

STATE OF OREGON  
COUNTY OF JACKSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD K. AND DARLENE N. McCULLOCH  
40 LAKE CREEK LOOP ROAD  
EAGLE POINT, OREGON 97524

confirms the right to use the waters of LITTLE BUTTE CREEK, a tributary of ROGUE RIVER, for the purpose of IRRIGATING 7.1 ACRES.

The right has been perfected under Permit 49877. The dates of priority are MARCH 13, 1986 FOR 0.013 CFS AND JUNE 2, 1986 FOR 0.076 CFS. The right is limited to not more than 0.089 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:

NE 1/4 NE 1/4, SECTION 24, T 36 S, R 1 E, W.M.; 330 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 24.

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 4.5 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:

SE 1/4 SE 1/4 2.4 ACRES  
SECTION 13  
  
NE 1/4 NE 1/4 4.7 ACRES  
SECTION 24  
TOWNSHIP 36 SOUTH, RANGE 1 EAST, 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. 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 APRIL 16, 1991.

WILLIAM H. YOUNG  
William H. Young

Recorded in State Record of Water Right Certificates numbered 65617.

68686.JCL

STATE OF OREGON

WATER DIVISION NO. 1 COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

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

This is to Certify, That D. W. DANIELS and the estate of GUST NYGREN

of Brownsboro, 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 Little Butte Creek, a tributary of Rogue River, for the purpose of the irrigation of 85 acres of land

under Permit No. 1200 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 280, on the 9th day of March, 1918; that the priority of the right hereby confirmed dates from May 23, 1912; 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 1.06 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: Thirty-eight acres in the Southwest quarter of Southeast quarter; fifteen acres in the Southeast quarter of Southeast quarter; five acres in the Northwest quarter of Southeast quarter and seven acres in the Northeast quarter of Southwest quarter of Section Thirteen; ten acres in the Northeast quarter of Northeast quarter and ten acres in the Northwest quarter of Northeast quarter of Section Twenty-four, Township Thirty-six South, Range One East of Willamette Meridian, in Jackson 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 26th day

of March, 1918.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

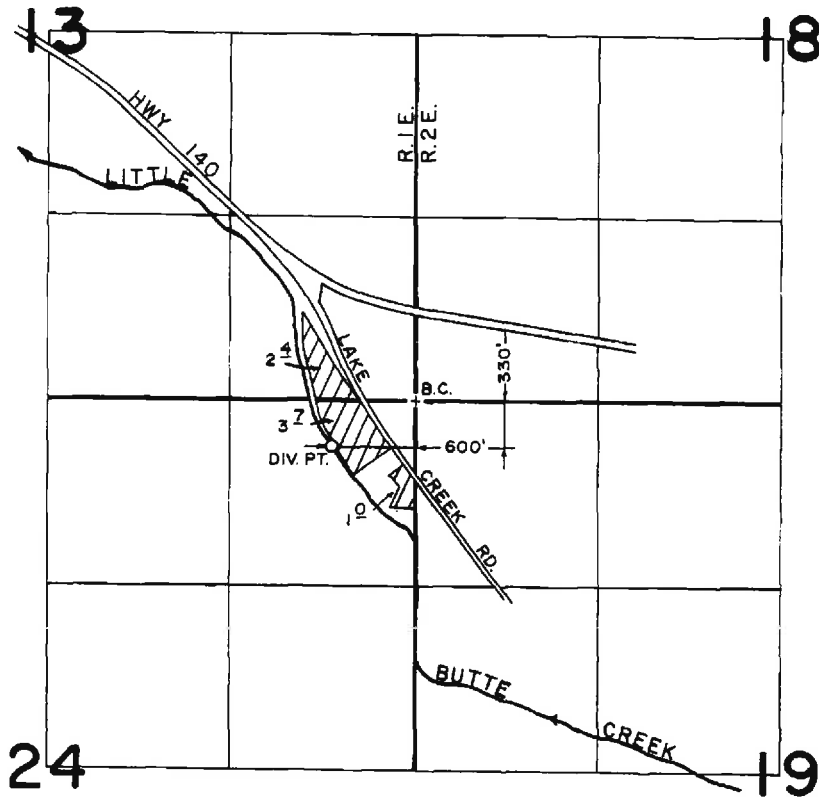
By JOHN H. LEWIS, State Engineer, President

Attest: R. W. POTTER, Secretary

Recorded in State Record of Water Right Certificates, Volume 3, Page 1950.



