

2741 Francis Hill
P.O. Box 239
Cottage Grove, Ore. 97424

2741

STATUS OF APPLICATION

Change in Place of Use
Date filed Nov 29, 1972
Date of hearing _____
Place of hearing _____
Date of order 1-30-73 Vol. 22, page 473
Date for application of water October 1, 1973
Proof mailed _____
Proof received _____
Certificate issued OCT 18 1976 Vol. 35, page 43775

7-22-85 SM

DESCRIPTION OF WATER RIGHT

Name of stream Coast Fork of Willamette
Trib. of _____ County of Lane
Use Irrigation
Quantity of water _____ No. of acres 150
Name of ditch _____
Date of priority 1930, Dec. 22
In name of M.A. Horn
_____ Adjudication, Vol. _____, page _____
App. No. 13884 Per. No. 9996 Cert. No. 11298
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>11-29-72</u>	<u>15.00</u>	<u>31583</u>
<u>11-29-72</u>	<u>5.00</u>	<u>From P-6</u>
TOTAL . . .	<u>3.00</u>	<u>31584</u>
<u>11-29-72</u>	<u>Cert. Fee</u>	

FEES REFUNDED

Date	Amount	Check No.
<u>9-18-79</u>	<u>1.00</u>	<u>3713</u>

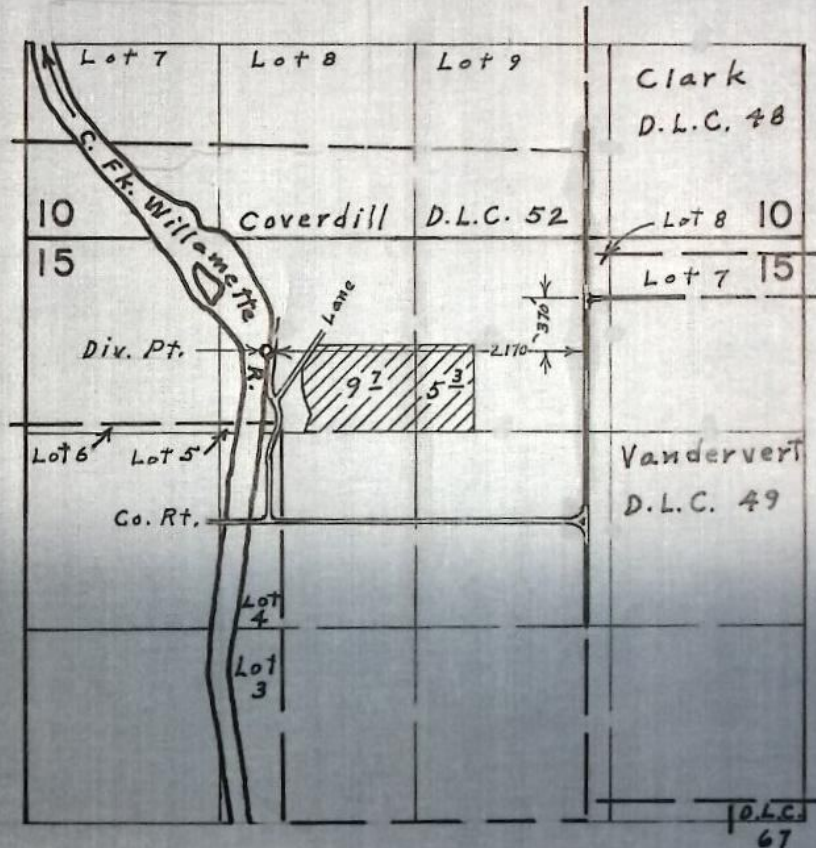
REMARKS

SEE ALSO A-55531

TO BE ENTERED WHEN CHECKED	INDEX CARDS:		Entered	Checked
	<input checked="" type="checkbox"/>	Name	<u>st</u>	<u> </u>
	<input checked="" type="checkbox"/>	Stream	<u>st</u>	<u> </u>
	<input type="checkbox"/>	Pt. of Div.		<u> </u>
	<input checked="" type="checkbox"/>	Calendar	<u>st</u>	<u> </u>
		CHECKED T-REC :		
	<input type="checkbox"/>	Twp. & Lga.	<u>de</u>	<u> </u>
	<input type="checkbox"/>	Decree-vant		<u> </u>
	<input type="checkbox"/>	Decree-sale		<u> </u>
	<input checked="" type="checkbox"/>	Cert. of W.	<u>st</u>	<u> </u>
	<input checked="" type="checkbox"/>	Per. Folder	<u>st</u>	<u> </u>
	<input type="checkbox"/>	Chaindex		<u> </u>
	<input type="checkbox"/>	Cross Ref.		<u> </u>
	<input type="checkbox"/>	Power Claim		<u> </u>
<input type="checkbox"/>	Abstracts		<u> </u>	

636

T.20S. R.3W. W.M.



