

2975

STATUS OF APPLICATION

Change in *point of diversion*
Date filed *2-13-74*
Date of hearing *June 18, 1974*
Place of hearing *Albany, Oregon*
Date of order *6-27-74* Vol. *25*, page *20*
Date for application of water *10-1-75*
Proof mailed _____
Proof received _____
Certificate issued *JAN 29 1979* Vol. *40*, page *47306*

REMARKS

DESCRIPTION OF WATER RIGHT

Name of stream *Croketree Creek*
Trib. of _____ County of *Linn*
Use *irrigation*
Quantity of water _____ No. of acres *18.6*
Name of ditch *Linn Improvement Ditch*
Date of priority *March 17, 1936*
In name of *A.L. Riddle*
_____ Adjudication, Vol. _____, page _____
App. No. *16280* Per. No. *12092* Cert. No. *14119*
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<i>2-13-74</i>	<i>30.00</i>	<i>38629</i>
<i>2-13-74</i>	<i>40.00 P.O.N.</i>	<i>38630</i>
TOTAL . . .	<i>1.50</i>	
<i>2-13-74</i>	<i>Cert. Fee</i>	<i>38631</i>

FEES REFUNDED

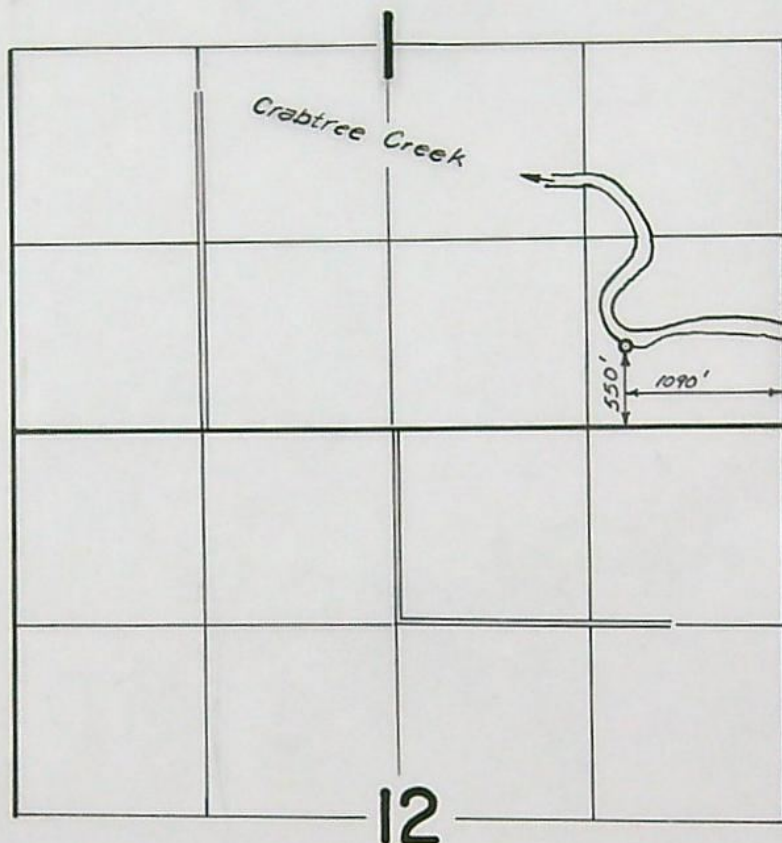
Date	Amount	Check No.
<i>5-28-74</i>	<i>\$13.61 P.O.N.</i>	<i>5801</i>

INDEX CARDS: *Entered* *Checked*

<i>WC</i>	Name	<i>✓</i>	<i> </i>
<i>WC</i>	Stream	<i>✓</i>	<i> </i>
<i>WH</i>	Pl. of Div.	<i>✓</i>	<i> </i>
<i>✓</i>	Calendar	<i>✓</i>	<i> </i>
<i>✓</i>	Twp. & Rge.	<i>✓</i>	<i> </i>
<i>✓</i>	Decree-vault	<i>✓</i>	<i> </i>
<i>WC</i>	Decree-safe	<i>✓</i>	<i> </i>
<i>WC</i>	Cert. of W/R	<i>✓</i>	<i> </i>
<i>✓</i>	Per. Folder	<i>✓</i>	<i> </i>
<i>✓</i>	Chaindex	<i>✓</i>	<i> </i>
<i>✓</i>	Cross Ref.	<i>✓</i>	<i> </i>
<i>✓</i>	Power Claim	<i>✓</i>	<i> </i>
<i>✓</i>	Abstracts	<i>✓</i>	<i> </i>

TO BE ENTERED WHERE CHECKED

T. 11 S., R. 1 W., W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 2975

Application No. Permit No.

