

Name Grant W. & Peggy M. Laiblin

4252

DESCRIPTION OF WATER RIGHT

By _____

Address Star Rt. 2, Box 256
Alsea, OR 97324

Change in POD

Date filed July 10, 1979

Date of hearing _____

Place of hearing _____

Date of order 10-26-79 Vol. 32, page 455

Date for application of water 10-1-81

Proof mailed _____

Proof received _____

Certificate issued APR 14 1983 Vol. 46, page 51502

Name of stream Alsea River

Trib. of _____ County of Benton

Use irrigation

Quantity of water _____ No. of acres 42

Name of ditch _____

Date of priority Sept 23, 1970

In name of Lloyd & Bennetta Colley

Adjudication, Vol. _____, page _____

App. No. 47563 Per. No. 35074 Cert. No. 42589

Certificate cancelled _____

otation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>7-10-79</u>	<u>35-</u>	<u>12718</u>
TOTAL . . .		
<u>7-10-79</u>	<u>2 Cert. Fee</u>	<u>12719</u>

FEES REFUNDED

Date	Amount	Check No.

REMARKS

See also T-4297

W.R.I.S.	
Assembled <u>3-7-85</u> by <u>SWA</u>	
Entered _____ by _____	
Verified _____ by _____	

Note orders for T-4252 and T-4297
should be on same day

TO BE ENTERED WHERE CHECKED	INDEX CARDS:		Entered Checked	
	<input checked="" type="checkbox"/>	Name		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Stream		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Pt. of Div.		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Calendar		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Twp. & Rge.		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Decree-vault		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Decree-safe		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Cert. of W/R		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Per. Folder		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Chaindex		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Cross Ref.		<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	Power Claim		<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Abstracts	<input checked="" type="checkbox"/>		

446

ALSEA RIVER

WFT-0982-01

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

PAGE 1
 RUN ON: 3/20/81 AT: 9:08

WATER RIGHT NO. 1000047521 PERMIT NO. 035074 CERTIF. NO.
 ORIG. NO. A000475631 PREV. NO. A000475631 SUPER. NO.

NAME: GRANT & PEGGY LAIBLIN

ADDRESS: STAR RT 2, BOX 256

CITY/STATE/ZIP/COUNTY: ALSEA, OR 97324 02

STREAM-ID 18 0940 0040

RIV. MI.

WM. DIST. 18 W.R. TYPE SA STATUS V

CANCEL YEAR--->

CONSTR. COMPLT---> 12 31 1979

YR. LAST USED----->

NEXT ACTION DUE--->

PRIORITY-----> 09 23 1970

PUT TO USE-----> 12 31 1979

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION---> 07 10 1979

SURVEYED----->

EXAM. FEE-----> 20.00

RECORDING FEE-----> 15.00

PERMIT ISSUE---> 10 26 1979

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.---> 10 26 1979

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

POINT-OF-DIVERSION DATA:
 TWP/SP RNGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

1405 080W 08 D B 18 0940 0040

9050

V

P

*** REMARKS: - - - - -
 *** DATED-->

*** POD: 960'S & 2900'W FM E' 1A

*** FOR S. 8. CHANGES POD PART

*** OF C-42589. RRC-51502. SEE

*** T-9247.

PLACE-OF-USE DATA:
 TWP/SP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES

STATUS S OR P

1405 080W 08 D B 02 1R 100 4.50

V

P

51502

W.D. S.

Approved 3-7-85 SDA

Ex. 1

Verified

322-299

POD

USE

Add'l POD

County Benton

Inspection
5/20/80 CLK

487-5473

2. Source of Supply Alsea River, Trib of _____

4. Amount of Water 0.05 cfs Priority Date Sept 23, 1970

5. Proposed Point of Diversion 960'S & 2400'W from E $\frac{1}{4}$ Cor. of
Sec 8, w/in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 8, T14S, R8W, W.M.

6. Completion Date 10-1-81

[illegible]

Info: Mr & Mrs Laiblin. New D.P. Used as applied.

Source: Alsea R. Div. Dir. fr. river

pump - Sta-rite 1HP @ 3450 RPM

CDD $1\frac{1}{2} \times 1$

Use: Irrigation of pasture, lawn & garden around ho.

Equip: Buried pipe to faucets throughout

2 garden type sprinklers max.

$\frac{5}{32} \times 0$

Lift: +15

Tie: Inspection.

