

Name Ada Weston  
By R # 2, Box 392  
Address Grants Pass, Oregon

Application No. 20884  
Permit No. 16358  
Certificate No. 15340

Stream Index, Page No. 15-280

**FEEES PAID**

Date	Amount	Receipt No.
<u>6/1/45</u>	<u>9.50</u>	<u>31755</u>
<u>5/3/46</u>		
	B. P. Fee	
	\$1 Cert. Fee	<u>1319</u>

Date filed May 31, 1945  
Priority May 31, 1945  
Action suspended until OK for certif.

**FEEES REFUNDED**

Date	Amount	Check No.

Returned to applicant  
Date of approval September 6, 1945

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**CONSTRUCTION**

Date for beginning September 1, 1946  
Date for completion October 1, 1947  
Extended to  
Date for application of water October 1, 1948  
Extended to

**REMARKS**

0.25 cfd from Drain Creek (Vernon Creek) (Rogue River)  
for the irrigation of 20 acres.  
T-8366 Δ POT

**PROSECUTION OF WORK**

Form "A" filed November 15, 1945  
Form "B" filed November 15, 1945  
Form "C" filed November 15, 1945

**FINAL PROOF**

Blank mailed  
Proof received  
Date certificate issued MAR 15 1948

*OK for certif.*

<b>W.R.I.S.</b>		
Assembled	<u>9.6.85</u>	by <u>[Signature]</u>
Entered	_____	by _____
Verified	_____	by _____

OK

NOTICE OF BEGINNING OF CONSTRUCTION

I, Ada Weston, the holder of Permit No. 16358 to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 5<sup>th</sup> day of June, 1945

Remarks: 4 MEN and FARDSON on work  
The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed

up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

IN WITNESS WHEREOF, I have hereunto set my hand this 14<sup>th</sup> day of Nov., 1945

(Signature of Witness)

(Signature of Applicant)

(Address)

(Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is begun,

STATE PRINTING DEPT.

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Ada Weston, the holder of Permit No. 16358 to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1<sup>st</sup> day of July, 1945

Remarks:   
If all of the water granted in the permit has not been fully applied to beneficial use, you should so state.

IN WITNESS WHEREOF, I have hereunto set my hand this 14<sup>th</sup> day of Nov., 1945

(Signature of Witness)

(Signature of Applicant)

(Address)

(Address)

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.  
Fill out, detach, and mail to the State Engineer, Salem, Oregon, when all of the water has been applied.

NOTICE OF COMPLETION OF CONSTRUCTION

I, Ada Weston, the holder of Permit No. 16358 to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 13<sup>th</sup> day of July, 1945

Remarks:   
If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 14<sup>th</sup> day of Nov., 1945

(Signature of Witness)

(Signature of Applicant)

(Address)

(Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is completed.

5-20884

BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application )  
T-8366, Josephine County ) FINAL ORDER APPROVING CHANGE  
) IN POINTS OF DIVERSION  
)  
)

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**

Ken-Wal Farms, Inc.  
5630 Upper River Road  
Grants Pass, Oregon 97526

**Findings of Fact**

1. On November 30, 1999, Ken-Wal Farms, Inc. filed a transfer application to change the points of diversion under Certificates 2803, 3247, 8942, 8943 and 15340. The Department assigned the application number T-8366.

2. The first right to be transferred is as follows:

**Certificate:** 2803 in the name of Fort Vannoy Orchards  
**Use:** Irrigation of 70.0 acres  
**Priority Date:** March 10, 1919  
**Quantity:** 0.88 cubic foot per second (cfs)  
**Rate/Duty:** 1/80 cfs per acre  
**Source:** Rogue River tributary to the Pacific Ocean

**Authorized Point of Diversion:**

Township	Range	Meridian	Sec	¼ ¼	Survey Coordinates
36	S 6 W	W.M.	21	NW NW	POD 1 – 10 Rods South & 60 Rods East from NW Corner, Section 21
36	S 6 W	W.M.	15	SW SE	POD 2 – North 71 Degrees East 3150 Feet from SW Corner, Section 15

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Authorized Place of Use:**

Township	Range	Meridian	Sec	¼ ¼	POD	Acres
36	S	6	W	W.M.	16 SW SW	1 27.0
36	S	6	W	W.M.	16 SE SW	1 5.0
36	S	6	W	W.M.	16 NE SW	1 1.0
36	S	6	W	W.M.	16 NW SW	1 7.0
36	S	6	W	W.M.	17 SE SE	2 10.0
36	S	6	W	W.M.	20 NE NE	1 10.0
36	S	6	W	W.M.	21 NW NW	1 10.0

3. Application T-8366 proposes to move the authorized point of diversion approximately 1/16<sup>th</sup> mile downstream in the source to:

Township	Range	Meridian	Sec	¼ ¼	Survey Coordinates
36	S	6	W	W.M.	21 NW NW POD 1 (Rogue River) – 515 Feet South & 890 Feet East from NW Corner, Section 21

