

Name G. H. Harrell  
 By \_\_\_\_\_  
 Address Route 2, Box 1415  
Roseburg, Oregon 97470  
 Date filed May 13, 1963  
 Priority May 13, 1963  
 Action suspended until OK  
 Returned to applicant \_\_\_\_\_  
 Date of approval July 18, 1963

**CONSTRUCTION**

Date for beginning July 18, 1964  
 Date for completion October 1, 1965  
 Extended to \_\_\_\_\_  
 Date for application of water October 1, 1966  
 Extended to \_\_\_\_\_

**PROSECUTION OF WORK**

Form "A" filed August 14, 1964  
 Form "B" filed August 14, 1964  
 Form "C" filed August 14, 1964

**FINAL PROOF**

Blank mailed AUGUST 29 1968  
 Proof received \_\_\_\_\_  
 Date certificate issued SEPTEMBER 20 1968

August 30, 1976  
MAY 24 1977  
JUL 29 1969

Application No. 38746  
 Permit No. 28837  
 Certificate No. 25200  
 Stream Index, Page No. 16-26B  
See T-3993 Δ POD

Cert-85607  
88034

new card 64851

cert 57553

6000 347058

43554 45995

44370

55438-49710

49000 56466

51279 53617

68318

88667

FEES PAID		
Date	Amount	Receipt No.
5-13-63	\$27.55	31919
9-19-68	\$1 Cert. Fee	11497

FEES REFUNDED		
Date	Amount	Check No.

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**REMARKS**

1.76 c.f.s. from North Umpqua River for the irrigation of 141.0 acres. (Subject to S.W.R.B. Policy Statement)

JUL 27 1969 CARD FOR 1

See T-4013 Δ POD  
See T-4026 Δ POD  
See T-4311 Δ POD  
See T-4168 Δ POD (7/11)  
T-5054 Δ POD  
T-5259 Δ POD  
T-5675 Δ POD  
T-5975 Δ POD  
T-6609 Δ POD  
T-6610 Δ POD  
T-6611 Δ POD  
T-6627 Δ POD

V. 77 P. 890

**OWNERSHIP UPDATE**



# Oregon

Tina Kotek, Governor

APP: S-38746

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

July 29, 2025

Nicholas And Melissa Wecks  
1870 Del Rio Rd  
Roseburg, OR 97471

REFERENCE: Transfer Application T-14147

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at [Joan.m.smith@water.oregon.gov](mailto:Joan.m.smith@water.oregon.gov).

Sincerely,

David V. Jones Jr  
Water Rights Services Support  
Transfers and Conservation Section

cc: Susan M. Douthit, Watermaster Dist. # 15 (via email)

Enclosure

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

In the Matter of Transfer Application                    )     FINAL ORDER APPROVING A CHANGE IN  
T-14147, Douglas County                                 )     POINT OF DIVERSION

**Authority**

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department’s procedures and criteria for evaluating transfer applications.

**Applicant**

NICHOLAS A. AND MELISSA WECKS  
1870 DEL RIO RD  
ROSEBURG, OR 97471

**Findings of Fact**

1. On January 17, 2023, Nicholas A. and Melissa Wecks, filed an application to change the point of diversion under Certificate 85607. The Department assigned the application number T-14147.
2. Notice of the application for transfer was published on January 24, 2023, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On July 1, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14147 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of July 31, 2024, for the applicants to respond. The applicants requested that the Department proceed with the issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

4. On June 9, 2025, the Department issued a Preliminary Determination proposing to approve Transfer T- 14147 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department’s weekly notice on June 10, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

5. The portion of the right to be transferred is as follows:

**Certificate:** 85607 in the name of G H HARRELL (perfected under Permit S-28837)  
**Use:** IRRIGATION OF 1.4 ACRE  
**Priority Date:** MAY 13, 1963  
**Rate:** 0.017 CUBIC FOOT PER SECOND  
**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that right to the use of water is limited to the period when the flow of the North Umpqua River is more than 525 cfs at its mouth.  
**Source:** NORTH UMPQUA RIVER, a tributary to the UMPQUA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	14	SW SE	45	POD 1 - 2550 FEET SOUTH AND 2620 FEET WEST FROM THE E1/4 CORNER OF SECTION 14

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
26 S	6 W	WM	14	SW SE		0.75
26 S	6 W	WM	23	NW NE	45	0.65
Total						1.4

6. Transfer Application T-14147 proposes to move the authorized point of diversion approximately 540 and 600 feet downstream to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	23	NW NE	45	POD 2- 435 FEET SOUTH AND 2600 FEET WEST FROM THE NE1/4 CORNER OF SECTION 23
26 S	6 W	WM	23	NW NE	45	POD 3- 475 FEET SOUTH AND 2525 FEET WEST FROM THE NE1/4 CORNER OF SECTION 23

7. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost share funds.

***Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and 690-380-2110(2)]***

8. Water has been used within the five-year period prior to submittal of Transfer Application T-14147 according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
9. A water delivery system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-14147.
10. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
11. The proposed points of diversion divert water from the same source of surface water as the authorized point of diversion, as required by OAR 690-380-2110(2).
12. The proposed change, as conditioned, would not result in enlargement of the right.
13. The proposed change, as conditioned, would not result in injury to other existing water right.
14. All other application requirements are met.

**Conclusions of Law**

The change in point of diversion proposed in Transfer Application T-14147 is consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

**Now, therefore it is ORDERED:**

1. The change in point of diversion proposed in Transfer Application T-14147 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 85607 and any related decree.
3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of diversion.
4. Water right Certificate 85607 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
5. The quantity of water diverted at the new points of diversion (POD 2 and POD 3) shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).
6. Water shall be acquired from the same source of surface water as the original point of diversion.

7. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each new point of diversion, with the exception that water rights issued to the Bureau of Reclamation, or an irrigation district (or similar entity) are not subject to this condition.
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
8. Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

9. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.
10. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on **JUL 29 2025**

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
IVAN GALL, DIRECTOR  
Oregon Water Resources Department

Mailing date: JUL 30 2025



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

# Certificate of Water Right Ownership Update

RECEIVED BY OWRD

## NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. *If for multiple rights, a separate form for each right will be required.*

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

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

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

### PROPERTY SELLER INFORMATION

Applicant(s): Quinten Kytola  
First Last  
 Mailing Address: 1828 Del Rio Rd  
Roseburg OR 97471  
City State Zip  
 Phone: 541 673-0075  
Home Work Other

### PROPERTY BUYER INFORMATION

Applicant(s): Regina Kooker  
First Last  
 Mailing Address: 1828 Del Rio Rd  
Roseburg OR 97471  
City State Zip  
 Phone: 541 580-2839  
Home Work Other

### PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Douglas Township: 26 S Range: 6 W Section: 23 A  
 Tax Lot Number(s): 800

Street address of water right property: 1828 Del Rio Rd Roseburg, OR

Water Right Information (attach copy of water right permit or certificate & final proof map):

Application #: 538746 Permit #: 528837 Certificate or Page #: 64851

Will all the lands associated with this water right be owned by the buyer?  Yes  No

Name of individual completing this form: Quinten Kytola Phone: 541 673-0075

Signature: [Signature] Date: 5/18/16

Please be sure to attach a copy of your property deed or legal description of the property.



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

### NOTICE

Each certificate enclosed confirms the water right established under the terms of a permit or transfer order issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The owner of the land is the owner of the water right. Oregon law does not allow the Director to reissue a certificate because of a change in the ownership.

The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion would be forfeited by the nonuse. However, land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. A water right may also be forfeited by any intentional act by the owner that would cause the water right to be unusable. For example, the land irrigated under the water right is made nonirrigable by covering it with pavement or buildings.

RECEIVED BY OWRD

MAY 24 2016

SALEM, OR

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

RECEIVED BY OWRD

THIS CERTIFICATE ISSUED TO

MAY 24 2016

THEODORE A. KYTOLA  
1828 DEL RIO ROAD  
ROSEBURG, OREGON 97470

SALEM, OR

confirms the right to use the waters of NORTH UMPQUA RIVER, a tributary of UMPQUA RIVER, for the purpose of IRRIGATING 1.4 ACRES.

This right was perfected under Permit 28837. The date of priority is MAY 13, 1963. This right is limited to 0.017 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 45, SECTION 23, T 26 S, R 6 W, W.M.; 600 FEET SOUTH AND 200 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 23.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

SW 1/4 SE 1/4 0.35 ACRE  
AS PROJECTED WITHIN DLC 45  
SECTION 14

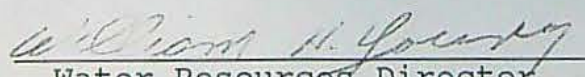
NW 1/4 NE 1/4 1.05 ACRES  
SECTION 23  
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered NOVEMBER 25, 1987, and together with certificate 57553, supersedes certificate 56199, State Record of Water Right Certificates.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date SEPTEMBER 28, 1990.

  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64851.

T-5975.VRG

5-38746

BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application ) FINAL ORDER APPROVING A  
T-6627, Douglas County ) CHANGE IN POINT OF DIVERSION

**Authority**

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

STUART MURDOCK  
2066 DEL RIO RD.  
ROSEBURG, OR 97471

**Findings of Fact**

**Background**

1. On October 23, 1991, Jerome C. and Jean E. Farman filed an application to change the point of diversion under Certificate 57553. The Department assigned the application number T-6627.
2. Certificate 57553 has been superseded by Certificate 84207.
3. On February 19, 1993, the Department received an amended transfer application and map identifying 1.28 acres for transfer.
4. The portion of the right to be transferred is as follows:

**Certificate:** 84207 in the name of G. H. HARRELL (perfected under Permit S-28837)

**Use:** IRRIGATION of 1.28 ACRES

**Priority Date:** MAY 13, 1963

**Rate:** 0.016 CUBIC FOOT PER SECOND (cfs)

**Limit/Duty:** ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre during the irrigation season of each year; provided further that right to the use of water is limited to the period when the flow of the North Umpqua River is more than 525 cfs at its mouth.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Source: NORTH UMPQUA RIVER, tributary to the UMPQUA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	14	SW SE	McKinney DLC 45	2550 FEET SOUTH AND 2620 FEET WEST FROM THE E1/4 CORNER OF SECTION 14

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
26 S	6 W	WM	14	SE SW	1.19
26 S	6 W	WM	23	NE NW	0.09

- Transfer Application T-6627 proposes to move the point of diversion approximately 400 feet downstream in the source to the following location:

**Proposed Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	23	NE NW	McKinney DLC 45	125 FEET SOUTH AND 3080 FEET WEST FROM THE NE CORNER OF SECTION 23

- Notice of the application for transfer was published pursuant to OAR 690-380-4000.
- WaterWatch filed a response to the notice requesting that prior to diverting water at the new location, the water user install and maintain fish screening devices to the specifications of the Oregon Department of Fish and Wildlife (ODFW).
- The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.
- On February 26, 2009, the Department mailed a copy of the *draft* Preliminary Determination proposing to approve Transfer Application T-6611 to the applicant. The cover letter that accompanied the *draft* Preliminary Determination set forth a deadline of March 26, 2009, for the applicant to respond. On March 11, 2009, the applicant requested that the Department proceed with issuance of a Preliminary Determination.
- On April 15, 2009, the Department issued a Preliminary Determination proposing to approve Transfer Application T-6627 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on April 21, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

*Transfer Review Criteria [OAR 690-380-4010(2)]*

11. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
12. A pump and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-6627.
13. The proposed change would not result in enlargement of the right.
14. The proposed change would not result in injury to other water rights.

**Conclusions of Law**

The change in point of diversion proposed in Transfer Application T-6627 is consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

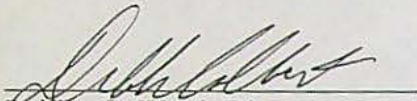
**Now, therefore, it is ORDERED:**

1. The change in point of diversion proposed in Transfer Application T-6627 is approved.
2. Certificate 84207 will be cancelled. A new certificate will be issued describing that portion of the right not affected by Transfer Applications T-6609, T-6610, T-6611 and T-6627.
3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 84207 and any related decree.
4. The quantity of water diverted at the new point of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
5. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the

Department prior to beginning construction and shall be installed under the general supervision of the Department.

7. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
8. When satisfactory proof of the completed change is received, a new certificate confirming the portion of the right transferred will be issued.

Dated at Salem, Oregon this 21<sup>ST</sup> day of May, 2009.

  
Philip C. Ward, Director *PCW*

Mailing date: JUN 01 2009

5-38746

BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application ) FINAL ORDER APPROVING A  
T-6611, Douglas County ) CHANGE IN POINT OF DIVERSION

**Authority**

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

DANIEL AND PENELOPE MCCUE  
1001 HULL RD.  
RUIDOSO, NM 88345

**Findings of Fact**

*Background*

1. On September 24, 1991, Louise G. Miller filed an application to change the point of diversion under Certificate 57553. The Department assigned the application number T-6611.
2. Certificate 57553 has been superseded by Certificate 84207.
3. On February 25, 1993, the Department received an amended transfer application and map identifying 1.06 acres for transfer.
4. On March 30, 2009, an assignment of Transfer Application T-6611 from N. L. Gilbert to Daniel and Penelope McCue was recorded in the records of the Department.
5. The portion of the right to be transferred is as follows:

**Certificate:** 84207 in the name of G. H. HARRELL (perfected under Permit S-28837)

**Use:** IRRIGATION of 1.06 ACRES

**Priority Date:** MAY 13, 1963

**Rate:** 0.013 CUBIC FOOT PER SECOND (cfs)

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Limit/Duty:** ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre during the irrigation season of each year; provided further that right to the use of water is limited to the period when the flow of the North Umpqua River is more than 525 cfs at its mouth.

**Source:** NORTH UMPQUA RIVER, tributary to the UMPQUA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	14	SW SE	McKinney DLC 45	2550 FEET SOUTH AND 2620 FEET WEST FROM THE E1/4 CORNER OF SECTION 14

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
26 S	6 W	WM	14	SE SW	45	1.04
26 S	6 W	WM	23	NE NW		0.02

- Transfer Application T-6611 proposes to move the authorized point of diversion approximately 500 feet downstream in the source to the following location:

**Proposed Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	23	NE NW	McKinney DLC 45	105 FEET SOUTH AND 3260 FEET WEST FROM THE NE CORNER OF SECTION 23

- Notice of the application for transfer was published on September 27, 1991, pursuant to OAR 690-380-4000.
- WaterWatch filed a response to the notice requesting that prior to diverting water at the new location, the water user install and maintain fish screening devices to the specifications of the Oregon Department of Fish and Wildlife (ODFW).
- The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.
- On February 26, 2009, the Department mailed a copy of the *draft* Preliminary Determination proposing to approve Transfer Application T-6611 to the applicant. The cover letter that accompanied the *draft* Preliminary Determination set forth a deadline of March 26, 2009, for the applicant to respond. On March 11, 2009, the applicant requested that the Department proceed with issuance of a Preliminary Determination.
- On April 15, 2009, the Department issued a Preliminary Determination proposing to approve Transfer Application T-6611 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on April 21, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

*Transfer Review Criteria [OAR 690-380-4010(2)]*

12. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
13. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-6611.
14. The proposed change would not result in enlargement of the right.
15. The proposed change would not result in injury to other water rights.

**Conclusions of Law**

The change in point of diversion proposed in Transfer Application T-6611 is consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

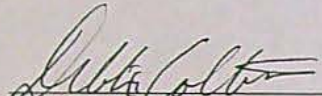
**Now, therefore, it is ORDERED:**

1. The change in point of diversion proposed in Transfer Application T-6611 is approved.
2. Certificate 84207 will be cancelled. A new certificate will be issued describing that portion of the right not affected by Transfer Applications T-6609, T-6610, T-6611 and T-6627.
3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 84207 and any related decree.
4. The quantity of water diverted at the new point of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
5. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.
6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the

Department prior to beginning construction and shall be installed under the general supervision of the Department.

7. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
8. When satisfactory proof of the completed change is received, a new certificate confirming the portion of the right transferred will be issued.

Dated at Salem, Oregon this 21<sup>ST</sup> day of May, 2009.

  
Phillip C. Ward, Director *pc*

*Mailing Date* JUN 01 2009

S-38746

BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application )  
T-6610, Douglas County ) FINAL ORDER APPROVING A  
CHANGE IN POINT OF DIVERSION

**Authority**

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

RODNEY W. BURFORD  
4111 WILLAMETTE AVE.  
SAN DIEGO, CA 92117

**Findings of Fact**

**Background**

1. On September 24, 1991, Dale Hall an application to change the point of diversion under Certificate 57553. The Department assigned the application number T-6610.
2. Certificate 57553 has been superseded by Certificate 84207.
3. On August 22, 1996, an assignment of Transfer Application T-6610 from Dale Hall to S & S Builders, Inc., was recorded in the records of the Department.
4. On October 10, 2001, an assignment of Transfer Application T-6610 from S & S Builders, Inc., to Sharpe Loving Trust, Julia Davis, Trustee, was recorded in the records of the Department.
5. On June 6, 2003, an assignment of Transfer Application T-6610 from Sharpe Loving Trust, Julia S. Davis, Trustee, to Rodney Burford was recorded in the records of the Department.
6. On February 25, 1993, and July 24, 1996, the Department received amendments to the transfer application and map. There is a total of 1.26 acres identified for transfer.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

7. On October 29, 2008, the Department received an amendment to the application that better describes the location of the proposed point of diversion.

8. The portion of the right to be transferred is as follows:

**Certificate:** 84207 in the name of G. H. HARRELL (perfected under Permit S-28837)

**Use:** IRRIGATION of 1.26 ACRES

**Priority Date:** MAY 13, 1963

**Rate:** 0.016 CUBIC FOOT PER SECOND (cfs)

**Limit/Duty:** ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre during the irrigation season of each year; provided further that right to the use of water is limited to the period when the flow of the North Umpqua River is more than 525 cfs at its mouth.

**Source:** NORTH UMPQUA RIVER, tributary to the UMPQUA RIVER

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	14	SW SE	McKinney DLC 45	2550 FEET SOUTH AND 2620 FEET WEST FROM THE E1/4 CORNER OF SECTION 14

**Authorized Place of Use:**

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
26 S	6 W	WM	14	SE SW	45	1.15
26 S	6 W	WM	23	NE NW		0.11

9. Transfer Application T-6610 proposes to move the authorized point of diversion approximately 500 feet downstream in the source to the following location:

**Proposed Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	6 W	WM	23	NE NW	132 FEET SOUTH AND 2980 FEET WEST FROM THE NE CORNER OF SECTION 23

10. Notice of the application for transfer was published pursuant to OAR 690-380-4000.

11. WaterWatch filed a response to the notice requesting that prior to diverting water at the new location, the water user install and maintain fish screening devices to the specifications of the Oregon Department of Fish and Wildlife (ODFW).

12. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.

13. On February 26, 2009, the Department mailed a copy of the *draft* Preliminary Determination proposing to approve Transfer Application T-6610 to the applicant. The cover

letter that accompanied the *draft* Preliminary Determination set forth a deadline of March 26, 2009, for the applicant to respond. The applicant did not respond by the deadline.

