

Name WAYNE WILLIS YODER  
 By Rt. 2, Box 18A  
 Address Aurora, Oregon 97002

Application No. G 3352  
 Permit No. G 3628  
 Certificate No. 38322

Stream Index, Page No. 2-97G

4/1-7G

Date filed March 17, 1967  
 Priority March 17, 1967  
 Action suspended until OK cut

Returned to applicant  
 Date of approval November 21, 1967

#### CONSTRUCTION

Date for beginning November 21, 1968  
 Date for completion October 1, 1969  
 Extended to

Date for application of water October 1, 1970  
 Extended to

#### PROSECUTION OF WORK

Form "A" filed  
 Form "B" filed Complete  
 Form "C" filed Nov 17, 70

#### FINAL PROOF

Blank mailed MAR 09 1972  
 Proof received  
 Date certificate issued JUN 26 1972

#### FEES PAID

Date	Amount	Receipt No.
<u>3-17-67</u>	<u>20.00</u>	<u>2550</u>
<u>4-18-72</u>	<u>\$1.50</u>	<u>280110</u>
	Cert. Fee	

#### FEES REFUNDED

Date	Amount	Check No.

#### ASSIGNMENTS

Date	To Whom	Address	Volume	Page

#### REMARKS

0.34 cfs from a well (Pudding River) for the irrigation and supplemental irrigation of 27.4 acres  
NOV 6 1970 CARD FOR C



Form C

**IMPORTANT**—This form is a notice to the State Engineer that permittee is ready to make **final proof** to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the **final proof** inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated. Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied.

Application No. G-3852

**NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE**

Wayne Willis Yoder, the holder of Permit No. G-3628  
to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1<sup>st</sup> day of Aug, 1969.

Remarks: All land irrigated in 1969 and  
again in 1970

IN WITNESS WHEREOF, I have hereunto set my hand this 18<sup>th</sup> day of Nov, 1970

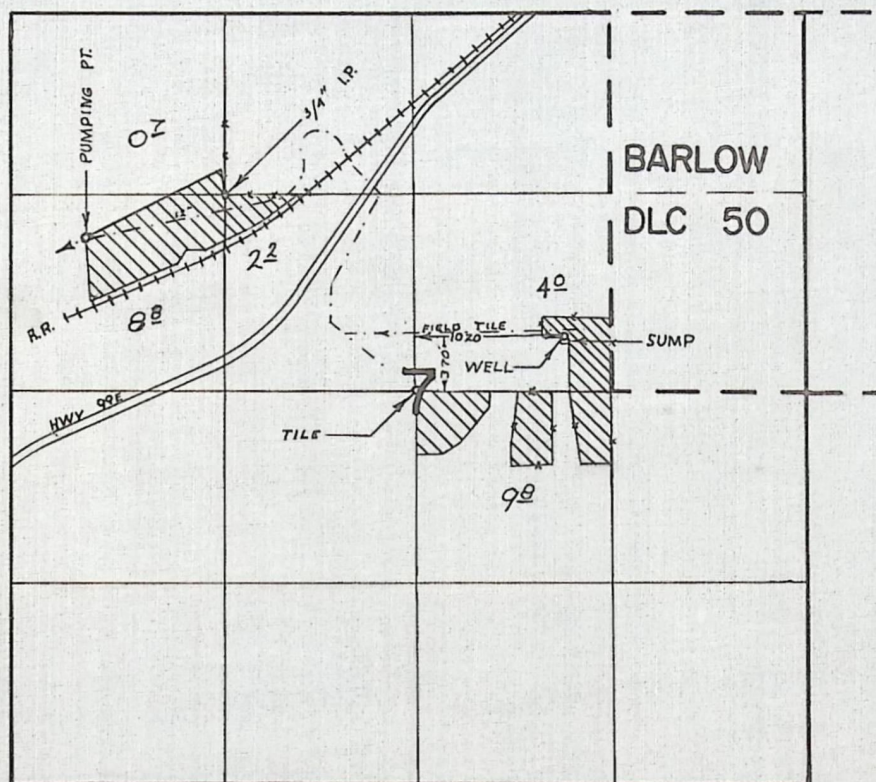
Wayne W. Yoder  
(Signature of Applicant)

(Address)

RECEIVED  
NOV 1 1970  
STATE ENGINEER  
SALEM, OREGON



T 4 S. R I E. W. M.