Chris Hughes

FE

5/20/80

NOTE: ALSO IRR. AROUND HOUSE.

$$\text{pump} = \frac{\overset{\text{80 psi}}{(1)(6.6)}}{(15) + (203.2)} = 0.030 \text{ cfs}$$

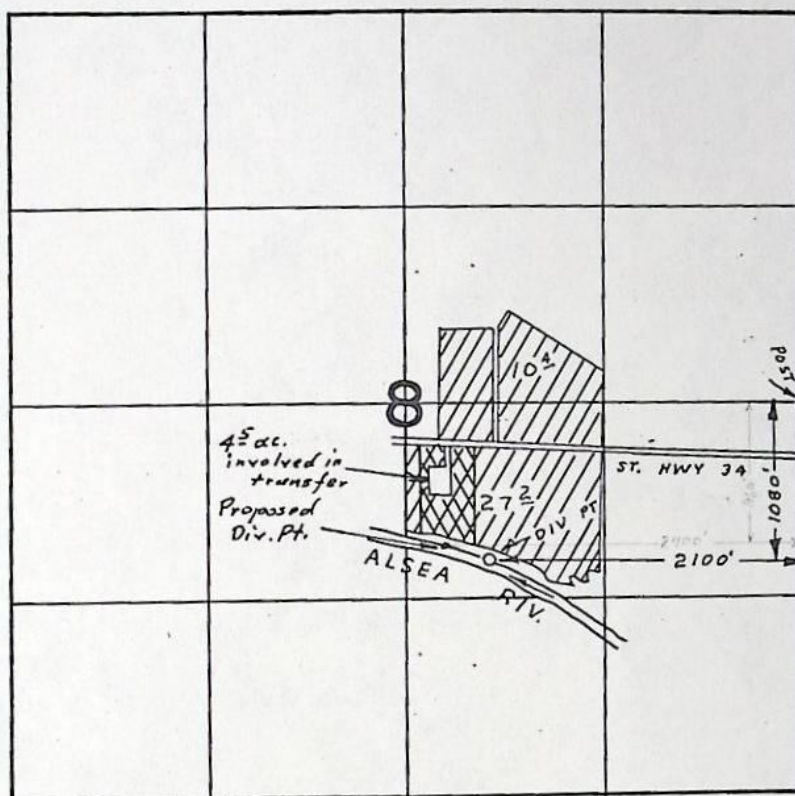
$$\text{heads} = \frac{(2)(6.321)}{450} = 0.028 \text{ cfs}$$

T-4252

RECEIVED

JUL 10 1979

T.14 S.R.8 W.W.M.

WATER RESOURCES DEPT
SALEM, OREGON

Proposed Div. Pt. for 4 1/2 ac. located 960 ft. S. & 2400 ft. W from the
E 1/4 corner of Sec 8

This map to support transfer application in the names of:

GRANT W. & PEGGY M. LAIBLIN

FINAL PROOF SURVEY
UNDER

Application No. 47563 Permit No. 35074
IN NAME OF

LLOYD AND BONNETTA COLLEY

Surveyed JUNE 3 1974, by LH NUNN

RECEIVED

DEC 31 1979

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN
point of diversion of water from Alsea River

PURSUANT TO TRNASFER APPLICATION NO. 4252

I, Grant W. Laible, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by 10-1, 19 79

12-27-79
Date

Grant W. Laible
Signature

(Mail to the Water Resources Department, Salem, Oregon 97310.)

ok
Lij



Water Resources Department
MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

December 31, 1979

Grant W. & Peggy M. Laiblin
Star Route 2, Box 25G
Alsea, Oregon 97324

RE: File No. T-4252

Dear Mr. and Mrs. Laiblin:

The notice of completion of works and use of water under the provisions of the order of the Water Resources Director approving water right transfer application No. 4252, for a change in point of diversion of water from Alsea River, was received and, in line with the general practice of this office, a survey will be made at a later date.

Sincerely,

Samuel R. Allison
Supervisor
Transfer Section

SRA:lcj
cc: Michael F. Ladd, Watermaster

COPY

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
BENTON COUNTY

IN THE MATTER OF THE APPLICATION)
OF GRANT W. & PEGGY M. LAIBLIN)
FOR APPROVAL OF A CHANGE IN POINT)
OF DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 4252

On July 10, 1979, an application was filed in the office of the Water Resources Director by Grant W. and Peggy M. Laiblin for approval of a change in point of diversion of water from Alsea River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 42589, Volume 34, State Record of Water Right Certificates, in the name of Lloyd and Bonnetta Colley, describes a right which includes the use of not to exceed 0.05 cubic foot per second from Alsea River for irrigation of 4.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 14 South, Range 8 West, W.M., with a date of priority of September 23, 1970.

The authorized point of diversion for said right is located 1080 feet South and 2100 feet West from the East Quarter Corner of Section 8, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 14 South, Range 8 West, W.M.