14. On April 15, 2009, the Department issued a Preliminary Determination proposing to approve Transfer Application T-6610 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on April 21, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

***Transfer Review Criteria [OAR 690-380-4010(2)]***

15. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
16. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right were present within the five-year period prior to submittal of Transfer Application T-6610.
17. The proposed change would not result in enlargement of the right.
18. The proposed change would not result in injury to other water rights.

**Conclusions of Law**

The change in point of diversion proposed in Transfer Application T-6610 is consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

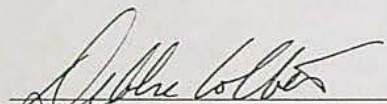
**Now, therefore, it is ORDERED:**

1. The change in point of diversion proposed in Transfer Application T-6610 is approved.
2. Certificate 84207 will be cancelled. A new certificate will be issued describing that portion of the right not affected by Transfer Applications T-6609, T-6610, T-6611 and T-6627.
3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 84207 and any related decree.
4. The quantity of water diverted at the new point of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
5. Prior to diverting water, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device

meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

6. When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
7. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
8. When satisfactory proof of the completed change is received, a new certificate confirming the portion of the right transferred will be issued.

Dated at Salem, Oregon this 21<sup>ST</sup> day of May, 2009.

  
Phillip C. Ward, Director *PCW*

Mailing date: JUN 01 2009

S-38746

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVID & JANE BIRCHARD  
2126 DEL RIO RD  
ROSEBURG OR 97471

confirms the right to use the waters of NORTH UMPQUA RIVER, tributary to UMPQUA RIVER for IRRIGATION of 1.29 ACRES.

This right was perfected under Permit S-28837. The date of priority is MAY 13, 1963. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.016 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	23	NE NW	45	110 FEET SOUTH AND 3185 FEET WEST FROM NE CORNER, SECTION 23

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. Provided further that right to the use of the water is limited to the period when the flow of the North Umpqua River is more than 525 cfs at its month.

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

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
26 S	6 W	WM	14	SE SW	45	1.25
26 S	6 W	WM	23	NE NW	45	0.04

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	14	SW SE	45	2550 FEET SOUTH AND 2620 FEET WEST FROM THE E1/4 CORNER, SECTION 14

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion

**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

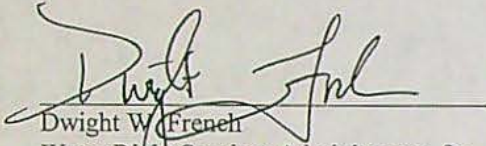
consistent with ODFW's operational and maintenance standards.

When required by the Department the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered June 19, 2009, at Special Order Volume 78, Page 172, approving Transfer Application 6609, and together with Certificate 85607 and Certificates confirming Transfer Applications T-6610, T-6611 and T-6627, supercedes Certificate 84207, State record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued DEC 31 2013

  
Dwight W. French  
Water Right Services Administrator, for  
Phillip C. Ward, Director

S- 38746

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RODNEY W. BURFORD  
4111 WILLAMETTE AVE  
SAN DIEGO CA 92117

confirms the right to use the waters of NORTH UMPQUA RIVER, tributary to UMPQUA RIVER for IRRIGATION of 1.26 ACRES.

This right was perfected under Permit S-28837. The date of priority is MAY 13, 1963. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.016 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	6 W	WM	23	NE NW	132 FEET SOUTH AND 2980 FEET WEST FROM NE CORNER, SECTION 23

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that right to the use of water is limited to the period when flow of the North Umpqua River is more than 525 cfs at its mouth.

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

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
26 S	6 W	WM	14	SE SW	45	1.15
26 S	6 W	WM	23	NE NW		0.11

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
26 S	6 W	WM	14	SW SE	45	2550 FEET SOUTH AND 2620 FEET WEST FROM E1/4 CORNER, SECTION 14

**NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.


The water user shall maintain a fish screen or fish by-pass device, as appropriate, at the point of diversion.

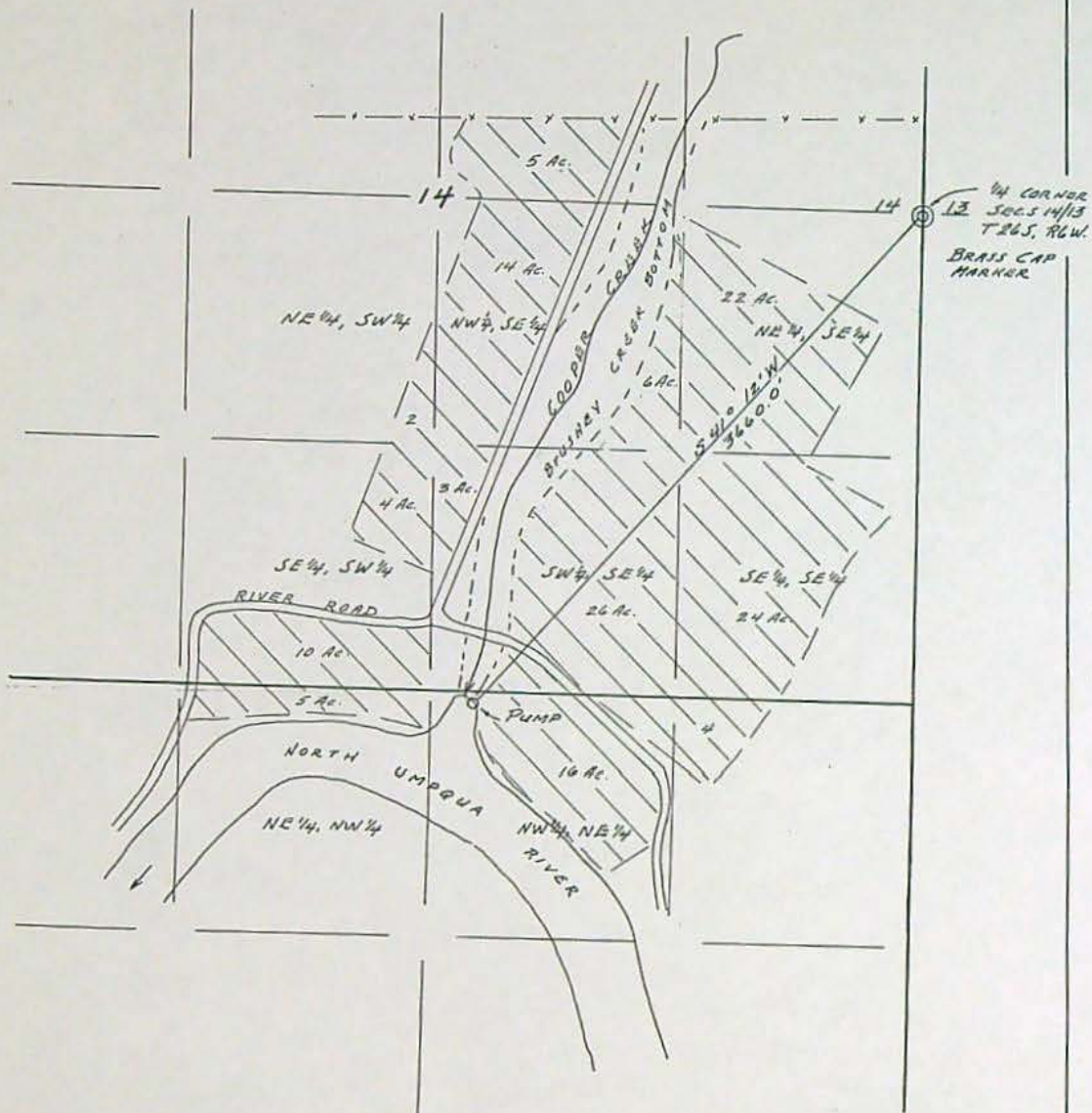
When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered May 21, 2009, at Special Order Volume 77, Page 890, approving Transfer Application T-6610, and together with Certificate 85607 and Certificates confirming Transfer Applications T-6609, T-6611 and T-6627, supercedes Certificate 84207, State record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued           MAY 03 2013          .

  
Dwight W. French  
Water Right Services Administrator, for  
Phillip C. Ward, Director



— 23 —

RECEIVED  
MAY 13 1963  
STATE ENGINEER  
SALEM, OREGON



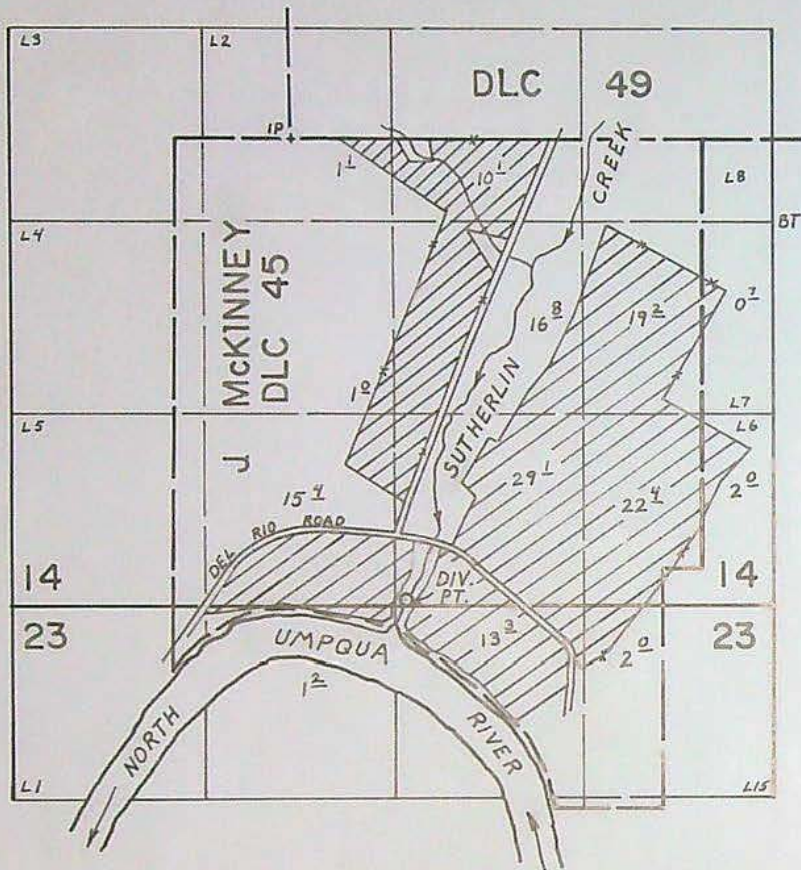
Application No. 38746  
Permit No. 28837

MAP FOR WATER RIGHT APPLICATION  
PORTABLE PIPE SPRINKLER SYSTEM  
G.H. HARRELL PROPERTY  
IN SEC.S 14 & 23, T26 S, R6 W, W.M.  
DOUGLAS COUNTY, OREGON

ENGINEER - W. S. BARNES

APRIL 1963  
SCALE 1"=660'

T.26S., R.6W., W.M.



DIV. PT. LOCATED 40' N. & 2700' E. FROM S.W. CORNER SEC. 14

SCALE: 4" = 1 mile

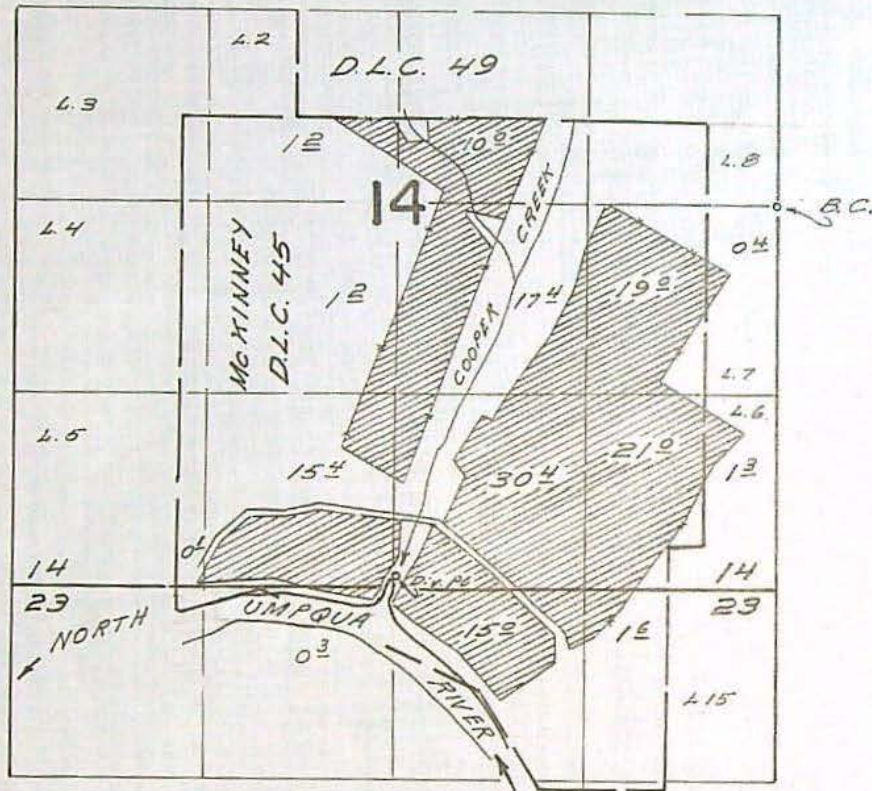
### FINAL PROOF SURVEY UNDER

Application No. 38746.. Permit No. 28837.....  
IN NAME OF

.....G.H. HARRELL.....

Surveyed JULY 12 1967., by W. RUPPERT.....

# T. 26 S. R. 6 W. W. M



Diversion point located 2550 S.E. & 2620 N.W. from E. 1/4 Cor. Sec. 14.

## FINAL PROOF SURVEY UNDER

Application No. 38746 Permit No. 28837  
IN NAME OF

G. H. Harrell

Surveyed July 12, 1967, by W. d. Ruppert

**Dave Williams**

---

**From:** Dave Williams [Dave.S.Williams@wrd.state.or.us]  
**Sent:** Tuesday, December 19, 2006 2:32 PM  
**To:** Vern Church  
**Subject:** Del Rio Road Transfer Question

RECEIVED  
DEC 20 2006

The .90 acre which was cancelled is on Tax Lot 1800, T26S – R6W – Section 14D. I am sending you the tax lot map showing the subject parcel and Clearview Drive. I am also enclosing an assessor's print out for tax lot 1800 and a new water right filing by the Woodman's for the parcel in question. Hope this helps. DsW.

\* - - Property Data Selection Menu - -

Prop ID : R49650 (7385.34) Owner: WOODMAN, JOHN W & SUZANNE  
 Map Tax Lot: 26-06W-14D-01800 (25111) 1880 WILBUR RD  
 Legal : ACRES 5.04, (1) PT M&B INST ROSEBURG, OR 97470  
 72-15140 (2) (UNREC DEL RIO RANCH\*)

Situs : 1880 WILBUR RD Year Built : 1979  
 ROSEBURG, OR 97470 Living Area: 1504

Name(s) :  
 Code Area : 00424

Sale Info :		2006 Roll Values	
Deed Type :		RMV Land	\$ 132,320 (+)
Instrument:		RMV Improvements	\$ 169,384 (+)
2006 Tax Status * No Taxes Due *		RMV Total	\$ 301,704 (=)
Current Levied Taxes :	2,008.55	Total Exemptions	\$ 0
Special Assessments :		M5 Net Value	\$ 301,704
2007-08 SB125 Taxes :		M50 Assd Value	\$ 191,349

(AD) Alt Disp	(Y) primary	(SE) condary	(L) and/Impr
(O)wnership	(H)istory	(W) Spec Assmt	(.) More

Enter Option from Above or <RET> to Exit: \_\_



## STATE OF OREGON

County of DOUGLAS

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 66331 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to John W. Woodman and/or Suzanne Woodman of 1880 Wilbur Road, Roseburg, Oregon 97470, phone 672-9546 for the use of the waters of Sutherlin Creek, a tributary of North Umpqua River, for the PURPOSE of irrigation and stock water, being 0.064 cubic foot per second of water for irrigation and 0.005 cfs for stock

that the PRIORITY OF THE RIGHT dates from September 19, 1983

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.069 cfs

The POINT OF DIVERSION is to be LOCATED: 20 feet North and 1340 feet West from the E 1/4 Corner of Section 14, being within the SW 1/4 NE 1/4 of Section 14, Township 26 South, Range 6 West, WM, in the County of Douglas.

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

Township 26 South, Range 6 West, WM	Section 14	SW 1/4	NE 1/4	1.4 acres
		SE 1/4	NE 1/4	1.2 acres and Stock water
		NW 1/4	SE 1/4	0.4 acre
		NE 1/4	SE 1/4	2.1 acres

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands shall be limited to  $\frac{1}{80}$  of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before January 30, 1985, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1985.

Complete application of the water to the proposed use shall be made on or before October 1, 1986.

Witness my hand this 30th day of January, 1984.

/s/ WILLIAM H. YOUNG

WATER RESOURCES DIRECTOR

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

APPLICATION 66331

PERMIT

48101

Application No.

66331

JOHN W. WOODMAN

Permit No.

48101

T. 26S. R. 6W. W.M.

Scale: 1" = 200'

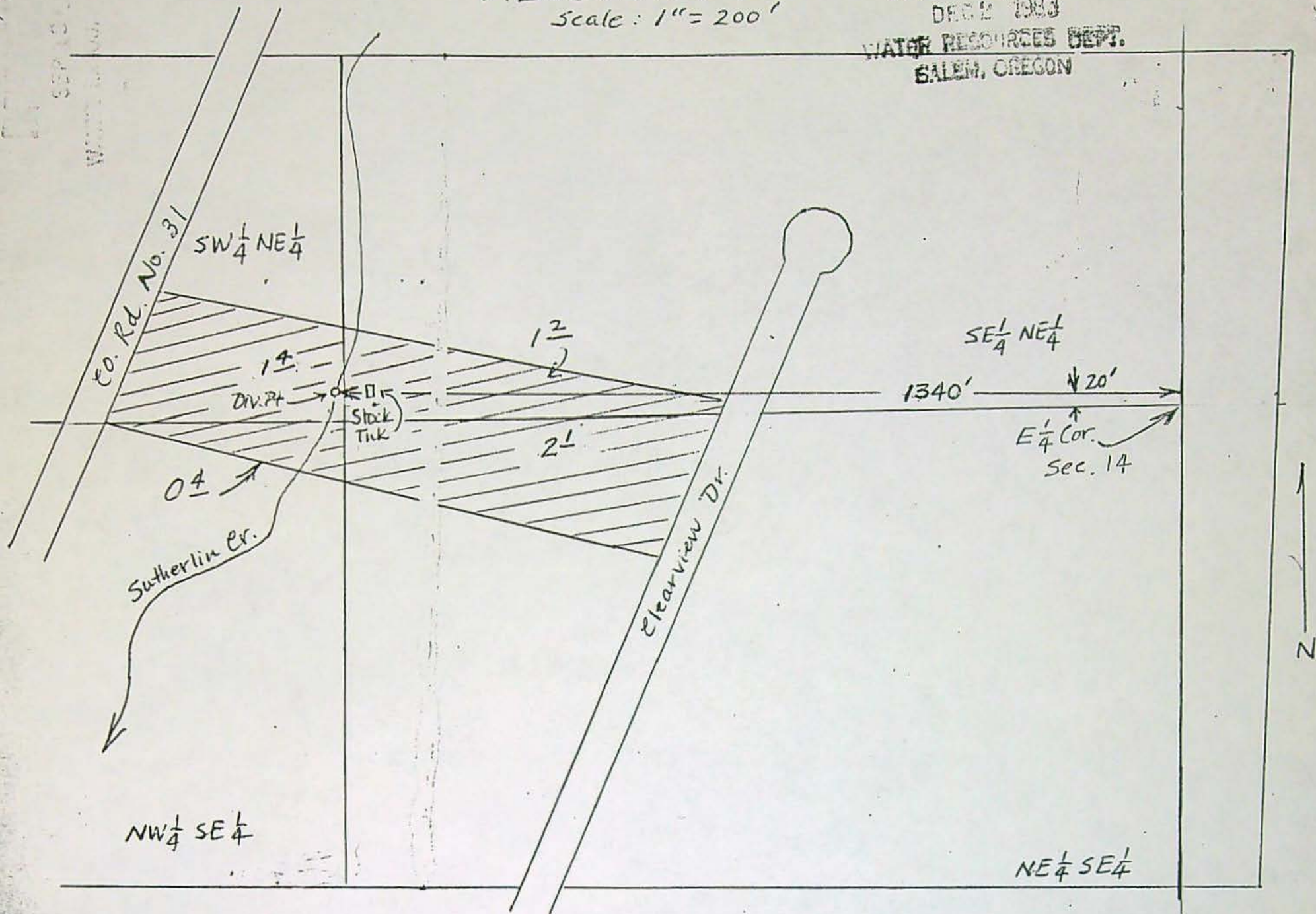
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DEC 12 1983

WATER RESOURCES DEPT.

