

2815

STATUS OF APPLICATION

Change in Point of Diversion
Date filed MAY 16, 1973
Date of hearing _____
Place of hearing _____
Date of order 12-17-73 Vol. 23, page 449
Date for application of water 10-1-74
Proof mailed _____
Proof received _____
Certificate issued NOV 23 1976 Vol. 36, page 44008

DESCRIPTION OF WATER RIGHT

Name of stream Inman Creek (aka Indian Cr.)
Trib. of _____ County of Lane
Use Irrigation
Quantity of water _____ No. of acres 46
Name of ditch _____
Date of priority Sept. 27, 1911
In name of ~~Marion G. Krebs~~ I.A. Inman
_____ Adjudication, Vol. _____, page _____
App. No. 1740 Per. No. 859 Cert. No. 31373
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>5-16-73</u>	<u>25.00</u>	<u>33826</u>
<u>5-16-73</u>	<u>40.00 P.O.N.</u>	<u>33827</u>
TOTAL . . .		
<u>9-7-73</u>	<u>150</u> Cert. Fee	<u>From P.O.N.</u>

FEES REFUNDED

Date	Amount	Check No.
<u>9-7-73</u>	<u>\$ 11.20 P.O.N.</u>	<u>5440</u>

REMARKS

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered	Checked
☐	Name		<u>WH</u>	
☐	Stream		<u>WH</u>	
☐	Pt. of Div.			
☐	Calendar		<u>WH</u>	
☒	CHECKED TO RECORDS:			
☐	Twp. & Rge.		<u>WAC</u>	
☐	Decree-vault			
☐	Decree-safe			
☒	Cert. of W/R		<u>WAC</u>	
☒	Per. Folder		<u>WAC</u>	
☐	Chainindex			
☐	Cross Ref.			
☐	Power Claim			
☐	Abstracts			

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STATE OF OREGON

COUNTY OF LAINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That William Walter McCoy
88592 Evers Rd. Elmira, State of Oregon, has made proof
 of Route 2, Box 670, Veneta to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
 Inman Creek

a tributary of Long Tom Creek
 irrigation of 4.6 acres

for the purpose of

under Permit No. 859 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 September 27, 1911,

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 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 NW 1/4 NE 1/4 as projected within Weltsher DLC 44,
 Section 26, T. 17 S., R. 6 W., W. 11., 660' N E 660' W from SE cor
J.H. Weltsher DLC 44

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,

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:

4.4 acres NW 1/4 SW 1/4
0.2 acres SW 1/4 SW 1/4
 both as projected within Weltsher DLC 44
 Section 26
 T. 17 S., R. 6 W., W. 11.

This certificate is issued to confirm a change in P.O. d.
 approved by an order of the SE Water Resources Director entered Dec 17, 1973,
 and supersedes certificate of water right issued to above
 and recorded at Page 31373, Volume 28, State Record of Water Right Certificate

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 date.

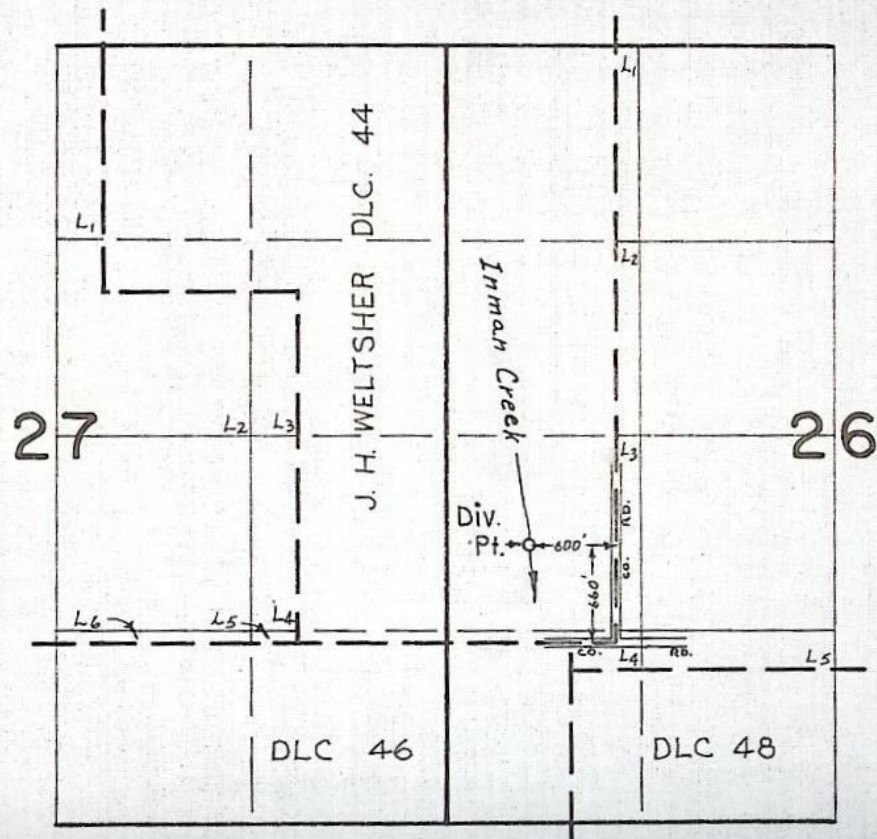
JANUARY 12 1964

OWEN L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 28, page 31373

T.17S. R.6W. W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 2815
Application No. Permit No.
IN NAME OF