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

**Certificate:** 3247 in the name of H. Wood, A.H. Feters and H.B. Wyman

**Use:** Irrigation of 39.5 acres

**Priority Date:** March 27, 1919

**Quantity:** 0.49 cfs

**Rate/Duty:** 1/80 cfs per acre

**Source:** Rogue River, tributary to the Pacific Ocean

**Authorized Point of Diversion:**

Township	Range	Meridian	Sec	¼ ¼	Survey Coordinates
36	S	6	W	W.M.	21 NE NW 15 Rods South & 100 Rods East from SW Corner, Section 16

**Authorized Place of Use:**

Township	Range	Meridian	Sec	¼ ¼	Acres
36	S	6	W	W.M.	16 NW SW 10.0
36	S	6	W	W.M.	16 NE SW 4.5
36	S	6	W	W.M.	16 SW SW 12.0
36	S	6	W	W.M.	16 SE SW 5.0
36	S	6	W	W.M.	21 NE NW 2.0
36	S	6	W	W.M.	21 NW NW 3.5
36	S	6	W	W.M.	21 NW NW 2.5*

\* Applicant submitted an affidavit to diminish from primary irrigation to supplemental irrigation. See Finding of Fact #12.

5. Application T-8366 proposes to move the authorized point of diversion approximately 1/8<sup>th</sup> mile downstream in the source to:

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	21	NW	NW	POD 1 (Rogue River) – 515 Feet South & 890 Feet East from NW Corner, Section 21

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

**Certificate:** 8942 in the name of Fort Vannoy Irrigation District

**Use:** Irrigation of 179.0 acres

**Priority Date:** June 21, 1930

**Quantity:** 2.24 cfs

**Rate/Duty:** 1/80 cfs per acre

**Source:** Rogue River, tributary to the Pacific Ocean

**Authorized Point of Diversion:**

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	14	NE	SW	POD 1 – South 61 Degrees East 1580 Feet from E¼ Corner, Section 15
36	S	6	W	W.M.	15	SW	SE	POD 2 –North 71 Degrees East 3150 Feet from SW Corner, Section 15

**Authorized Place of Use:**

Township	Range			Meridian	Sec	¼ ¼		POD	Acres
36	S	6	W	W.M.	16	NW	NE	1	6.2
36	S	6	W	W.M.	16	SW	NE	1	29.8
36	S	6	W	W.M.	16	SE	NE	1	2.2
36	S	6	W	W.M.	16	NE	NW	1	18.0
36	S	6	W	W.M.	16	SE	NW	1	21.5
36	S	6	W	W.M.	16	NE	SW	1	8.5
36	S	6	W	W.M.	16	NE	SW	1	5.5*
36	S	6	W	W.M.	16	NW	SW	1	8.0*
36	S	6	W	W.M.	16	NW	SW	2	7.0*
36	S	6	W	W.M.	16	SW	SW	2	0.3
36	S	6	W	W.M.	16	SW	SW	2	39.0*
36	S	6	W	W.M.	16	SW	SW	2	0.7**
36	S	6	W	W.M.	16	SE	SW	2	10.0*
36	S	6	W	W.M.	20	NE	NE	1	10.0*
36	S	6	W	W.M.	21	NE	NW	1	0.5
36	S	6	W	W.M.	21	NE	NW	1	2.0*
36	S	6	W	W.M.	21	NW	NW	1	13.5*
36	S	6	W	W.M.	21	NW	NW	1	0.5**

\* Applicant submitted an affidavit to diminish from primary irrigation to supplemental irrigation. See Finding of Fact #12.

\*\* Applicant submitted an affidavit to cancel a portion of the water right. See Finding of Fact #13.

7. Application T-8366 proposes to move the authorized point of diversion approximately 2.0 miles downstream in the source to:

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	21	NW	NW	POD 1 (Rogue River) – 515 Feet South & 890 Feet East from NW Corner, Section 21

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

**Certificate:** 8943 in the name of Fort Vannoy Irrigation District  
**Use:** Supplemental Irrigation of 45.7 acres  
**Priority Date:** April 6, 1922  
**Quantity:** 0.57 cfs  
**Rate/Duty:** 1/80 cfs per acre  
**Source:** Dutcher Creek, tributary to Vannoy Creek, tributary to the Rogue River  
**Authorized Point of Diversion:**

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	16	NW	NE	POD 1 – 910 Feet South & 1090 Feet East from N¼ Corner, Section 16
36	S	6	W	W.M.	16	SE	NW	POD 2 – 627 Feet North & 20 Feet West from SE Corner, NW¼, Section 16

**Authorized Place of Use:**

Township		Range		Meridian	Sec	¼ ¼		POD	Acres
36	S	6	W	W.M.	16	NW	NE	1	5.0
36	S	6	W	W.M.	16	NW	NE	2	1.2
36	S	6	W	W.M.	16	NE	NW	1	12.6
36	S	6	W	W.M.	16	NE	NW	2	5.4
36	S	6	W	W.M.	16	SE	NW	2	21.5

