

3154 Henry C. Loomis  
546 NW 33rd  
Corvallis, Ore 97330

3154

STATUS OF APPLICATION

Change in Use  
Date filed 1-6-75  
Date of hearing 5-29-75  
Place of hearing Newport, Or  
Date of order Vol. , page  
Date for application of water  
Proof mailed  
Proof received  
Certificate issued Vol. , page

DESCRIPTION OF WATER RIGHT

Name of stream Alsea River  
Trib. of County of Benton  
Use irrigation to Group Dam.  
Quantity of water No. of acres 11 1/2  
Name of ditch  
Date of priority  
In name of  
Adjudication, Vol. , page  
App. No. 41631 Per. No. 31072 Cert. No. 39069  
Certificate cancelled  
Notation made on record by

FEES PAID

Date	Amount	Receipt No.
<u>1-6-75</u>	<u>15.00</u>	<u>44632</u>
<u>3-24-75</u>	<u>30.00</u>	<u>45802</u>
<u>3-24-75</u>	<u>46.00 P.O.N.</u>	<u>45803</u>
TOTAL . . .		
	Cert. Fee	
<u>4/28/75</u>	<u>\$41.70</u>	<u>CL#6307</u>

Newport News-Times }

FEES REFUNDED

Date	Amount	Check No.
<u>1-29-79</u>	<u>33.30</u>	<u>3065</u>
Recd	\$90 -	
EX (-) 15 -		
PON (-) 41.70		
	<u>33.30</u> unearned.	

REMARKS

See also 52683 + 41631

- closed -



STATE OF OREGON  
COUNTY OF        LINCOLN  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That**        **LILA M. and WILLIAM BUCKLEY**  
of        **Star Route 2, Box 44, Alsea**        , State of        **97324 Oregon**        , has made proof  
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of  
**Alsea River**

a tributary of        **Pacific Ocean**        for the purpose of  
**irrigation of 51.7 acres**

under Permit No.        **31072**        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        **November 19, 1965**

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  
**0.54 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 **Lot 3 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ )**, Section 12, T. 14 S., R. 9 W.,  
W. M., 560 feet South and 1910 feet East from NW Corner, Section 12.

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:

2.9 acres Lot 2 (SW $\frac{1}{4}$  SW $\frac{1}{4}$ )  
25.4 acres Lot 1 (SE $\frac{1}{4}$  SW $\frac{1}{4}$ )  
Section 1

0.6 acre NW $\frac{1}{4}$  NE $\frac{1}{4}$   
10.6 acres Lot 2 (SW $\frac{1}{4}$  NE $\frac{1}{4}$ )  
11.8 acres Lot 3 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ )  
0.4 acre Lot 2 (SE $\frac{1}{4}$  NW $\frac{1}{4}$ )  
Section 12  
T. 14 S., R. 9 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 date.        March 20, 1973

..... **CHRIS L. WHEELER** .....

State Engineer



**NOTICE OF FILING  
APPLICATION FOR A  
CHANGE IN POINT OF  
DIVERSION AND USE  
OF WATER**

Notice is given hereby that James C. Looney has filed an application for the approval of a change in point of diversion and use of water from Alsea River.

Certificate of Water Right issued to Lila M. and William Buckley and recorded at page 39069, Volume 31, State Record of Water Right Certificates, confirms a right to the use of 0.11 cubic foot per second from Alsea River for the irrigation of 0.6 acre in NW 1/4 NE 1/4 and 10.6 acres in SW 1/4 NE 1/4, Sec. 12, T. 14 S., R. 9 W., W.M., with a date of priority of November 19, 1965.

Water for this use is diverted from a point located 560 ft. S. and

1910 ft. E. from the NW corner of Sec. 12, being within the NE 1/4 NW 1/4, Sec. 12, T. 14 S., R. 9 W., W.M.

The applicant herein, owner of the land above described, proposes to discontinue the irrigation of the above described lands and use the water for group domestic purposes, including the irrigation of lawns and gardens not exceeding one-half acre in area, within the S 1/2 SW 1/4, Sec. 1, NW 1/4 NE 1/4, S 1/2 NE 1/4 and S 1/2 NW 1/4, Sec. 12, T. 14 S., R. 9 W., W.M., and to divert the water from a point of diversion located 1969 ft. S. and 1999 ft. W. from the NE corner of Sec. 12, being within the SW 1/4 NE 1/4, Sec. 12, T. 14 S., R. 9 W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Newport, Oregon, on May 29, 1975, 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 James C. Looney, 540 N.W. 33rd St., Corvallis, Or., 97330, and one copy filed with the State Engineer, Salem, Or., 97310, 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.

CHRIS L. WHEELER  
State Engineer

Published: April 3, 10 and 17, 1975

T-16

# PROOF OF PUBLICATION

## THE LINCOLN COUNTY LEADER, Toledo, Oregon

CITY OF LINCOLN }  
OF OREGON }

ss.

.....Walter C. Taylor....., being duly sworn, depose  
y that I am an authorized employee of THE LINCOLN COUNTY LEADER, a  
per of general circulation printed and published at Toledo, Oregon, in the  
id county and state, as defined in ORS 193.010 and 193.020 that .....

Notice of Filing--

ed copy of which is hereto annexed, was published in the entire issue of said  
aper for ..3..... successive and consecutive weeks in the following issues:  
ril 3, 10, 17, 1975

RECEIVED

APR 22 1975

STATE ENGINEER  
SALEM, OREGON

*Walter C. Taylor*

Subscribed and sworn to before me this

18th

day of

April, 1975

, 19.....

*Betty J. Taylor*

Notary Public of Oregon.

(My Commission expires .....

Aug. 30, 1977....., 19.....)