

STATUS OF APPLICATION

DESCRIPTION OF WATER RIGHT

FEES PAID

Change in point of diversion
 Date filed 4-11-75
 Date of hearing —
 Place of hearing —
 Date of order 6-2-75 Vol. 25, page 343
 Date for application of water 10-1-76
 Proof mailed —
 Proof received —
 Certificate issued AUG 30 1976 Vol. 35, page 43622

Name of stream South Yamhill R.
 Trib. of — County of Yamhill
 Use irrigation
 Quantity of water — No. of acres 27
 Name of ditch —
 Date of priority Oct 5, 1953 + Dec 14, 1953
 In name of Carl E. Yoder
 Adjudication, Vol. —, page —
 App. No. 28835 Per. No. 22689 Cert. No. 22245

Date	Amount	Receipt No.
4-11-75	30.00	46195
TOTAL . . .	3.00 Cert. Fee	46200

FEES REFUNDED

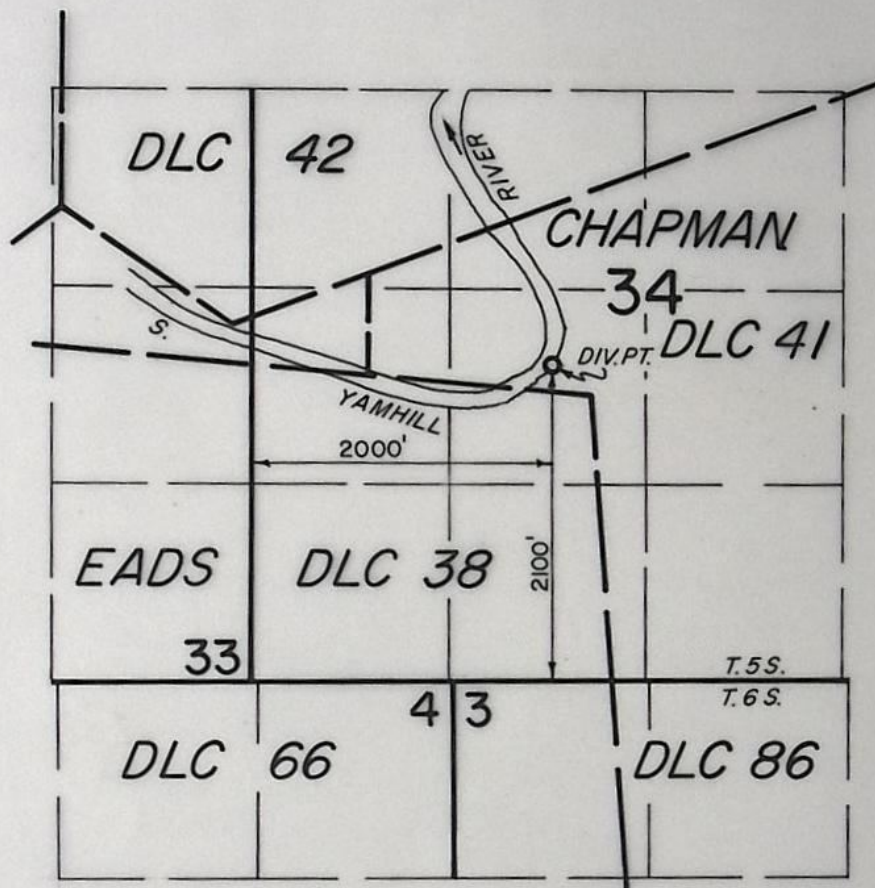
Date	Amount	Check No.

REMARKS

INDEX CARDS:		Entered	Checked
<u>W</u>	Name	<u>✓</u>	<u>—</u>
<u>W</u>	Stream	<u>✓</u>	<u>—</u>
<u>W</u>	Pt. of Div.	<u>✓</u>	<u>—</u>
<u>W</u>	Calendar	<u>✓</u>	<u>—</u>
CHECKED TO RECORDS:		Entered	Checked
<u>W</u>	Twp. & Rge.	<u>✓</u>	<u>—</u>
<u>W</u>	Decree-vault	<u>—</u>	<u>—</u>
<u>W</u>	Decree-sale	<u>—</u>	<u>—</u>
<u>W</u>	Cert. of W/R	<u>✓</u>	<u>—</u>
<u>W</u>	Per. Folder	<u>✓</u>	<u>—</u>
<u>W</u>	Chainindex	<u>—</u>	<u>—</u>
<u>W</u>	Cross Ref.	<u>—</u>	<u>—</u>
<u>W</u>	Power Claim	<u>—</u>	<u>—</u>
<u>W</u>	Abstracts	<u>—</u>	<u>—</u>