SALEM, OREGON

48101



RECEIVED  
JUL 9 1984  
WATER RESOURCES DEPT  
SALEM, OREGON

AFFIDAVIT

STATE OF OREGON     )  
                              ) ss.  
COUNTY OF DOUGLAS )

We, Garry F. and Sandra K. Swanson, being first duly sworn, depose and say that we are the legal owners of the lands as described in the attached legal description and the water right appurtenant thereto, being 0.90 acre of Certificate No. 51279 within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 14, Township 26 South, Range 6 West, W.M. We have no interest in and to said right and request that it be cancelled.

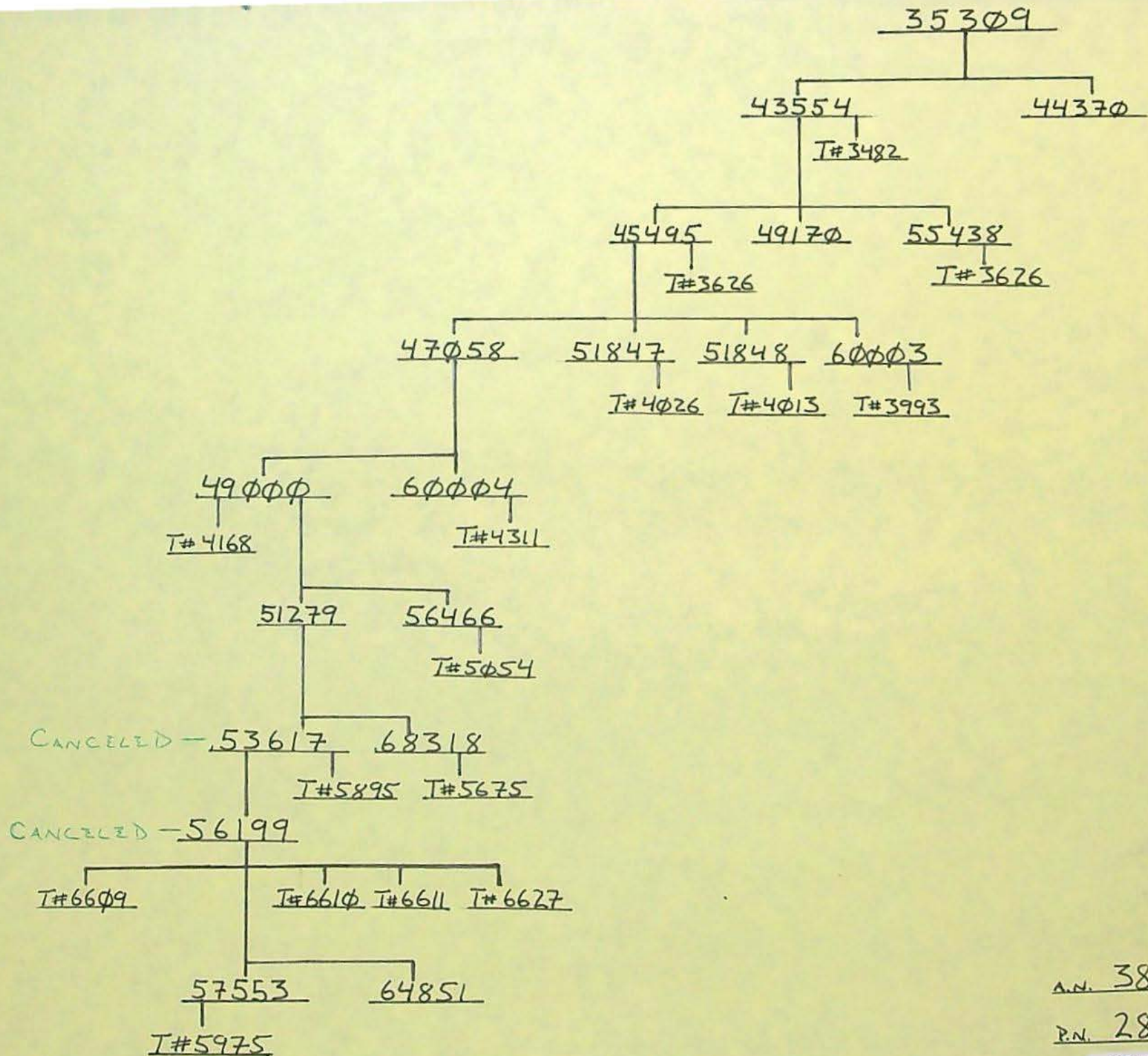
IN WITNESS WHEREOF, we have hereunto set our hands this 6<sup>th</sup> day of July, 1984.

Garry F. Swanson  
Sandra Swanson

Subscribed and sworn to before me this 6<sup>th</sup> day of July 1984.

Gary L Ball  
Notary Public for Oregon  
My Commission expires 8/20/86





A.N. 38746

P.N. 28837

UNIGROUP  
01 APR. 96

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that G. H. HARRELL, of ROUTE 2, BOX 1415, ROSEBURG, OREGON 97470, has a right to the use of the waters of NORTH UMPQUA RIVER, TRIBUTARY OF UMPQUA RIVER, for the purpose of IRRIGATING 112.74 ACRES.

The right has been perfected under Permit 28837. The date of priority is MAY 13, 1963. The right is limited to not more than 1.408 CUBIC FEET PER SECOND or its equivalent, in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW1/4 SE1/4, AS PROJECTED WITHIN MCKINNEY DLC 45, SECTION 14, TOWNSHIP 26 SOUTH, RANGE 6 WEST, WM; 2550 FEET SOUTH & 2620 FEET WEST FROM THE E1/4 CORNER SECTION 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that right to the use of water is limited to the period when the flow of the North Umpqua River is more than 525 cfs at its mouth.

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

SEE NEXT PAGE

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

BR

T-597

SW 1/4	NE 1/4	10.0	ACRES
SE 1/4	NW 1/4	1.2	ACRES
NE 1/4	SW 1/4	1.2	ACRES
SW 1/4	SW 1/4	0.1	ACRE
SE 1/4	SW 1/4	10.31	ACRES
AS PROJECTED WITHIN DLC 45			

LOT 7 (NE 1/4	SE 1/4)	0.4	ACRE
NE 1/4	SE 1/4	19.0	ACRES
NW 1/4	SE 1/4	17.4	ACRES
SW 1/4	SE 1/4	28.14	ACRES
SE 1/4	SE 1/4	20.20	ACRES
LOT 6 (SE 1/4	SE 1/4)	1.3	ACRES

27.99

0.15

SECTION 14  
AS PROJECTED WITHIN DLC 45  
NW 1/4 NE 1/4 3.49 ACRES  
SECTION 23

1.99

1.55

TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

111.04 acres

1.70 acres

1,309 cfs

0.028 cfs

~~617485~~

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by certificate 56199, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered NOVEMBER 25, 1987, approving transfer application 5975.

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

The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 18, 1988.

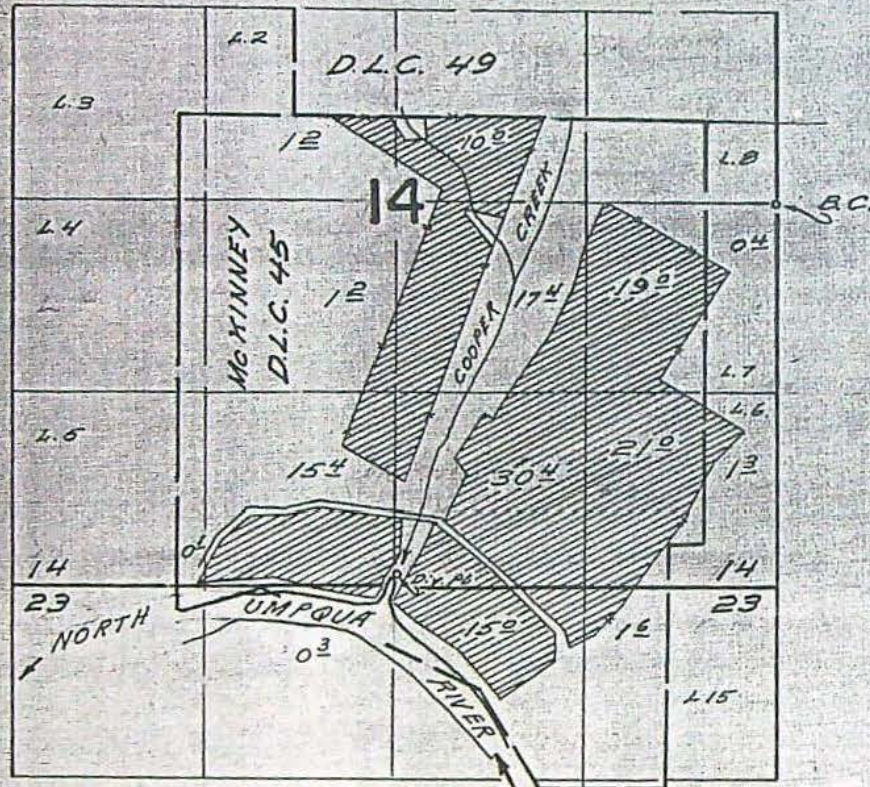
/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57553

T-5975

T 7683

T. 26 S. R. 6 W. W. M



Division point located 2550 S.E.S. & 2620 S.W. from  
E. 1/4 Cor Sec 14.

**FINAL PROOF SURVEY**  
UNDER

Application No. 38746 Permit No. 28837  
IN NAME OF

G.H. Harrell

Surveyed July 12, 1967, by W. d. Ruppert

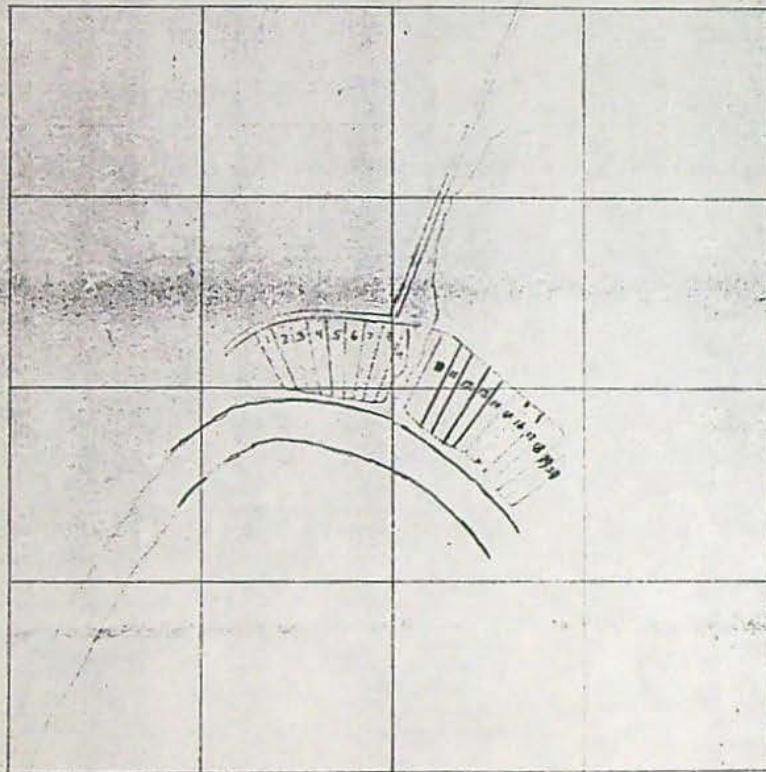
Original

28837

RECEIVED

JUN 10 1992

WATER RESOURCES DEPT.  
SALEM, OREGON



Del Rio Ranch Estates Plot  
Updated 7/84

4" = 1 mile

## FINAL PROOF SURVEY UNDER

Application No. .... Permit No. ....  
IN NAME OF

.....  
Surveyed ..... 19....., by .....

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF G.H. HARRELL )  
-----

ORDER

On July 9, 1984, Garry F. and Sandra K. Swanson submitted an affidavit that they are the owners of a certain water right and the lands to which the water 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 a portion of the right described by the certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, in the name of G.H. Harrell, and is for the use of not to exceed 0.011 cubic foot per second of water from North Umpqua River, with a date of priority of May 13, 1963, for irrigation of 0.90 acre in SE 1/4 SW 1/4, Section 14, Township 26 South, Range 6 West, WM.

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 51279, Volume 46, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that a new certificate be issued to describe the balance of water right NOT involved in this proceeding, and not modified by provisions of orders of the Water Resources Director entered on July 20, 1983 and January 25, 1984.

Dated at Salem, Oregon, this 16th day of July, 1984.

*William H. Young*  
WILLIAM H. YOUNG<sup>5/26</sup>  
Director

0056/r  
3541C



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

This certificated water right is appurtenant to the specific plan of use where it was established and belongs to the legal owner of the land.

The right exists only for the amount of water needed for the specific use and place of use described in the water right documents.

To change the place of use, point of diversion, or type of use of the water, an application must be filed with the Water Resources Director for approval of the proposed change.

Any portion of this water right is forfeited if allowed to go unused for five or more consecutive years. Also, the right may be lost at any time by an intentional act by the owner that would make the right unusable.

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** G. H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 123.64 acres

under Permit No. 28837 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 May 13, 1963

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 1.543 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2,550 feet South and 2,620 feet West from E $\frac{1}{4}$  Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 cfs at its mouth,

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:

SEE NEXT PAGE

10.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
1.20 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45  
1.20 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
0.10 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
11.21 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
0.40 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.00 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
17.40 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
29.49 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
21.00 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
1.30 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14

1.60 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
9.74 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
Section 23

Township 26 South, Range 6 West, WM

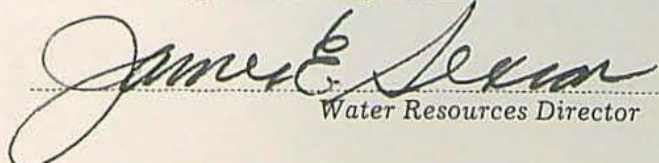
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 49000, Volume 42, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on September 15, 1982, approving Transfer Application 5054.

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

*The right to the use of the water for the 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. November 22, 1982*

  
Water Resources Director



## *Water Resources Department*

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

This certificated water right is appurtenant to the specific place of use where it was established and belongs to the legal owner of the land.

The right exists only for the amount of water needed for the specific use and place of use described in the water right document.

To change the place of use, point of diversion, or type of use of the water, an application must be filed with the Water Resources Director for approval of the proposed change.

Any portion of this water right is forfeited if allowed to go unused for five or more consecutive years. Also, the right may be lost at any time by an intentional act by the owner that would make the right unusable.

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** G.H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 115.34 acres

under Permit No. 28837 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 May 13, 1963

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 1.44 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 SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2550 feet South and 2620 feet West from the E 1/4 Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 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 North Umpqua River is 525 cfs at its mouth

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:

SEE NEXT PAGE

10.00 acres SW 1/4 NE 1/4 as projected within McKinney DLC 45  
1.20 acres SE 1/4 NW 1/4 as projected within McKinney DLC 45  
1.20 acres NE 1/4 SW 1/4 as projected within McKinney DLC 45  
0.10 acre SW 1/4 SW 1/4 as projected within McKinney DLC 45  
10.31 acres SE 1/4 SW 1/4 as projected within McKinney DLC 45  
0.40 acre Lot 7 (NE 1/4 SE 1/4)  
19.00 acres NE 1/4 SE 1/4 as projected within McKinney DLC 45  
17.40 acres NW 1/4 SE 1/4 as projected within McKinney DLC 45  
28.49 acres SW 1/4 SE 1/4 as projected within McKinney DLC 45  
20.20 acres SE 1/4 SE 1/4 as projected within McKinney DLC 45  
1.30 acres Lot 6 (SE 1/4 SE 1/4)

Section 14

5.74 acres NW 1/4 NE 1/4 as projected within McKinney DLC 45

Section 23

Township 26 South, Range 6 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered on July 20, 1983, approving Transfer Application 5259, on July 16, 1984, canceling a portion of the right, and on September 16, 1985, approving Transfer Application 5675.

