

2472 F. H. & V. M. Gould  
Rt. 1, Box 599  
Bandon, Ore. 97411

2472

### STATUS OF APPLICATION

Change in Point of Diversion  
Date filed January 14, 1971  
Date of hearing \_\_\_\_\_  
Place of hearing \_\_\_\_\_  
Date of order 4-21-71 Vol. 21, page 31  
Date for application of water 10-1-71  
Proof mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Certificate issued SEP 21 1973 Vol. 31, page 39350

### DESCRIPTION OF WATER RIGHT

Name of stream Crooked Creek  
Trib. of — County of Coos  
Use Irrigation  
Quantity of water 0.74 & 0.093 No. of acres 13 3  
Name of ditch —  
Date of priority 8/9/60 for 0.10 cfs & 9/6/60 for 0.64 cfs  
In name of Frank H. & Viola M. Gould  
Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
App. No. 34219 Per. No. 26951 Cert. No. 31942  
Certificate cancelled \_\_\_\_\_  
Notation made on record by slw

### FEES PAID

Date	Amount	Receipt No.
<u>1-14-71</u>	<u>15.00</u>	<u>22314</u>
<u>1-26-71</u>	<u>10.00</u>	<u>22455</u>
TOTAL . . .	<u>1.50</u>	
<u>7-13-73</u>	<u>\$1 Cert. Fee</u>	<u>35521</u>

### FEES REFUNDED

Date	Amount	Check No.
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### REMARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name		<u>slw</u>	
<input checked="" type="checkbox"/>	Stream		<u>slw</u>	
<input checked="" type="checkbox"/>	Pt. of Div.		<u>slw</u>	
<input checked="" type="checkbox"/>	Calendar		<u>slw</u>	
<input checked="" type="checkbox"/>	CHECKED TO RECORDS:			
<input checked="" type="checkbox"/>	Twp. & Rge.		<u>slw</u>	
<input checked="" type="checkbox"/>	Decree-vault			
<input checked="" type="checkbox"/>	Decree-safe		<u>slw</u>	
<input checked="" type="checkbox"/>	Cert. of W/R		<u>slw</u>	
<input checked="" type="checkbox"/>	Per. Folder		<u>slw</u>	
<input checked="" type="checkbox"/>	Chainindex			
<input checked="" type="checkbox"/>	Cross Ref.			
<input checked="" type="checkbox"/>	Power Claim			
<input checked="" type="checkbox"/>	Abstracts			

RECEIVED  
APR 29 1971  
STATE ENGINEER  
SALEM OREGON

Transfer No. 2472

NOTICE OF COMPLETION OF CONSTRUCTION

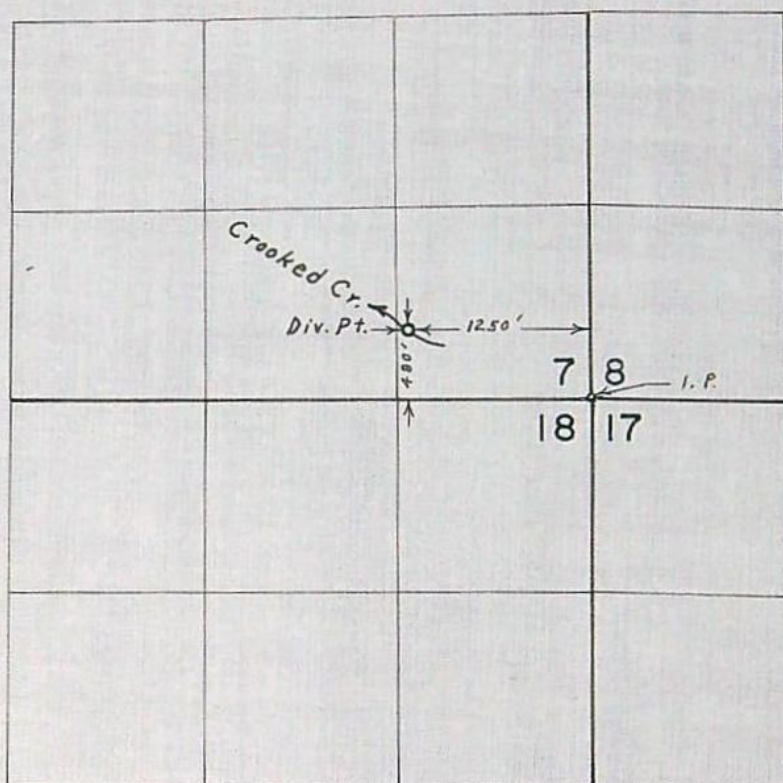
I, Frank W. Gauld, hereby certify

that the construction work has been completed and the change in  
point of diversion of water made as set forth in the order of  
the State Engineer dated April 21, 1971, approving an appli-  
cation for a change in point of diversion of water from \_\_\_\_\_  
Crooked Creek.