Yoder
Stevens

T.5&6S.,R.6W.,W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER NO. 3202

IN NAME OF

Robert D. Stevens

Surveyed JUNE 21, 1979, by C. RODRIGUEZ

POD

POU

USE

Transfer NO. 3202

D43-3460

County Gambell

Old Certificate NO. 22245-

1. Name Robert R. Stevens
Address Route 1, Box 311, Sheridan, Or 97378
2. Source of Supply South Yamhill River, Trib of Yamhill River
3. Use irrigation
4. Amount of Water _____ Priority Date 10/5/53 + 12/14/53
5. Proposed Point of Diversion 2150 feet North and 3000 feet East from
SW Corner, Sec. 34, being 4 1/4 NE 1/4 SW 1/4, Sec. 34, T. 5S.,
R. 6W, W.M., Yamhill County
6. Completion Date October 1, 1976
7. Place of Use: _____

[illegible]

INFO: Robert Stevens

Mr. STEVENS showed us ~~the~~ new diversion pt. and land irrigated. He owns approx. 2¹/₂ ACRES on NE END and has used Diversion pt. for ^{PAST} 9 years.

Source: S. Yamhill River

Div: Direct

Pump: DAYTON 2 hp @ 3450
Motor: Myers Cld 1¹/₂ x 1¹/₄

Pipe: 6700' + 1¹/₂" - 1¹/₄" - 1" plastic pipe

Heads: 4 - RB-30's 5⁵/₃₂ x 0 (ALL Max)

Crop: Pasture

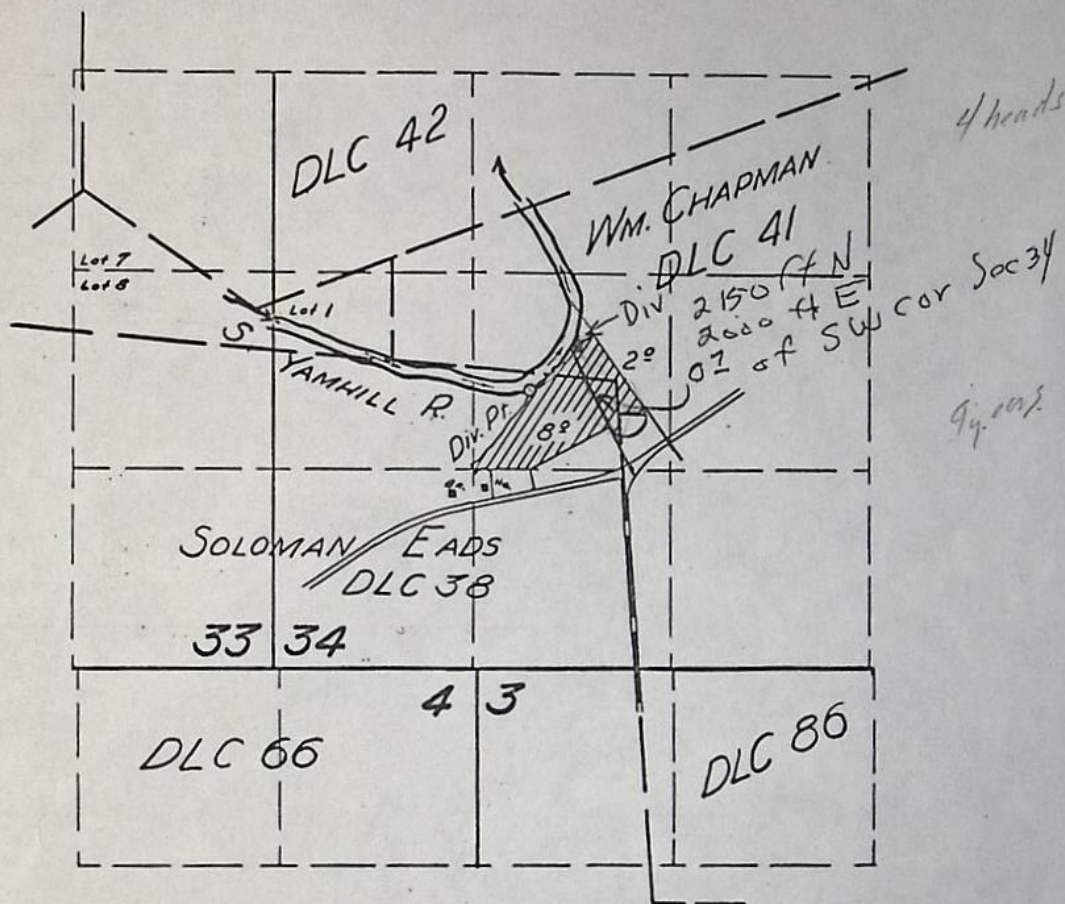
Lift: +20' to +35' (Mostly +20)