T. 36 S., R. 18 & 2 E., W.M.



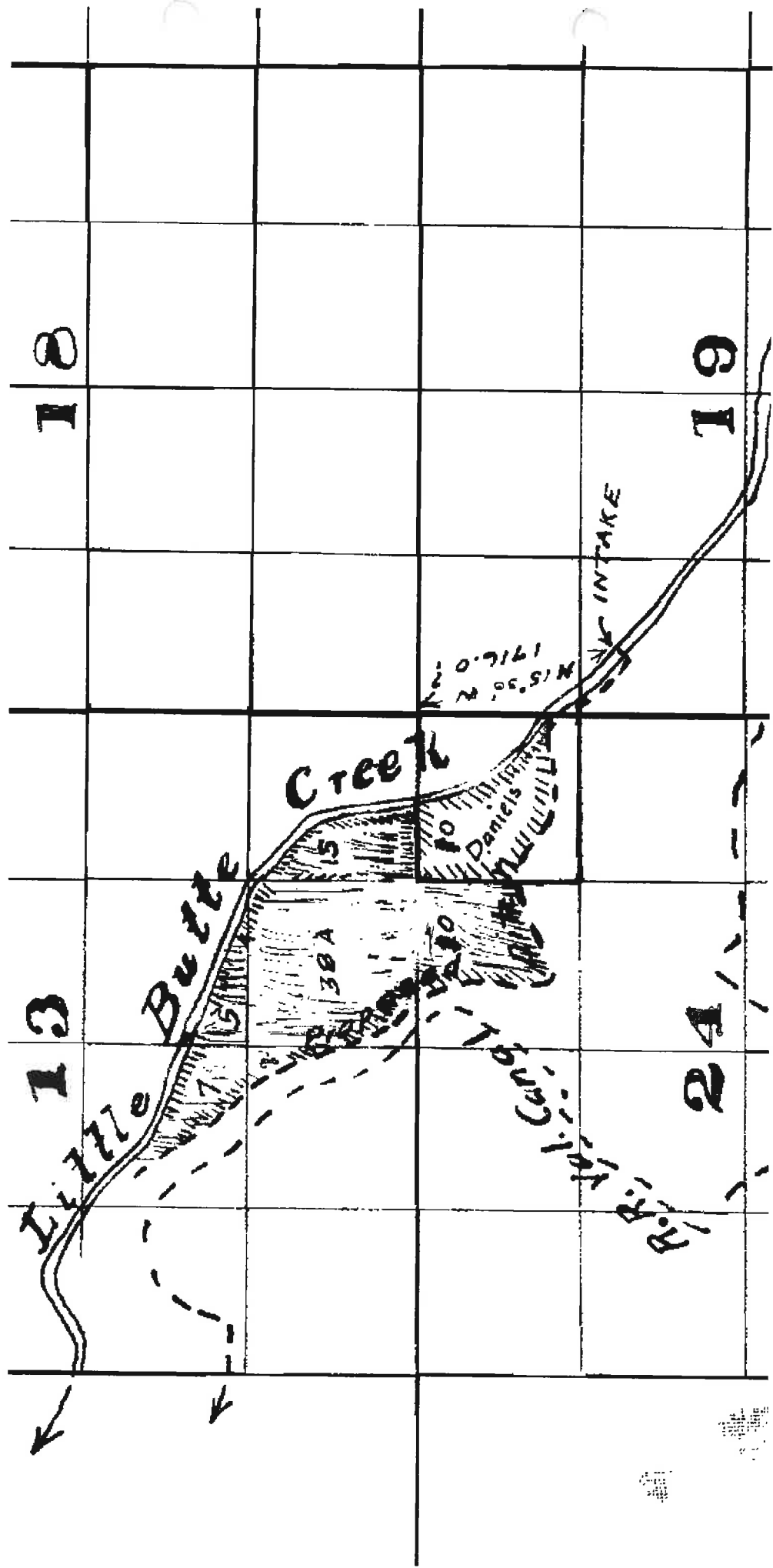
SCALE: 1" = 1320'