IN NAME OF

Purman & Mary Ann Richey

Surveyed *Aug 9, 1977* by *D. Norby*

DFN-3LL-206 *ACB*

T-2975

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

In the Matter of Transfer Application)
T-9550, Linn County) **FINAL ORDER**
)

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

Johannes and Diane Farr
P.O. Box 493
Scio, Oregon 97374

Findings of Fact

1. Johannes and Diane Farr filed an application to transfer the point of diversion under Certificates 47306 and 46459. The Department assigned the application number T-9550.
2. The portion of the rights to be transferred are as follows:

Certificate: 47306 in the name of Purman & Mary Ann Richey
Use: Irrigation
Priority Date: March 17, 1936
Quantity: 0.18 cubic foot per second
Rate/Duty: 1/80 cfs per acre, not to exceed 2.5 acre-feet per acre
Acres: 13.8 acres
Source: Crabtree Creek, tributary to the South Santiam River

Authorized Point of Diversion:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Survey Coordinates
11	S	1	W	W.M.	1	SE	SE			570 feet North and 1620 feet East from the S¼ Corner of Section 1.

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 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
11	S	1	W	W.M.	1	NE	SW			4.8
11	S	1	W	W.M.	1	SE	SW			8.9
11	S	1	W	W.M.	1	SW	SE			0.1

Certificate: 46459 in the name of Purman & Mary Ann Richey

Use: Irrigation

Priority Date: February 13, 1974

Quantity: 0.28 cubic foot per second

Rate/Duty: 1/80 cfs per acre, not to exceed 2.5 acre-feet per acre

Acres: 22.4 acres

Source: Crabtree Creek, tributary to the South Santiam River

Authorized Point of Diversion:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Survey Coordinates
11	S	1	W	W.M.	1	SE	SE			570 feet North and 1620 feet East from the S¼ Corner of Section 1.

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
11	S	1	W	W.M.	1	NE	SW			11.0
11	S	1	W	W.M.	1	SE	SW			4.4
11	S	1	W	W.M.	1	NW	SE			2.6
11	S	1	W	W.M.	1	SW	SE			4.4

3. Application T-9550 proposes to move the authorized point of diversion approximately 1900 feet downstream in the source to:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Survey Coordinates
11	S	1	W	W.M.	1	NW	SE			1860 feet North and 250 feet East from the S¼ Corner of Section 1.

4. Notice of the application for transfer was published pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice. However, the Oregon Department of Fish and Wildlife did request inclusion of a condition requiring installation of proper fish screens.

5. Water has been used within the last five years according to the terms and conditions of the rights and no evidence is available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
6. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights is present.
7. The proposed change would not result in enlargement of the rights.
8. The proposed change would not result in injury to other water rights.

Conclusions of Law

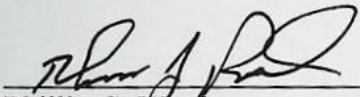
The proposed change in point of diversion in application T-9550 is consistent with the requirements of 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The change in point of diversion proposed in application T-9550 is approved.
2. Water right certificates 47306 and 46459 are cancelled. New certificates will be issued describing those portions of the rights not involved in this transfer.
3. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 47306 and 46459 and any related decree.
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 point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.
7. When required by the Department, 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. The water user may participate in the Department of Fish and Wildlife's cost-sharing program for installation of screening and by-pass devices in accordance with ORS 540.525.
9. When satisfactory proof of the completed change is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this 14th day of FEBRUARY, 2005.


Phillip C. Ward
Director

Mailing Date: FEB 22 2005

STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PURMAN & MARY ANN RICHEY
35399 E LACOMB ROAD
LACOMB, OREGON 97354

confirms the right to use the waters of CRABTREE CREEK, a tributary of the SOUTH SANTIAM RIVER, for IRRIGATION OF 39.8 ACRES.

This right was perfected under Permit S-12092. The date of priority is FEBRUARY 13, 1974. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.50 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 1, T 11 S, R 1 W, W.M.; 570 FEET NORTH AND 1620 FEET EAST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 1.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 13.8 ACRES
SECTION 1

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 26.0 ACRES
SECTION 12

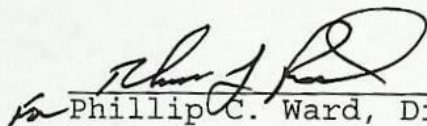
TOWNSHIP 11 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 46459, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 2-14-05, approving Transfer Application 9550.

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

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director,
affixed FEBRUARY 14, 2005.



Phillip C. Ward, Director



STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PURMAN & MARY ANN RICHEY
35399 E LACOMB ROAD
LACOMB, OREGON 97354

confirms the right to use the waters of CRABTREE CREEK, a tributary of the SOUTH SANTIAM RIVER, for IRRIGATION OF 4.8 ACRES.