Tie: DF9-3LL-A9

David Janett
Agr. Tech.
6-21-79

T. 5 & 6 S. R. 6 W. W.M.

27
3
1.5



FINAL PROOF SURVEY
UNDER

Application No. 28835 Permit No. 22689
IN NAME OF

CARL E. YODER

Surveyed 14 Mar. 1956, by C. E. Yoder

T-3202

BEFORE THE STATE ENGINEER OF OREGON

Yamhill County

IN THE MATTER OF THE APPLICATION
OF ROBERT D. STEVENS FOR THE
APPROVAL OF A CHANGE IN POINT OF
DIVERSION OF WATER FROM SOUTH
YAMHILL RIVER

ORDER APPROVING
TRANSFER NO. 3202

On April 11, 1975, Robert D. Stevens filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from South Yamhill River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Carl E. Yoder and recorded at Page 22245, Volume 16, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.125 cubic foot per second of water from South Yamhill River for the irrigation of, among other lands, 2.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 5 South, Range 6 West, W.M., with a date of priority of October 5, 1953 and December 14, 1953. These lands are irrigated from a point of diversion located 1850 feet North and 1675 feet East from the Southwest corner of Section 34, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 5 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 2150 feet North and 2000 feet East from the Southwest corner of Section 34, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 5 South, Range 6 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. Leon McGinnis, 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 South Yamhill River, to wit:

From a point located 1850 feet North and 1675 feet East from the Southwest corner of Section 34, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 5 South, Range 6 West, W.M.

To a point to be located 2150 feet North and 2000 feet East from the Southwest corner of Section 34, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 5 South, Range 6 West, W.M.

for the irrigation of 2.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 5 South, Range 6 West, W.M., with a date of priority of October 5, 1953, and December 14, 1953, 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 0.023 cubic foot per second with a priority date of October 5, 1953, and 0.01 cubic foot per second with a priority date of December 14, 1953.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install headgates 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 water master.

It is FURTHER ORDERED that certificate of water right heretofore issued to Carl E. Yoder and recorded at page 22245, Volume 16, State Record of