9. Application T-8366 proposes to move the authorized point of diversion approximately 1/4<sup>th</sup> mile downstream in the source to:

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	17	SE	SE	POD 2 (Dutcher Creek/Drain Creek) – 895 Feet North & 160 Feet West from SE Corner, Section 17

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

**Certificate:** 15340 in the name of Ada Weston  
**Use:** Irrigation of 11.7 acres  
**Priority Date:** May 31, 1945  
**Quantity:** 0.15 cfs  
**Rate/Duty:** 1/80 cfs per acre  
**Source:** Drain Creek, tributary to Vannoy Creek, tributary to the Rogue River

**Authorized Point of Diversion:**

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	16	NW	NE	1130 Feet South & 340 Feet East from N¼, Section 16

**Authorized Place of Use:**

Township		Range		Meridian	Sec	¼ ¼		Acres
36	S	6	W	W.M.	16	NW	NE	1.7*
36	S	6	W	W.M.	16	NE	NW	10.0

\* Applicant submitted an affidavit to diminish from primary irrigation to supplemental irrigation. See Finding of Fact #12.

11. Application T-8366 proposes to move the authorized point of diversion approximately 1/8<sup>th</sup> mile downstream in the source to:

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
36	S	6	W	W.M.	17	SE	SE	POD 2 (Dutcher Creek/Drain Creek) – 895 Feet North & 160 Feet West from SE Corner, Section 17

12. Affidavits of partial diminution of a water right were received on August 31, 2000 from the Crouse Family Trust and Ken Wahl Farms, Inc. The portion of the water rights to be diminished are:

**Certificate:** 3247 in the name of H. Wood, A.H. Fetters and H.B. Wyman

**Use:** Irrigation of 2.5 acres

**Priority Date:** March 27, 1919

**Quantity:** 0.03 cfs

**Rate/Duty:** 1/80 cfs per acre

**Source:** Rogue River, tributary to the Pacific Ocean

**Authorized Place of Use:**

Township		Range		Meridian	Sec	¼ ¼		Acres
36	S	6	W	W.M.	21	NW	NW	2.5

**Certificate:** 8942 in the name of Fort Vannoy Irrigation District

**Use:** Irrigation of 72.5 acres

**Priority Date:** June 21, 1930

**Quantity:** 0.91 cfs

**Rate/Duty:** 1/80 cfs per acre

**Source:** Rogue River, tributary to the Pacific Ocean

**Authorized Place of Use:**

Township		Range		Meridian	Sec	¼ ¼		POD	Acres
36	S	6	W	W.M.	16	NE	SW	1	5.5
36	S	6	W	W.M.	16	NW	SW	1	8.0
36	S	6	W	W.M.	16	NW	SW	2	7.0
36	S	6	W	W.M.	16	SW	SW	2	39.0
36	S	6	W	W.M.	20	NE	NE	1	10.0

Township		Range		Meridian	Sec	¼ ¼		POD	Acres
36	S	6	W	W.M.	21	NE	NW	1	2.0
36	S	6	W	W.M.	21	NW	NW	1	13.5

**Certificate:** 15340 in the name of Ada Weston

**Use:** Irrigation of 1.7 acres

**Priority Date:** May 31, 1945

**Quantity:** 0.02 cfs

**Rate/Duty:** 1/80 cfs per acre

**Source:** Drain Creek, tributary to Vannoy Creek, tributary to the Rogue River

**Authorized Place of Use:**

Township		Range		Meridian	Sec	¼ ¼		Acres
36	S	6	W	W.M.	16	NW	NE	1.7

13. Affidavits attesting to the abandonment and requesting cancellation of a portion of a water right were received on August 31, 2000 from the Crouse Family Trust. The portions of the water right to be cancelled are:

**Certificate:** 8942 in the name of Fort Vannoy Irrigation District

**Use:** Irrigation of 1.2 acres

**Priority Date:** June 21, 1930

**Quantity:** 0.015 cfs

**Rate/Duty:** 1/80 cfs per acre

**Source:** Rogue River, tributary to the Pacific Ocean

**Authorized Place of Use:**

Township		Range		Meridian	Sec	¼ ¼		Acres
36	S	6	W	W.M.	16	SW	SW	0.7
36	S	6	W	W.M.	21	NW	NW	0.5

14. Notice of the application for transfer was published pursuant to ORS 540.520. Protests were filed by Fort Vannoy Irrigation District and Herman Baertschiger, Jr. Pursuant to ORS 540.520(7), a hearing was conducted, the protests were dismissed, and Application T-8366 was approved.

15. In approving the application, the Water Resources Commission concluded that:

- a) The consent of the District is not statutorily required in order for the transfer to be approved.
- b) The water rights proposed for transfer are water rights subject to transfer and have been used in the five years preceding the filing of the transfer application.
- c) The changes proposed in the transfer application, changing and consolidating points of diversion will not cause injury to existing water rights.