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

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.*

*WITNESS the signature of the Water Resources Director, affixed*

*this date. December 31, 1985*

*William H. Young*  
Water Resources Director

STATE OF OREGON

COUNTY OF

DOUGLAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That G.H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 116.64 acres

115.74

under Permit No. 28837 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 May 13, 1963

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 1.456 cubic feet per second

1.945

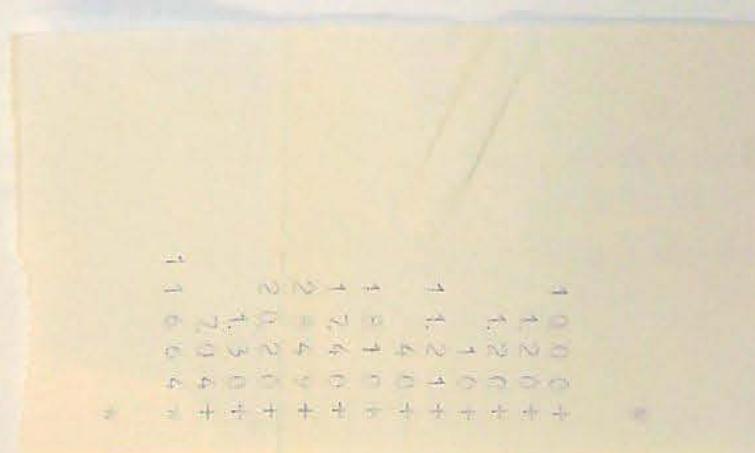
or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2550 feet South and 2620 feet West from E 1/4 Corner, Section 14

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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 North Umpqua River is 525 cfs at its mouth

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:

SEE NEXT PAGE



10.00 acres SW 1/4 NE 1/4 as projected within McKinney DLC 45  
 1.20 acres SE 1/4 NW 1/4 as projected within McKinney DLC 45  
 1.20 acres NE 1/4 SW 1/4 as projected within McKinney DLC 45  
 0.10 acre SW 1/4 SW 1/4 as projected within McKinney DLC 45  
 10.31 ~~11.21~~ acres SE 1/4 SW 1/4 as projected within McKinney DLC 45  
 0.40 acre Lot 7 (NE 1/4 SE 1/4)  
 18.10 acres NE 1/4 SE 1/4 as projected within McKinney DLC 45  
 17.40 acres NW 1/4 SE 1/4 as projected within McKinney DLC 45  
 28.49 acres SW 1/4 SE 1/4 as projected within McKinney DLC 45  
 20.20 acres SE 1/4 SE 1/4 as projected within McKinney DLC 45  
 1.30 acres Lot 6 (SE 1/4 SE 1/4)

Section 14

7.04 acres NW 1/4 NE 1/4 as projected within McKinney DLC 45

Section 23

Township 26 South, Range 6 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on July 20, 1983 approving Transfer Application 5259 and NOT canceled by the provisions of an order of the Water Resources Director entered on January 25, 1984, ~~but~~ on July 16, 1984.

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

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.*

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

.....  
 Water Resources Director

Recorded in State Record of Water Right Certificates, Volume \_\_\_\_\_, page \_\_\_\_\_

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** G.H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of ~~116.64~~ acres

115.74

under Permit No. 28837 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 May 13, 1963

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 ~~1.456~~ cubic feet per second

1.995

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, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2550 feet South and 2620 feet West from E 1/4 Corner, Section 14

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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 North Umpqua River is 525 cfs at its mouth

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:

SEE NEXT PAGE

10.00 acres SW 1/4 NE 1/4 as projected within McKinney DLC 45  
 1.20 acres SE 1/4 NW 1/4 as projected within McKinney DLC 45  
 1.20 acres NE 1/4 SW 1/4 as projected within McKinney DLC 45  
 0.10 acre SW 1/4 SW 1/4 as projected within McKinney DLC 45  
 10.31 ~~11.21~~ acres SE 1/4 SW 1/4 as projected within McKinney DLC 45  
 0.40 acre Lot 7 (NE 1/4 SE 1/4)  
 18.10 acres NE 1/4 SE 1/4 as projected within McKinney DLC 45  
 17.40 acres NW 1/4 SE 1/4 as projected within McKinney DLC 45  
 28.49 acres SW 1/4 SE 1/4 as projected within McKinney DLC 45  
 20.20 acres SE 1/4 SE 1/4 as projected within McKinney DLC 45  
 1.30 acres Lot 6 (SE 1/4 SE 1/4)  
 Section 14

7.04 acres NW 1/4 NE 1/4 as projected within McKinney DLC 45  
 Section 23  
 Township 26 South, Range 6 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on July 20, 1983 approving Transfer Application 5259 and NOT canceled by the provisions of ~~an order~~ of the Water Resources Director entered on January 25, 1984 *on July 16, 1984.*

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

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.*

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

.....  
 Water Resources Director

Recorded in State Record of Water Right Certificates, Volume \_\_\_\_\_, page \_\_\_\_\_

RECEIVED  
JUL 9 1979

79-16561

WARRANTY DEED

VOL 734 PAGE 95

KNOW ALL MEN BY THESE PRESENTS, That L. PETER KRIEG and CAROL KRIEG, husband and wife, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by GARRY F. SWANSON and SANDRA K. SWANSON, husband and wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Douglas and State of Oregon, described as follows, to-wit:  
Lot one (1), DEL RIO RANCH ESTATES, RIVER PLAT, Douglas County, Oregon.

- Subject to:
1. This property lies within the boundaries of the SUTHERLIN WATER CONTROL DISTRICT and is subject to the levies and assessments thereof.
  2. The rights of the public and governmental bodies in and to any portion of the above described property lying below the ordinary high water mark of the North Umpqua River.
  3. TRUST DEED, including the terms and provisions therein contained, executed by Lowell E. Krieg, as Grantor, to Donald A. Dole, as Trustee, and THE UMPQUA SAVINGS AND LOAN ASSOCIATION, as Beneficiary, dated August 29, 1977, recorded August 31, 1977, in Book 647, Page 798, records of Douglas County, Oregon, Recorder's No. 77-16634, given to secure the payment of the principal sum of \$51,900.00 together with interest thereon, which the grantee herein assumes and agrees to pay.

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except those set forth above and rights of way, building and use provisions, and easements of record,

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

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 91,000.00

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be applied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 11th day of October, 1979; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

*L. Peter Krieg*  
L. Peter Krieg  
*Carol Krieg*  
Carol Krieg

STATE OF OREGON, }  
County of Douglas }  
October 11, 1979

STATE OF OREGON, County of \_\_\_\_\_ }  
Personally appeared \_\_\_\_\_ }  
and \_\_\_\_\_ }  
who, being duly sworn, }  
each for himself and not one for the other, did say that the former is the }  
president and that the latter is the }  
secretary of \_\_\_\_\_ }  
a corporation, }  
and that the seal affixed to the foregoing instrument is the corporate seal }  
of said corporation and that said instrument was signed and sealed in the }  
presence of \_\_\_\_\_ }  
and \_\_\_\_\_ }  
and each of them acknowledged said instrument to be its voluntary act and deed. }  
Before me: }  
Notary Public for Oregon }  
My commission expires: \_\_\_\_\_ }

Personally appeared the above named  
Peter Krieg and Carol Krieg

HELEN L. HAMMOCK  
NOTARY PUBLIC - OREGON  
My Commission Expires: 5-22-82

COMMERCIAL TITLE CO.  
1000 W. BOX 1325  
ROSEBURG, OREGON 97470

KRIEG  
GRANTOR'S NAME AND ADDRESS  
SWANSON

GRANTEE'S NAME AND ADDRESS  
Garry F. & Sandra K. Swanson  
2174 Del Rio Road  
Roseburg, Oregon 97470

Garry F. Swanson and Sandra K. Swanson  
2174 Del Rio Road  
Roseburg, Oregon 97470

STATE OF OREGON } SS. STATE OF OREGON, }  
COUNTY OF DOUGLAS }  
I, DORIS L. WADSWORTH, COUNTY CLERK of }  
AND RECORDER OF CONVEYANCES, in and for the County of }  
SAID COUNTY, DO HEREBY CERTIFY THAT THIS received for record on the }  
WITHIN INSTUMENT WAS RECORDED THIS DAY of \_\_\_\_\_ 19\_\_\_\_ }  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded }  
in book \_\_\_\_\_ / volume No. \_\_\_\_\_ on }  
page \_\_\_\_\_ or as document / fee / file / }  
Instrument / microfilm No. \_\_\_\_\_ }  
Record of Deeds of said county. }  
Witness my hand and seal of }  
County affixed. }  
*Marybeth Seal*  
DEPUTY }  
FEE 3-00 }  
By \_\_\_\_\_ }  
DOUGLAS COUNTY OFFICIAL RECORDS }  
Deputy

79-16564

July 12, 1978

Lloyd O. Nelson  
641 W. Stanton Street  
Roseburg, Oregon 97470

RE: File No. 38746

Dear Mr. Nelson:

Your transfer application proposing a change in point of diversion of water from North Umpqua River was not accompanied by the required fees of \$37; therefore, could not be filed.

The acreage listed in item No. 8 and illustrated on your supporting map is not in agreement with the right of record. The acreage under the water right that is appurtenant to your property should be listed in item No. 8. If you intend to change the place of use of water, this should be noted above item No. 1 and then items No. 11, 12 and 13 must be completed. If a change in place of use is added to your application, an additional \$10 recording fee will be required.

I am enclosing a print of the final proof survey map which shows the location of the acreage covered by the water right in the vicinity of your property.

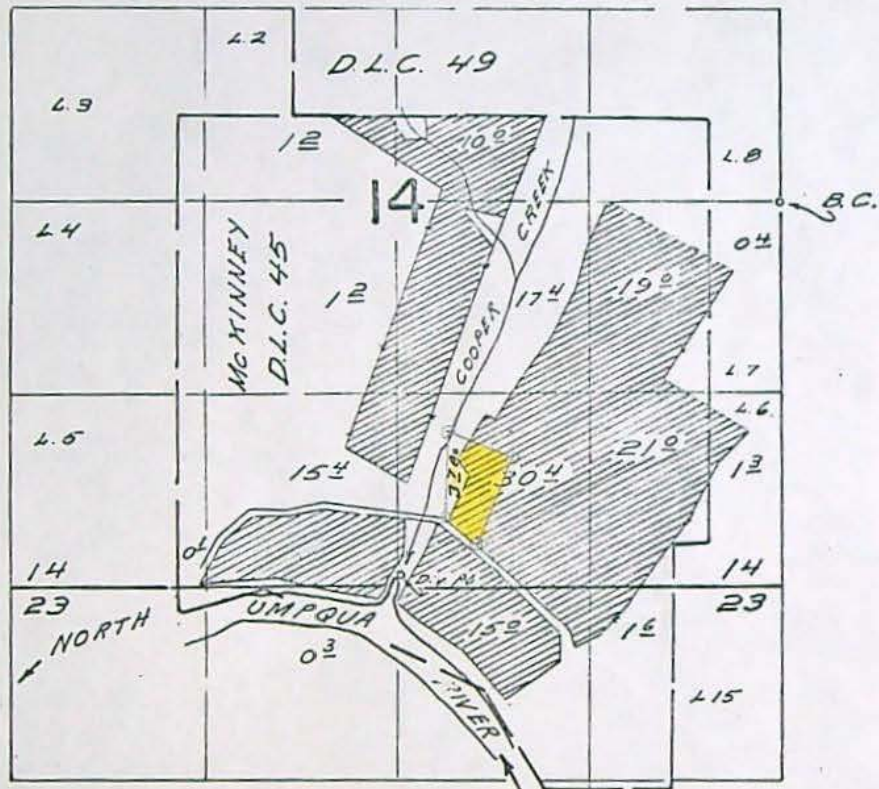
Your transfer application and map are also enclosed.

Sincerely,

Wayne J. Overcash  
Water Rights Engineer

WJO:lcj

# T. 26 S. R. 6 W. W. M



Diversion point located 2550 ft. S. & 2620 ft. W from  
E 1/4 Cor Sec 14.

## FINAL PROOF SURVEY UNDER

Application No. 38746 Permit No. 28837  
IN NAME OF

G.H. Harrell

Surveyed July 12, 1967, by W. H. Ruppert

File No 52908 L.D.  
Del Rio Ranch Estates  
Lot 41  
located in Douglas County, Oregon

378-3066

January 31, 1984

John and Suzanne Woodman  
1880 Wilbur Road  
Roseburg, OR 97470

REFERENCE: File 38746

Enclosed is a copy of the order entered January 25, 1984, canceling a part of the water right evidenced by Certificate 51279, 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: Gary L. Ball, Watermaster, District 15

enclosure

0056/1  
0359C/5

378-3066

July 23, 1984

Garry F. Swanson  
2174 Del Rio Road  
Roseburg, OR 97470

REFERENCE: File 38746

Enclosed is a copy of the order entered July 16, 1984, canceling a part of the water right evidenced by Certificate 51279, 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: Gary L. Ball, Watermaster

enclosure

0056/1  
3652C

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that G. H. HARRELL,  
of ROUTE 2, BOX 1415, ROSEBURG, OREGON 97470, has a right to the use  
of the waters of NORTH UMPQUA RIVER, TRIBUTARY OF UMPQUA RIVER, for  
the purpose of IRRIGATING 112.74 ACRES.

The right has been perfected under Permit 28837. The date of priority  
is MAY 13, 1963. The right is limited to not more than 1.408 CUBIC  
FEET PER SECOND or its equivalent in case of rotation, measured at the  
point of diversion from the source.

The point of diversion is located as follows:

SW1/4 SE1/4, AS PROJECTED WITHIN MCKINNEY DLC 45,  
SECTION 14, TOWNSHIP 26 SOUTH, RANGE 6 WEST, WM; 2550 FEET SOUTH &  
2620 FEET WEST FROM THE E1/4 CORNER SECTION 14.

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, or  
its equivalent for each acre irrigated and shall be further limited to  
a diversion of not to exceed 2.5 acre-feet per acre for each acre  
irrigated during the irrigation season of each year, provided further  
that right to the use of water is limited to the period when the flow  
of the North Umpqua River is more than 525 cfs at its mouth.

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

SEE NEXT PAGE

57553

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

	SW 1/4	NE 1/4	10.0	ACRES
	SE 1/4	NW 1/4	1.2	ACRES
	NE 1/4	SW 1/4	1.2	ACRES
	SW 1/4	SW 1/4	0.1	ACRE
	SE 1/4	SW 1/4	10.31	ACRES
	AS PROJECTED WITHIN DLC 45			
LOT 7	(NE 1/4	SE 1/4)	0.4	ACRE
	NE 1/4	SE 1/4	19.0	ACRES
	NW 1/4	SE 1/4	17.4	ACRES
	SW 1/4	SE 1/4	28.14	ACRES
	SE 1/4	SE 1/4	20.20	ACRES
LOT 6	(SE 1/4	SE 1/4)	1.3	ACRES
	SECTION 14			
	AS PROJECTED WITHIN DLC 45			
	NW 1/4	NE 1/4	3.49	ACRES
	SECTION 23			
	TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.			

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate describes that portion of the water right confirmed by certificate 56199, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered NOVEMBER 25, 1987, approving transfer application 5975.

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

The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 18, 1988.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57553

T-5975

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

This is to certify, That LETTIE M. TOMAN

of 2100 Del Rio Road, Roseburg, State of OR 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 1.2 acres

under Permit No. 28837 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 May 13, 1963

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

0.015 cubic foot per second, if available at the original point of diversion, SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2550 feet South and 2620 feet West from E 1/4 corner Section 14.

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 NE 1/4, Section 23, T26S, R6W, WM; 110 feet South and 2200 feet East from the NW corner Section 23.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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 North Umpqua River is 525 cfs at its mouth,

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:

1.2 acres SE 1/4 SW 1/4 as projected within McKinney DLC 45  
Section 14  
Township 26 South, Range 6 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered September 15, 1982, and together with certificate of water right recorded at page 51279, Volume 46, State Record of Water Right Certificates, supersedes certificate 49000.

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

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. October 26, 1987

*William H. Gentry*  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 52, page 56466

1664E/TS  
T-5054

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF G.H. HARRELL )  
-----

ORDER

On July 9, 1984, Garry F. and Sandra K. Swanson submitted an affidavit that they are the owners of a certain water right and the lands to which the water right is appurtenant; that they have abandoned any and all interest in and to the said water right and request the same be canceled.

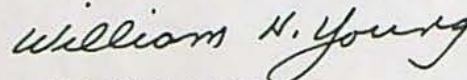
The water right in question is a portion of the right described by the certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, in the name of G.H. Harrell, and is for the use of not to exceed 0.011 cubic foot per second of water from North Umpqua River, with a date of priority of May 13, 1963, for irrigation of 0.90 acre in SE 1/4 SW 1/4, Section 14, Township 26 South, Range 6 West, WM.

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 51279, Volume 46, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that a new certificate be issued to describe the balance of water right NOT involved in this proceeding, and not modified by provisions of orders of the Water Resources Director entered on July 20, 1983 and January 25, 1984.

Dated at Salem, Oregon, this 16th day of July, 1984.



WILLIAM H. YOUNG<sup>1/26</sup>  
Director

0056/r  
3541C

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** G. H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 123.64 acres

under Permit No. 28837 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 May 13, 1963

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 1.543 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2,550 feet South and 2,620 feet West from E $\frac{1}{2}$  Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 cfs at its mouth,

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:

SEE NEXT PAGE

51279  
~~51279~~

10.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
1.20 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45  
1.20 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
0.10 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
11.21 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
0.40 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.00 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
17.40 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
29.49 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
21.00 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
1.30 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14

1.60 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
9.74 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
Section 23

Township 26 South, Range 6 West, WM

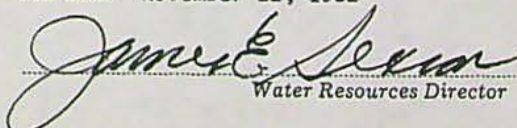
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 49000, Volume 42, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on September 15, 1982, approving Transfer Application 5054.

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

*The right to the use of the water for the 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. November 22, 1982

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46 , page 51279

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT C. CLUCHEY  
1754 DEL RIO ROAD  
ROSEBURG, OREGON 97470

confirms the right to use the waters of the NORTH UMPQUA RIVER, a tributary of the UMPQUA RIVER, for the purpose of IRRIGATING 1.3 ACRES.

The right has been perfected under Permit 28837. The date of priority is MAY 13, 1963. The right is limited to not more than 0.016 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, under the subject right, and shall not exceed 0.016 cubic foot per second.

The point of diversion is located as follows:

NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 45, SECTION 23, T 26 S, R 6 W, W.M.; 550 FEET SOUTH AND 450 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 23.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of water is limited to the period when the flow of the North Umpqua River is 525.0 CFS at its mouth.

The right 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, and to which such right is appurtenant, is as follows:

NW 1/4 NE 1/4 1.3 ACRES  
AS PROJECTED WITHIN DLC 45  
SECTION 23  
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

SEE NEXT PAGE

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered SEPTEMBER 16, 1985, and together with certificate 53617, supersedes certificate 51279, State Record of Water Right Certificates.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed  
JULY 29, 1993.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68318.

T-5675.JW

## STATE OF OREGON

COUNTY OF

DOUGLAS

Superseded by  
Cert. No. 56199

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That G.H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 115.34 acres

under Permit No. 28837 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 May 13, 1963

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 1.44 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 SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2550 feet South and 2620 feet West from the E 1/4 Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 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 North Umpqua River is 525 cfs at its mouth

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:

SEE NEXT PAGE

53617

T-5895

10.00 acres SW 1/4 NE 1/4 as projected within McKinney DLC 45  
 1.20 acres SE 1/4 NW 1/4 as projected within McKinney DLC 45  
 1.20 acres NE 1/4 SW 1/4 as projected within McKinney DLC 45  
 0.10 acre SW 1/4 SW 1/4 as projected within McKinney DLC 45  
 10.31 acres SE 1/4 SW 1/4 as projected within McKinney DLC 45  
 0.40 acre Lot 7 (NE 1/4 SE 1/4)  
 19.00 acres NE 1/4 SE 1/4 as projected within McKinney DLC 45  
 17.40 acres NW 1/4 SE 1/4 as projected within McKinney DLC 45  
 28.49 acres SW 1/4 SE 1/4 as projected within McKinney DLC 45  
 20.20 acres SE 1/4 SE 1/4 as projected within McKinney DLC 45  
 1.30 acres Lot 6 (SE 1/4 SE 1/4)  
 Section 14

5.74 acres NW 1/4 NE 1/4 as projected within McKinney DLC 45  
 Section 23  
 Township 26 South, Range 6 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered on July 20, 1983, approving Transfer Application 5259, on July 16, 1984, canceling a portion of the right, and on September 16, 1985, approving Transfer Application 5675.