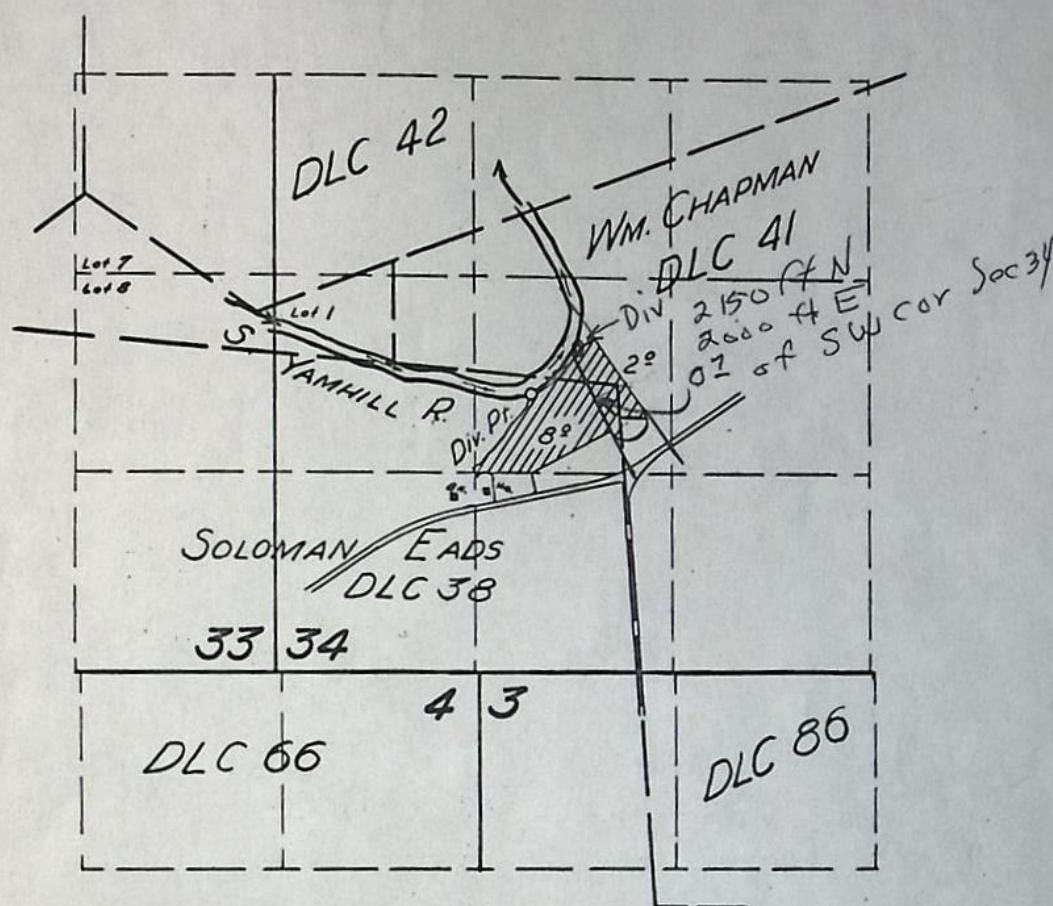
Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Robert D. Stevens confirming the change in point of diversion.

Dated at Salem, Oregon, this 2nd day of June, 1975.

/s/ CHRIS L. WHEELER
State Engineer

T. 5 E 6 S. R. 6 W. W.M.

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FINAL PROOF SURVEY

UNDER

Application No. 28835 Permit No. 22689

IN NAME OF

CARL E. YODER

Surveyed 14 Mar. 1956 by [Signature]

T-3202

DFQ-1D-132

200
215

T-3202

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, Robert D. Stevens
(Name of applicant)
of Rt 1 Box 311 Sheridan, County of Yamhill
(Postoffice)
State of Ore 97378, do hereby make application for change in pt of diversion

(In point of diversion; place of use; use heretofore made of the water)

- The source of present water right is South Yamhill R
(Name of stream)
- The use to which the water is applied is irrig
(Irrigation; Mining; Power; Manufacturing; etc.)
- The name of the ditch, canal or pipe line is pump
- The point of diversion is located 1850 ft. N and 1675 ft. E from the SW
(N. or S.) (E. or W.)
corner of Sec 34 being within the NE 1/4 SW 1/4
(Section or subdivision)
of Section 34 Tp. 5S R. 6W W. M., in the County of Yamhill
(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
5S	6W	34									27							

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)

6. Are you the legal owner of the above described lands? Yes
(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? Yes

8. What is the date of priority of your water right? Oct 5 1953 & Dec 14 1953

9. Was your water right acquired by State Engineer's Permit? Yes If so, give number

of permit 22689

10. Do you hold a water right certificate? Yes If so, give number of certificate 22245
(Yes or No)

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

If so, give title of proceedings
(Yes or No)

12. Is the water right recorded in your name? Carl Yoder
(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 2150 ft. N and 2000 ft. E from the SW
(N. or S.) (E. or W.)
corner of 34 being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34 Tp. 55 R. 6W W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of Yamhill The name of the ditch to be used is pump

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.

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.? No
(Answer Yes or No)

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
<u>Mortgage</u>	<u>1st Federal Savings & Loan</u>	

20. Reasons for the proposed changes are to pump adjacent to my property

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

County of

Marion

ss.

I, Robert D Stevens, 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 11 day of April, 1975

Robert D Stevens
(Name of applicant)

Subscribed and sworn to before me this 11 day of April, 1975

[Notarial Seal]

Trevor Jones
NOTARY PUBLIC FOR OREGON

My commission expires Aug 11 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.