

Scheller Corp
Route 2, Box 333
Albany, Or. 97321

3342

STATUS OF APPLICATION

Change in point of diversion
Date filed 12-26-75
Date of hearing _____
Place of hearing _____
Date of order 1-9-76 Vol. 26, page 292
Date for application of water 10-1-76
Proof mailed _____
Proof received _____
Certificate issued Feb 28 1979 Vol. 40, page 47524

Summary 1/77
OK Cert

REMARKS

6-7173

DESCRIPTION OF WATER RIGHT

Name of stream Scheller Well #1
Trib. of _____ County of Linn
Use irrigation
Quantity of water _____ No. of acres 11 4
Name of ditch _____
Date of priority Oct. 16, 1956
In name of George G. & Pauline Scheller
_____ Adjudication, Vol. _____, page _____
App. No. G-492 Per. No. G-381 Cert. No. 29873
Certificate cancelled _____
Notation made on record by _____

1 1/2 w - 6 ab
obs well.

FEES PAID

Date	Amount	Receipt No.
<u>12-26-75</u>	<u>35.00</u>	<u>50831</u>
TOTAL . . .		
<u>2-12-79</u>	<u>2.00</u> Cert. Fee	<u>9084</u>

FEES REFUNDED

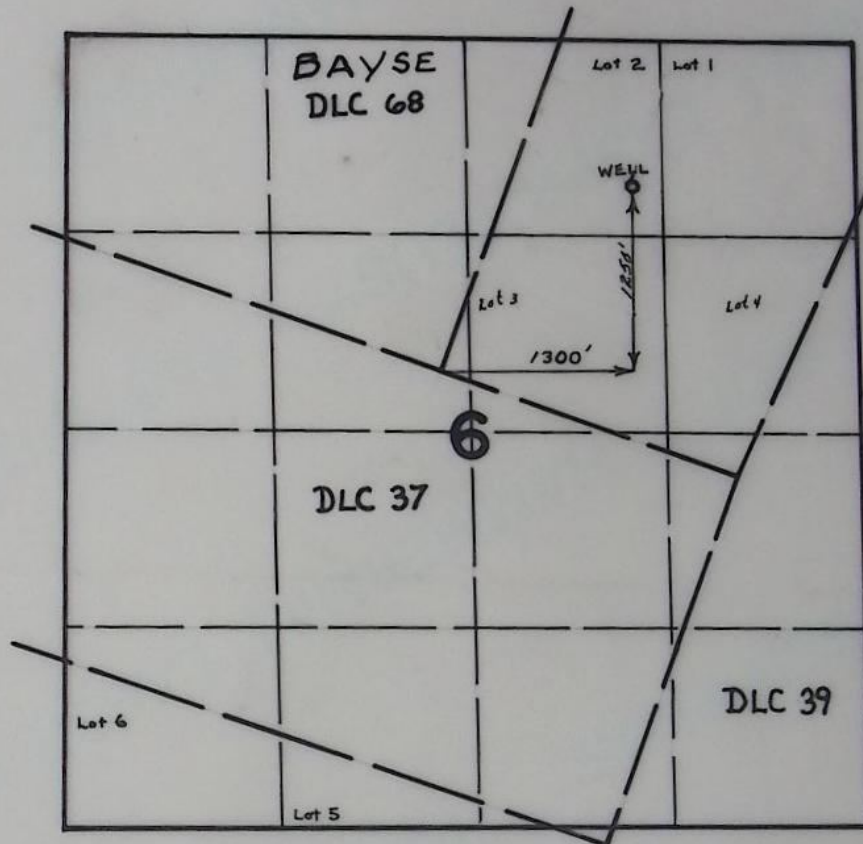
Date	Amount	Check No.

	INDEX CARDS:		Entered	Checked
	TO BE ENTERED	WAS CHECKED		
✓	Name		<u>DB</u>	
✓	Stream		<u>DB</u>	
✓	Pt. of Div.			
✓	Calendar		<u>WH</u>	
✓	CHECKED TO RECORDS:			
✓	Twp. & Rge.		<u>WH</u>	
	Decree-vault			
	Decree-safe			
✓	Cert. of W/R		<u>DB</u>	
✓	Per. Folder		<u>CC</u>	
	Chainindex			
	Cross Ref.			
	Power Claims			
	Abstracts			

OK for Transfer - well is in shallow unconfined water body!