FINAL PROOF SURVEY
UNDER

Application No. _____ Transfer No. 2741
Permit No. _____
IN NAME OF
FRANCIS M. HORN

Surveyed March 24, 1975, by L. E. Gould

G-2741

m

STATE OF OREGON

COUNTY OF

LANE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANCIS M. HORN

of P.O. Box 274, Saginaw, State of Oregon, 97472, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Coast Fork Willamette River

a tributary of Willamette River for the purpose of irrigation of 121.0 acres

under Permit No. 9996 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 December 22, 1930

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 1.51 cubic feet 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 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, T. 20 S., R. 3 W., W. M., 370 feet South and 2170 feet West of the NW Corner of Vandervert DLC 49.

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:

SEE NEXT PAGE

7660253

8.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
8.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
17.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
21.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
16.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 10

23.3 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
27.7 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15

T. 20 S., R. 3 W., W. M.

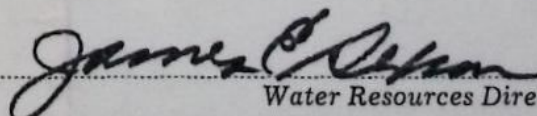
This certificate is issued to confirm a change in place of use of water from the Coast Fork of the Willamette River approved by an order of the State Engineer entered on January 30, 1973 and describes that portion of the water right confirmed by the prior certificate recorded at Page 11298, Volume 10, State Record of Water Right Certificates, NOT modified by the provisions of the same order of the State Engineer entered on January 30, 1973, approving transfer application No. T-2741.

The issuance of this superseding certificate does not confirm the status of the remaining 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. October 18, 1976


Water Resources Director

7660253

State of Oregon,
County of Lane—ss.

I, D. M. Penfold, Director of the
Department of Records and Elections,
in and for the said County, do hereby
certify that the within instrument was
received for record at

1976 NOV 15 PM 1 05

Reel

821 R

Lane County OFFICIAL Records.

D. M. PENFOLD, Director of the
Department of Records & Elections.

By

L. D. Penfold
Deputy

C29-083-05

CERTIFICATE OF WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

County of

ss.

I CERTIFY, that the within was received
and duly recorded by me in Volume
of Record of Water Right Certificates, at
page on the day
of, 19.....

County Clerk

SP*32957-690

BEFORE THE STATE ENGINEER OF OREGON

Lane County

IN THE MATTER OF THE APPLICATION)
OF FRANCIS M. HORN FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)
FROM COAST FORK OF WILLAMETTE RIVER)

ORDER APPROVING
TRANSFER NO. 2741

On November 29, 1972, Francis M. Horn filed an application in the office of the State Engineer for the approval of a change in place of use of water from Coast Fork of Willamette River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to M. A. Horn and recorded at page 11298, Volume 10, State Record of Water Right Certificates, confirms a right to the use of not to exceed 1.51 cubic feet per second of water from Coast Fork of Willamette River for the irrigation of, among other lands, 3.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 12.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 20 South, Range 3 West, W.M., with a date of priority of December 22, 1930.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 5.3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 9.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 20 South, Range 3 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

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

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 3.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 12.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10, Township 20 South, Range 3 West, W.M., with a date of priority of December 22, 1930, be severed therefrom and simultaneously and without loss of priority, transferred to 5.3 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 9.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 15, Township 20 South, Range 3 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1973.

It is FURTHER ORDERED that certificate of water right heretofore issued to M. A. Horn and recorded at page 11298, Volume 10, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to Francis M. Horn confirming the extent to which the water has been applied beneficially and covering the balance of the lands not involved in this proceeding.

Dated at Salem, Oregon, this 30th day of January, 1973.

CHRIS L. WHEELER
State Engineer