16. Pursuant to ORS 540.525, the Oregon Department of Fish and Wildlife requested inclusion of a condition requiring installation of proper fish screens.



17. A diversion structure and ditch sufficient to use the full amount of water allowed under the existing rights are present.
18. The proposed change will not result in enlargement of the right.

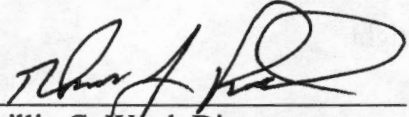
**Conclusions of Law**

The proposed change in points of diversion in application T-8366 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

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

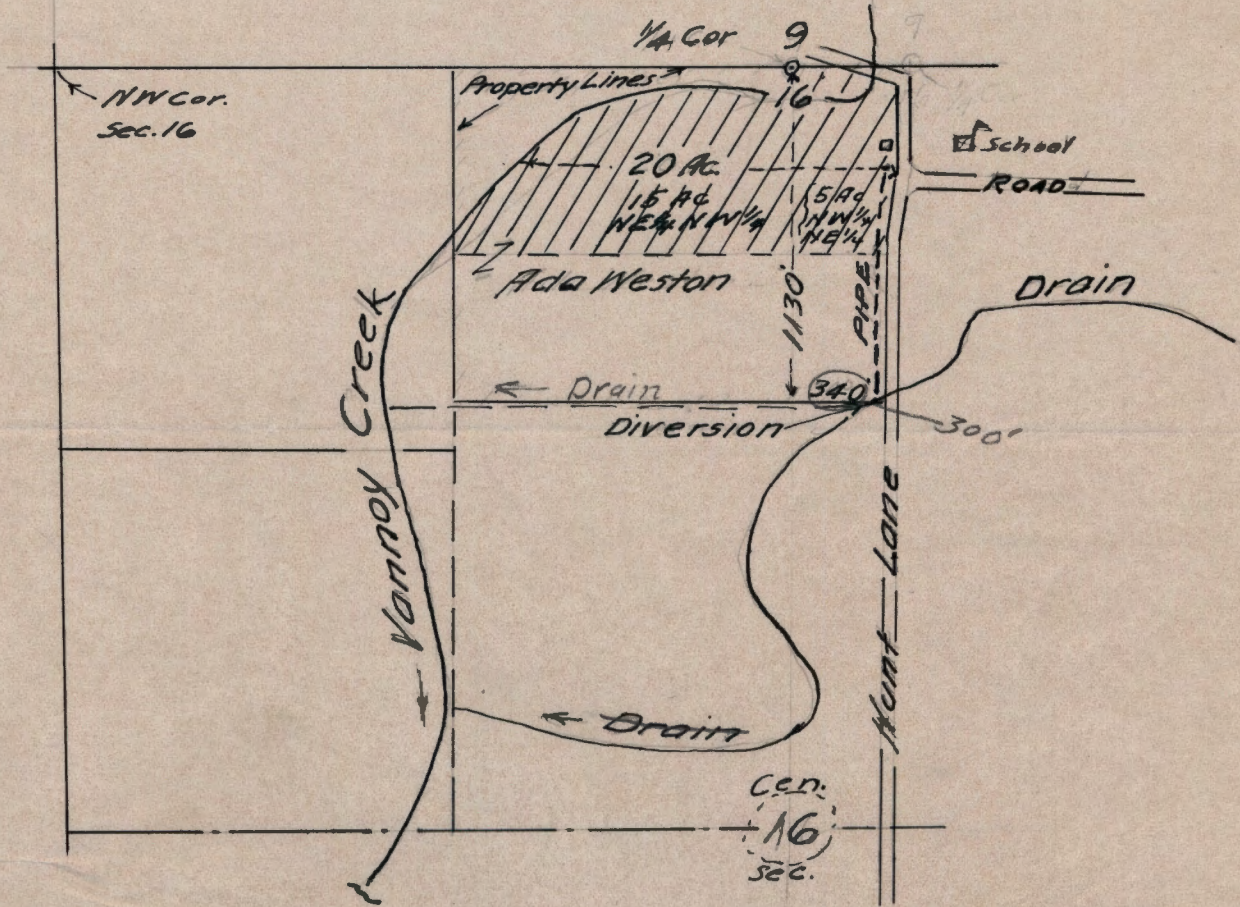
1. The change in points of diversion proposed in application T-8366 is approved.
2. Water right certificates 2803, 3247, 8942, 8943 and 15340 are cancelled. The rights described in Findings of Fact #12 are diminished from primary irrigation to supplemental irrigation. The rights described in the Findings of Fact #13 as abandoned are cancelled. New certificates will be issued describing the portions of the rights not involved in this transfer and not cancelled by this order.
3. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued. 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 Certificates 2803, 3247, 8942, 8943 and 15340, any related decree, and the diminishments described in the Findings of Fact.
4. The proposed change shall be completed on or before October 1, 2006.
5. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department by October 1, 2007.
6. The quantity of water diverted at the new points of diversion shall not exceed the quantity of water lawfully available at the original point of diversion.
7. Prior to diverting water, the water user shall install and maintain a headgate, 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 headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
8. The water user shall install and maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction, and shall be installed under the supervision of the Department of Fish and Wildlife.

