



WATER RIGHT OWNERSHIP UPDATE FORM

STATE OF OREGON
WATER RESOURCES DEPT
ATTN: WATER RIGHTS
725 SUMMER STREET NE, SUITE A
SALEM OREGON 97301-1271

RECEIVED

JAN 07 2005

WATER RESOURCES DEPT
SALEM, OREGON

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 water right stays with the land. In order to keep track of water right ownership, ORS 537.330 requires persons selling property that has a Water Right Certificate to: 1) provide evidence of the Water Right Certificate to the buyer and 2) notify the Water Resources Department of the Water Right Certificate involved with the real estate transaction. Sellers are exempted from this requirement if the water uses are served by a water district or a city.

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: PAUL & JOYCE LIVE BAUGH
First Last
Mailing address: 1351 SPEAKER ROAD
City WOLF CREEK State Oregon Zip 97497
Phone: N/A Home Work Other

Property Buyer Information:

Applicant: VERNON BAUER
First Last
Mailing address: 1351 SPEAKER ROAD
City WOLF CREEK State Oregon Zip 97497
Phone: N/A Home Work Other

Property Description (attach additional pages if necessary):

County: JOSEPH Township: 33 Range: 05-07 Section: 000301-00
Tax lot number(s): R 300042

Metes & bounds description (or attach a copy of your property deed & tax lot map with the parcels highlighted):

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

57112 54495 2903
Application #: 515104 Permit #: 511020 Certificate #: 10823
Will all the lands associated with this water right be owned by the buyer? Yes ☒ No ☐

Name of individual completing this form: MAX JAMES Signature: [Signature]

Phone: 541-863-3800 Date:

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. E., F. W. and A. H. GILLIAM

of **Wolf Creek**, 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
Boardtree Creek
a tributary of **Rogue River** for the purpose of
Mining
under Permit No. 11020 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 **August 25, 1953**;

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
2.0 cubic feet per second measured at the point of diversion from the stream.

The point of diversion is located in the **NW¹NE¹** of Section **18**, Township **33S**, Range **5 W**, W. M.
The use hereunder for irrigation shall conform to such reasonable rotation system as may be
ordered by the proper state officer.

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 in case of rotation.

A description of the lands irrigated under the right here confirmed, and to which such
right is appurtenant (if for irrigation, or any other purpose), is as follows:

PLACE OF USE:

NE¹SW¹ and **NW¹SE¹**, Section **7**,
Township **33 South**, Range **5 West**, W. M.

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

After the expiration of fifty years from the date of this certificate or on the expiration of
any federal power license issued in connection with this right, and after not less than two years
notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have
the right to take over the dams, plants and other structures and all appurtenances thereto which have
been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon
condition that before taking possession the State or municipality shall pay not to exceed the fair
value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and
dependable property of the holder of this certificate, not taken over, as may be caused by the
severance therefrom of the property taken in accordance with the provisions of section 47-508,
Oregon Code 1930.

WITNESS the signature of the State Engineer,

offixed this **18th** day
of **July**, 195 **4**

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume **10**, page **10823**.

Water Rights Information Query Results

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WATER RESOURCES DEPT
SALEM, OREGON

Owner(s) Information
R.E./F.W./A.H. GILLIAM
WOLF CREEK OR 97497

Application(s)
Application Received
818104

Map

Permit(s)
Permit Signature
811020 07/18/1934 Map

Certificate(s)
Certificate Signature Certificate Type
10823 07/18/1934 Original

Claim(s)
N/A

Decree(s)
N/A

Order(s)
N/A

Transfer(s)
N/A

Misc. Info
Authority File Location
Salem

Workflow Tracking
N/A

Point(s) of Diversion

Location (T-R-S-QQ)	DLC/Lot	Source	Tributary to	Max Rate	Rate	Max Acre Feet	Acre Feet	Legal Description	Remarks
33.08-S.0W-18-NWNE		BOARD TREE CR	WOLF CR	2.0	2.0				

Uses from this Point of Diversion

Use P/S	Priority	Start Date	End Date	Acres	Duty Limit	Max Rate	Rate	Max Acre Feet	Acre Feet	Status	Remarks
MI P	08/25/1933	1/1	12/31			2.0	2.0			NC	

Place of Use

Use P/S	Priority	Date	Location (T-R-S-QQ)	DLC/Lot	Acres	Status	Remarks
MI P	08/25/1933		33.08-S.0W-7-NE2W			NC	
MI P	08/25/1933		33.08-S.0W-7-NWSE			NC	

View History

Return to the Water Right Information search screen

Phillip G. Ward, Acting Director
Oregon Water Resources Department • 725 Summer ST NE, Suite A • Salem, OR 97301 • Phone: 503-986-0900 • Fax: 503-986-0903

STATE OF OREGON

WATER DIVISION NO.