This right was perfected under Permit S-12092. The date of priority is MARCH 17, 1936. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.06 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 1, T 11 S, R 1 W, W.M.; 570 FEET NORTH AND 1620 FEET EAST FROM THE S $\frac{1}{4}$ CORNER OF SECTION 1.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.7 ACRES
SECTION 1

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.1 ACRE
SECTION 12

TOWNSHIP 11 SOUTH, RANGE 1 WEST, W.M.

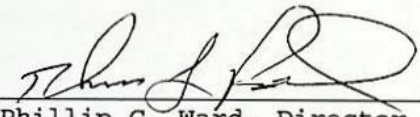
This certificate describes that portion of the water right confirmed by Certificate 47306, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 2-14-05, approving Transfer Application 9550.

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

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

WITNESS the signature of the Water Resources Director,

affixed FEBRUARY 14, 2005.


For Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF

LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

. . PURMAN & MARY ANN RICHEY

of 35399 E. Lacombe Rd., Lacombe, State of Oregon, 97354, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Crabtree Creek,

a tributary of South Santiam River for the purpose of irrigation of 18.6 acres

under Permit No. 12092 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 March 17, 1936

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 0.24 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, T. 11 S., R. 1 W., W. M., 570 feet North and 1620 feet East from the S $\frac{1}{4}$ Corner, Section 1

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

4.8 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$

8.9 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$

4.8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 1

0.1 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 12

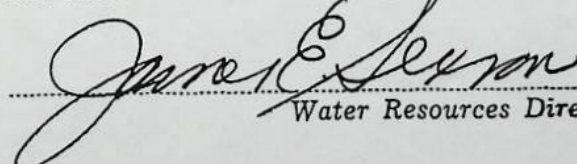
T. 11 S., R. 1 W., W. M.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered June 27, 1974 and supersedes certificate of water right recorded at Page 14119, Volume 12, State Record of Water Right Certificates. The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. January 29, 1979


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 40, page 47306

pay 50¢ 258

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That PURMAN & MARY ANN RICHEY
A. L. RIDDLE
35399 E. LACOMB RD., LACOMB 97354
~~Route 5, Geo~~, 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
Crabtree Creek, tributary of South Santiam River,
~~a tributary of Santiam River~~ for the purpose of
Irrigation of 18.6 acres
under Permit No. 12092 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 March 17, 1936

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
0.24 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the ~~NE 1/4 SE 1/4~~ Section 12, Township 11 South, Range 1
~~West, W. M.~~ SE 1/4 SE 1/4 Section 1, Township 11 South, Range 1
1 West, WM 570 ft North 1620 ft East from the
SW 1/4 Corner Section 1, Township 11 South, Range 1, West WM
The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated and shall be further limited to
a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during
the irrigation season of each year,

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:

4.8 acres in the NE 1/4 SW 1/4
8.9 acres in the SE 1/4 SW 1/4
4.8 acres in the SW 1/4 SE 1/4,
Section 1,
0.1 acre in the NW 1/4 NE 1/4,
Section 12,
T. 11 S., R. 1 W., W. M.

This certificate is issued to confirm a change in point of diversion approved
by an order of the WRD entered June 27 '74 and supersedes certificate of water right
recorded on Page 14119, Volume 12, SRWRC.
at

The issuance of this superseding certificate does not confirm the status of
the water right in reference to ORS 540.610.

and 22nd day of June, 1942

CHAS. R. STRICKLIN
State Engineer

Recorded in State Record of Water Right Certificates, Volume 12, page 14119

BEFORE THE STATE ENGINEER OF OREGON

Linn County

IN THE MATTER OF THE APPLICATION
OF PURMAN AND MARY ANN RICHEY FOR
THE APPROVAL OF A CHANGE IN
POINT OF DIVERSION OF WATER FROM
CRABTREE CREEK

ORDER APPROVING
TRANSFER NO. 2975

On February 13, 1974, Purman and Mary Ann Richey filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Crabtree Creek pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to A. L. Riddle and recorded at page 14119, Volume 12, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.24 cubic feet per second of water from Crabtree Creek for the irrigation of, 4.8 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.9 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 4.8 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, and 0.1 acre in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 12, Township 11 South, Range 1 West, W.M., with a date of priority of March 17, 1936. These lands are irrigated by means of Gaines Improvement ditch from a point of diversion located North 1° 50' West 39.0 chains from the Southeast corner of Section 12, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Township 11 South, Range 1 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 North 62° West 17.5 chains from the Southeast corner of Section 1, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 11 South, Range 1 West, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the county courthouse in Albany, Oregon, on June 18, 1974, at 9:30 a.m. The notice was published in the Albany Democrat Herald, a newspaper printed and

having general circulation in Linn County, Oregon, for a period of three weeks in the issues of April 25, May 2, and 9, 1974. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Gene McGinnis, Watermaster of District No. 2, has filed a report to the effect that the proposed change in point of diversion of water may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the change in point of diversion of water from Crabtree Creek, to wit:

From a point located North $1^{\circ} 50'$ West 39.0 chains from the Southeast corner of Section 12, being within the $NE\frac{1}{4}$ $SE\frac{1}{4}$ of Section 12, Township 11 South, Range 1 West, W.M.