Dated at Salem, Oregon this 29<sup>th</sup> day of July, 2005.

  
Phillip C. Ward, Director

Mailing date: AUG 03 2005

Township 36 South, Range 6 West, W.M.



June 1945

Application No. 20.884.

Permit No. ....16358.

Rogue River

RECEIVED  
MAY 31 1945  
STATE ENGINEER  
SALEM, OREGON

Permit No. 16358

15340

Application No. 20884

County JOSEPHINE

### PROOF OF APPROPRIATION OF WATER

- 1. Name Ada Weston 2. Address R#2 Box 342 Grants Pass, Oregon
- 3. Source of supply Drain Creek  
Tributary of Vannoy Creek to Rogue River
- 4. Amount of water 0.25 c.f.s. 5. Priority date May 31, 1945 ✓
- 6. Use Irrigation
- 7. Location of point of diversion, NW 1/4 NE 1/4 Sec. 16, Twp. 36 S, Range 6 W, W.M.  
(Legal Subdivision)
- 8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use. In the blank column on the right, headed "No. acres actually irrigated", fill in the number of acres you have irrigated in each of the tracts described:

Township	Range	Section	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
36 S	6 W	16	NW 1/4 NE 1/4	5.0	5.0 ✓
36 S	6 W	16	NE 1/4 NW 1/4	15.0	15.0 ✓

Property on which water is to be used is a part of that more explicitly described by applicant as follows: Beginning at a point 359.2 feet East of the Quarter Corner between Sections 9 and 16, in Township 36 South, Range 6 West of the Willamette Meridian, Oregon, and running thence West 1693 feet to an iron post; thence South 1136.6 feet; thence East 1623 feet, and thence East of North to the place of beginning, containing 43 acres, more or less.

If for irrigation, 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 4 1/2 acre feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, of each year, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

*OK for cert*

This column must be filled in if water is used in irrigation

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, **none** ft.; length on top, ..... ft.; length on bottom, ..... ft.; material used and character of construction, .....

(b) Give description of headgate: Width, ..... ft.; depth, ..... ft.; material used and character of construction, **Valve in 6" pipe**

(c) Size of canal: Width on top (at waterline), **none** ft.; width on bottom, ..... ft.; depth of water, ..... ft.; grade, ..... ft. fall per 1,000 ft. Actual capacity, ..... sec.-ft.

Give general description: .....

(d) Pipe line: Description of intake, **6" suction pipe inserted into Drain**

Length of pipe, **1000** ft.; size at intake, **6** in.; size at **1000** ft. from intake, **6** in.; size at place of use, **6** in. Difference in elevation between intake and place of use, **10** ft.

Is grade uniform? **yes** Actual capacity of pipe line, **2.0** sec.-ft.

Give general description: **Steel pipe**

(Material: Steel, wrought, cast iron, wood stave, etc.)

(e) Pumping plant: Give size and type of pump, **2" centrifugal**

Suction lift, **4** ft.; discharge lift, **6** ft. Type of motor used **Fordson**

Horsepower rating, **?** H. P. Actual capacity of pump, **2.0** sec.-ft.

10. During what months is water beneficially used? **April 15 to Sept 15**

11. State character of soil **Sandy loam**

Kind of crops raised **Hops**

12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? **No**

13. If not, wherein is such map in error? **Drain location incorrect. Point of diversion is 1130 feet So. and 40 feet East of N $\frac{1}{2}$  cor. of Section 14**

14. Domestic use: Give number of families actually using water at this time .....

15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use .....

**AFFIDAVIT OF APPROPRIATOR**

STATE OF OREGON,

County of Josephine -

} ss.

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

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of May, 1946,

Ada Weston

Subscribed and sworn to before me this 1st day of May, 1946.

Hazel F. Randolph  
Notary Public for Oregon

[Notarial Seal]

My commission expires April 7, 1950.

**AFFIDAVIT OF WITNESSES**

STATE OF OREGON,

County of \_\_\_\_\_

} ss.

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

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1946.

[Notarial Seal]

My commission expires \_\_\_\_\_

**REPORT OF PERSON MAKING INSPECTION**

(For use by representative of State Engineer)

I, Tom R. Pearce, do hereby certify that I have made an inspection of the works described herein and in Permit No. 16358, on the 24th day of Feb, 1946, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of 0.25 c.f.s.  
(Quantity of water in second-feet or acre-feet)  
and I recommend the issuance of water right certificate for this amount.

**NOTICE TO INSPECTORS**

If conditions do not justify the above report by you, please return the proof without your signature, with a full report by letter.

Tom R. Pearce  
(Name)

Watermaster Dist. No. 16  
(Title)

**PROOF OF APPROPRIATION**

Permit No. ....

Recording fee paid

Receipt No. ....