WILLIAM WALTER MCCOY

Surveyed April 28, 1975, by R. Mucken

BEFORE THE STATE ENGINEER OF OREGON

Lane County

IN THE MATTER OF THE APPLICATION
OF WILLIAM WALTER MCCOY FOR THE
APPROVAL OF A CHANGE IN POINT OF
DIVERSION OF WATER FROM INMAN
CREEK (INDIAN CREEK)

ORDER APPROVING
TRANSFER NO. 2815

On May 16, 1973, William Walter McCoy filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Inman Creek, more commonly known as Indian Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to I. A. Inman and recorded at page 31373, Volume 23, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.05 cubic foot per second of water from Inman Creek for the irrigation of 4.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 0.2 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Township 17 South, Range 6 West, W.M., with a date of priority of September 27, 1911. These lands are irrigated from a point of diversion located South 47° West, 1250 feet from the NE corner of Section 27, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 27, Township 17 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 1750 feet North and 550 feet East from the SW corner of Section 26, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Township 17 South, Range 6 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 Eugene, Oregon on October 2, 1973 at 9:30 a.m.

The notice was published in the West Lane News, a newspaper printed and having general circulation in Lane County, Oregon, for a period of three weeks in the issues of August 9, 16 and 23, 1973. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Gene Mc Ginnis, 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 Inman Creek (more commonly known as Indian Creek) to-wit:

From a point located South 47° West 1250 feet from the NE corner of Section 27, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, Township 17 South, Range 6 West, W.M.

To a point to be located 1750 feet North and 550 feet East from the SW corner of Section 26, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, Township 17 South, Range 6 W., W.M.

for the irrigation of 4.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 0.2 acre in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Township 17 South, Range 6 West, W.M., with a date of priority of September 27, 1911, 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, 1974.

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 0.05 cubic foot 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 I. A. Inman and recorded at page 31373, 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 William Walter McCoy confirming the change in point of diversion.

Dated at Salem, Oregon, this 17th day of December, 1973.

/s/ CHRIS L. WHEELER
State Engineer

Gibraltar Onion Skin

MILLERS FALLS

ALL COTTON

PUBLIC NOTICE

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

Notice is given hereby that William Walter McCoy has filed an application for the approval of a change in point of diversion of water from Inman Creek.

Certificate of water right issued to I.A. Inman and recorded at page 31373, Volume 23, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.05 cubic foot per second of waters from Inman Creek, for the irrigation of 4.4 acres in NW 1/4 SW1/4, and 0.2 acres in SW 1/4 SW 1/4, Section 26, Township 17 South, Range 6 West, W.M., with a date of priority of September 27, 1911.

These lands are irrigated from a point of diversion located South 47 degrees West 1250' from the NE corner of Section 27, being within the NE 1/4 NE 1/4 of Section 27, Township 17 South, Range 6 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 1750 feet North and 550 feet East from the SW corner of Section 26, being within the NW 1/4 SW 1/4 of Section 26, Township 17 South, Range 6 West, W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Eugene, Oregon, on October 2, 1973, 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 William Walter McCoy, Route Box 670, Elmira, Oregon 97437, 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. Administrative rules pertaining to the filing of a protest will be furnished by the State Engineer upon request.

DATED at Salem, Ore., on, this 31st day of July, 1973.

CHRIS L. WHEELER
State Engineer

Affidavit of Publication

STATE OF OREGON }
COUNTY OF LANE } ss.

I, Duncan L. McDonald, being first duly sworn, depose and say that I am the editor, business manager of *West Lane News*, a newspaper of general circulation, as defined by ORS 193.010 and 193.020; printed and published at Veneta in aforesaid county and state; that the

Notice of filing application for change in point of diversion of water.

a printed copy of which is hereto attached, was published in the entire issue of said newspaper for 3 successive and consecutive weeks in the following issues (here set forth dates of

issues in which the same was published): August 19, 1973

August 16, 1973 & August 23, 1973

Duncan L. McDonald

Subscribed and sworn to before me, this 31 day of August, 19 73.

Jane E. McDonald
Notary Public of Oregon

(My commission expires June 26, 1976.)

RECEIVED

SEP 4 1973

STATE ENGINEER
SALEM, OREGON