

Gonseth

Name Henry A. Gonseth

By \_\_\_\_\_

Address P.O. Box 174

Lebanon, OR 97355

Change in POD

Date filed 12-5-77

Date of hearing \_\_\_\_\_

Place of hearing \_\_\_\_\_

Date of order 1-6-78 Vol. 30, page 230

Date for application of water 10-1-79

Proof mailed \_\_\_\_\_

Proof received \_\_\_\_\_

RE Certificate issued JAN 31 1978 Vol. \_\_\_\_\_, page 45171  
Confirm. " JAN 19 1981 43 49786

3845

DESCRIPTION OF WATER RIGHT **DVA Notification**

Name of stream So. Santiam River

Trib. of \_\_\_\_\_ County of Linn

Use \_\_\_\_\_

Quantity of water \_\_\_\_\_ No. of acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

Date of priority \_\_\_\_\_

In name of \_\_\_\_\_

\_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_

App. No. 23624 Per. No. 18688 Cert. No. 24523

Certificate cancelled \_\_\_\_\_

Notation made on record by \_\_\_\_\_

FEES PAID

Date	Amount	Receipt No.
<u>12-5-77</u>	<u>35.00</u>	<u>48</u>
TOTAL . . .		
<u>12-12-77</u>	<u>\$0</u> Cert. Fee	<u>215</u>

FEES REFUNDED

Date	Amount	Check No.

REMARKS

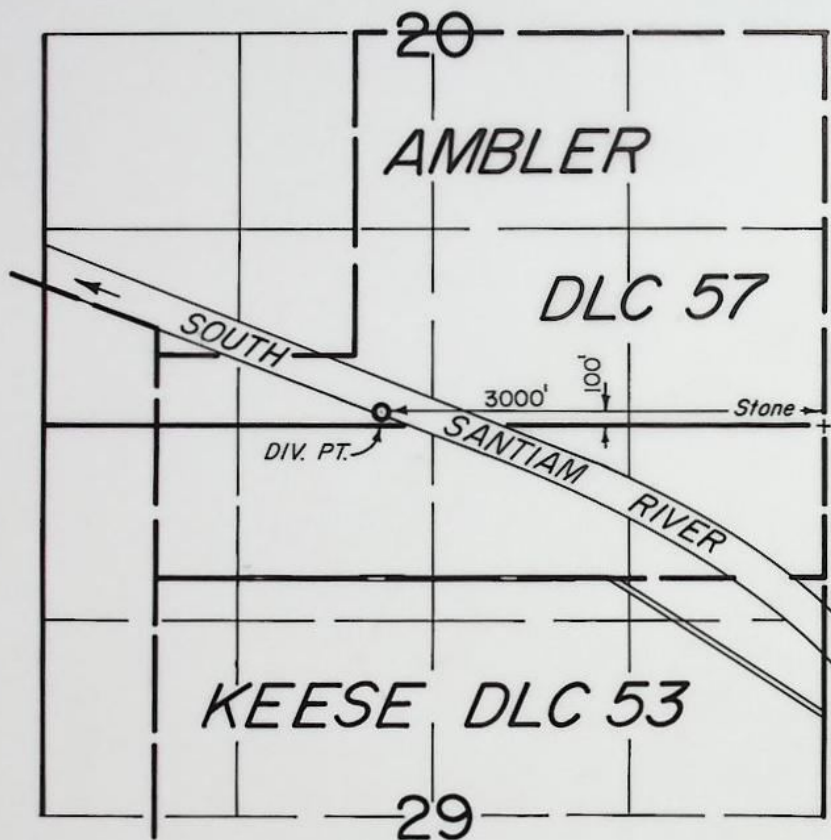
T-5354 A POD part of C-45171

W.R.I.S.	
Assembled	<u>12-5-77</u> by <u> </u>
Entered	_____ by _____
Verified	_____ by _____

INDEX CARDS:	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>Lcj</u>	_____
<input checked="" type="checkbox"/> Stream	<u>Lcj</u>	_____
<input checked="" type="checkbox"/> Pt. of Div.	_____	_____
<input checked="" type="checkbox"/> Calendar	<u>Lcj</u>	_____
<input checked="" type="checkbox"/> Twp. & Rge.	<u>Lcj</u>	_____
<input checked="" type="checkbox"/> Decree-fruit	_____	_____
<input checked="" type="checkbox"/> Decree-sale	_____	_____
<input checked="" type="checkbox"/> Cert. of W/R	<u>Lcj</u>	_____
<input checked="" type="checkbox"/> Per. Folder	<u>Lcj</u>	_____
<input checked="" type="checkbox"/> Claim Index	_____	_____
<input checked="" type="checkbox"/> Cross Ref.	_____	_____
<input checked="" type="checkbox"/> Power Claim	_____	_____
<input checked="" type="checkbox"/> Abstracts	<u>Lcj</u>	_____

504

T.12S., R.1W., W.M.