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

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.*

*WITNESS the signature of the Water Resources Director, affixed*

*this date. December 31, 1985*

*...../s/ William H. Young.....  
 Water Resources Director*

Recorded in State Record of Water Right Certificates, Volume 48 , page 53617

**CANCELED**

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT C. CLUCHEY  
1754 DEL RIO ROAD  
ROSEBURG, OREGON 97470

confirms the right to use the waters of the NORTH UMPQUA RIVER, a tributary of the UMPQUA RIVER, for the purpose of IRRIGATING 1.3 ACRES.

The right has been perfected under Permit 28837. The date of priority is MAY 13, 1963. The right is limited to not more than 0.016 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, under the subject right, and shall not exceed 0.016 cubic foot per second.

The point of diversion is located as follows:

NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 45, SECTION 23, T 26 S, R 6 W, W.M.; 550 FEET SOUTH AND 450 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 23.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of water is limited to the period when the flow of the North Umpqua River is 525.0 CFS at its mouth.

The right 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, and to which such right is appurtenant, is as follows:

NW 1/4 NE 1/4 1.3 ACRES  
AS PROJECTED WITHIN DLC 45  
SECTION 23  
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

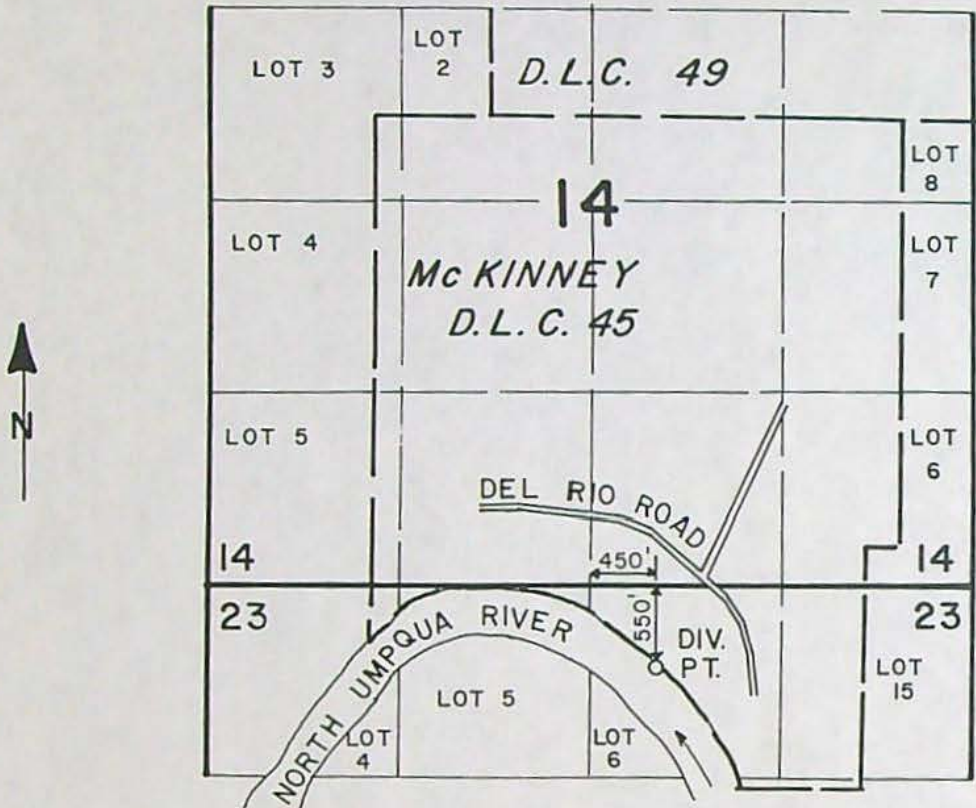
the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

SEE NEXT PAGE

T.26S., R.6W., W.M.

SECTIONS 14 & 23.



SCALE: 4" = 1 MILE

**FINAL PROOF SURVEY**  
UNDER

Transfer Number: T-5675

IN NAME OF

**ROBERT C. CLUCHEY**

Surveyed MAY 27, 1987, by J.M. SCHMORDE.

"CERTIFICATE NO. 64851 and  
57553"

STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** G.H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 114.14 acres

under Permit No. 28837 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 May 13, 1963 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 1.425 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 SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2550 feet South and 2620 feet West from the E 1/4 Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 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 North Umpqua River is 525 cfs at its mouth

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:

SEE NEXT PAGE

56199

10.00 acres SW 1/4 NE 1/4 as projected within McKinney DLC 45  
1.20 acres SE 1/4 NW 1/4 as projected within McKinney DLC 45  
1.20 acres NE 1/4 SW 1/4 as projected within McKinney DLC 45  
0.10 acre SW 1/4 SW 1/4 as projected within McKinney DLC 45  
10.31 acres SE 1/4 SW 1/4 as projected within McKinney DLC 45  
0.40 acre Lot 7 (NE 1/4 SE 1/4)  
19.00 acres NE 1/4 SE 1/4 as projected within McKinney DLC 45  
17.40 acres NW 1/4 SE 1/4 as projected within McKinney DLC 45  
28.49 acres SW 1/4 SE 1/4 as projected within McKinney DLC 45  
20.20 acres SE 1/4 SE 1/4 as projected within McKinney DLC 45  
1.30 acres Lot 6 (SE 1/4 SE 1/4)  
Section 14

4.54 acres NW 1/4 NE 1/4 as projected within McKinney DLC 45  
Section 23  
Township 26 South, Range 6 West, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 53617, Volume 48, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on March 12, 1987, approving Transfer Application 5895.

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

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.*  
WITNESS the signature of the Water Resources Director, affixed

this date. June 3, 1987

/s/ William H. Young  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 56199

CANCELED

0671D

T-6609, T-6610, T-6611 T-6627 T-5975

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THEODORE A. KYTOLA  
1828 DEL RIO ROAD  
ROSEBURG, OREGON 97470

confirms the right to use the waters of NORTH UMPQUA RIVER, a tributary of UMPQUA RIVER, for the purpose of IRRIGATING 1.4 ACRES.

This right was perfected under Permit 28837. The date of priority is MAY 13, 1963. This right is limited to 0.017 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 45, SECTION 23, T 26 S, R 6 W, W.M.; 600 FEET SOUTH AND 200 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 23.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

SW 1/4 SE 1/4 0.35 ACRE  
AS PROJECTED WITHIN DLC 45  
SECTION 14

NW 1/4 NE 1/4 1.05 ACRES  
SECTION 23  
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered NOVEMBER 25, 1987, and together with certificate 57553, supersedes certificate 56199, State Record of Water Right Certificates.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date SEPTEMBER 28, 1990.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64851.

T-5975.VRG

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LLOYD O. NELSON  
1986 DEL RIO ROAD  
ROSEBURG, OREGON 97470

confirms the right to use the waters of NORTH UMPQUA RIVER, a tributary of UMPQUA RIVER, for the purpose of IRRIGATING 1.33 ACRES.

The right has been perfected under Permit 28837. The date of priority is MAY 13, 1963. The right is limited to not more than 0.017 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL DIVERSION POINT, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, AS PROJECTED WITHIN MCKINNEY DLC 45,  
SECTION 23, T 26 S, R 6 W, W.M.; 2750 FEET SOUTH & 2920 FEET WEST  
FROM THE E1/4 CORNER SECTION 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 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 North Umpqua River is 525 cfs or more at its mouth.

The right 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, and to which such right is appurtenant, is as follows:

SEE NEXT PAGE

60003

SE 1/4 SW 1/4 1.17 ACRES  
SW 1/4 SE 1/4 0.06 ACRE  
BOTH AS PROJECTED WITHIN MCKINNEY DLC 45  
SECTION 14

NE 1/4 NW 1/4 0.10 ACRE  
AS PROJECTED WITHIN MCKINNEY DLC 45  
SECTION 23  
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JULY 27, 1978, and together with certificates 47058, 51847, AND 51848, supersedes certificate 45495, State Record of Water Right Certificates.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date FEBRUARY 9, 1989.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60003

T-3993.BE

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

This is to certify, That DALE HALL

of PO Box 604, Winchester, State of OR 97495, has made  
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of  
North Umpqua River

a tributary of Umpqua River for the purpose of  
irrigation of 1.5 acres

under Permit No. 28837 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

May 13, 1963

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

0.02 cubic foot per second, if available at the original point of diversion;  
SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM;  
2550 feet South and 2620 feet West from E 1/4 corner Section 14

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of  
diversion is located in the NE 1/4 NW 1/4, as projected within McKinney  
DLC 45, Section 23, T26S, R6W, WM; 175 feet South and 385 feet West from NE  
corner NE 1/4 NW 1/4, Section 23.

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,

or its equivalent for each acre irrigated and shall be  
further limited to a diversion of not to exceed 2.5 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 North Umpqua River is 525 cubic feet per second or more at its  
mouth,

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:

1.38 acres SE 1/4 SW 1/4	0.12 acre NE 1/4 NW 1/4
Section 14	Section 23
Township 26 South, Range 6 West, WM	

This certificate is issued to confirm a change in point of diversion approved  
by an order of the Water Resources Director entered February 15, 1977, and  
together with certificates of water right recorded at pages 45495 & 49710, → 49170  
Volumes 37 & 42, State Record of Water Right Certificates, supersedes  
certificate 43554.

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

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use  
herein described and is subject to minimum flows established by the Water Resources Commission with an  
effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. January 22, 1987

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55438

8144D/TS  
T-3626

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That DALE B. CHRISTENSEN

of Rt. 2, Box 1418-A, Roseburg, State of Oregon, 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 1.4 acres

under Permit No. 28837 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 May 13, 1963

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 0.02 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 NW $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 23, T. 26 S., R. 6 W., W. M., 2980 feet South and 2510 feet West from the E $\frac{1}{2}$  Corner, Section 14

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of the North Umpqua River is more than 525 cubic feet per second at its mouth;

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:

0.6 acre SW $\frac{1}{4}$  SE $\frac{1}{4}$   
As projected within McKinney DLC 45  
Section 14

0.8 acre NW $\frac{1}{4}$  NE $\frac{1}{4}$   
As projected within McKinney DLC 45  
Section 23  
T. 26 S., R. 6 W., W. M.

This certificate is issued to confirm a change in point of diversion approved February 15, 1974, and together with certificate 43554 supersedes certificate 35309.

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. May 24, 1977

James F. Sexson

Water Resources Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF G.H. HARRELL )

O R D E R

-----  
On December 2, 1983, John W. and Suzanne Woodman submitted an affidavit that they are the owners of a certain water right and the lands to which the water 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 a portion of the right described by the certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, in the name of G.H. Harrell, and is for the use of not to exceed 0.011 cubic foot per second of water from North Umpqua River, with a date of priority of May 13, 1963, for irrigation of a certain 0.9 acre in NE 1/4 SE 1/4, Section 14, as projected within McKinney DLC 45, Township 26 South, Range 6 West, WM.

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 51279, Volume 46, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that a new certificate be issued to describe the balance of water right NOT involved in this proceeding, and not modified by the order approving Transfer 5259.

Dated at Salem, Oregon, this 25th day of January, 1984.

*William H. Young*  
WILLIAM H. YOUNG  
Director

0283C

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That EARL F. BEASLEY

of Route 2, Box 1421, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 1.2 acres

under Permit No. 28837 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 May 13, 1963

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 0.015 cubic foot per second, if available at the original point of diversion, SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W.M.; 2550 feet South and 2620 feet West from the E $\frac{1}{4}$  Corner Section 14

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 23, T. 26 S., R. 6 W., W.M.; 650 feet South and 2100 feet West from the NE Corner Section 23

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 c.f.s. or more at its mouth

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:

1.2 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
as projected within McKinney DLC 45  
Section 23  
T. 26 S., R. 6 W., W.M.

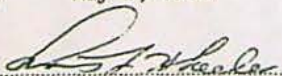
This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered February 15, 1977 and together with certificate of water right recorded at Page 45495, Volume 37, State Record of Water Right Certificates and an order of the Water Resources Director entered October 10, 1977, supersedes certificate of water right recorded at Page 43554, Volume 35, State Record of Water Right Certificates.

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. May 2, 1980

  
Deputy Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 42, page 49170

## STATE OF OREGON

CERTIFIED COPY  
47700 47000  
60004

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That G. H. HARRELL

of Rt. 2, Box 1415, Roseburg, State of Oregon, 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 126.57 acres

under Permit No. 28837 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 May 13, 1963 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 1.58 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W. M., 2550 feet South and 2620 feet West from the E $\frac{1}{2}$  Corner, Section 14

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 c.f.s. at its mouth

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:

SEE NEXT PAGE

47058

10.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
1.20 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
1.20 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
0.10 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$   
12.85 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
All as projected within McKinney DLC 45  
0.40 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.00 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
17.40 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
29.74 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
21.00 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
All as projected within McKinney DLC 45  
1.30 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14  
  
1.60 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
10.70 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
0.08 acre NE $\frac{1}{4}$  NW $\frac{1}{4}$   
All as projected within McKinney DLC 45  
Section 23  
T. 26 S., R. 6 W., W. M.

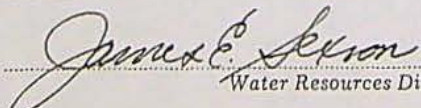
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 45495, Volume 37, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered on July 27, 1978, October 6, 1978, and October 30, 1978, approving transfer applications Nos. 3993, 4013, and 4026.

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. December 21, 1978

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 40 , page 47058

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That**

JAMES S. and THERESA J. LITTLER

of 1708 Del Rio Road, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 1.4 acres

under Permit No. 28837 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 May 13, 1963

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 0.017 cubic foot per second, if available at the original point of diversion; SW 1/4 SE 1/4 as projected within McKinney DLC 45, Section 14, T26S, R6W, WM, 2,550 feet South and 2,620 feet West from E 1/4 Corner, Section 14.  
or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 NE 1/4 as projected within McKinney DLC 45, Section 23, T26S, R6W, WM, 740 feet South and 2,050 feet West from NE Corner, Section 23

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 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 North Umpqua River is 525 cfs or more at its mouth

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:

1.4 acres NW 1/4 NE 1/4 as projected within McKinney DLC 45  
Section 23  
Township 26 South, Range 6 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered October 30, 1978 and together with Certificate 47058, Certificate 51848, and Transfer Application 3993 supersedes Certificate of Water Right recorded at page 45495, Volume 37, State Record of Water Right Certificates.

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

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

WITNESS the signature of the Water Resources Director, affixed

this date. February 10, 1984

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51847

## STATE OF OREGON

COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

*This Is to Certify, That*

DONALD RAY and BESSIE LARENA BRETZ

of 1658 Del Rio Road, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 0.9 acre

under Permit No. 28837 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 May 13, 1963

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 0.011 cubic foot per second, if available at the original point of diversion SW 1/4 SE 1/4, as projected within McKinney DLC 45, Section 14, T26S, R6W, WM, 2,550 feet South and 2,620 feet West from E 1/4 Corner, Section 14.

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 NE 1/4, as projected within McKinney DLC 45, Section 23, T26S, R6W, WM, 840 feet South and 2,050 feet West from NE Corner, Section 23

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 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 North Umpqua River is 525 cfs or more at its mouth

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:

0.9 acre NW 1/4 NE 1/4 as projected within McKinney DLC 45  
Section 23  
Township 26 South, Range 6 West, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered October 6, 1978 and together with Certificate 47058, Certificate 51847, and Transfer Application 3993 supersedes Certificate of Water Right recorded at page 45495, Volume 37, State Record of Water Right Certificates.

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

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

WITNESS the signature of the Water Resources Director, affixed

this date. February 10, 1984

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51848

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CAROL H. AND ROBERT L. LOGAN  
1684 DEL RIO ROAD  
ROSEBURG, OREGON 97470

confirms the right to use the waters of NORTH UMPQUA RIVER, a tributary of UMPQUA RIVER, for the purpose of IRRIGATING 0.96 ACRE.

The right has been perfected under Permit 28837. The date of priority is MAY 13, 1963. The right is limited to not more than 0.012 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 NE 1/4, AS PROJECTED WITHIN DLC 45, SECTION 23,  
T 26 S, R 6 W, W.M.; 775 FEET SOUTH AND 630 FEET EAST FROM N1/4 CORNER  
SECTION 23.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right 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, and to which such right is appurtenant, is as follows:

NW 1/4 NE 1/4 0.96 ACRE  
AS PROJECTED WITHIN DLC 45  
SECTION 23  
TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 21, 1980, and together with certificate 49000 AND TRANSFER 4168, supersedes certificate 47058, State Record of Water Right Certificates.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director,  
affixed this date FEBRUARY 9, 1989.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60004

T-4311.BE

Superseded by  
 CERTIFICATE NO. 051279  
 56466

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That G. H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 124.84 acres

under Permit No. 28837 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 May 13, 1963

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 1.558 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W.M.; 2550 feet South and 2620 feet West from the E $\frac{1}{2}$  Corner Section 14

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 c.f.s. at its mouth

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:

SEE NEXT PAGE

49000

10.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
1.20 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
1.20 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
0.10 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$   
12.41 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
all as projected within McKinney DLC 45  
0.40 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.00 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
17.40 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
29.49 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
21.00 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
all as projected within McKinney DLC 45  
1.30 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14  
  
1.60 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
9.74 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
both as projected within McKinney DLC 45  
Section 23  
T. 26 S., R. 6 W., W.M.

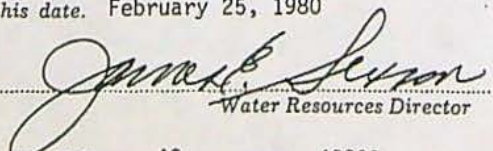
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 47058, Volume 40, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered on March 14, 1979, approving transfer application No. 4168, and on January 21, 1980, approving transfer application No. 4311.

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. February 25, 1980

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 42 , page 49000

## STATE OF OREGON

Cancelled Sp.Or.Rec.Vol. 31 P. 390  
Cancelled - sp. or Rec. Vol. 38 P. 114

COUNTY OF

DOUGLAS

Superseded by

Cert. No. \_\_\_\_\_

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That G. H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of ~~123.64~~ acres

122.74

under Permit No. 28837 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 May 13, 1963

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 ~~1.543~~ cubic feet per second

1.532

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 $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T26S, R6W, WM; 2,550 feet South and 2,620 feet West from E $\frac{1}{4}$  Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 cfs at its mouth,

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:

SEE NEXT PAGE

1152C

T-5259

- 10.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45
- 1.20 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45
- 1.20 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45
- 0.10 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45
- 11.21 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45
- 0.40 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )
- ~~18.10~~ ~~19.00~~ acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45 ~~0.59 ac~~ ~~0.011 cts~~
- 17.40 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45
- 29.49 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45
- 21.00 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45
- 1.30 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )

Section 14

- 1.60 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45
- 9.74 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45

Section 23

Township 26 South, Range 6 West, WM

This certificate <sup>conceded</sup> (describes that portion) of the water <sup>51279 46</sup> right confirmed by the prior certificate recorded at page ~~49000~~, Volume ~~42~~, State Record of Water Right Certificates, NOT ~~modified~~ by the provisions of an order of the Water Resources Director entered on ~~September 15, 1982~~, <sup>January 25, 1984</sup> approving ~~Transfer Application 5054~~.