Apr 28 1971  
Date

Frank W. Gauld  
Name

T. 29 S., R. 14 W., W.M.

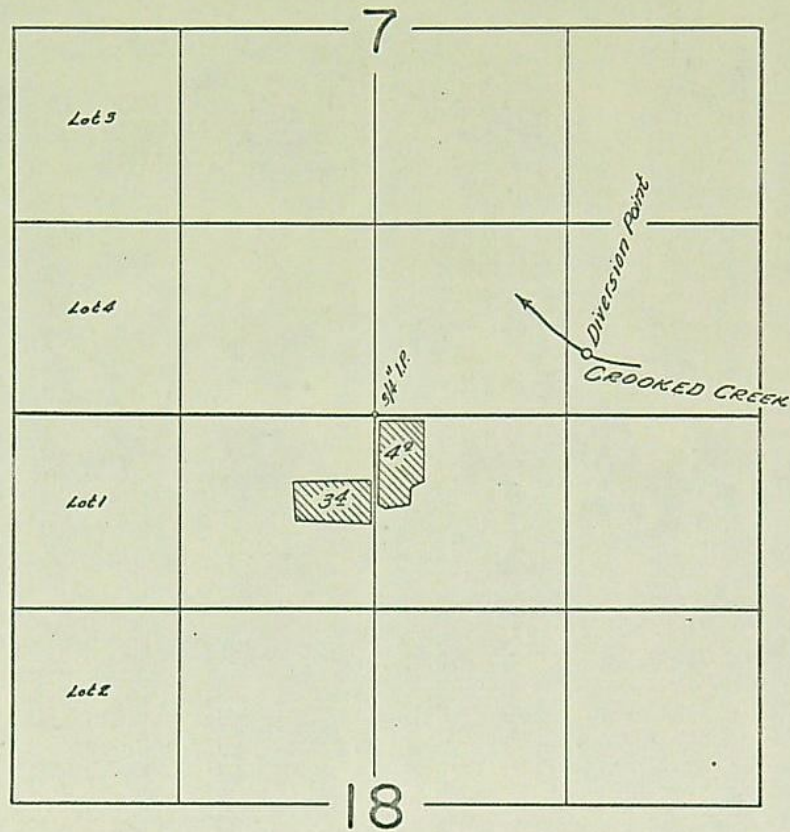


**FINAL PROOF SURVEY**  
UNDER

Application No. \_\_\_\_\_ Transfer 2472  
Permit No. \_\_\_\_\_  
IN NAME OF  
**FRANK H. & VIOLA M. GOULD**

Surveyed April 18 1972, by L. E. Gould

T.29S.R.14W.W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. 34219... Permit No. 26951...  
IN NAME OF

.....Frank H. & Viola M. Gould.....

Surveyed Aug. 14... 1963., by J. Lauer.....

P.T.S. - 1972 - S.  
April 18, 1972  
L.E.G.  
Filed 1/14/71  
- date 10/1/71

1. Name <sup>H.</sup>Frank & <sup>M.</sup>Viola Gould ✓ Address Rt. 1, Box 599, Bandon ✓

3. Amount of Water 0.74 and 0.093 Priority Date 8-9-60 and 9-6-60 ✓

5. Proposed Point of Diversion ~~555 ft. N and 1320 ft. E from the SW corner of Sec.~~

R. 14 W., W.M. Div. Pt. located 480' N. & 1250' W. from

S, E, Cor. Sec. 7, ✓

[illegible]

Info: Mr. Gould

Div. Pt.: Has dam of boards approx. 8' long x 2' high.  
Water depth at Div. Pt. is 2'

Pump: 5 H.P. Brush, 3 ph. 3500 R.P.M.

Dir. Dr. Berkeley Cent. Mod. B2TPM-5 ~~5~~ 2 1/2" x 2" Res.

Pipe: 1500 4" Alum. & Plastic (Pump to Sump)

Lift: Suction 5'-6' Disch. approx. 60'.

Sump: Approx. 450' long x 30' wide, excavated to an average depth of 6'.

Pump: 15 H.P. Century, 3 ph. 3450 R.P.M.

Dir. Dr. Berkeley Turbine, Disch. 6".

Pipe: 400' 4" Alum.

200' 3" "

3000' 2" "

Heads 72 R.B. #30  $\frac{9}{64} \times \frac{3}{32}$  All operate max

3 " #25  $\frac{9}{64}$ .

Use: Irrigation, temp. control, harvesting of cranberries.