**FINAL PROOF SURVEY**  
UNDER

TRANSFER NO. 3845

IN NAME OF

Henry A. Gonseth

Surveyed MAY 21, 1979, by AL Brown



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LINN COUNTY

IN THE MATTER OF THE APPLICATION )  
OF HENRY A. GONSETH FOR APPROVAL )  
OF A CHANGE IN POINT OF DIVER- )  
SION OF WATER )  
- - - - -

ORDER APPROVING  
TRANSFER NO. 3845

On December 5, 1977, an application was filed in the office of the Water Resources Director by Henry A. Gonseth for approval of a change in point of diversion from South Santiam River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 24523, Volume 17, State Record of Water Right Certificates, in the name of Rosie Brandel, describes a right which includes the use of not to exceed 0.05 cubic foot per second from South Santiam River for irrigation of a certain 0.4 acre in SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 20, and 4.4 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 29, Township 12 South, Range 1 West, W.M., with a date of priority of February 17, 1949.

Water for the said right is diverted from a point located 10 feet South and 10 feet West from the North Quarter Corner of Section 29, being within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 29.

The applicant herein, owner of the lands above described, proposes to change the point of diversion therefrom, without loss of priority, to a point located 110 feet North and 400 feet West from the South Quarter Corner of Section 20, being within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 20, Township 12 South, Range 1 West, W.M.

Mr. L. Gene McGinnis, Watermaster, has filed a statement to the effect that the proposed change in point of diversion 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 requested change in point of diversion, as described herein, without loss of priority, is approved.

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 under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

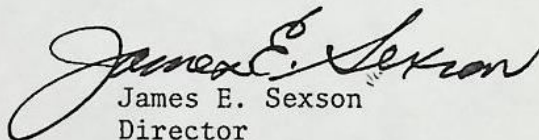
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 watermaster.

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, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Rosie Brandel and recorded at page 24523, Volume 17, 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 to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 6th day of January, 1978.

  
James E. Sexson  
Director



## STATE OF OREGON

COUNTY OF LINN

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

Henry A. GONSETHROSE BRADDELof 39151 River Dr, State of Oregon 97355, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of South Santiam Rivera tributary of Santiam River for the purpose of irrigation of 4.8 ACunder Permit No. 18633 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 February 17, 1949.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 0.45-cubic foot per second,0.05 cfs, if available at the original point of diversion; SE 1/4 SW 1/4,10's & 10' W from N 1/4 Sec 29or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the N 1/4 NE 1/4 and NE 1/4 NW 1/4 both as projected within Ambler DLC 57, Section 29, Township 12 South, Range 1 West, W.M.; 100' N & 3000' W fromSE cor Sec 20The 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:

0.4 1.1 acres SE 1/4 SW 1/4, as projected within Ambler DLC #57 - 0.4  
Section 204.4 1.0 acres NE 1/4 NE 1/4, as projected within Ambler DLC #57  
15.6 acres NW 1/4 NE 1/4, as projected within Ambler DLC #57 - 4.4  
22.0 acres NE 1/4 NW 1/4, as projected within Ambler DLC #57  
0.3 acres NE 1/4 NE 1/4, as projected within Kees DLC #55  
Section 29

Township 12 South, Range 1 West, W.M.

0.05

The right to the use of the

This certificate is issued to confirm a change in point of diversion approved by an order of the WRD entered Jan 6 '78 and together with certificate of water right recorded on Page 45171, Volume 37, SRWRC supersedes certificate of water right recorded on Page 24523, Volume 17, SRWRC.

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

C-49786



# STATE OF OREGON

## COUNTY OF LINN

# CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** ROSIE BRANDEL

of Rt. 1, Box 52, Lebanon, State of Oregon 97355, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of South Santiam River a tributary of Santiam River for the purpose of ~~the~~ irrigation of ~~40.0 acres~~ 35.2 acres under Permit No. 18688 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 February 17, 1949,

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 ~~0.45~~ cubic foot per second,

~~0.39~~

0.40

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  and NE $\frac{1}{4}$  NW $\frac{1}{4}$  both as projected within Ambler DLC 57, Section 29, Township 12 South, Range 1 West, W.M.

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:

0.7 ~~1.1~~ acres SE $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within Ambler DLC #57 - ~~0.4~~  
Section 20  
1.0 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within Ambler DLC #57  
15.6 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within Ambler DLC #57  
17.6 ~~22.0~~ acres NE $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within Ambler DLC #57 - 4.4  
0.3 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$ , as projected within Kees DLC #53  
Section 29  
Township 12 South, Range 1 West, W.M.

~~4.2~~

0.05

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 24523, Volume 17, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on January 6, 1978, approving transfer application No. 3845.

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