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

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

This is to Certify, That FRED GILLIAM

of Wolf Creek, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Wolf Creek, a tributary of Grave Creek, for the purpose of the irrigation of 4 acres of land

under Permit No. 4495 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 1,

at page 368, on the 17th day of November, 1920; that the priority of

the right hereby confirmed dates from March 2, 1920; 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 0.05 cubic feet per second or its equivalent in case of rotation. The use hereunder shall conform to any reasonable rotation system ordered by the proper State Officer. A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 4 acres in the Northeast quarter of Southwest quarter of Section Seven, Township Thirty-three South, Range Five West of Willamette Meridian, in Josephine County, Oregon.

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

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 1st day

of December, 1920.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By PERCY A. CUPPER
State Engineer, President

Attest: R. W. POTTER
Secretary

Recorded in State Record of Water Right Certificates, Volume 4, Page 2903

Water Rights Information Query Results

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 WATER RESOURCES DEPT
SALEM, OREGON

Owner(s) Information
FRED GILLIAM
WOLF CREEK OR 97487

Application(s)	Permit(s)	Certificate(s)
Application Received	Permit Signature	Certificate Signature Certificate Type
S 7112 Map	S4495 12/01/1920 Map	2003 12/01/1920 Original

Claim(s)	Decree(s)	Order(s)
n/a	n/a	n/a

Transfer(s)	Miss. Info
n/a	Authority File Location Salem

Workflow Tracking
n/a

Point(s) of Diversion

Location (T-R-S-QQ)	DLC/Lot	Source	Tributary to	Max Rate	Rate	Max Acre Feet	Acre Feet	Legal Description	Remarks
33.08-5.0W-7-NESW		WOLF CR	GRAVE CR	0.05	0.05				

Uses from this Point of Diversion

Use #/S	Priority Date	Start Date	End Date	Acres	Duty Limit	Max Rate	Rate	Max Acre Feet	Acre Feet	Status	Remarks
IR P	03/02/1920	1/1	12/31			0.05	0.05			NC	