To a point to be located North 62° West 17.5 chains from the Southeast corner of Section 1, being within the $SE\frac{1}{4}$ $SE\frac{1}{4}$ of Section 1, Township 11 South, Range 1 West, W.M.

for the irrigation of 4.8 acres in $NE\frac{1}{4}$ $SW\frac{1}{4}$, 8.9 acres in $SE\frac{1}{4}$ $SW\frac{1}{4}$, 4.8 acres in $SW\frac{1}{4}$ $SE\frac{1}{4}$, Section 1 and 0.1 acre in $NW\frac{1}{4}$ $NE\frac{1}{4}$, Section 12, Township 11 South, Range 1 West, W.M., with a date of priority of March 17, 1936, is approved.

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

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, and shall not exceed 0.24 cubic feet per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install head-gates 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 A. L. Riddle and recorded at page 14119, Volume 12, 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 Purman and Mary Ann Richey confirming the change in point of diversion.

Dated at Salem, Oregon, this 27th day of June, 1974.

CHRIS L. WHEELER
State Engineer

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That A. L. RIDDLE

of Route 3, Scio, 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 Crabtree Creek, tributary of South Santiam River, a tributary of Santiam River for the purpose of Irrigation under Permit No. 12092 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 March 17, 1936

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 0.24 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Township 11 South, Range 1 West, 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 one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

4.8 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$
 8.9 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
 4.8 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
 Section 1,
 0.1 acre in the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
 Section 12,
 T. 11 S., R. 1 W., W. M.

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

WITNESS the signature of the State Engineer, affixed

this 22nd day of June, 1942.

CHAS. E. STRICKLIN

State Engineer

NOTICE OF FILING
APPLICATION FOR A CHANGE
IN POINT OF
DIVERSION OF WATER

Notice is given hereby that Purman and Mary Ann Richey have filed an application for the approval of a change in point of diversion of water from Grubree Creek.

Certificate of water right issued to A.L. Riddle and recorded at page 14119, Volume 12, State Record of Water Right Certificates, confirms a right to the use of 4.6 acres in the NE¹/₄, SW¹/₄, and 8.9 acres in the SE¹/₄, SW¹/₄, and 4.6 acres in the SW¹/₄, SE¹/₄, Sec. 1, and 0.1 acre in the NW¹/₄, NE¹/₄, Sec. 12, T. 11 S., R. 1 W., W.M., with a date of priority of March 17, 1936. Water for this use is diverted from a point located N. 1 degree 50 minutes W. 39.0 chains from the SE corner of Sec. 12, being within the NE¹/₄, SE¹/₄, Sec. 12, T. 11 S., R. 1 W., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located N. 62 degrees W. 17.5 chains from the SE corner of Sec. 1, being within the SE¹/₄, SE¹/₄, SEC. 1, T. 11 S., R. 1 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Albany, Oregon, on June 18, 1974, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Purman and Mary Ann Richey, Rt. 1 Box 171B, Lacombe, Oregon 97401, and one copy filed with the State Engineer, Salem, Oregon, together with a \$5 filing fee, at least 10 days prior to the date set for hearing. If no objections are filed, the application may be approved by the State Engineer without a hearing.

Dated at Salem, Oregon, this 17th day of April, 1974.

CHRIS L. WHEELER
State Engineer
April 25, May 2, 9, 1974

Albany Democrat-Herald

AFFIDAVIT OF PUBLICATION

STATE OF OREGON

County of Linn

ss.

I, Margaret Sandoval, being first duly sworn, depose and say:

That I am the principal clerk of the publisher of the

ALBANY DEMOCRAT-HERALD

a daily newspaper of general circulation, as defined in Sections 1-609 and 1-610, Oregon Compiled Laws Annotated, printed and published at Albany in the aforesaid county and state; that the

Notice - filing application for a change in point

of diversion of water

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 successive and consecutive weeks in the following issues

April 25, May 2, 9, 1974

Margaret Sandoval

Subscribed and sworn to before me this 21st day of May 1974

Cheri L. Tellez

Notary Public for Oregon.

My Commission Expires: 11/28/77