FINAL PROOF SURVEY  
UNDER

Application No. G-3852.. Permit No. G-3628...  
IN NAME OF

.....WAYNE WILLIS YODER.....

Surveyed JUNE 4., 1971., by R. MUCKEN.....



Dasin 2, Vol.



INCO: Mr. Golder The Eastern fields are irr. directly from the well. The Western field is irr. by pumping water from well into a sump by it. From the sump it runs by 10" & 12" field tile to the field & is surged from it. Has been irr. a little land W. of this, belonging to Bert Harris Portland for last 8 yrs. He will irr. this in future & claims it. Shows on P.T.S.

WELL - 10" CASING, 90' DEEP, ARTESIAN

not allowed

AT WELL { PUMP - BERKELEY TURBINE INLET @ 80'  
MOTOR - G.E. 15 H.P. @ 1750 R.P.M. 4" OUT

BERT HARRIS

AT W. FIELD { MOTOR - GE 15 H.P. @ 3530 R.P.M.  
PUMP - JACUZZI 2" x 3" O.D. CENTR

PIPE - 1200' - 2" ALUM  
3200' - 3" ALUM  
2,300' - 4" ALUM

HEADS - 95 R.B. 30'S  $\frac{3}{16}$  X D 75 MAX

CROP - ONIONS & PASTURE

LIFT - 0 TO 45' , APPROX 80% 0 TO 5' LIFT

TIE - CENTER SEC. 7, TILE SET VERT. IN GROUND  
NE. COR. SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  SEC. 7,  $\frac{3}{4}$ " I.P. @ FC. COR.

E-4-71

F.L.D. ENGR.

Robert S. Mucken



Beginning at the point in the northwesterly line of the right-of-way of the Oregon and California Railway, where same intersects the west line of the east half of the northwest quarter of Section 7, Township 4 South, Range 1 East of the Willamette Meridian, same being the west line of 80 acres of land deeded to said C. G. North by Charles Marchand; thence north 298.5 feet; thence east 533 feet to said northwesterly line of said railway right-of-way; thence southwesterly along said right-of-way line to the point of beginning;

Situate in the County of Clackamas, State of Oregon, and being parts of the North half of the George and Mary Ann Irvin Donation Land Claim, Certificate No. 297, Notification No. 561, in T.4 S., R.1 E. and T.4 S., R.1 W. of the Willamette Meridian, to wit;

Beginning at an iron pipe driven in the East boundary line of said Irvin D.L.C., at its intersection with the North line of the O. & C. R.R. right of way, 20.86 chains North of the South East corner of said North half of said claim, which corner is in the North half of the South West quarter of section 7 of said T.4 S., R.1 E.; running thence, on said North line of said right of way, S. 63° 50' W. 11.00 chains, and S. 66° 10' W. 2.30 chains to an iron pipe; thence N. 21° 30' W. 6.62 chains to an iron pipe; thence N. 63° 50' E. 16.40 chains to an iron pipe in said East boundary line of said Irvin D.L.C.; thence South 7.55 chains to the place of beginning, containing 10 acres, more or less.

Beginning at the 1/16 section corner 20 chains West from an iron pipe in center of road at the quarter section corner, 40 chains South of the corner of Section five, six, seven and eight; thence North five hundred (500) feet; thence West four hundred seventy-two (472) feet; thence South five hundred (500) feet; thence East four hundred seventy-two (472) feet to the place of beginning, containing 5.42 acres more or less, in section Seven (7), Township Four (4) South, Range one (1) East of the Willamette Meridian, and situate in the said County of Clackamas, State of Oregon.