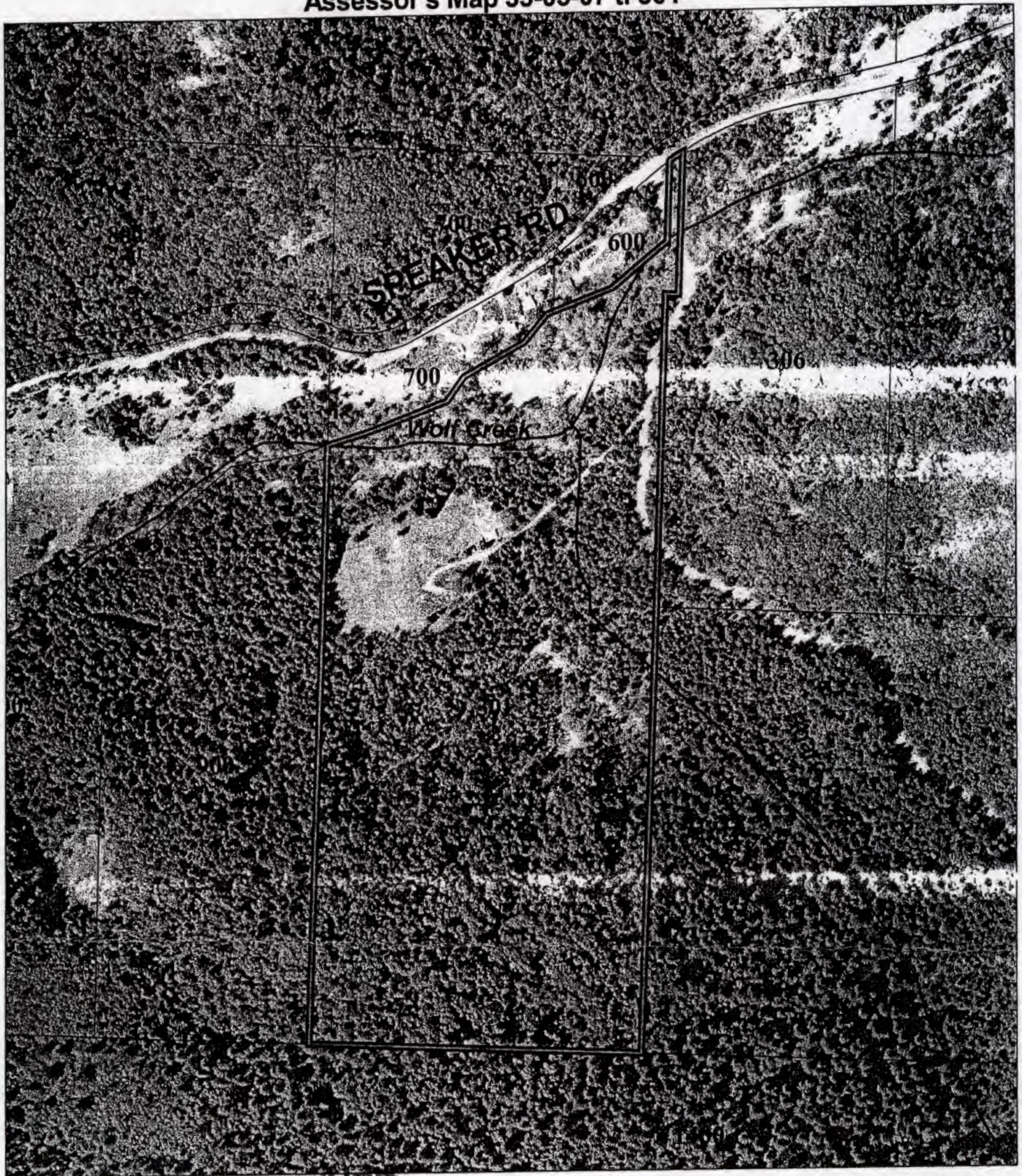
Place of Use

Use #/S	Priority Date	Location (T-R-S-QQ)	DLC/Lot	Acres	Status	Remarks
IR P	03/02/1920	33.08-5.0W-7-NESW		4.0	NC	

View History

Return to the Water Right Information search screen

Phillip C. Ward, Acting Director
 Oregon Water Resources Department • 725 Summer ST NE, Suite A • Salem, OR 97301 • Phone: 503-988-0900 • Fax: 503-988-0903



Legend

	Taxlots
Water (line)	
	Class 1
	Class 2
2002 Airphotos	

RECEIVED

JAN 07 2005

WATER RESOURCES DEPT
OREGON

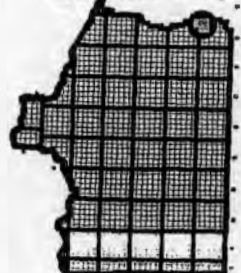
The information in this map is furnished for general information purposes only. This information is provided without warranties of any kind, express or implied, and it should not be used to support any purchase or other investment. Neither Josephine County, Cave Junction, nor Grants Pass will accept responsibility for any errors or inaccuracies in the depicted information.