Schultz & Co. Inc.
Route 2, Box 353
Albany, OR 97321

T.11S. R.2W. W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 3342
IN NAME OF

SCHELER CORPORATION

Surveyed AUG. 10, 1977, by D. NORBY

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Linn County

IN THE MATTER OF THE APPLICATION
OF SCHELER CORPORATION FOR THE
APPROVAL OF A CHANGE IN POINT OF
DIVERSION OF WATER FROM GROUND WATER)
-----)

ORDER APPROVING
TRANSFER NO. 3342

On December 26, 1975, Scheler Corporation filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from ground water, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to George C. and Pauline Scheler and recorded at Page 29873, Volume 21, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.14 cubic foot per second of water from ground water for the irrigation of 11.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, Township 11 South, Range 2 West, W.M., with a date of priority of October 16, 1956. These lands are irrigated from Scheler Well No. 1 located 21.5 chains North and 15.3 chains East from the Southeast corner of Bayse DIC #68, being within Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Section 6, Township 11 South, Range 2 West, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a well to be located 19 chains North and 21 chains East from the Southeast corner of DIC #68, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, Township 11 South, Range 2 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there are no intervening diversions.

Mr. William Bartholomew, administrator of the Ground Water Division, 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 ground water, to wit:

From Scheler Well No. 1 located 21.5 chains North and 15.3 chains East from the Southeast corner of Bayse DIC #68, being within Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 6, Township 11 South, Range 2 West, W.M.

To a well to be located 19 chains North and 21 chains East from the Southeast corner of DIC #68, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 11 South, Range 2 West, W.M.

for the irrigation of 11.4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, Township 11 South, Range 2 West, W.M., with a date of priority of October 16, 1956, 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, 1976.

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 0.14 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 the certificate of water right heretofore issued to George C. and Pauline Scheler and recorded at Page 29873, Volume 21, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Scheler Corporation confirming the change in point of diversion.

Dated at Salem, Oregon, this 9th day of January, 1976.

/s/ JAMES E. SEXSON
Director

2P.50
644-167.

DFM-6LL-167

County Linn

[illegible]

G-7173

info - Mr. Scheler

source - a well
106' deep
8" casing
14' SWL

$$\frac{5 \times 7}{114 + 30} = 0.24 \text{ gfs}$$

motor - U.S.
5 HP @ 1800

pump - Berkeley
Turbine
3" out

pipe - 1520 3" alum.

heads - 18 - RB 30's 3/16
all max.

$$\frac{18 \times 6.8}{450} = 0.27 \text{ gfs}$$

Lift - 0

crop - pasture

tie - photo DFM-6LL-167

Note - the original well kept going dry so they drilled this new well and are using the old one for the house.

David Norby
FE

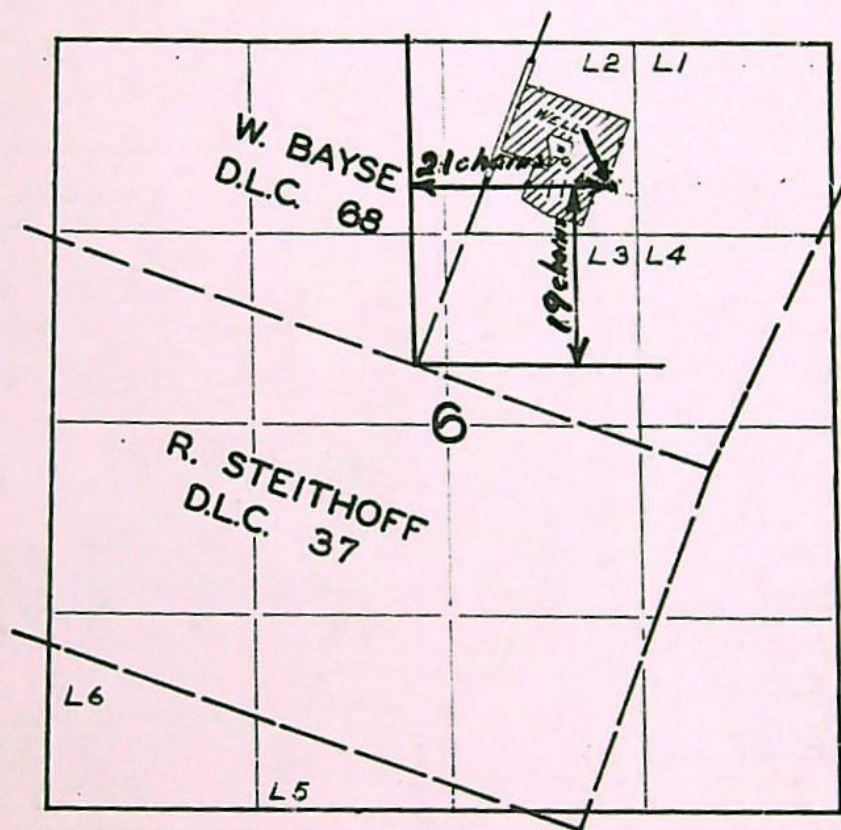
8-10-77

RECEIVED

DEC 26 1975

WATER RESOURCES DEPT
SALEM, OREGON

T.I.S.R. 2W.W.M.