STATE PRINTING DEPT.

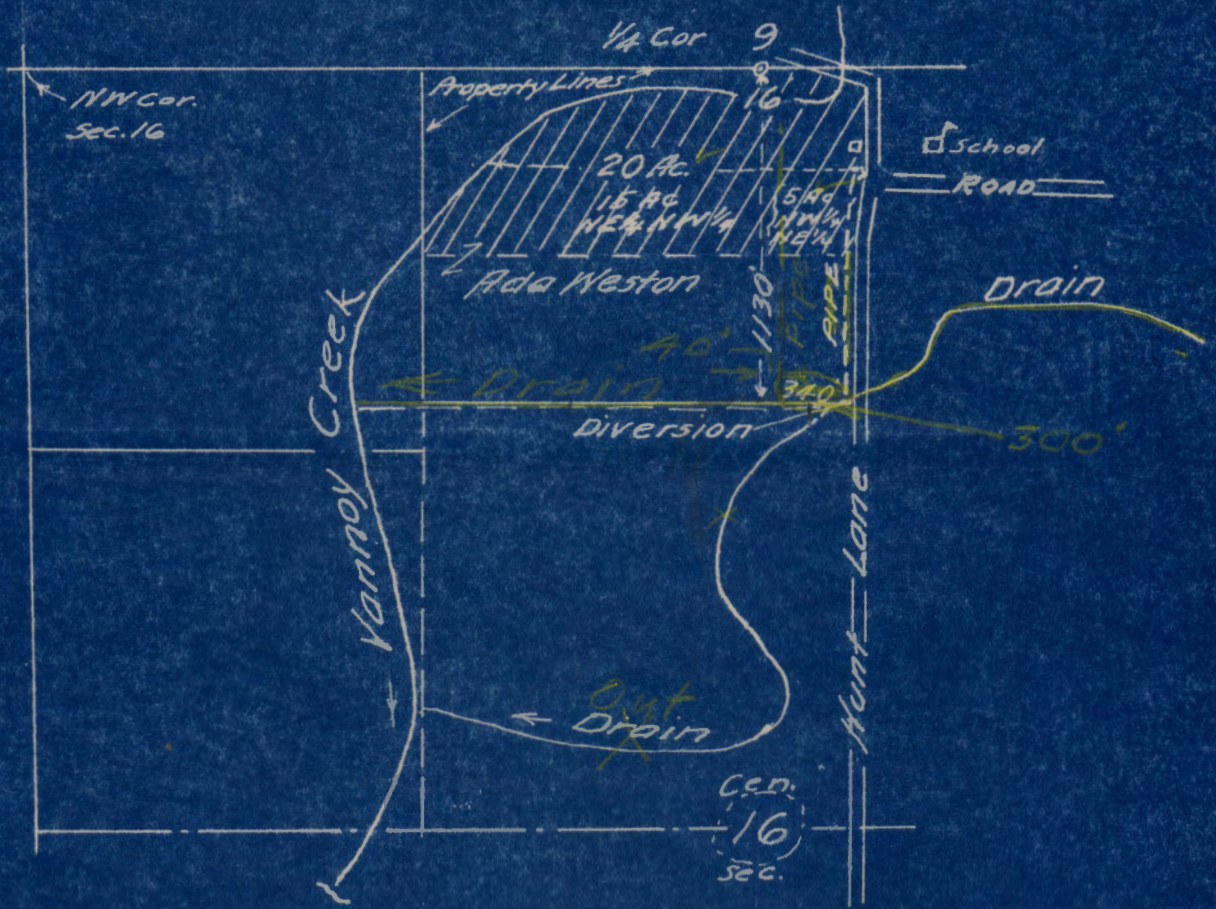


County of \_\_\_\_\_  
STATE OF OREGON

VERIDICAL OF WITNESSES

*[Faint handwritten signatures and text, including names like 'John R. Pearce' and 'Tom R. Pearce']*

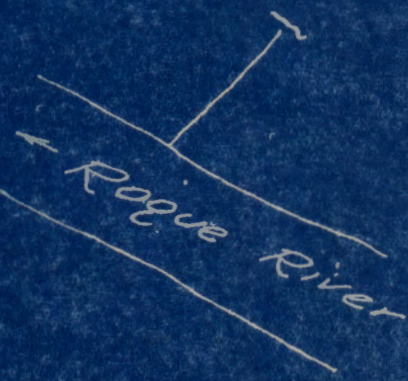
Township 36 South, Range 6 West, W.M.



June 1945

Application No. 20.8.84.

Permit No. 16.358.





RECEIVED  
NOV 19 1947  
STATE ENGINEER  
SALEM, OREGON

STATE OF OREGON  
COUNTY OF JOSEPHINE

ABSTRACT OF CERTIFICATE OF WATER RIGHT NO.15340

Ada Weston of Rt. 2, Box 342, Grants Pass  
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  
Drain Creek  
a tributary of Vannoy Creek to Rogue River, for the purpose of  
irrigation  
under Permit No. 16358 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 31, 1945

that the amount of water to which such right is entitled and hereby con-  
firmed, for the purposes aforesaid, is limited to an amount actually bene-  
ficially used for said purposes, and shall not exceed 0.25 cubic foot per  
second

or its equivalent in case of rotation .