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

*SUPERSEDED  
S.F.E. T 5259*

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. November 22, 1982

*James E. Seaman*  
Water Resources Director

TOWNSHIP 265 RANGE 6W W. M. #1 SECTION 14

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			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
Sheet 08 Stock																		
<del>10<sup>0</sup></del>				<del>12 12</del>				0' 15" 19" 17" 20" 22"				37898	28366	31856				
<del>10<sup>0</sup></del>				<del>12 12</del>				0' 15" 19" 17" 20" 22"				<del>38746</del>	<del>28837</del>	<del>35309</del>				
				0'				0' 0'				42107	31555					
				0'				0' 12'				50260	37915	46383				
12 4'												50450	38104	49105				
												52813	39861					
												Withdrawn						
												52908	39954	46168				
70'				12 12				0' 15" 19" 17" 20" 22"				T-2953	V-29, P-118	43554				
												T-2953	V-24, P-118	44370				
												55094	41327					
10				12 12				0' 15" 19" 17" 20" 22"				T-3482	C-43554	45475				
												56814	42676					
												T-3626	C-43554					

TOWNSHIP 265 RANGE 6W W. M. Cont'd #1 SECTION 14

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			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
																T-3993	(C-45475)	7
10'				12 12				0' 12" 14" 17" 19" 22"				T-3993 T-4008	T-4026	(C-45475)	47058			
12																57760	43490	4
																57927	43898	127
																58381	43986	2
2'																58720	44293	
																T-4168	(C-47658)	
10 P <sup>2</sup> 1/35, 14 1/2				12 12				0' 12" 14" 17" 19" 22"				T-4168	(C-47058)	49000				
																62993	withdrawn (11-4-82)	
																63464	47630	2
																75059	(C-49000)	
																75259	(C-51279)	
14 1/2								2' 0"								66331	48101	

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

Part Canceled Sp.Or.Rec.Vol. 31 p. 10, 302, 371

Superseded by 42258  
Cert. No. 51847  
51848  
60003

This Is to Certify, That G. H. HARRELL

of Rt. 2 Box 1415, Roseburg, State of Oregon, 97470 has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 130.2 acres

under Permit No. 28837 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 May 13, 1963

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 1.625 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W. M., 2550 feet South and 2620 feet West from the E $\frac{1}{4}$  corner of Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 c.f.s. or more at its mouth;

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:

SEE NEXT PAGE

45495

10.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
1.2 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
1.2 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
0.1 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$   
14.02 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
All as projected within McKinney DLC 45  
0.4 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
17.4 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
29.8 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
21.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
All as projected within McKinney DLC 45  
1.3 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14  
  
1.6 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
13.0 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
0.18 acre NE $\frac{1}{4}$  NW $\frac{1}{4}$   
All as projected within McKinney DLC 45  
Section 23  
T. 26 S., R. 6 W., W. M.

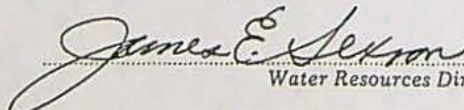
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 43554, Volume 35, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered on February 15, 1977, approving transfer application No. 3482 and on October 10, 1977, approving transfer application No. 3626.

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. May 1, 1978

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 37 , page 45495

SUPERSEDED

CERTIFICATE NO. 45495

STATE OF OREGON

49124, 55438  
COUNTY OF

DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That G. H. HARRELL

of Rt. 2 Box 1415, Roseburg, State of Oregon, 97470, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 132.9 acres

under Permit No. 28837 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 May 13, 1963

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 1.66 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W. M., 2550 feet South and 2620 feet West from the E $\frac{1}{4}$  Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  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 North Umpqua River is 525 c.f.s. or more at its mouth;

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:

SEE NEXT PAGE

435541

T#3626

T-3482

10.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
1.2 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
1.2 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
0.1 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$   
15.4 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
All projected within McKinney DLC 45  
0.4 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
17.4 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
29.8 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
21.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
All projected within McKinney DLC 45  
1.3 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14  
  
1.6 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
14.2 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
0.3 acre NE $\frac{1}{4}$  NW $\frac{1}{4}$   
All projected within McKinney DLC 45  
Section 23  
T. 26 S., R. 6 W., W. M.

An order of the State Engineer entered February 15, 1974 approved a change in point of diversion for the irrigation of 1.4 acres. This certificate is issued to confirm the remaining right not involved in the change and supersedes the certificate heretofore issued to G. H. Harrell recorded at Page 35309, Volume 27, State Record of Water Right Certificates.

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. August 30, 1976

.....James E. Sexson.....  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 35 , page 43554

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF G.H. HARRELL )

O R D E R

-----  
On December 2, 1983, John W. and Suzanne Woodman submitted an affidavit that they are the owners of a certain water right and the lands to which the water 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 a portion of the right described by the certificate recorded at page 51279, Volume 46, State Record of Water Right Certificates, in the name of G.H. Harrell, and is for the use of not to exceed 0.011 cubic foot per second of water from North Umpqua River, with a date of priority of May 13, 1963, for irrigation of a certain 0.9 acre in NE 1/4 SE 1/4, Section 14, as projected within McKinney DLC 45, Township 26 South, Range 6 West, WM.

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 51279, Volume 46, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that a new certificate be issued to describe the balance of water right NOT involved in this proceeding, and not modified by the order approving Transfer 5259.

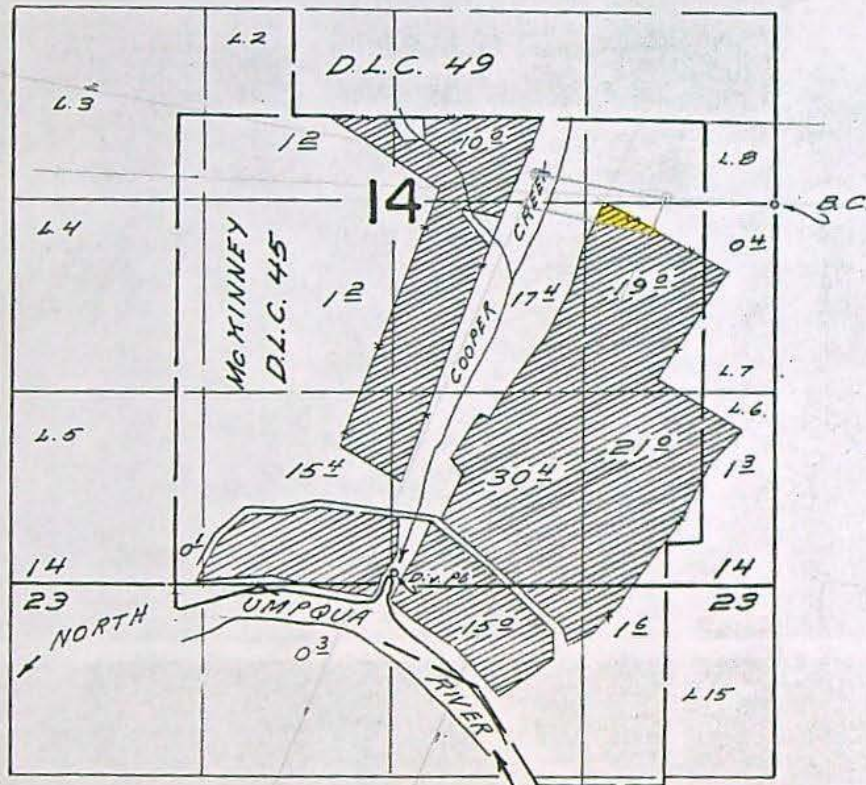
Dated at Salem, Oregon, this 25th day of January, 1984.

*William H. Young*  
WILLIAM H. YOUNG  
Director

0283C



T. 26 S. R. 6 W. W. M



Diversion point located 2550 ft. S. & 2620 ft. W. from  
E. 1/4 Cor Sec 14.

**FINAL PROOF SURVEY**  
UNDER

Application No. 38746. Permit No. 28837  
IN NAME OF

G. H. Harrell

Surveyed July 12, 1967, by H. S. Ruppert

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION )  
OF JAMES S. & THERESA J. LITTLER )  
FOR APPROVAL OF A CHANGE IN POINT )  
OF DIVERSION OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 4026

On August 18, 1978, an application was filed in the office of the Water Resources Director by James S. and Theresa J. Littler for approval of a change in point of diversion from North Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 45495, Volume 37, State Record of Water Right Certificates, in the name of G. H. Harrell, describes a right which includes the use of not to exceed 0.017 cubic foot per second from North Umpqua River for irrigation of 1.4 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 23, Township 26 South, Range 6 West, W.M., with a date of priority of May 13, 1963.

The authorized point of diversion of record for said water right is located 2550 feet South and 2620 feet West from the East Quarter Corner of Section 14, being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 26 South, Range 6 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 740 feet South and 2050 feet West from the Northeast Corner of Section 23, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 23, Township 26 South, Range 6 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the News-Review, a newspaper printed and having general circulation in Douglas County, Oregon, for a period of three weeks in the issues of September 1, 8 and 15, 1978.

Mr. M. John Youngquist, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

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

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

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

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

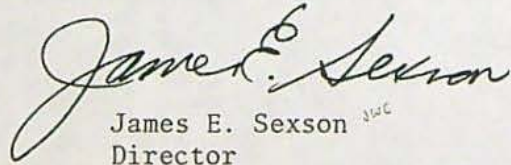
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1980.

It is FURTHER ORDERED that the portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered July 27, 1978, approving transfer application No. 3993; and upon receipt of proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 30th day of October, 1978.

  
James E. Sexson <sup>1978</sup>  
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION OF )  
DONALD RAY & BESSIE LaRENA BRETZ FOR)  
APPROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 4013

On August 3, 1978, an application was filed in the office of the Water Resources Director by Donald Ray and Bessie LaRena Bretz for approval of a change in point of diversion from North Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 45495, Volume 37, State Record of Water Right Certificates, in the name of G. H. Harrell, describes a right which includes the use of not to exceed 0.011 cubic foot per second from North Umpqua River for irrigation of 0.9 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within McKinney D.L.C. No. 45, Section 23, Township 26 South, Range 6 West, W.M., with a date of priority of May 13, 1963.

The authorized point of diversion of record for said right is located 2550 feet South and 2620 feet West from the East Quarter Corner of Section 14, being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 26 South, Range 6 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 840 feet South and 2050 feet East from the Southeast Corner of Section 14, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 23, Township 26 South, Range 6 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the News-Review, a newspaper printed and having general circulation in Douglas County, Oregon, for a period of three weeks in the issues of August 11, 18 and 25, 1978.

Mr. M. John Youngquist, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

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

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

V31.P302

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

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster, it becomes necessary to install headgates and measuring devices:

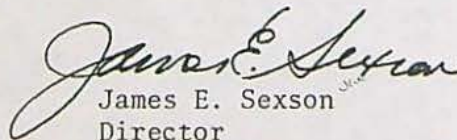
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1980.

It is FURTHER ORDERED that the portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered July 27, 1978, approving transfer application No. 3993; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicants herein.

Dated at Salem, Oregon this 6th day of October, 1978.

  
James E. Sexson  
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

DOUGLAS COUNTY

IN THE MATTER OF THE APPLICATION )  
OF LLOYD O. NELSON FOR APPROVAL )  
OF A CHANGE IN POINT OF DIVERSION )  
OF WATER FROM NORTH UMPQUA RIVER )  
- - - - -

ORDER APPROVING  
TRANSFER NO. 3993

On July 19, 1978, an application was filed in the office of the Water Resources Director by Lloyd O. Nelson for approval of a change in point of diversion from North Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 45495, Volume 37, State Record of Water Right Certificates, in the name of G. H. Harrell, describes a right which includes the use of not to exceed 0.017 cubic foot per second from North Umpqua River for irrigation of a certain 1.17 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , 0.06 acre in SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, and 0.10 acre in NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 23, Township 26 South, Range 6 West, W.M., with a date of priority of May 13, 1963.

The authorized point of diversion of record for said right is located 2550 feet South and 2620 feet West from the East Quarter Corner of Section 14, being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 26 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 2750 feet South and 2920 feet West from the East Quarter Corner of Section 14, being within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 23, Township 26 South, Range 6 West, W.M.

Mr. M. John Youngquist, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

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

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

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.017 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

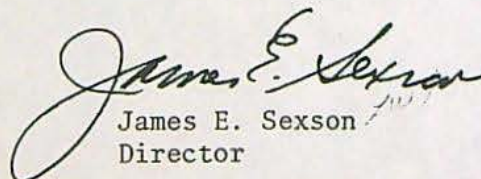
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to G. H. Harrell and recorded at page 45495, Volume 37, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 27th day of July, 1978.

  
James E. Sexson  
Director

Superseded by 44370

Cert. No. 43554

Sp. Or. V. 24, p. 118

## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That G. H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of North Umpqua River

a tributary of Umpqua River for the purpose of irrigation of 134.3 acres

under Permit No. 28837 of the State Engineer, 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 May 13, 1963

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 1.68 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45, Section 14, T. 26 S., R. 6 W., W. M. Diversion point located 2550 feet South and 2620 feet West from E $\frac{1}{2}$  Corner, Section 14.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of the North Umpqua River is more than 525 c.f.s. at its mouth;

*Cancelled* 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 SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
 1.2 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45  
 1.2 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
 0.1 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
 0.9 - 15.4 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
 0.4 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
 0.9 - 19.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
 17.4 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
 30.4 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
 21.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
 1.3 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
 Section 14

1.6 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
 15.0 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
 0.3 acre NE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45  
 Section 23

T. 26 S., R. 6 W., W. M.

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

WITNESS the signature of the State Engineer, affixed

this date. September 30, 1968

CHRIS L. WHEELER

State Engineer

BEFORE THE STATE ENGINEER OF OREGON

Douglas County

IN THE MATTER OF THE APPLICATION )  
OF DALE B. CHRISTENSEN FOR THE )  
APPROVAL OF A CHANGE IN POINT OF )  
DIVERSION OF WATER FROM NORTH )  
UMPQUA RIVER )  
-----

ORDER APPROVING  
TRANSFER NO. 2953

On January 9, 1974, Dale B. Christensen filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from North Umpqua River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to G. H. Harrell and recorded at page 35309, Volume 27, State Record of Water Right Certificates, confirms a right to the use of not to exceed 1.68 cubic feet per second of water from North Umpqua River for the irrigation of, among other lands, 0.6 acre in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14 and 0.8 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 23, Township 26 South, Range 6 West, W.M., with a date of priority of May 13, 1963. These lands are irrigated from a point of diversion located 2550 feet South and 2620 feet West from the East  $\frac{1}{4}$  corner of Section 14, being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, Township 26 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 370 feet South and 165 feet East from the North  $\frac{1}{4}$  corner of Section 23, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 23, Township 26 South, Range 6 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said Section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there are no intervening diversions.

Mr. M. John Youngquist, Watermaster of District No. 15, has filed a report to the effect that the proposed change in point of diversion of water may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the change in point of diversion of water from North Umpqua River, to wit:

From a point located 2550 feet South and 2620 feet West from the East  $\frac{1}{4}$  corner of Section 14, being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 26 South, Range 6 West, W.M.

To a point to be located 370 feet South and 165 feet East from the North  $\frac{1}{4}$  corner of Section 23, being within the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 23, Township 26 South, Range 6 West, W.M.

for the irrigation of 0.6 acre in SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, and 0.8 acre in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 23, Township 26 South, Range 6 West, W.M., with a date of priority of May 13, 1963, is approved.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1975.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, and shall not exceed 0.02 cubic foot per second.

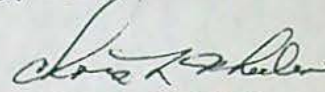
It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install headgates and measuring devices.

That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled.

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that certificate of water right heretofore issued to G. H. Harrell and recorded at page 35309, Volume 27, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Dale B. Christensen confirming the change in point of diversion.

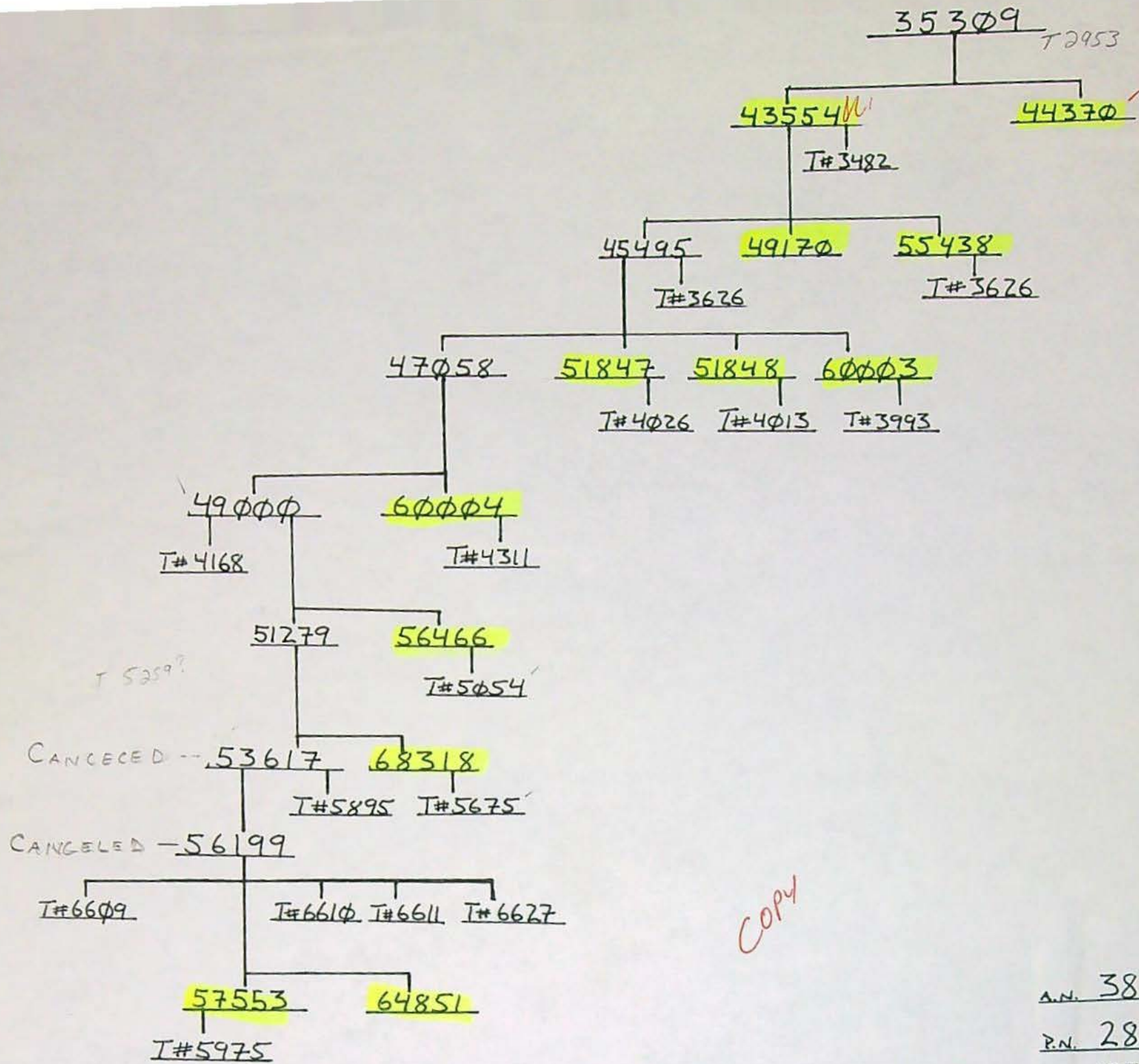
Dated at Salem, Oregon, this 15th day of February, 1974.