**FINAL PROOF SURVEY**  
UNDER

Application No. 68686.. Permit No. 49877.....  
IN NAME OF

**RICHARD K. & DARLENE N. McCULLOCH**

Surveyed MAY 31, 1989, by B. S. JAMES.....



18

19

13

24

Little Butte

Creek

WATER INTAKE

N 15.36' W 1916.0'

Daniel's

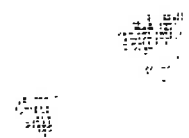
38A

15

10

10

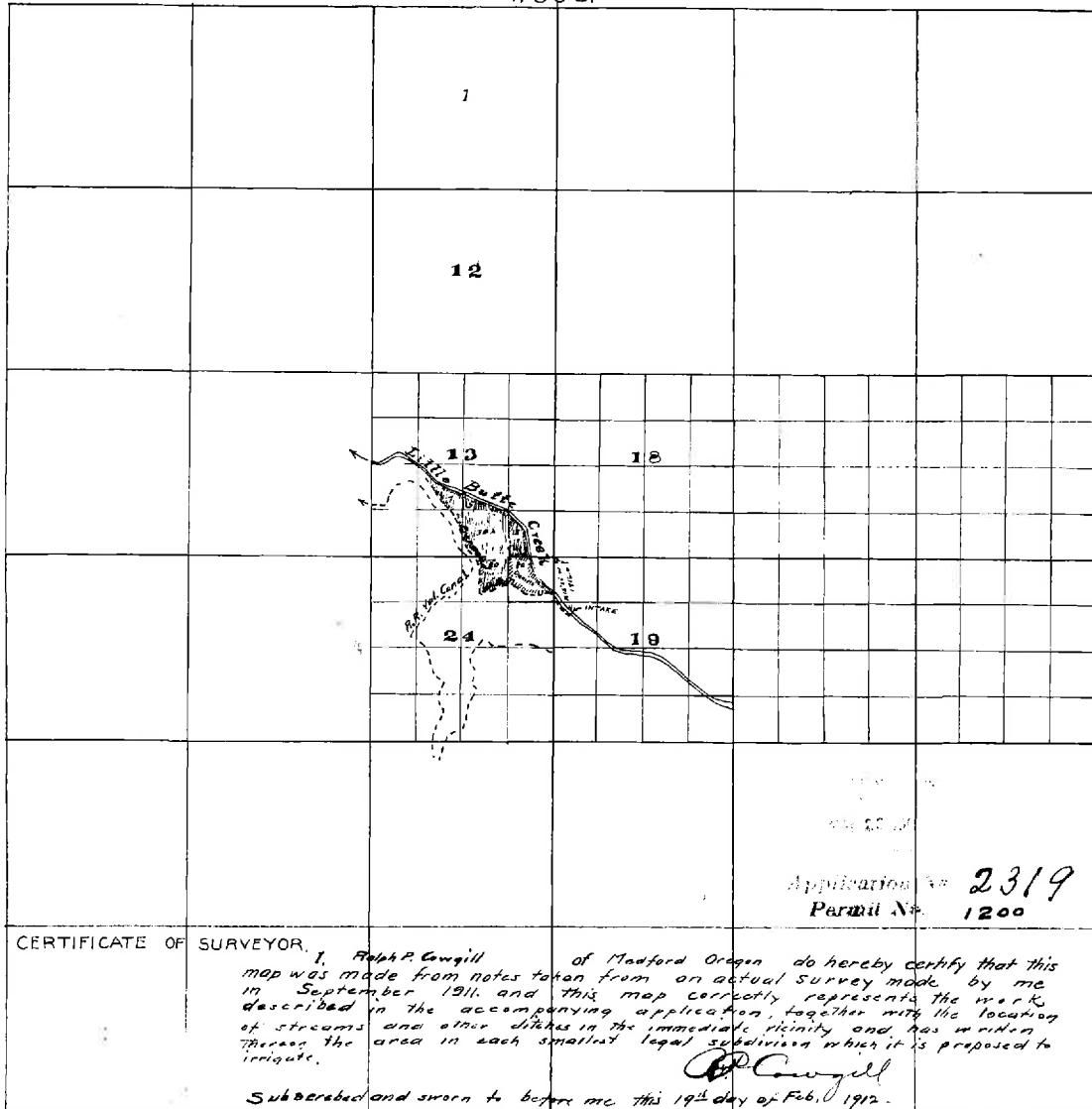
Big Spring



Range 1 E.

Range 2 E.

T. 36 S.



Application No. 2319  
Permit No. 1200

CERTIFICATE OF SURVEYOR.

I, *Ralph P. Cowgill* of Madford Oregon do hereby certify that this map was made from notes taken from an actual survey made by me in September 1911, and this map correctly represents the marks described in the accompanying application, together with the location of streams and other ditches in the immediate vicinity and has written thereon the area in each smallest legal subdivision which it is proposed to irrigate.

*R. P. Cowgill*

Subscribed and sworn to before me this 19<sup>th</sup> day of Feb., 1912.

*Walter Stephens*  
Notary Public State of Oregon



## STATE OF OREGON

County of JACKSON

### PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 68686 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 Richard K. and Darlene N. McCulloch of 290 South Fork Little Butte Creek Road, Eagle Point, Oregon, 97524, phone 826-7237, for the use of the waters of Little Butte Creek, a tributary of Rogue River, for the PURPOSE of irrigation of 10.0 acres,

that the PRIORITY OF THE RIGHT dates from March 13, 1986 for 0.013 cfs and June 2, 1986 for 0.112 cfs,

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.125 cubic foot per second.

The POINT OF DIVERSION is to be LOCATED: 560 feet South 57 degrees West from the Southeast corner of Section 13, being within the NE 1/4 NE 1/4 Section 24, Township 36 South, Range 1 East, WM, in the County of Jackson.