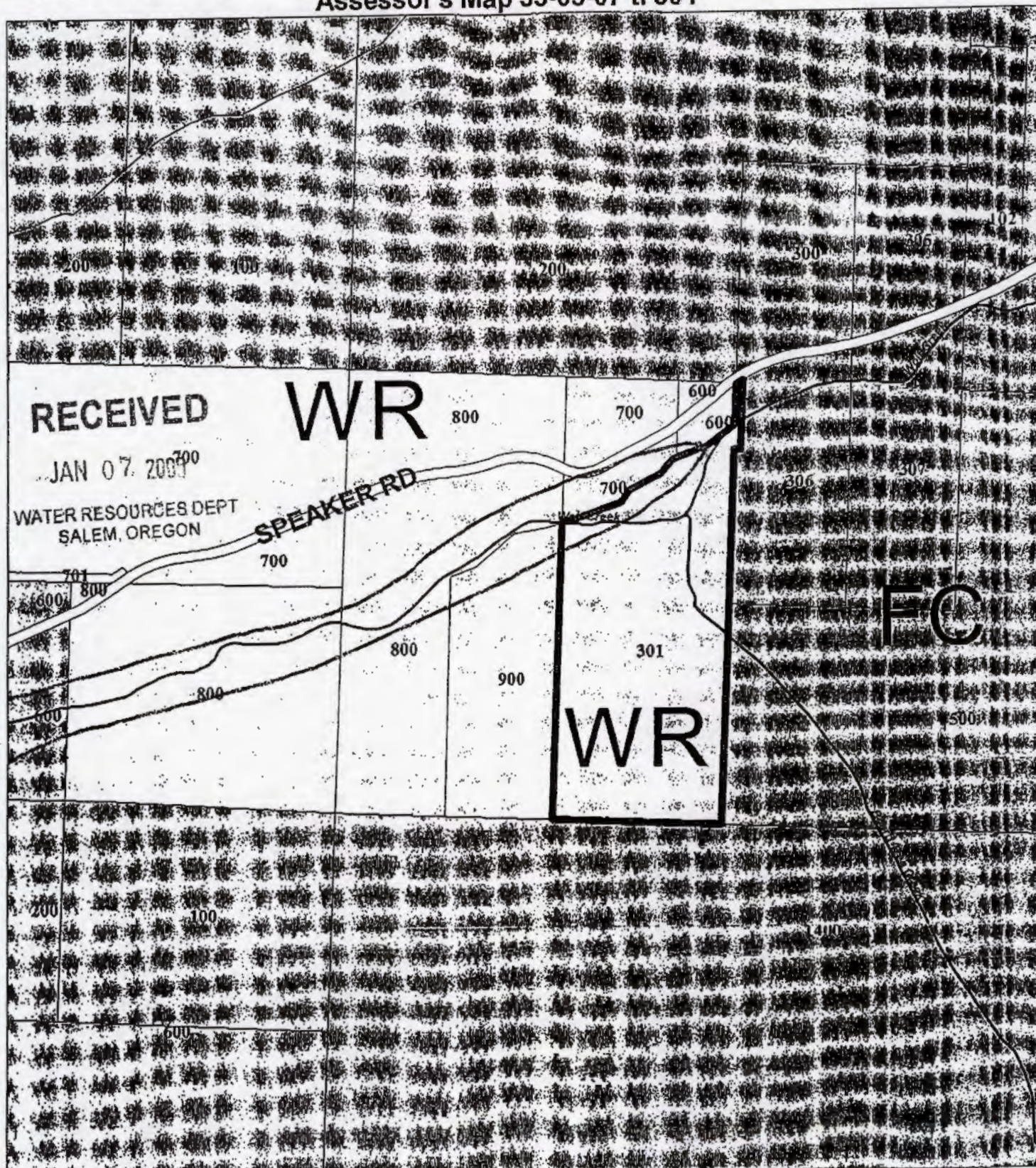
Scale
1:4800



Locator Map



Assessor's map 33-05-07 tl 301



Legend

FEMA Flood Map	
	Undervented
	Tornado
Water (line)	
	Class 1
	Class 2
Zone	
	FC-Forest Commercial
	WR-Woodland Resource

900 0 900 1800 Feet

The information on this map is furnished for general interest purposes only. This information is provided without warranties of any kind, express or implied, and it should not be used to support any purchase or other investment. Neither Josephine County, Grants Junction, nor Grants Pass will accept responsibility for any errors or inaccuracies in the depicted information.



