ore Nov 12 1917

State Water Board

Salmon Ore

Dear Sirs:

Received your letter in regard to water right for 30 acres from the Garberry Fork of the Affiliate River. We finished the work in 1915 but overlooked filing notice with you. That the work was done.

Yours Respect

Agree & Kohlberg

By W. L. Agree

E. 186

OFFICE OF THE STATE WATER BOARD
F

NOV 19 1917

SALEM

OREGON

October 30, 1917.

Mr. Miles Agee,
Mr. George Hohlhagen,
Steamboat, Oregon.

Permit No. E 186.

Gentlemen:

I note from the records of this office that you have filed no notices of the progress of the work in perfecting your water right under permit No. E 186, which covers the appropriation of $3/8$ second foot of water from Carberry fork of Applegate River for the irrigation of 30 acres of land, although the time for the completion of this water right expired October 1, 1916. In view of the fact that no notices have been filed we presume you have abandoned this water right and if so, we would be glad to have you authorize the cancelation of the permit on the records of this office.

However, if the terms of the permit have been complied with, we will be glad to forward final proof blanks for execution upon receipt of the required notices.

We are endeavoring to bring our records up to date and would be glad to have you give this matter attention.

Very respectfully,

RS.

M. F. Mers, Secretary.

October 14, 1933.

Mr. Miles Agee,

Steensboat, Oregon.

Dear Sir:-

I am enclosing Application No. 3038, by yourself and George Kohlhagen, being Enlargement Permit No. 186, which has been approved and recorded in this office.

App. No. 3036

Sept. 8, 1913.

Mr. Rhea Luper,

Medford, Oreg.

Dear Sir:-

Inclosed find my official receipt for 50 cents, which amount was transmitted by your letter of the 4th inst., together with corrected application No. 3036. This application will be taken up as soon as same can be reached, and you will be further advised.

I note that you have taken up the matter of payment of Anhhur J. Sevey. I am glad to have an understanding of the matter, but if Mr. Sevey has changed his mind about it being a matter of accommodation, I believe it would be better to pay the bill, as it amounts to only a few dollars.

Very respectfully,

John H. Lewis,

State Engineer.

PAC-p

Encl.

3038

RECEIVED
JUL 10 1913
SALLA OREGON

Madison Ore
Sept 4 1913

Mr John H Lewis State Engineer
Salem Ore.

Dear Sir,

I have your letter
of Aug 28 regarding a claim
against the State by Arthur
J Sevey for steam hire.

I am taking the matter
up with Mr. Sevey and
believe that it will be
satisfactorily settled without
causing you further annoyance.

Mr Sevey did ~~not~~ haul
us around at several
different times - but it
was understood to be a
matter of accommodation
on his part and at that time
he did not ask or expect
pay.

You will find enclosed
application No. 3038 corrected

App. No. 3038

Aug. 8, 1913.

Mr. Rhea Luper,

Medford, Oreg.

Dear Sir:-

I am returning herewith application No. 3038, by

Agge & Kahlhagen. Only one of the applicants has signed the

application, and in view of the fact that it is a joint

application, I deem it advisable to have both signatures.

I find that there is still due, fees to the amount of 50

cents; the total fees being \$7.50, while only \$7.00 was

transmitted. In order to retain its original date of

priority, this application, complete, with fees, must be

received in this office on or before Sept. 8th.

Very respectfully,

Percy A. Cupper,

Acting State Engineer.

PC-p

2 Encls.

Applicat on No. 3038.

June 24, 1913.

Mr. Rhea Luper.

Medford, Oregon.

Dear Sir:

Enclosed please find my officila receipt for \$7.00 which amount was transmitted by your letter of the 27th inst., together with application for permit to appropriate water No. 3038, also one sketch map. This application will be examined as soon as same can be reached and if any corrections are required you will be notified, otherwise the permit will be forwarded to Mr. Agee.

Very respectfully,

Percy A. Cupper,

PAC/e

Acting State Engineer.



Running Hot and Cold Water, Steam Heat and
Private Phone in each Room. Elevator.

100 Rooms--40 with Private Bath.
Superb Cuisine

HOTEL MEDFORD 3038

EMIL MOHR, MANAGER

EUROPEAN PLAN. RATES \$1.00 UP.
MOST MODERN AND BEAUTIFUL HOTEL IN OREGON

Headquarters for Commercial Travelers and Tourists
20 Sample Rooms. Best in Oregon.