18 Hds

106
8
14

FINAL PROOF SURVEY

UNDER

Application No. G-492 Permit No. G-381

IN NAME OF

GEORGE C. & PAULINE SCHELER

Surveyed JULY 6 1961 by M. BISH

Transfer No. 3342

Name Scheler Corp.

Expiration date for completion 10/1/76

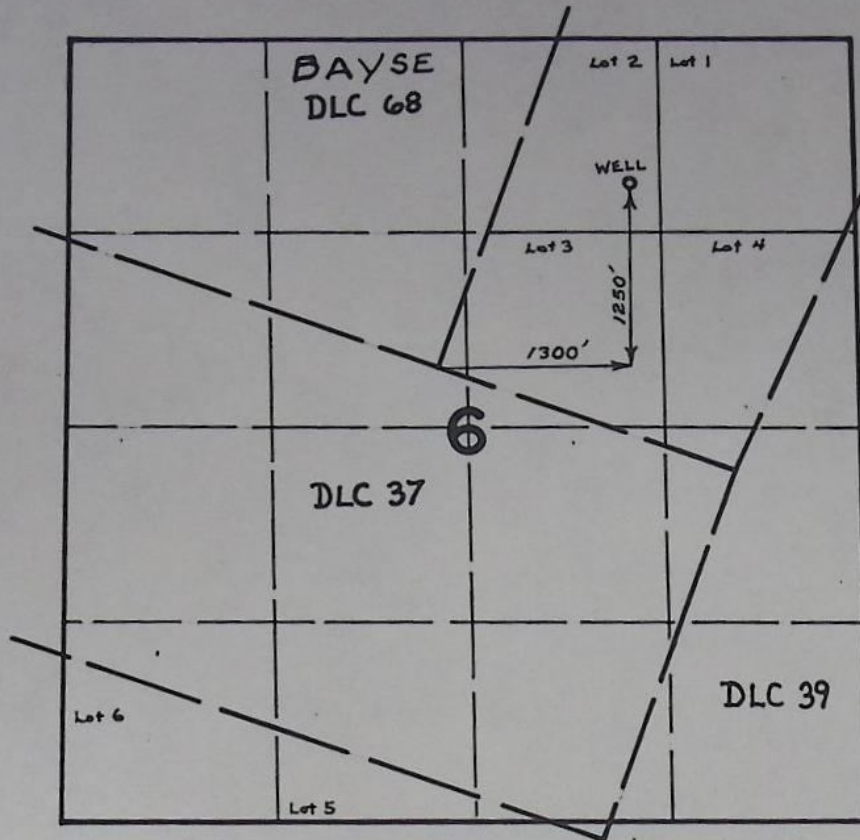
Extended to _____

Proof to Survey 1/77

O. K. for certificate _____

Ditch company or irrigation district involved is _____

T.11S. R.2W. W.M.



FINAL PROOF SURVEY
UNDER

Transfer No. 3342
IN NAME OF

SCHELER CORPORATION

Surveyed AUG. 10, 1977, by D. NORBY

Transfer No. 3342

NOTICE OF COMPLETION OF CONSTRUCTION

I, Schuler Corp, hereby certify

that the construction work has been completed and the change in
point of diversion of water made as set forth in the order of

^{Water Resources Director}
the ~~State Engineer~~ dated 4/9/76, approving an appli-

cation for a change in point of diversion of water from well located

19 chains N. & 21 chains E. from S.E. corner of D.C. #68 being within
the NW 1/4 - NE 1/4 Section 6 Township 11 South Range 2 West Twp. N.

11/28/76
Date

Geo. C. Schuler Presid.
Name

RECEIVED

NOV 30 1976

WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Scheeler Corp.
(Name of applicant)
of Rt 2 Box 333 Albany, County of Linn
(Postoffice)
State of Oregon 97321, do hereby make application for change in point of
diversion
(In point of diversion; place of use; use heretofore made of the water)

- The source of present water right is Scheeler well #1
(Name of stream)
- The use to which the water is applied is irrigation
(Irrigation; Mining; Power; Manufacturing; etc.)
- The name of the ditch, canal or pipe line is N/A
- The point of diversion is located 21.5 ch N and 15.3 ch E from the SE
(N. or S.) (E. or W.)
corner of Bayse DLC 68 being within the Lot 2 (NW 1/4 NE 1/4)
(Section or subdivision)
of Section 6 Tp. 11S R. 2W W. M., in the County of Linn
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
<u>11S</u>	<u>2W</u>	<u>6</u>		<u>11.4</u>														