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

Township 36 South, Range 1 East, WM	Section 13 SE1/4 SE1/4	4.0 acres
	Section 24 NE1/4 NE1/4	6.0 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 4.5 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, 1988, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 88.

Complete application of the water to the proposed use shall be made on or before October 1, 19 89.

Witness my hand this 30th day of January, 19 87.

/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 68686

"CERTIFICATE NO. 65617"

PERMIT

49877

Permit No. 1200

CERTIFICATE NO. 1950

## APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

We, Gust. Nygren, D W Daniels  
(Name of Applicant.)  
of Lake Creek, County of Jackson  
(Postoffice)  
State of Oregon, do hereby make application for a permit to appropriate the  
following described public waters of the State of Oregon, subject to existing rights:

If the applicant is a corporation, give date and place of incorporation.....

1. The source of the proposed appropriation is Little Butte Creek  
(Name of stream)
2. The amount of water which the applicant intends to apply to beneficial use is  
1.10 cubic feet per second.
3. The use to which the water is to be applied is Irrigation  
(Irrigation, power, mining, manufacturing,  
domestic supplies, etc.)
4. The point of diversion is located 1716'.0 S 15°30' East from NW cor. Section 19  
(Give distance and bearing to section corner)  
Tp. 36 S. R. 2 E. W. M.

being within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 19, Tp. 36 S  
(Give smallest legal subdivision) (No. N. or S.)  
R. 2 E, W. M., in the county of Jackson  
(No. E. or W.)