The point of diversion is located in the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 16, Twp. 36 S., R. 6 W.,  
W. M.

The amount of water used for irrigation, together with the amount  
secured under any other right existing for the same lands shall be limited  
to 1/80th 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 from April 2 to October 31 of each year,

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:

5 acres in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 16, Township 36 South, Range 6 West, W. M.  
15 " " " NE $\frac{1}{4}$  NW $\frac{1}{4}$  " " " " " " " " " " " " " " " "

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

REMARKS:

OK.

  
Watermaster

(Make any further remarks on reverse side)

March 15, 1948

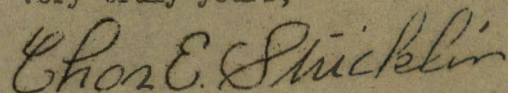
Ada Weston  
Route 2, Box 342  
Grants Pass, Oregon

Dear Madam:

Water right Certificate No. 15340 has been issued in confirmation of your right under Permit No. 16358 and is being forwarded to the clerk of Josephine County today for recording in his records.

After recording it in his records he will forward it to you, and you should receive it within the next few days. In the event that the certificate is not received within a reasonable length of time, I would suggest that you take the matter up with the County Clerk.

Very truly yours,



CHAS. E. STRICKLIN  
State Engineer

May 4, 1946

Mrs. Ada Weston  
Route #2, Box 342  
Grants Pass, Oregon

Dear Mrs. Weston:

Your final proof of appropriation of water under Permit No. 16358 has been received in this office and found acceptable. Receipt is also acknowledged of the certificate recording fee of \$1.00, for which Receipt No. 1319 is enclosed.

The matter of final confirmation of your right by issuance of a water right certificate will be given consideration with the next group which will be issued at a later date. When the certificate is issued, it will be mailed to your county clerk for recording and then delivered by him to you.

Very truly yours,

*Chas E. Stricklin*

CHAS. E. STRICKLIN  
State Engineer

Form 103

IN, STATE ENGINEER  
ETARY  
TION COMMISSION  
MISSION OF OREGON

# STATE OF OREGON

OFFICE OF THE  
**STATE ENGINEER**  
WATER RESOURCES DEPARTMENT  
SALEM

ADDRESS ALL COMMUNICATIONS  
CHAS. E. STRICKLIN, STATE ENGINEER  
SALEM, OREGON

AND REFER TO  
FILE NO. 20884

March 1, 1946

Ada Weston  
R. #2, Box 342  
Grants Pass, Oregon

Dear Madam:

I am enclosing herewith final proof papers in connection with your Permit No. 16358.

The proof should be completed by affixing your affidavit in the proper place and having affixed the affidavit of two witnesses. When the proof has been completed it should be mailed to this office with the \$1.00 statutory certificate recording fee.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By

*Ed K. Humphrey*  
Ed K. Humphrey  
Assistant

EKH:kp  
Enclosures

*Grants Pass, Ore May 1, 1946*

*Dear Mr. Humphrey,  
Mrs Weston requested me to mail  
you the enclosed proof and the \$1.00 bill for  
certificate recording fee.*

*Yours  
Tom Reese  
Waterworks Div #16*

**RECEIVED**  
MAY 2 1946  
STATE ENGINEER  
SALEM, OREGON

20884

April 3, 1946

Ada Weston  
Route 2, Box 342  
Grants Pass, Oregon

Dear Madam:

If you will complete and return the proof papers as explained in our letter of March 1, your water right as evidenced by your Permit No. 16358 will be considered as in line for confirmation by issuance of a certificate.

Yours very truly,

CHAS. E. STRICKLIN  
State Engineer

EKH:CI

By  
Ed K. Humphrey, Assistant

March 1, 1946

Ada Weston  
R. #2, Box 342  
Grants Pass, Oregon

Dear Madam:

I am enclosing herewith final proof papers in connection with your Permit No. 16358.

The proof should be completed by affixing your affidavit in the proper place and having affixed the affidavit of two witnesses. When the proof has been completed it should be mailed to this office with the \$1.00 statutory certificate recording fee.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By

Ed K. Humphrey  
Assistant

EKH:kp  
Enclosures

CHAS. E. STRICKLIN, STATE ENGINEER  
SECRETARY  
WATER RESOURCES DEPARTMENT  
SALEM, OREGON

# STATE OF OREGON

OFFICE OF THE

## STATE ENGINEER

WATER RESOURCES DEPARTMENT  
SALEM

ADDRESS ALL COMMUNICATIONS  
CHAS. E. STRICKLIN, STATE ENGINEER  
SALEM, OREGON

AND REFER TO  
FILE NO. 20884

November 17, 1945

Mr. Tom R. Pearce, Watermaster  
District No. 16  
Grants Pass, Oregon

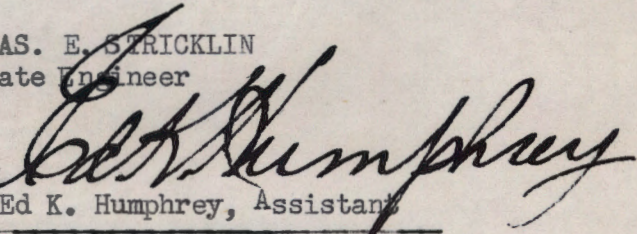
Dear Mr. Pearce:

I am enclosing a blank for making final proof under Permit  
No. 16358 in the name of Ada Weston.