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

- Are you the legal owner of the above described lands? Scheeler Corp. & George & Pauline Scheeler
(If not owner, explain your interest)
- Has water been used beneficially for the purposes indicated herein during the past 5 years? yes
- What is the date of priority of your water right? Oct 16, 1956
- Was your water right acquired by State Engineer's Permit? yes If so, give number of permit G-381
(Yes or No)

10. Do you hold a water right certificate? yes If so, give number of certificate 29873
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

No

(Yes or No)

If so, give title of proceedings

12. Is the water right recorded in your name? George & Pauline Scheler
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located 19 ch. N and 21 ch. E from the SE
(N. or S.) (E. or W.)
corner of DLC 68 being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6 Tp. 11S R. 2W W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Linn The name of the ditch to be used is N/A

15. Are you the owner of the land on which the proposed point of diversion is to be located? yes

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

N/A

17. Are there any diversions between your present point of diversion and the proposed point of diversion? No

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.?
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are new well is in a more convenient location for irrigation purposes

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

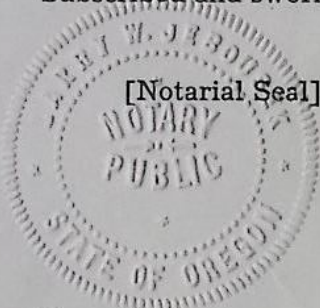
County of LINN } ss.

I, Schuler Corp. Geo. C. Schuler, President, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 26 day of Dec, 1975

Schuler Corp. Geo. C. Schuler, President
(Name of applicant)

Subscribed and sworn to before me this 26th day of December, 1975



Tammy W. Johnson
NOTARY PUBLIC FOR OREGON

My commission expires Nov. 3, 1976

Remarks _____

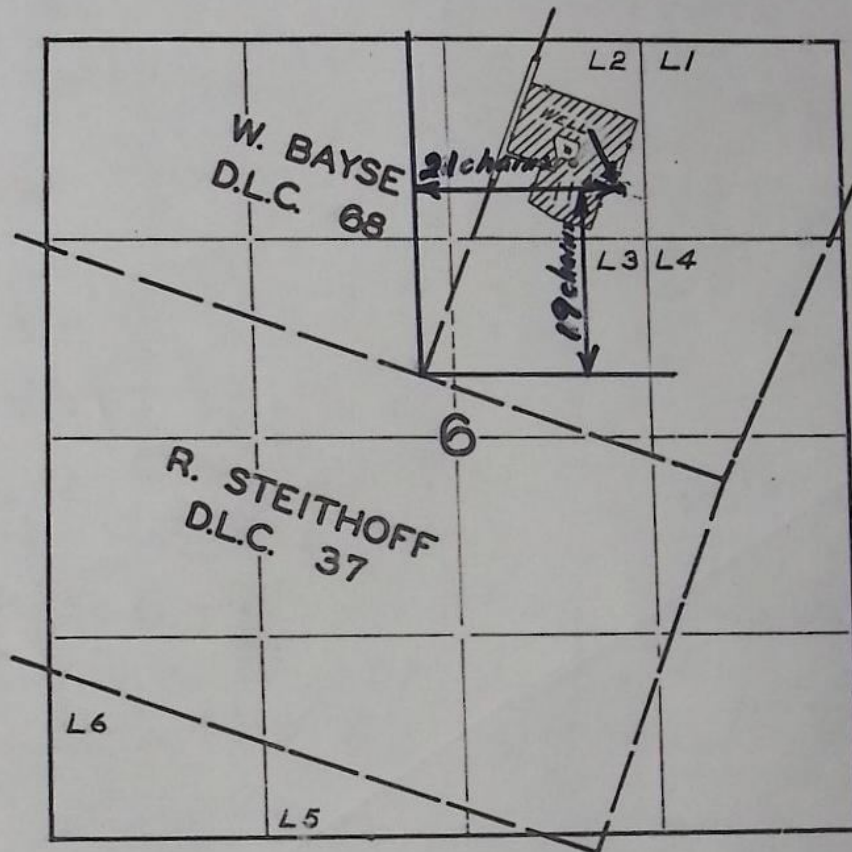
THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.

RECEIVED

DEC 26 1975

WATER RESOURCES DEPT
SALEM, OREGON

T.I.S.R. 2W.W.M.



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