5. The main ditch to be about one miles in  
(Main ditch, canal or pipe line)  
length, terminating in the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 13, Tp. 36 S, R. 1 E,  
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)  
W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Nygren - Daniels' Ditch

### DESCRIPTION OF WORKS

#### Diversion Works—

7. (a) Height of dam 2'.0 feet, length on top 60 feet, length at bottom  
60 feet; material to be used and character of construction  
(Loose rock, concrete,  
Loose rock to be placed each year after high water period or log dam  
masonry, rock and brush, timber crib, etc., wasteway over or around dam)

- (b) Description of headgate Wood, with fish screen  
(Timber, concrete, etc., number and size of openings)

\*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

Canal System—

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line) 3.00 feet; width on bottom 2.5 feet; depth of water... feet; grade 1.5 feet fall per one thousand feet.

(b) At... miles from headgate: Width on top (at water line)... feet; width on bottom... feet; depth of water... feet; grade... feet fall per one thousand feet.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

Irrigation—

9. The land to be irrigated has a total area of 85 acres, located in each smallest legal subdivision, as follows:

38 acres SW 1/4 SE 1/4

(Give area of land in each smallest legal subdivision which you intend to irrigate)

10 acres NE 1/4 NE 1/4 24 and

15 acres SE 1/4 SE 1/4 Sec. 13

10 acres NW 1/4 NE 1/4 Sec. 24

5 acres NW 1/4 SE 1/4 and

7 acres NE 1/4 SW 1/4, All in Sec. 13 Tp 36 So. R 1 E. W. M.

(If more space required, attach separate sheet)

Power, Mining, Manufacturing, or Transportation Purposes—

10. (a) Total amount of power to be developed... theoretical horsepower.

(b) Total fall to be utilized... feet. (Head)

(c) The nature of the works by means of which the power is to be developed...

(d) Such works to be located in... of Sec. (Legal subdivision)

Tp... R... W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? (Yes or No.)

(f) If so, name stream and locate point of return... Sec... Tp... R... W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is...

(h) The nature of the mines to be served...



Municipal Supply—

11. To supply the city of .....  
..... County, having a present population of....., and an  
(Name of) estimated population of.....in 19.....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$.....
- 13. Construction work will begin on or before .....
- 14. Construction work will be completed on or before .....
- 15. The water will be completely applied to the proposed use on or before.....

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the Board of Control, accompany this application.

Gust Nygren

(Name of applicant)

D McDaniels

Signed in the presence of us as witnesses:

- (1) Chas Klinge Lake Creek  
(Name) (Address of witness)
- (2) Elsie Klinge Lake Creek  
(Name) (Address of witness)

Remarks: .....  
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STATE OF OREGON, }  
County of Marion } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction or completion, as follows: .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before....., 19.....

WITNESS my hand this..... day of....., 19.....

State Engineer.

1200(c)

15

Application No. 2319

Permit No. 1200

**PERMIT**  
TO APPROPRIATE THE PUBLIC WATERS OF  
THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received in the office  
of the State Engineer at Salem, Oregon, on the  
23 day of May  
1912 at 8:00 o'clock A. M.

Returned to applicant for correction

Corrected application received

Approved  
Jul 10 1912

Recorded in Book No. 5 of Permits on  
Page 1200

John H Lewis

DEI HGB 15.75 State Engineer.  
1 map

STATE OF OREGON, }  
County of Marion } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: The appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft. per sec. for each acre irrigated. The use hereunder shall conform to any reasonable rotation system ordered by the proper State officers.

The priority date of this permit is May 23, 1912

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1 & 6/100 (1.06) cubic feet per second. or its equivalent in case of rotation

Actual construction work shall begin on or before July 10, 1913

and shall thereafter be prosecuted with reasonable diligence and be completed on or before

June 1, 1914 EXTENDED TO 6/1/15  
EXTENDED TO 9/1/15 - 6/1/17

Complete application of the water to the proposed use shall be made on or before

October 1, 1915  
EXTENDED TO 10/1/17

WITNESS my hand this 10th day of July, 1912

John H Lewis

State Engineer.