MEDFORD, OREGON,

June 22 1915

John H Lewis State Engineer
Salem Oregon

Dear Sir:

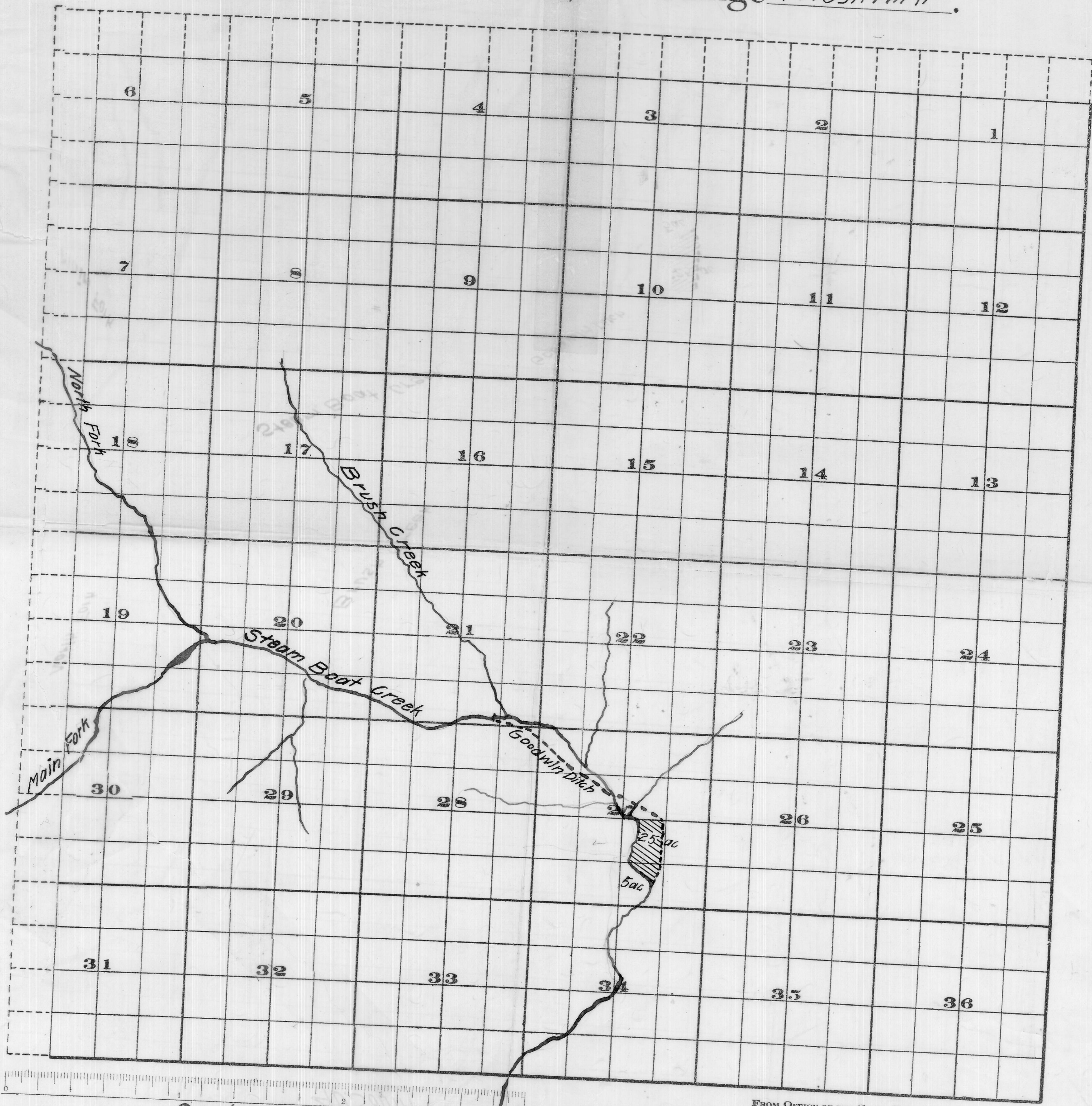
I herewith enclose
Enlargement application of
Miles Agee and - Kuhlhagen
together with a sketch
map showing the approximate
of the Goodwin ditch and
lands to be irrigated therefrom

I also enclose my personal
check for \$7⁰⁰ being \$3.00
examination fee and 4⁰⁰
filing and recording fee.

The permit should be
mailed to Miles Agee,
Stamboat, Oregon. - if this
application is approved

Township 40 South

Range 4 West W.M.



Scale of Feet.
I, Rhea Luper, do hereby certify that
this map was made by me and that it
shows the approximate location of the
Goodwin ditch and the lands irrigated
therefrom.

Rhea Luper

OFFICE OF STATE ENGINEER
RECEIVED
JUN 24 1913
SALEM, OREGON

Application No. 3038
Permit No. E186 3038