

Name Beacon Farms, Inc

By _____

Address 1709 Baxter RD SESalem, OR 97302Change in P.O.DDate filed Sept. 5, 1978

Date of hearing _____

Place of hearing _____

Date of order 9-28-78 Vol. 31, page 274Date for application of water completed

Proof mailed _____

Proof received _____

Certificate issued OCT 20 1978 Vol. 39, page 46718
FEB 18 1987 51 55720
to Survey 1978

4036

DESCRIPTION OF WATER RIGHT

Name of stream a wellTrib. of _____ County of MarionUse irrigationQuantity of water _____ No. of acres 23.7 ac.

Name of ditch _____

Date of priority Feb 24, 1958In name of Marlin W. Schead

_____ Adjudication, Vol. _____, page _____

App. No. G-872 Per. No. G-771 Cert. No. 34273

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>9-5-78</u>	<u>\$ 37 -</u>	<u>5903</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

See file G-5486 - advise Cert Section when this transfer approved

W.R.I.S.

Assembled 6-12-85 by DN

Entered _____ by _____

Verified _____ by _____

INDEX CARDS:

Entered	Checked
<input checked="" type="checkbox"/> Name	<u>Lij</u>
<input checked="" type="checkbox"/> Amount	<u>Lij</u>
<input checked="" type="checkbox"/> Pt. of Div.	<u>Lij</u>
<input checked="" type="checkbox"/> Calendar	<u>Lij</u>
<input checked="" type="checkbox"/> CHECKED TO RT	<u>Lij</u>
<input checked="" type="checkbox"/> Twp. & Rng.	<u>Lij</u>
<input checked="" type="checkbox"/> Dec. cert. suit	<u>Lij</u>
<input checked="" type="checkbox"/> Decree sale	<u>Lij</u>
<input checked="" type="checkbox"/> Cert. of W/R	<u>Lij</u>
<input checked="" type="checkbox"/> Per. Folder	<u>Lij</u>
<input checked="" type="checkbox"/> Calendar	<u>Lij</u>
<input checked="" type="checkbox"/> Cross Ref.	<u>Lij</u>
<input checked="" type="checkbox"/> Power Claim	<u>Lij</u>
<input checked="" type="checkbox"/> Abstracts	<u>Lij</u>

[Handwritten signature]

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MARLIN W. SCHAAD

of 7657 Wheatland Road, NE, Salem, 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 a well

a tributary of Willamette River for the purpose of irrigation of ~~29.6~~ ^{5.9} acres

under Permit No. G-771 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 24, 1958

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 ~~0.37~~ ^{0.07} 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 SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, T. 6 S., R. 3 W., W. M., ~~Well is located~~ 870 feet North and 310 feet East from the W $\frac{1}{4}$ Corner, Section 24.

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:

T-4036
~~10.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$~~ 10.0
5.9 ~~19.6~~ acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ 13.7
Section 24 (0.34)
T. 6 S., R. 3 W., W. M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 34273, Volume 26, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on Sept 28, 1978, approving transfer application No. 4036.

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

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. September 13, 1967

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 267, page 34273

T# 4036

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE APPLICATION)
OF BEACON FARMS, INC., FOR AP-)
PROVAL OF A CHANGE IN POINT OF)
APPROPRIATION FROM GROUND WATER)

ORDER APPROVING
TRANSFER NO. 4036

On September 5, 1978, an application was filed in the office of the Water Resources Director by Beacon Farms, Inc. for approval of a change in point of appropriation from ground water, pursuant to the provisions of ORS 537.705.

The certificate recorded at page 34273, Volume 26, State Record of Water Right Certificates, in the name of Marlin W. Schaad, describes a right which includes the use of not to exceed 0.3 cubic foot per second from a certain ground water aquifer for irrigation of a certain 10.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 13.7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 6 South, Range 3 West, W.M., with a date of priority of February 24, 1958.

Water for the said right is diverted from a well located 870 feet North and 310 feet East from the West Quarter Corner of Section 24, being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 6 South, Range 3 West, W.M.

The applicant herein, contract purchaser of the lands above described, proposes to change the point of appropriation therefrom, without loss of priority to a well located 1680 feet North and 40 feet East from the West Quarter Corner of Section 24, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 6 South, Range 3 West, W.M.

Mr. William S. Bartholomew, Hyrdogeologist, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

Mr. Clifton R. King, Watermaster, has filed a statement to the effect that the proposed change in point of appropriation may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in point of appropriation 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 appropriation, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of appropriation shall not exceed the quantity of water available at the old point of appropriation 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 measuring devices:

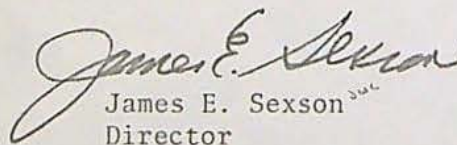
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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 NO time need be fixed for completion as the change in point of appropriation is completed.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Marlin W. Schaad and recorded at page 34273, 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 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 28th day of September, 1978.


James E. Sexson
Director