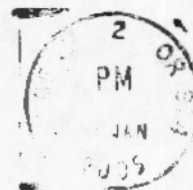
Scale
1:9717



Locator Map

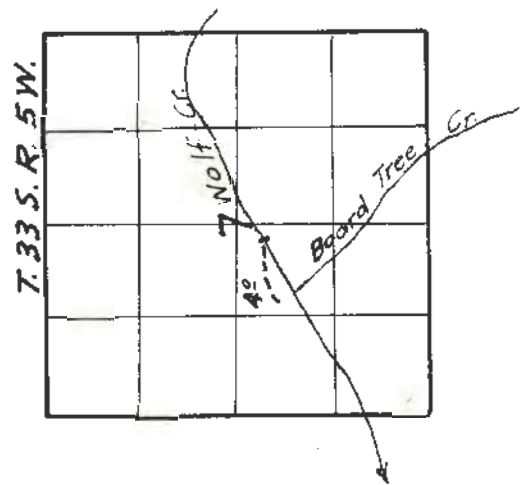


Max F James
% All State Real Estate
Box 25
Myrtle Creek, Or 97457



STATE OF OREGON
WATER RESOURCES DEPT
ATTN: WATER RIGHTS
725 SUMMER ST NE SUITE A
SALEM, OREGON 97301-1271

97301+1271 



sketched from app. map

A. 7112

NOTICE OF BEGINNING OF CONSTRUCTION

I, Fred Sullivan, the holder of Application No. 7112, being Enlargement Permit No. 4495, issued by the State Engineer of the State of Oregon (Reservoir or Enlargement) for the appropriation of 0.1 second-feet of the waters of Golf Creek, in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, began the actual construction of the works described therein on the 21 day of May, 1920, being within the time limitation as fixed in said permit for the beginning of construction work.

The appropriator should state the manner of beginning construction work, number of men and teams 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.

All help I had on my all tools used was mottock and shovel
The evening of the second day had water on headland

IN WITNESS WHEREOF, I have hereunto set my hand this 21 day of May, 1920.
Golf Creek Oregon Fred Sullivan
(Present Address) (Signature of Applicant)

Fill out, detach, and mail to the Secretary, State Water Board, Salem, Oregon.

NOTICE OF COMPLETION OF CONSTRUCTION

I, Fred Sullivan, the holder of Application No. 7112, being Enlargement Permit No. 4495, issued by the State Engineer of the State of Oregon (Reservoir or Enlargement) for the appropriation of 0.1 second-feet of the waters of Golf Creek, in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, have completed the construction of the works described therein the 22 day of May, 1920, being within the time limitation as fixed in said permit or extended by the State Water Board for the completion of construction work.

Remarks:

Taken a little less work than expected
If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the lands described

in your permit, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 22 day of May, 1920.
Golf Creek Oregon Fred Sullivan
(Present Address) (Signature of Applicant)

Fill out, detach, and mail to the Secretary, State Water Board, Salem, Oregon. Form D should be used in reporting progress of work if more than one year has been allowed for completion.

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Fred Sullivan, the holder of Application No. 7112, being Enlargement Permit No. 4495, issued by the State Engineer of the State of Oregon (Reservoir or Enlargement) for the appropriation of 0.1 second-feet of the waters of Golf Creek, in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, completely applied the water to a beneficial use, on the 22 day of May, 1920, being the time limitation as fixed in said permit or extended by the State Water Board for the complete application of water to a beneficial use.

Remarks:

The water is surely put to good and if you have any doubt of come and take a birds eye view of my little place
If all of the water granted in the permit had not been fully applied in beneficial use, you should so state, so that delinquent appropriators may have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 22 day of May, 1920.
Golf Creek Oregon Fred Sullivan
(Present Address) (Signature of Applicant)

Fill out, detach, and mail to the Secretary, State Water Board, Salem, Oregon.

August 20, 1920.

Mr. M. L. Opdycke,
Grants Pass, Oregon.

Dear Sir:

Proofs of appropriation of water under permits Nos. 4179, 4090 and 4495, together with check for \$3.00 to cover recording fees have been received and filed in this office.

These proofs appear to be in proper form and will be presented to the Board at its next meeting for approval and issuance of final water right certificates.

Yours very truly,

Asst. Secretary.

Encls.

Hoff Creek Oregon
Aug. 12 1920

Mr H. Babcock
Salem Oregon

Dear Sir

I have never
received nor heard from
any Blanks to file out
for water right under permit
4495

Yours Respectfully
Fred Williams

OFFICE OF STATE WATER BOARD
RECEIVED

AUG 12 1920

August 16, 1920.

Mr. Fred Gilliam,

Wolf Creek, Oregon.

Dear Sir:

Your letter of the 12th., relative to final proof under permit No. 4495 has been referred to Mr. Opdycke, and I trust you will hear from him in the near future.

Yours very truly,

Asst. Secretary.

August 16, 1920.

Mr. M. L. Opdycke,
Water Master District No. 16,
Grants Pass, Oregon.

Dear Sir:

Under date of July 26th we forwarded you blank for proof of appropriation of water under permit No. 4496, in the name of Fred Gilliam and so advised Mr. Gilliam. Under date of August 12th he writes this office he has heard nothing from you in regard to this matter.

Kindly take this matter up as soon as possible and oblige,

Yours very truly,

Asst. Secretary.

