

CHARLES HECHT

2570

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

FEEES PAID

Change in place of use
 Date filed 3-9-77
 Date of hearing _____
 Place of hearing _____
 Date of order 3-17-77 Vol. 28, page 392
 Date for application of water 10-1-78
 Proof mailed _____
 Proof received _____

Name of stream North Santum R.
 Trib. of _____ County of Linn
 Use irrigation
 Quantity of water _____ No. of acres 18⁵
 Name of ditch _____
 Date of priority _____
 In name of _____
 _____ Adjudication, Vol. _____, page _____

| Date | Amount | Receipt No. |
|---------------|------------------------|--------------|
| <u>3/9/77</u> | <u>30⁰⁰</u> | <u>58886</u> |
| TOTAL | | |
| <u>3/9/77</u> | <u>#4 Cert. Fee</u> | <u>58887</u> |

Certificate issued OCT 17 1977 Vol. 36, page 44852
APR 27 1989 58
 Proof to be made at same time as T#3569

App. No. 41711 Per. No. 31142 Cert. No. 37456 Pri
43480 32521 37452 Suppl
 Certificate cancelled _____
 Notation made on record by _____

FEEES REFUNDED

| Date | Amount | Check No. |
|------|--------|-----------|
| | | |

REMARKS

— finis —

W.R.I.S.

Assembled 7-26-85 by SOI
 Entered _____ by _____
 Verified _____ by _____

| INDEX CARDS: | Entered | Checked |
|---|--|--------------------------|
| | <u>WA</u> Name <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <u>WA</u> Stream <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| <u>WA</u> Pl. of Div. <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| <u>WA</u> Calendar <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| CHECKED TO RECORDS: | | |
| <input checked="" type="checkbox"/> Twp. & Rge. <u>lej</u> | <input type="checkbox"/> | |
| <input type="checkbox"/> Decree-vault | <input type="checkbox"/> | |
| <input type="checkbox"/> Decree-sale | <input type="checkbox"/> | |
| <input type="checkbox"/> Cert. of W/R | <input type="checkbox"/> | |
| <input type="checkbox"/> Per. Folder <u>lej</u> | <input type="checkbox"/> | |
| <input type="checkbox"/> Chainindex | <input type="checkbox"/> | |
| <input type="checkbox"/> Cross Ref. | <input type="checkbox"/> | |
| <input type="checkbox"/> Power Claim | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> Abstracts <input checked="" type="checkbox"/> | <input type="checkbox"/> | |

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STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES HECHT
41030 KINGSTON JORDAN ROAD
SCIO, OREGON 97374

confirms the right to use the waters of NORTH SANTIAM RIVER, a tributary of SANTIAM RIVER, for the purpose of IRRIGATING 18.5 ACRES.

The right has been perfected under Permit 31142. The date of priority is DECEMBER 16, 1965. The right is limited to not more than 0.23 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 14, T 9 S, R 1 W, W.M.; 2630 FEET NORTH AND 1190 FEET WEST FROM S 1/4 CORNER SECTION 14.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right 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, and to which such right is appurtenant, is as follows:

NE 1/4 NE 1/4 18.5 ACRES
SECTION 26
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered MARCH 17, 1977, and together with certificate 44852, supersedes certificate 37456, State Record of Water Right Certificates.

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. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date APRIL 27, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60950 ✓

T-3570

Gibraltar Onion Skin

MILLERS FALLS

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Linn County

MILL COTTON

IN THE MATTER OF THE APPLICATION)
OF CHARLES HECHT FOR THE APPROVAL)
OF A CHANGE IN PLACE OF USE OF)
WATER FROM NORTH SANTIAM RIVER AND)
DETROIT RESERVOIR)

ORDER APPROVING
TRANSFER NO. 3570

On March 9, 1977, Charles Hecht filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from North Santiam River and Detroit Reservoir pursuant to the provisions of ORS 540.510 to 540.530.

Certificates of water right recorded at Pages 37456 and 37452, Volume 29, State Record of Water Right Certificates, describe existing rights of record which include the use of not to exceed 0.23 cubic foot per second from North Santiam River for irrigation and stored water only from Detroit Reservoir for supplemental irrigation of a certain 4.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 13.8 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, Township 9 South, Range 1 West, W.M., with dates of priority of December 16, 1965, for North Santiam River and April 13, 1967, for stored water from Detroit Reservoir.

Water for the said right is diverted from a point located 2630 feet North and 1190 feet West from the North quarter-corner of Section 23, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, Township 9 South, Range 1 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the place of use therefrom to a certain 18.5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, Township 9 South, Range 1 West, W.M.

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

Gibraltar Onion Skin

MILLERS FALLS

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

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use of water from North Santiam River and Detroit Reservoir described herein, without loss of priority, are approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Charles Hecht and recorded at Page 37456, Volume 26, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the right not involved in this proceeding, and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water from North Santiam River to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to Charles Hecht.

It is FURTHER ORDERED that upon receipt of proof satisfactory to the Water Resources Director of beneficial use of water from Detroit Reservoir to the extent intended under the provisions of this order such use shall be included in the confirming certificate to be issued to Kingston Irrigation Cooperative as provided by an order of the Water Resources Director entered on March 17, 1977, approving transfer application No. 3569.

Dated at Salem, Oregon, this 17th day of March, 1977.

/s/ JAMES E. SEXSON
Director

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STATE OF OREGON
COUNTY OF LINN
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CHARLES HECHT

of Route 2, Box 237, 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 North Santiam River

a tributary of Santiam River for the purpose of irrigation of 37.7 acres

19.2

under Permit No. 31142 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 December 16, 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 0.47 cubic foot per second

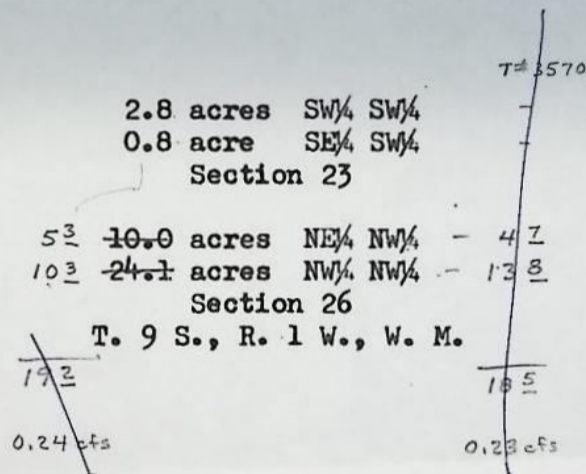
0.24

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 SW 1/4, Section 14, T. 9 S., R. 1 W., W. M.; ~~Diversion point located~~ 2630 feet North and 1190 feet West from NW 1/4 Corner, Section 23.

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:



This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 37456, Volume 29, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on March 17, 1977, approving transfer application No. 3570.

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

CARIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 29, page 37456

C-44852
T#3570