Tie: To S.E. Cor. Sec. 7 (I.P.) See COB-4HH-35

April 18, 1972, L. E. Gould  
Field Engineer

Map for change in point of diversion

For - Frank H Gould

Water right Permit #26951

RECEIVED

JAN 14 1971

STATE ENGINEER  
SALEM, OREGON

Crowded Creek  
New Pt of Diversion  
Pump  
150' old pt of Diversion  
North 55° East

1/4 Cor Sec 7 & 18  
3/4 Ape & Post

+ 29 S R 14 W W M Sec 7  
Sec 18

East 1320 ft

Pipe underground

open ditch

#31942

4.0 A

Reservoir  
70

NE 1/4 NW 1/4

#31942

3.4 A

NW 1/4 NE 1/4

Pump

Reservoir  
250'

Pump

1.5 A

4.3 A

BEFORE THE STATE ENGINEER OF OREGON

Coos County

IN THE MATTER OF THE APPLICATION )  
OF FRANK H. AND VIOLA M. GOULD )  
FOR THE APPROVAL OF A CHANGE IN )  
POINT OF DIVERSION OF WATER FROM )  
CROOKED CREEK )  
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ORDER APPROVING  
TRANSFER NO. 2472

On January 14, 1971, Frank H. and Viola M. Gould filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Crooked Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Frank H. and Viola M. Gould and recorded at page 31942, Volume 23, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.74 cubic foot per second of water from Crooked Creek for the irrigation of 4.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$  and 3.4 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 18, Township 29 South, Range 14 West, W.M., with dates of priority of August 9, 1960, for 0.10 cubic foot per second and September 6, 1960, for 0.64 cubic foot per second. These lands are irrigated from a point of diversion located 456.5 feet north and 1430.5 feet east from the SW $\frac{1}{4}$  corner of Section 7 being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7, Township 29 South, Range 14 West, W.M.

The applicants herein, owners of the lands above described, propose to irrigate these lands from a point of diversion to be located 555 feet north and 1320 feet east from the SW $\frac{1}{4}$  corner of Section 7 being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7, Township 29 South, Range 14 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 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 proposed change in point of diversion of water from Crooked Creek, to-wit:

From a point located 456.5 feet north and 1430.5 feet east from the S $\frac{1}{4}$  corner of Section 7 being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7, Township 29 South, Range 14 West, W.M.

To a point to be located 555 feet north and 1320 feet east from the S $\frac{1}{4}$  corner of Section 7 being within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7, Township 29 South, Range 14 West, W.M.

for the irrigation of 4.0 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$  and 3.4 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 18, Township 29 South, Range 14 West, W.M., with dates of priority of August 9, 1960, and September 6, 1960, 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, 1971.

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 0.74 cubic foot per second for the irrigation of cranberries and 0.093 cubic foot per second for the irrigation of any other crop.

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 Frank H. and Viola M. Gould and recorded at page 31942, Volume 23, State Record of Water Right Certificates, is canceled 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 Frank H. and Viola M. Gould confirming the change in point of diversion.

Dated at Salem, Oregon, this 21st day of April, 1971.

/s/ CHRIS L. WHEELER  
State Engineer

1500

## Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Frank H. & Viola M. Gould  
(Name of applicant)

of Rt 1 Box 599 Bandon 97411, County of Coos  
(Postoffice)

State of Oregon, do hereby make application for change in point of  
division  
(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is Crooked Creek  
(Name of stream)

2. The use to which the water is applied is Irrigation  
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is \_\_\_\_\_

4. The point of diversion is located 456.5 ft. N and 1430.5 ft. E from the South 1/4  
(N. or S.) (E. or W.)

corner of Section 7 being within the SE 1/4 SE 1/4  
(Section or subdivision)

of Section 7 Tp. 29S R. 14W W. M., in the County of Coos  
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate 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
29S	14W	18		4		9.2												
only 3.44 on certificate																		

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? Yes  
(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes  
Aug 9 1960 10 CFS

8. What is the date of priority of your water right? Sept 6 1960 64 CFS

9. Was your water right acquired by State Engineer's Permit? 26951 Yes If so, give number  
(Yes or No)

of permit 26951

10. Do you hold a water right certificate? Yes If so, give number of certificate 60470  
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

If so, give title of proceedings  
(Yes or No)

12. Is the water right recorded in your name? Yes  
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located 555 ft. N and 1320 ft. E from the S $\frac{1}{4}$  corner of Sec 7 being within the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 7 Tp. 29S R. 14W W. M.,  
(Smallest legal subdivision) (N. or S.) (E. or W.) (No. N. or S.) (No. E. or W.)  
in the county of Coos. The name of the ditch to be used is

15. Are you the owner of the land on which the proposed point of diversion is to be located? No

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

The same easement & agreements apply to this point as to the original point. They were submitted with application # 34219

17. Are there any diversions between your present point of diversion and the proposed point of diversion? No

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.?   
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are My convenience & less inconvenience to others

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of

*Coos*

} ss.

I, *Frank W. Gabel*, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this *12<sup>th</sup>* day of *January*, 19*71*.

+ *Frank W. Gabel*  
(Name of applicant)

Subscribed and sworn to before me this *12<sup>th</sup>* day of *January*, 19*71*.

[Notarial Seal]

*Joyce A. Van Lier*  
NOTARY PUBLIC FOR OREGON

My commission expires *5-20-73*

Remarks

*The joint use with the other party was inconvenient for both parties. Due to increased acreage under irrigation for cattle in this seems the best solution. I install my own 5 HP Pump and 4" ~~lined~~ underground pipe line. Estimated capacity . 4 c.t.s.*

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.