CHRIS L. WHEELER  
State Engineer

CORRECTION OF APPLICATION NO. 38746, PERMIT NO. 28837

TRANSFER CERT.	LOT #	AC APPROVED	AC CORRECTED
CANCEL	LOT 1	.90 SE SW 14	.90 SE SW 14
T-5054	56466	LOT 4	1.20 SE SW 14 .06 NE NW 23
T-3626	55438	LOT 7	1.38 SE SW 14 .12 NE NW 23
T-3993	60003	LOT 8	1.17 SE SW 14 .06 SW SE 14 .10 NE NW 23
T-4168		LOT 9	.44 SE SW 14 .25 SW SE 14 .08 NE NW 23
T-2953	44370	LOT 12	.60 SW SE 14 .80 NW NE 23
T-5975	64851	LOT 14	.35 SW SE 14 1.05 NW NE 23
T-5895		LOT 15	1.20 NW NE 23
T-5675		LOT 16	1.30 NW NE 23
T-3482	49170	LOT 17	1.20 NW NE 23
T-4026	51847	LOT 18	1.40 NW NE 23
T-4311	60004	LOT 19	.96 NW NE 23
T-4013	51848	LOT 20	.90 NW NE 23
T-5259			1.60 NE NE 23 2.70 NW NE 23 1.00 SW SE 14 .80 SE SE 14
	57553		10.00 SW NE 14 1.20 SE NW 14 1.20 NE SW 14 .10 SW SW 14 10.31 SE SW 14 .40 NE SE 14 (L7) 19.00 NE SE 14 17.40 NW SE 14 28.14 SW SE 14 20.20 SE SE 14 1.30 SE SE 14 (L6) 3.49 NW NE 23
			10.10 SW NE 14 1.10 SE NW 14 1.00 NE SW 14 .00 SW SW 14 10.74 SE SW 14 .70 NE SE 14 (L7) 19.20 NE SE 14 16.80 NW SE 14 25.88 SW SE 14 21.10 SE SE 14 2.00 SE SE 14 (L6) 2.79 NW NE 23 .62 NE NW 23
TOTALS		134.30	134.30

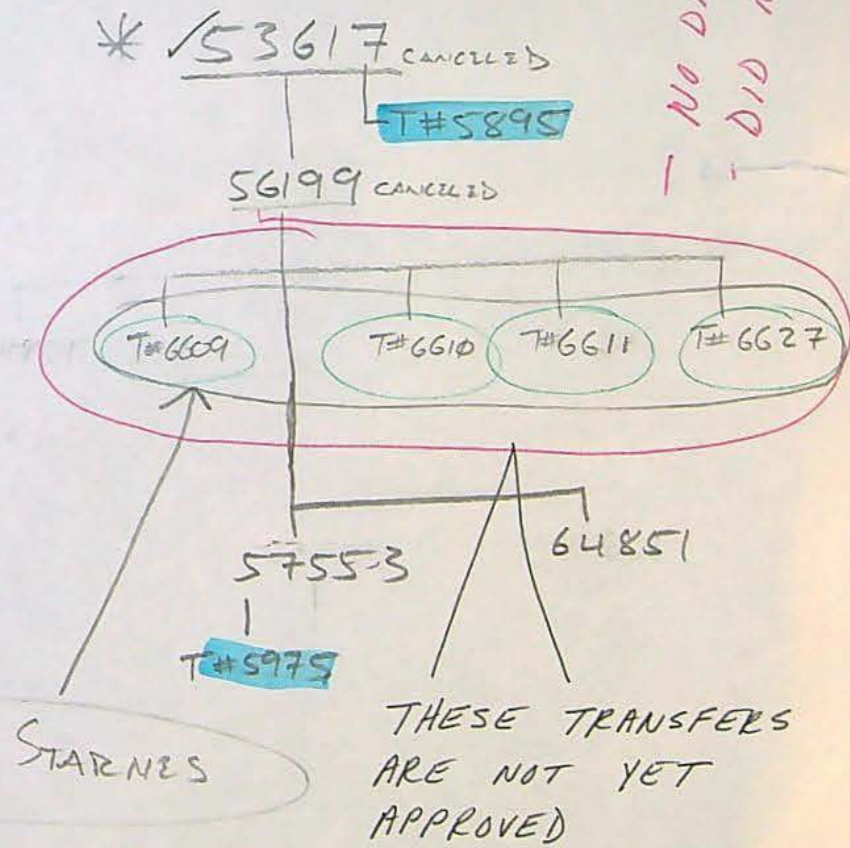
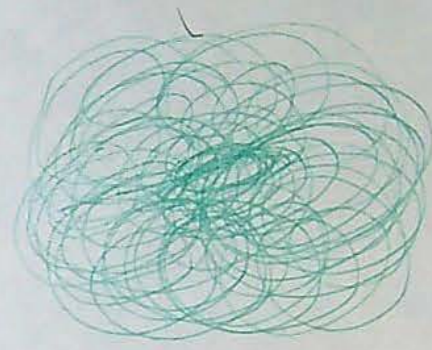
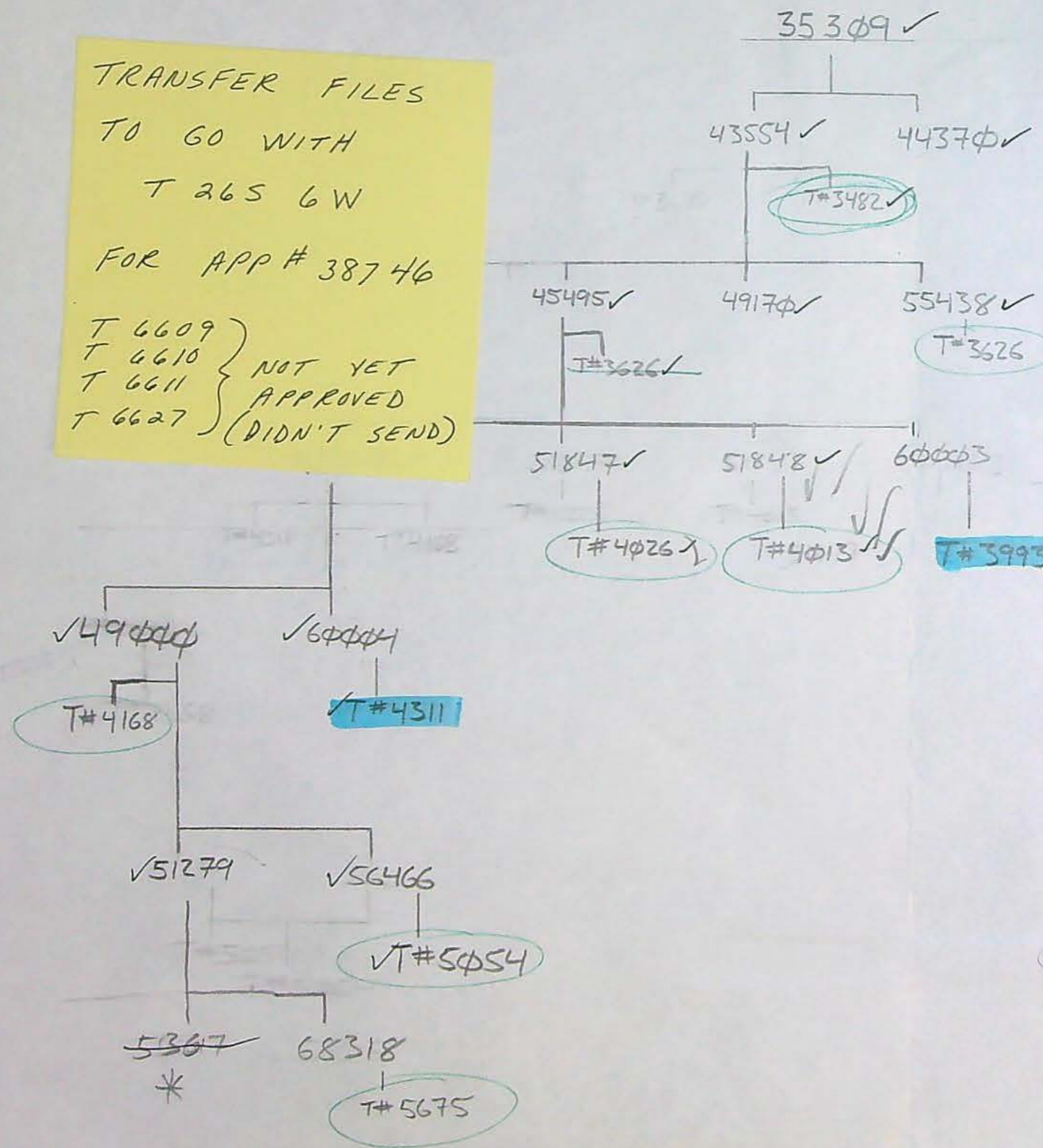


COPY

A.N. 38746  
 P.N. 28837  
 UNIGROUP  
 MI 48296

TRANSFER FILES  
TO GO WITH  
T 265 6W  
FOR APP # 38746

T 6609 }  
T 6610 } NOT YET  
T 6611 } APPROVED  
T 6627 } (DIDN'T SEND)



NO DATE OF ORDER ON FILE!  
DID NOT SEND!

May 28, 1975

R-52907  
52908  
38746

Michael D. Roark  
Rt. 2 Box 1415 Del Rio Rd.  
Roseburg, OR 97470

Dear Sir:

This will acknowledge the affidavit requesting cancellation of a part of the existing right evidenced by the certificate recorded at Page 35309, State Record of Water Right Certificates.

Since a portion of the right is to be canceled, the affidavit must describe only that portion of the right. I am enclosing another affidavit I prepared and which, when properly completed before a Notary Public and returned to this office, will provide for clearing our records of the existing right appurtenant to your property.

It will also be necessary for you to submit \$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 the cancellation.

We can hold action on your applications No. R-52907 and No. 52908 for a reasonable length of time pending receipt of the affidavit properly completed and the additional recording fee.

Very truly yours,

Wayne J. Overcash  
Assistant

WJ:db  
Enclosure



# STATE ENGINEER

## WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

ROBERT W. STRAUSS  
TOM McCALL  
GOVERNOR

CHRIS L. WHEELER  
State Engineer

April 11, 1975

File No. R-52907  
52908  
38746

Michael D. Roark  
Rt. 2 Box 1415 Del Rio Rd.  
Roseburg, OR 97470

Dear Sir:

This will acknowledge your application for a permit to construct a reservoir and to store therein 0.1 acre foot of water from an unnamed stream for irrigation purposes. The small dam data sheet and the fees of \$25.00 were also received. The reservoir application has been filed as No. R-52907.

This will acknowledge your application for a permit to appropriate 0.08 cubic foot of water per second from an unnamed spring, an unnamed stream, a reservoir, and Sutherlin Creek, being 0.07 cubic foot of water per second from the unnamed stream and 0.1 acre foot of water from the reservoir with any deficiency in supply from Sutherlin Creek for the irrigation of 5.3 acres and 0.01 cubic foot of water per second from the spring for domestic supplies for one family. The map prepared on tracing paper and fees of \$40.00 were also received. This secondary application has been filed as No. 52908.

According to our records, there is a portion of an existing right appurtenant to a portion of the acreage illustrated on your supporting map. Before your application can be considered for approval for primary irrigation from the sources listed on your application, it will be necessary to clear our records of the existing right involved. The existing right is evidenced by the certificate issued to G. H. Harrell and recorded at Page 35309, State Record of Water Right Certificates. This certificate evidences the right to the use of water from the North Umpqua River for the irrigation of 134.3 acres with a priority date of May 13, 1963. If you have abandoned the portion of the existing right that is appurtenant to your property, we can prepare the necessary affidavit of abandonment for you to complete and submit to clear our records.

Further action on your application will be withheld for a reasonable length of time pending your reply.

Very truly yours,

Wayne J. Overcash  
Assistant

WO:db

Encl: Receipt No. 45935  
45934

**RECEIVED**  
SEP 19 1968

SP\*44033-119

STATE ENGINEER  
SALEM OREGON

COUNTY OF DOUGLAS

38746

**Proof of Appropriation of Water**

G. H. HARRELL

of Route 2, Box 1415, Roseburg, State of Oregon,  
has applied beneficially the waters of  
North Umpqua River

a tributary of Umpqua River for the purpose of  
irrigation of 134.3 acres

under Permit No. 28837 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 May 13, 1963

that the amount of water for the purposes aforesaid, has been actually beneficially used in the  
amount of  
1.68 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within McKinney DLC 45,  
Section 14, T. 26 S., R. 6 W., W. M. Diversion point located 2550 feet South  
and 2620 feet West from E $\frac{1}{2}$  Corner, Section 14.

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-eighth<sup>th</sup> 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 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated  
during the irrigation season of each year; provided further that the right  
to use of water is limited to the period when the flow of the North Umpqua  
River is more than 525 c.f.s. at its mouth;

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, and to which such right is appurtenant, is  
as follows:

10.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
1.2 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45  
1.2 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
0.1 acre SW $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
15.4 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$  as projected within McKinney DLC 45  
0.4 acre Lot 7 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
19.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
17.4 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
30.4 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
21.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  as projected within McKinney DLC 45  
1.3 acres Lot 6 (SE $\frac{1}{4}$  SE $\frac{1}{4}$ )

Section 14

1.6 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
15.0 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within McKinney DLC 45  
0.3 acre NE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within McKinney DLC 45

Section 23

T. 26 S., R. 6 W., W. M.

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 17 day of Sept

1968.

G. H. Harrell

6788



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
516 PUBLIC SERVICE BUILDING  
SALEM 97310

REFER TO  
FILE NO. 38746

August 29, 1968

G. H. Harrell  
Route 2, Box 1415  
Roseburg, Oregon 97470

Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit No. 28837.

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, a certificate of water right will be issued confirming the right thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

Form 117

Enclosure  
kmh



STATE OF OREGON  
STATE ENGINEER  
516 PUBLIC SERVICE BUILDING  
SALEM 10

REFER TO  
FILE NO. 38746

August 19, 1964

Mr. G. H. Harrell  
Route 2, Box 1415  
Roseburg, Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 28837.

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,

CHRIS L. WHEELER  
State Engineer

Form 128

jb

38746

May 27, 1963

G. H. Harrell  
Route 2, Box 1415  
Roseburg, Oregon

Dear Mr. Harrell:

This will acknowledge your application for a permit to appropriate 2 cubic feet of water per second from the North Umpqua River for the irrigation of 141 acres, a tracing, legal description and fees in the sum of \$27.55 for which our receipt numbered 37919 is enclosed.

The application, which has been examined and filed under application number 38746, appears to be in satisfactory form to be considered for approval by issuance of a permit with the next group.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

By  
Walter N. Perry, Assistant

gcc

Enc: Receipt #37919

No pic

# Abstract of Permit No. 28837

Application No. 38746

Certificate No.

Name

G. H. Harrell  
Route 2, Box 1415  
Roseburg, Oregon

Address

Source of water supply

North Umpqua River, tr ib. Umpqua River

Use

Irrigation # 134-40

Point of diversion

~~S. 41° 12' W., 3660.0' from the sec. cor. between Secs. 13 & 14, being within SW 1/4 SE 1/4, Sec. 14, T. 26 S., R. 6 W., W.M., in the county of Douglas.~~

Number of acres

~~142~~ Div. located 2550 ft. S & 2620 ft. W. from E 1/4 Cor. Sec. 14  
DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4						
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4			
263	6W	14			5								2				14	22	20	29	24
		23	4	16			5														
		14	SW 1/4 NE 1/4 as prop. of in McKinney D.C. 45												100						
			SE 1/4 NE 1/4 as prop. of in McKinney D.C. 45												12						
			NE 1/4 SW 1/4 " " " "												15						
			SW 1/4 SW 1/4 " " " "												0						
			SE 1/4 SW 1/4 " " " "												15						
			Lot 7 (NE 1/4 SE 1/4)												0						
			NE 1/4 SE 1/4 as prop. of in McKinney D.C. 45												19						
			NW 1/4 SE 1/4 as prop. of in McKinney D.C. 45												17						
			SW 1/4 SE 1/4 " " " "												30						
			SE 1/4 SE 1/4 " " " "												21						
			Lot 6 (SE 1/4 SE 1/4)												12						
		23	NE 1/4 NE 1/4 as prop. of in McKinney D.C. 45												16						
			NW 1/4 NE 1/4 " " " "												15						
			NE 1/4 NW 1/4 " " " "												0.3						

Priority date

May 13, 1963

Amount of water

1.76 c.f.s. measured at point of diversion

Time limit to begin construction

July 18, 1964

Time limit to complete construction

10-1-65 extended to extended to

Time limit to completely apply water

10-1-66 extended to extended to

Remarks: This appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of the North Umpqua River is more than 525 c.f.s. at its mouth, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

P15-MAY-N  
7-12-67  
eye

dbm

Basin 16, Vol.

75% COTTON

G. H. HARRELL PROPERTY.

RECEIVED  
MAY 13 1963  
STATE ENGINEER  
SALEM, OREGON

The Northwest quarter, West half of the Southwest quarter, and Fractional East half of the Southwest quarter of section 11, Township 26 South of Range 6 West of the Willamette Meridian, Douglas County, Oregon. Also Beginning at a point 18 rods West and 34 rods South from a point where the section line between sections 11 and section 14, crosses the West boundary line of the Jesse Clayton Donation Land Claim No. 49, in Township 26 South, Range 6 West of the Willamette Meridian, Douglas County, Oregon, thence running North 34 rods on a line parallel to the West boundary line of said Donation Land Claim No. 49, and to a point in said section line; thence East along said section line 13 rods to the West boundary line of said Claim No. 49, thence South along said West boundary line of said Claim No. 49 to the Southwest corner of said claim, thence West 40 feet along the North boundary of the Joseph McKinney Donation Claim No. 45, Township 26 South, Range 6 West, Willamette Meridian, thence North on a line parallel to the West line of Donation Claim No. 49 aforesaid, 59 rods, thence in a Northwesterly course on a straight line to the place of beginning.

Also Donation Land Claim No. 45 of Joseph McKinney in Sections 14 and 23, Township 26 South of Range 6 West of the Willamette Meridian, Douglas County, Oregon.