Water Right Information Query Results													
<b>Contact Information</b>	<b>Documents</b> <a href="#">View all scanned documents</a>												
<p>▼ <b>Current contact information</b></p> <p>APPLICANT:                      ▶ RICHARD K MCCULLOCH                      40 LAKE CREEK LOOP                      EAGLE POINT, OR 97524</p>	<p>▼ <b>Application: P 74390</b></p> <p>▶ Received: 7/20/1994</p> <table border="1"> <thead> <tr> <th colspan="4">Application Workflow</th> </tr> <tr> <th>Action</th> <th>Date</th> <th>Result</th> <th>Completed By</th> </tr> </thead> <tbody> <tr> <td>Application Filed</td> <td>7/20/1994</td> <td></td> <td></td> </tr> </tbody> </table> <p>▶ Unable to view right in new web mapping because this water right is not currently mapped.                      ▶ <a href="#">View Places of Use from Water Rights in the Same Area</a></p>	Application Workflow				Action	Date	Result	Completed By	Application Filed	7/20/1994		
Application Workflow													
Action	Date	Result	Completed By										
Application Filed	7/20/1994												
<b>Water Right Information</b>													
<p>Status: Non-Cancelled                      County: Jackson                      Authority: HB2153                      File Folder Location: Salem                      Watermaster District: 13</p>													
<b>Point(s) of Diversion</b>													
▶ <b>POD 1 - RUNOFF/POND &gt; UNNAMED STREAM</b>													
<b>Place(s) of Use</b> <a href="#">Add TRS grouping</a>													
▶ <b>Use - LIVESTOCK (Primary); Priority Date: 7/20/1994</b>													
<b>Water Right Genealogy</b>													
<p>.... <b>No genealogy records available for this water right, try the family link below instead.</b></p>													

[View Water Rights in same Family](#)

[Report Errors with Water Right Data](#)

[Return to WRIS Query](#)

FRIDAY, MARCH 28th, 1918.

Certificate Record No. Page No.

STATE OF OREGON

Water Division No. 1, County of JACKSON.

CERTIFICATE OF WATER RIGHT

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

THIS IS TO CERTIFY, That D. W. DANIELS and the estate of GUST NYGREN of Brownsboro, State of Oregon, have made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Little Butte Creek, a tributary of Rogue River, for the purpose of the irrigation of 85 acres of land under Permit No. 1200 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 280, on the 9th day of March, 1918, that the priority of the right hereby confirmed dates from May 23, 1912; 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 1.06 cubic feet per second, or its equivalent in case of rotation. This use hereunder shall conform to any reasonable rotation system ordered by the proper

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: Thirty-eight acres in the Southwest quarter of Southeast quarter; Fifteen acres in the Southeast quarter of Southeast quarter; five acres in the Northwest quarter of Southeast quarter and Seven acres in the Northeast quarter of Southwest quarter of Section Thirteen; ten acres in the Northeast quarter of Northeast quarter and ten acres in the Northwest quarter of Northeast quarter of section Twenty-four Township Thirty-six South, Range One East of Willamette Meridian, in Jackson 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 26th day of March, 1918.

STATE WATER BOARD

By John H. Lewis,

State Engineer, President

Seal of State Water Board

Attent: R. W. Potter,

Secretary

Recorded in State Record of Water Right Certificates, Volume 3, Page 1950.

Filed March 28th, 1918. G. A. Gardner, County Clerk.

TOTAL  
22 ACRES

THIS CERTIFICATE ISSUED TO

RICHARD K. AND DARLENE N. McCULLOCH  
40 LAKE CREEK LOOP ROAD  
EAGLE POINT, OREGON 97524

confirms the right to use the waters of LITTLE BUTTE CREEK, a tributary of ROGUE RIVER, for the purpose of IRRIGATING 7.1 ACRES.