The applicants herein, owners of the lands above described, propose to change the point of diversion therefrom, without loss of priority, to a point located 960 feet South and 2400 feet West from the East Quarter Corner of Section 8, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 14 South, Range 8 West, W.M.

Mr. Michael F. Ladd, 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;

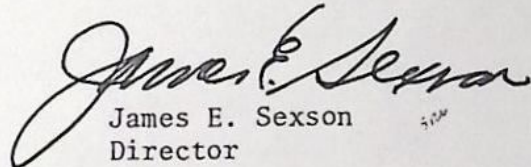
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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, 1981.

The order of the Water Resources Director entered October 26, 1979, approving transfer application No. 4247, provided for cancellation of the certificate recorded at page 42589, Volume 34, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer proceedings; therefore,

It is FURTHER ORDERED that 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 26th day of October, 1979.


James E. Sexson
Director



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: Oct. 18, 1979.FROM: ** Michael F. Ladd, WatermasterSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4252IN THE NAME OF Grant W. & Peggy M. Laiblin

In my opinion the proposed change in point of diversion from Alsea River
MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

Headgate notices HAVE HAVE NOT been issued for diversion from the sources which
serves this right.

If for change in point of diversion, is there any intervening point of diversion
between the authorized and the proposed points of diversion? NO*
(yes or no)

In my opinion, the order approving the subject transfer application should include
the following in regard to the appropriator installing suitable measuring devices
in the diversion works:

- (1) PRIOR to the diverting of water at the new point of diversion . . .
 X (2) When in the judgment of the watermaster it becomes necessary . . .

* The approval of this transfer application would result in injury to other water
rights because Simultaneous transfer T-9247

Berger

** Michael F. Ladd
Watermaster's signature or initials

T-4252
RECEIVED
JUL 10 1979
WATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, GRANT W. & PEGGY M. LAIBLIN
(Name of applicant)
of STAR RT. 2 BOX 25G ALSEA
(Mailing address) (City)
State of OREGON 97324 487-5473, do hereby make application for change
(Zip Code) (Phone number)
IN POINT OF DIVERSION
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? LENO & Bennetta Colley
(If not, give name)

2. Was your water right determined by Decree of Court? NO If so, give title of proceedings
(Yes or No)

number of certificate

3. Was your water right acquired by Water Right Permit? YES If so, give number
(Yes or No)
of permit 35074 Number of certificate 42589

A 47563

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is ALSEA RIVER

5. What is the date of priority of your water right? SEPT 23 1970

6. The authorized point of diversion is located 1850 ft. S and 2100 ft. W from the E 1/4
(N. or S.) (E. or W.)
corner of SEC 8 being within the NW 1/4 SE 1/4 of Section 8 Tp. 14S R. 8W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of BENTON The name of the ditch used is

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 960 ft. S and 2400 ft. W from the E 1/4
(N. or S.) (E. or W.)
corner of SEC 8 being within the NW 1/4 SE 1/4 of Section 8 Tp. 14S R. 8W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of BENTON The name of the ditch to be used is PUMP

14. Reasons for the proposed changes are point of diversion on my property

✓ 15. Construction work will be completed on or before AUGUST 1, 1979

✓ 16. The water will be completely applied to the proposed use on or before AUGUST 1, 1979

Remarks

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

WE, GRANT W. & PEGGY M. LAIBLIN, 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 8th day of July, 1979.

Grant W. Laiblin
Peggy M. Laiblin
(Name of applicant)

Subscribed and sworn to before me this 8th day of July, 1979.

[Notarial Seal]

Jean Robinson
NOTARY PUBLIC FOR OREGON

My commission expires 7-21-80

T-4252

Beginning at the intersection of the South line of State Highway No. 34 (Corvallis-Waldport) and the North-South centerline of Section 8, Township 14 South, Range 8 West, Willamette Meridian, Benton County Oregon; thence East along the South line of said highway 450 feet; thence South to the center of the Alsea River; thence Northwest up the center of said river to the aforementioned North-South centerline; thence North on said line to the South line of said highway and the point of beginning. SAVE AND EXCEPT the West 90 feet therea- ALSO an easement for road purposes, more particularly described as:

Beginning at the Southeast corner of the Northwest quarter of the Southeast quarter of Section 8, Township 14 South, Range 8 West of the Willamette Meridian; running thence West along said South line 40 feet; thence North parallel to the east line of the Northwest quarter of the Southeast quarter of said Section 8 to the South line of the Alsea-Waldport Highway; thence East 40 feet to the east line of the Northwest quarter of the Southeast quarter; thence South along said east line to the point of beginning; subject to a mortgage in favor of the State of Oregon acting through the Department of Veterans' Affairs.

RECEIVED

JUL 10 1979

WATER RESOURCES DEPT
SALEM, OREGON

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e
d