Also beginning at the Northeast corner of Donation Land Claim No. 45 in Township 26 South of Range 6 West, of the Willamette Meridian, Douglas County, Oregon, running thence South 35.67 chains, thence North 45 East 9.92 chains, thence North 27.85 chains, thence West 7.80 chains to the place of beginning.

Excepting from the above described property the following exceptions:

Beginning at the Southeast corner of Donation Land Claim No. 45, in Township 26 South Range 6 West, Willamette Meridian, running thence North 21 chains, thence East 4 chains, thence North 6.83 chains, thence South 27½ West 7.90 chains, thence South 40 West 19.50 chains, thence South 4.50 chains, thence South 33 East 3.50 chains, thence South 14½ West 3.30 chains, thence East 13.33 chains to the place of beginning, containing 24 acres, 3 rods and 21 perches, more or less.

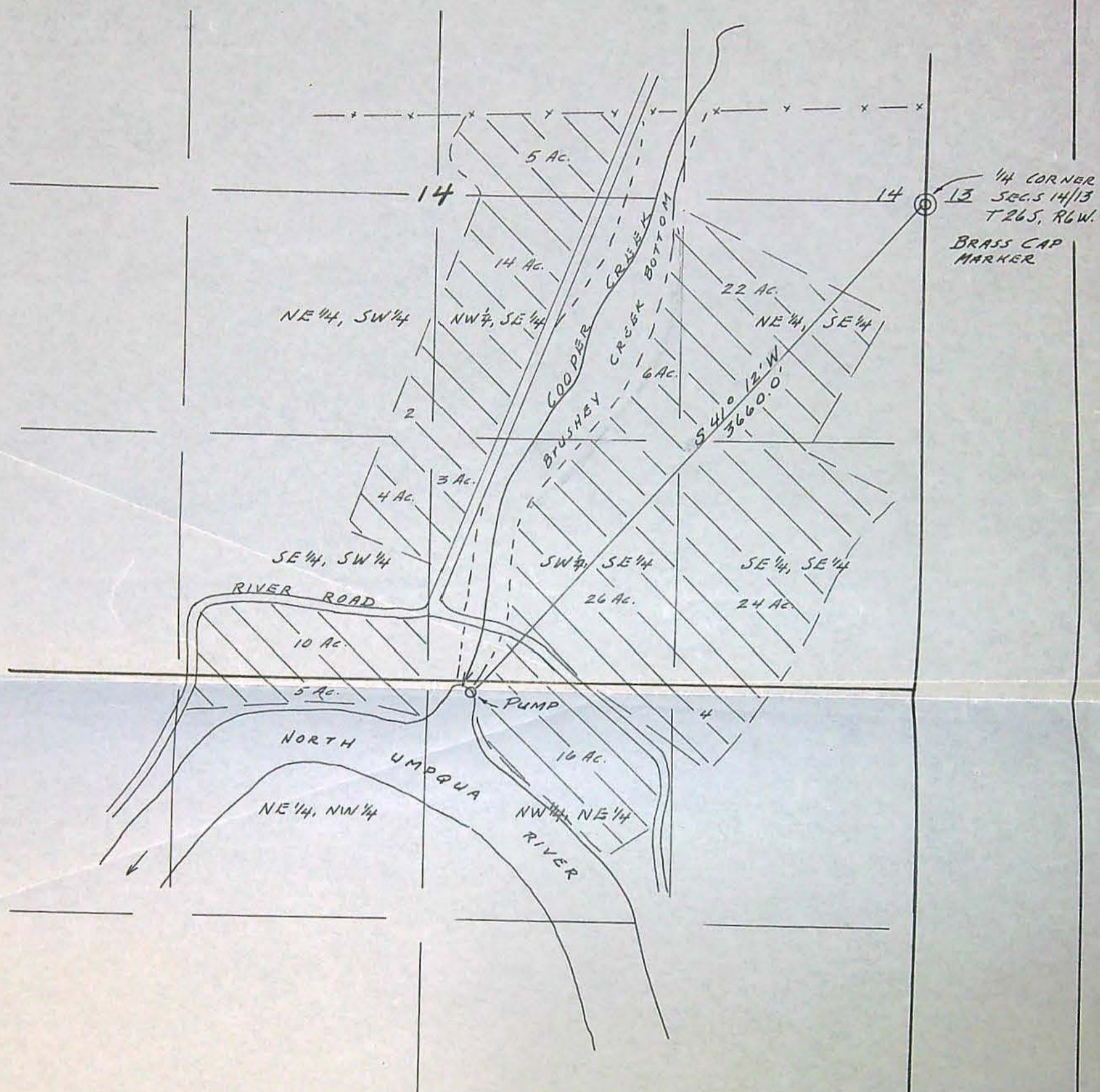
Beginning at a point 74½ rods South of the Northwest corner of the Joseph McKinney Donation Land Claim No. 45, in Township 26 South Range 6 West, Willamette Meridian, running thence North along the West boundary line of said 74½ rods to the Northwest corner thereof thence East on the North line of said Claim 16 rods, thence South on a line parallel to the said West boundary line of said claim No. 45, 30 rods, thence in a southwesterly course on a straight line to the place of beginning, containing 5 1/5 acres, more or less.

Also excepting that part of Joseph McKinney Donation Land Claim No. 45 lying between the County Road and southwesterly line of said Donation Land Claim No. 45 lying southeasterly of the Northwesterly line of the parcel of land conveyed to Jake L. Neal et ux as recorded in Volume 224, Records No. 198593, Deed Records of Douglas County, Oregon, described as follows: Beginning at a point which is the North 1357.3 feet, West 1214.1 feet, North 15 36' West 582.1 feet, and North 7° 09' East 124.0 feet from the ¼ corner between sections 23 and 24 Township 26 South Range 6 West, Willamette Meridian; thence South 55° 03' West to the Donation Land Claim line.

Also excepting that portion lying within the boundaries of county roads.

Exhibit "A"

Application No. 38746  
Permit No. 28837



— 23 —

**RECEIVED**  
MAY 13 1963  
STATE ENGINEER  
SALEM, OREGON

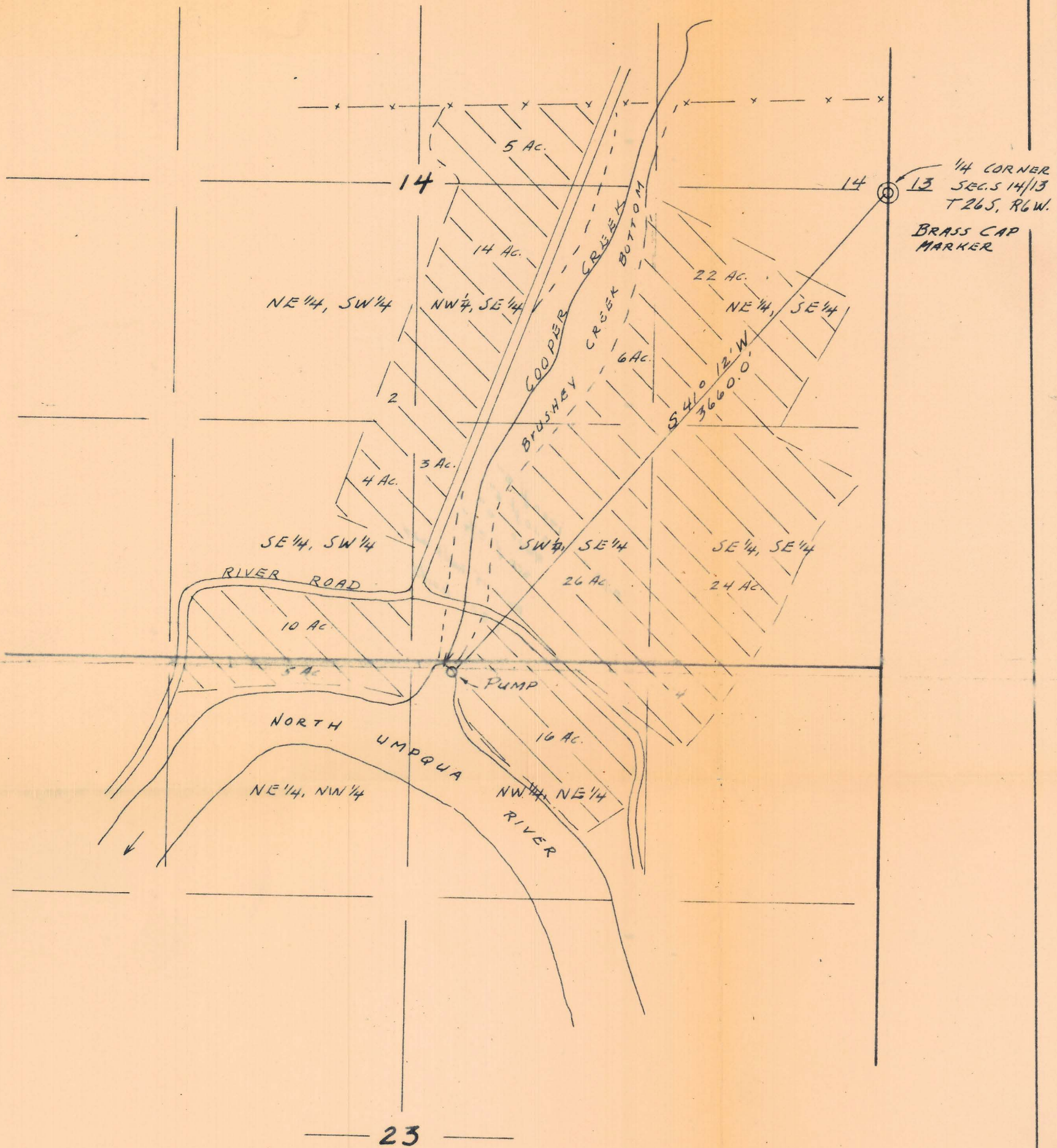


MAP FOR WATER RIGHT APPLICATION  
PORTABLE PIPE SPRINKLER SYSTEM  
G.H. HARRELL PROPERTY  
IN SEC.S 14 & 23, T 26 S, R 6 W, W.M.  
DOUGLAS COUNTY, OREGON

ENGINEER - W. S. BARNES

APRIL 1963  
SCALE 1"=660'

Application No. 38746  
Permit No. 28837



MAP FOR WATER RIGHT APPLICATION  
 PORTABLE PIPE SPRINKLER SYSTEM  
 G.H. HARRELL PROPERTY  
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 DOUGLAS COUNTY, OREGON

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APRIL 1963  
 SCALE 1"=660'



Application No. 38746  
 Permit No. 28837

SW 1/4 SEC. 14 T. 26 S. R. 6 W. W.M.  
DOUGLAS COUNTY

TEMPORARY DRAFT  
COPY

26 6 14C

1" = 200'

SEE MAP 26 6 14

SEE MAP 26 6 15

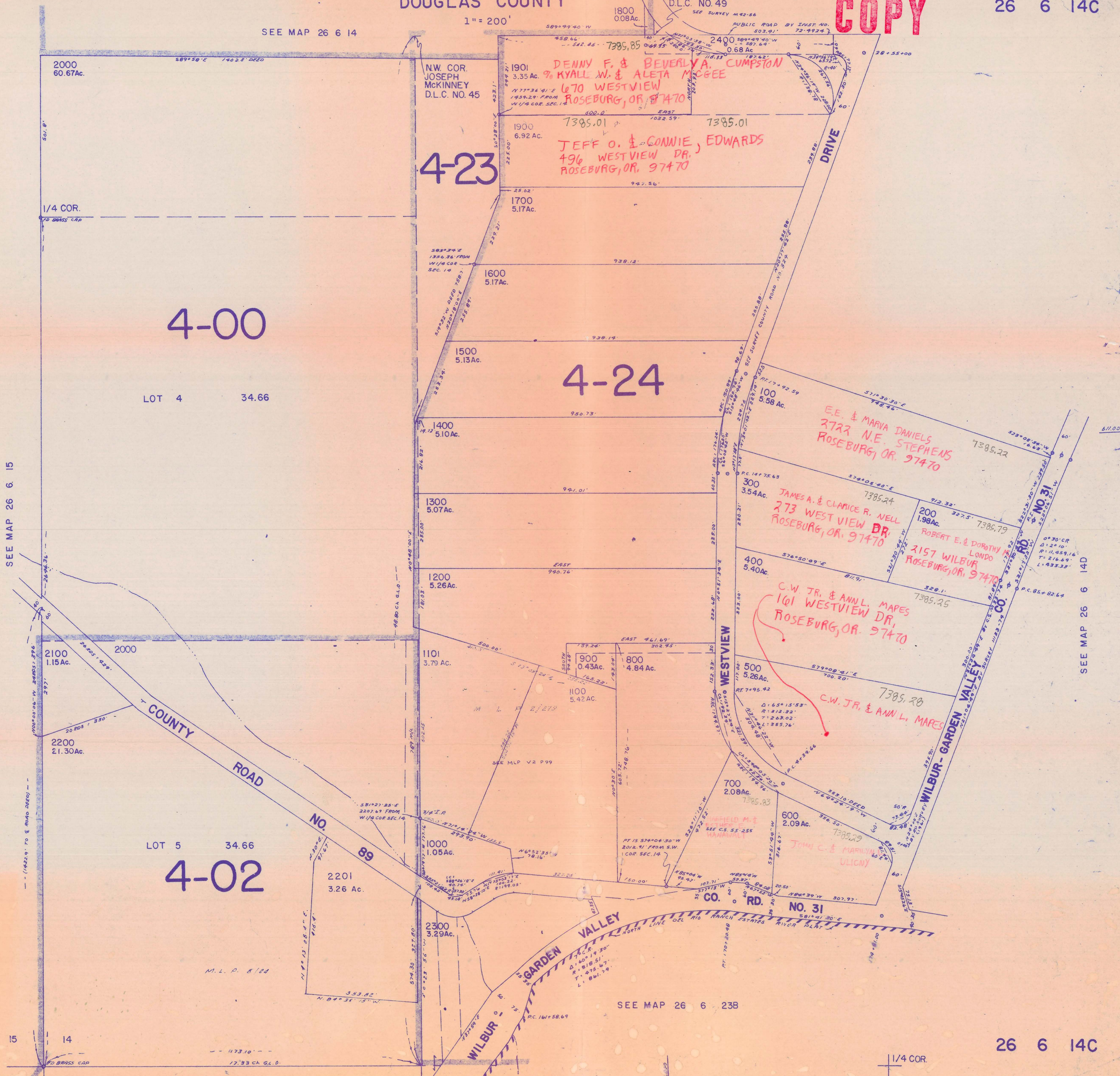
SEE MAP 26 6 14D

SEE MAP 26 6 23B

15 14

26 6 14C

22 23



TEMPORARY DRAFT  
COPY

SE 1/4 SEC. 14 T.26S. R.6W. W.M.  
DOUGLAS COUNTY

26 6 14D

SEE MAP 26 6 14

1" = 200'



SEE MAP 26 6 14C

SEE MAP 26 6 13

SEE MAP 26 6 23A

4-23

26 6 14D

409,000  
FD BRASS CAP

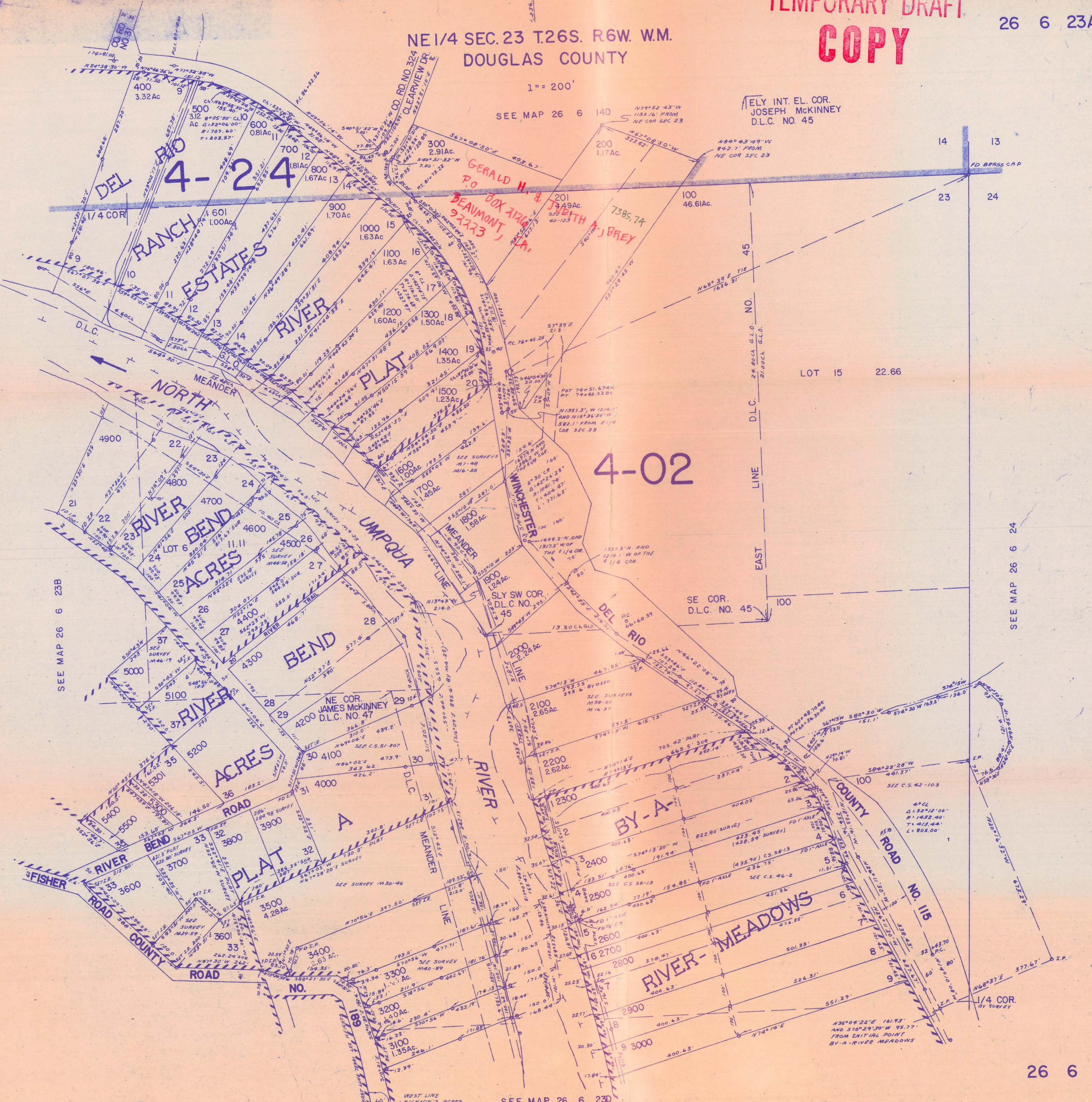
COPY

NE 1/4 SEC. 23 T.26S. R.6W. W.M.  
DOUGLAS COUNTY

1" = 200'

SEE MAP 26 6 14D

Ely INT. EL. COR.  
JOSEPH McKINNEY  
D.L.C. NO. 45



SEE MAP 26 6 23B

SEE MAP 26 6 24

SEE MAP 26 6 23D