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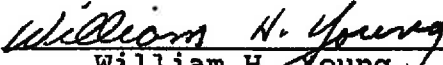
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SE 1/4 SE 1/4 2.4 ACRES  
SECTION 13

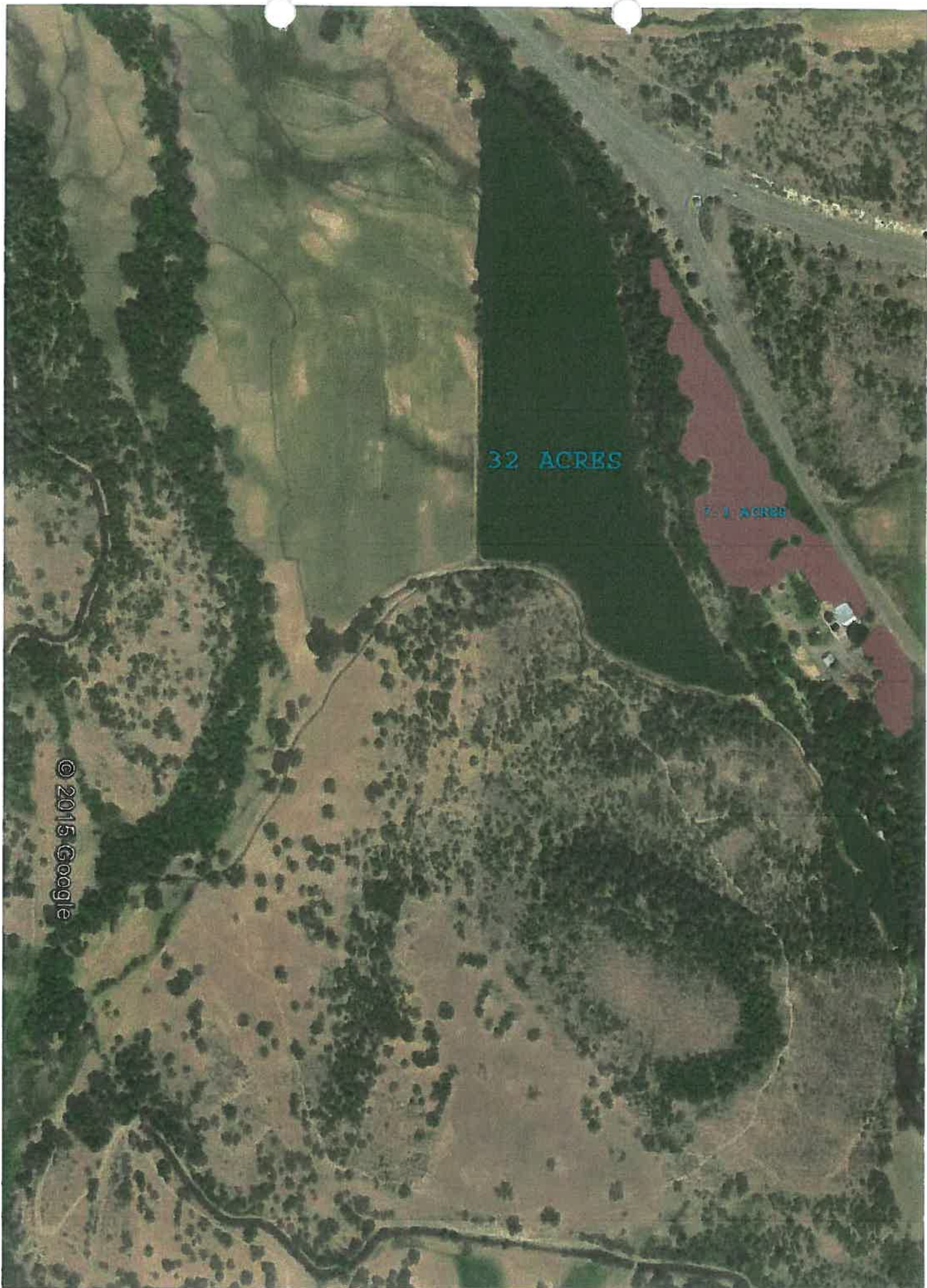
NE 1/4 NE 1/4 4.7 ACRES  
SECTION 24  
TOWNSHIP 36 SOUTH, RANGE 1 EAST, W.M.

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. 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  
APRIL 16, 1991.

  
William H. Young

Recorded in State Record of Water Right Certificates numbered 65617.



32 ACRES

7.1 ACRES

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