PERCY A. CUPPER, STATE ENGINEER
PRESIDENT OF THE BOARD
SALEM

GEO. T. COCHRAN
STATE WATER SUPERINTENDENT
LA GRANDE

R. W. POTTER
SECRETARY



STATE WATER BOARD
SALEM

July 26, 1920.

Mr. Fred Gilliam,

Wolf Creek, Oregon.

Dear Sir:

Blank for proof of appropriation of water under permit No. 4495 has been mailed to M. L. Opdycke, Water Master for your district, who will make an inspection and assist you in filling out the proof at an early date.

When this proof has been properly filled out, it should be transmitted to this office, together with \$1.00 to cover recording fee for certificate of water right.

Yours very truly,

H. N. Babcock
Asst. Secretary.

OFFICE OF STATE WATER BOARD
RECEIVED
AUG 13 1920
SALEM, OREGON.

July 26, 1920.

Mr. Fred Gilliam,
Wolf Creek, Oregon.

Dear Sir:

Blank for proof of appropriation of water under permit No. 4495 has been mailed to M. L. Opdycke, Water Master for your district, who will make an inspection and assist you in filling out the proof at an early date.

When this proof has been properly filled out, it should be transmitted to this office, together with \$1.00 to cover recording fee for certificate of water right.

Yours very truly,

Asst. Secretary.

Half Creek Oregon

May 27 1920

OFFICE OF STATE WATER BOARD
RECEIVED

JUN 2 1920

OREGON.

Secretary State Water Board

Salem Oregon

Gentlemen

I forgot to send my
reports in just the proper time
Please excuse

Yours Respectfully

Fred Williams

8. During what months is water beneficially used? May, June, July, August, September, October
9. State the character of the soil and kind of crops raised Sandy loam, Berries, & garden
10. Does the accompanying blue print of the map filed with your permit show correctly the location of diverting works and area of land where water is used? Yes
11. If not, state wherein such map is in error

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

13. If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other purpose than irrigation, give the extent and method of such use

STATE OF OREGON,
County of Josephine } ss.

I, Fred Gilliam, 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 17th day of August, 1920.

Subscribed and sworn to before me this 17th day of August, 1920.

(Notarial Seal) M. C. Davis
Notary Public for Oregon.
My commission expires Just before 1st of Dec

AFFIDAVIT OF WITNESSES

We, J. W. Steward, and Anna J. Steward,
of Watz Creek, Oregon, 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. 4495; 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.

J. W. Steward
Anna J. Steward

Subscribed and sworn to before me this 17th day of August, 1920.

(Notarial Seal)

M. C. Davis
Notary Public for Oregon
My commission expires Justice of the Peace
Watz Creek, Ore.

PROOF OF APPROPRIATION

Permit No. 4495.....

^{1.00}..... fee paid

Receipt 3082

OFFICE OF STATE WATER BOARD
RECEIVED

AUG 20 1920

SALEM, OREGON.

Approved:

Priority date - March 2, 1920

RECEIVED BY MAIL

7112

April 6, 1920

Mr. Fred Gilliam,
Wolf Creek, Josephine Co.,
Oregon.

Dear Sir:- Herewith you will find Application No. 7112, being Permit No. 4495,
which has been approved and recorded in this office.

Applicat ion No. 7112.

March 23rd, 1920.

Mr. Fred Gilliam,
Wolf Creek,
Oregon.

Dear Sir:

I am in receipt of your application No. 7112 which had been returned for completion. I am also in receipt of one map.

The application will be taken up for approval as soon as same can be reached and you will be further advised.

Very respectfully,

RS-R.

Percy A. Cupper,
State Engineer.

7112
March 2, 1920

Mr. Fred Gilliam,
Wolf Creek, Gilliam Co.,
Oregon.

Dear Sir:-

I am in receipt of your application for permit to appropriate water for irrigation purposes. I am also in receipt of one map. This application has been numbered 7112 and is returned herewith for answers to Questions Nos. 9, 12, 13, 14, 15 and signatures of applicant and witnesses.

Under Question 9 the number of acres in each 40-acre tract should be set forth. I am enclosing a thin township plat and trust you will be able to make a map showing the location of the stream, from source of supply, the location of the point of diversion, the location of the ditch lines and the number of acres to be irrigated within each 40 acre tract.

The application completed and accompanied by the required map should be returned to this office on or before April 2nd.

Very respectfully

Percy A. Capper,
State Engineer.

ENC-14

You will find my official receipt No. 7392 for \$5.60,
as fees on this application.