You are requested to make your usual inspection at your con-  
venience and submit the proof to this office with the \$1.00  
certificate recording fee.

Yours very truly,

CHAS. E. STRICKLIN  
State Engineer

By   
Ed K. Humphrey, Assistant

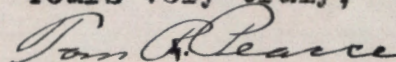
EKH:CI

Grants Pass, Ore., Feb. 27th, 1946

Dear Mr. Humphrey:

Enclosed is form for final proof under Permit  
No. 16358. It was not convenient to obtain the Affi-  
davit of Appropriator or the recording fee.

Yours very truly,



Watermaster District No. 16.

**RECEIVED**  
FEB 28 1946  
STATE ENGINEER  
SALEM, OREGON

20884

November 17, 1945

Mr. Tom R. Pearce, Watermaster  
District No. 16  
Grants Pass, Oregon

Dear Mr. Pearce:

I am enclosing a blank for making final proof under Permit No. 16358 in the name of Ada Weston.

You are requested to make your usual inspection at your convenience and submit the proof to this office with the \$1.00 certificate recording fee.

Yours very truly,

CHAS. E. STRICKLIN  
State Engineer

By  
Ed K. Humphrey, Assistant

EKH:CI



November 16, 1945

Ada Weston  
Route 2, Box 342  
Grants Pass, Oregon

Dear Mr. Weston:

This acknowledges receipt of Forms A, B, and C, being notices of the beginning of construction, completion of construction, and complete application of water under your Permit No. 16358.

Pursuant to your reports and in line with the general practice of this office, a survey will be made at a later date for the purpose of checking the acreage actually irrigated. After this survey, proof may be made by you and certificate issued covering the lands which the survey shows to have been irrigated, and any lands described in your permit that have not been irrigated will be automatically eliminated from your water right.

In the meantime, the permit which you hold will be valid evidence of your water right.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By  
Ed K. Humphrey, Assistant

EKH:mjo

20884

September 1, 1945

Ada Weston  
Route 2, Box 342  
Grants Pass, Oregon

Dear Madam:

Herewith you will find Application No. 20884, Permit  
No. 16358, together with blueprint.

June 2, 1945

Fort Vannoy Irrigation District  
Route 2, Box 351  
Grants Pass, Oregon

Attention: Mr. E. L. McCollum, President

Dear Mr. McCollum:

I am enclosing herewith a copy of an application in the name of Ada Weston for a permit to appropriate water from Drain Creek on property which appears to be within the borders of your district.

If no protest against its approval is received in this office within 30 days from the date of this letter, it will be assumed that there is no objection to the application in question and it will be approved by issuance of a permit.

Yours very truly,

CHAS. E. STRICKLIN  
State Engineer

By  
Ed K. Humphrey, Assistant

EKH:CI  
Enc.  
cc-Hildred Horn, Secretary

WATER RESOURCES DEPARTMENT

ARCE. WATERMASTER  
DISTRICT NO. 16  
REGISTERED ENGINEER NO. 838  
MIA LICENSED SURVEYOR NO. 2301

STATE OF OREGON  
OFFICE OF  
WATER DISTRICT NO. 16  
GRANTS PASS, OREGON

WATER DISTRIBUTION  
HYDROGRAPHIC SURVEYS  
SNOW SURVEYS

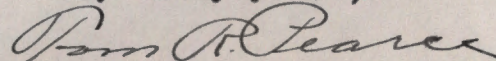
May 29th, 1945

Mr. Chas. E. Stricklin  
State Engineer,  
Salem, Oregon.

Dear Mr. Stricklin:

Enclosed is an application for a permit  
to appropriate water in the name of Ada Weston.  
Also enclosed is my check for \$9.50 for the  
filing fees.

Very truly yours,



Watermaster District No. 16.

Beginning at a point 359.2 feet East of the Quarter Corner between Sections 9 and 16, in Township 36 South, Range 6 West of the Willamette Meridian, Oregon, and running thence West 1693 feet to an iron post; thence South 1136.6 feet; thence East 1623 feet, and thence East of North to the place of beginning, containing 43 acres, more or less.

RECEIVED  
MAY 31 1945  
STATE ENGINEER  
SALEM, OREGON