✕ Being a part of Section Seven, (7) Township Four (4) South, Range one (1) East W.M., Clackamas County, Oregon, bounded and described as follows, to wit:

Beginning at an iron pipe driven at the Northeast corner of the Northwest Quarter (NW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Seven (7), Township Four South (4S), Range One East (1E) of Willamette Meridian. Running thence North 89



58'W tracing the quarter section line through said section a distance of 1317 feet to an iron pipe driven at the quarter section corner of the center of said Section 7, said township and Range; thence south tracing the quarter section line through said section 825 feet to an iron pipe; thence south 89° 58' East, 214.50 feet to an iron pipe; thence North parallel to the quarter section line running north and south through said section a distance of 462.00 feet to an iron pipe; thence south 89° 58' East 527.25 feet to an iron pipe; thence south 132.00 feet to an iron pipe; thence south 89° 58' East 575.25 feet to an iron pipe driven in the east boundary of the Northwest Quarter ( $NW\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of said section; thence North tracing the 1/16 section line aforesaid 495.00 feet to the place of beginning-containing 15 acres, more or less.

Application No. G-3852  
Commit No.



Wayne Willis Yoder  
Route 2, Box 18 A  
Aurora, Oregon 97002

April 13, 1972

G-3852

Dear Mr. Yoder:

On March 9, 1972, we mailed you a copy of a proof of the certificate in connection with your incomplete water right represented by permit number G-3628 granting a right to the use of 0.32 cubic foot per second from the waters of a well for the irrigation of 16.0 acres and supplemental irrigation of 9.5 acres, together with the instructions that the statement at the bottom of the page be signed and the copy be returned to this office accompanied by the certificate recording fee in the amount of \$1.50.

To date this form has not been received nor has any correspondence regarding reasons for not returning it been received. This is to notify you that unless we receive the signed proof and the certificate recording fee, or a request for additional time within thirty days from the date of this letter, we will be required to take steps toward the cancelation of the permit.

Very truly yours,

VESTAL R. GARNER  
Assistant

VRG:reo



Wayne Willis Yoder  
Rt. 2, Box 18 A  
Aurora, OR 97002

March 9, 1972

File No. G-3852

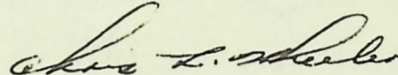
Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number G-3628.

The data contained in the proof, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water right has been completed within the terms of your permit. The proof should be dated and signed by you and returned to this office.

Upon receipt of the proof, properly executed and accompanied by the statutory recording fee of \$1.50, a certificate of water right will be issued confirming the right thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,



CHRIS L. WHEELER  
State Engineer

Form 117

Enclosure

reo



**STATE  
ENGINEER**

**WATER RESOURCES DEPARTMENT**

516 PUBLIC SERVICE BUILDING • SALEM, OREGON • 97310 • Ph 364-2171

November 19, 1970

Wayne Willis Yoder  
Rt. 2, Box 18 A  
Aurora, OR 97002

FILE NO. G-3852

CHRIS L. WHEELER  
State Engineer

Gentlemen:

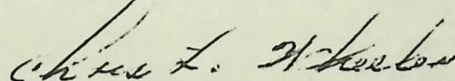
This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. G-3628.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,



CHRIS L. WHEELER  
State Engineer

Form 128 C

reo



G-3852

December 8, 1967

Wayne Willis Yoder  
Route 2, Box 18-A  
Aurora, Oregon 97002

blueprint.

G-3852, permit No. G-3628 with a



GR-3264  
G-3852  
G-397

April 13, 1967

Wayne Willis Yoder  
Rt. 2, Box 18 A  
Auora, Oregon

Dear Sir:

This will acknowledge receipt of the returned application No. G-3852 and the affidavit of abandonment canceling portions of the Ground Registration Statement No. GR-3264 and G-397. This has cleared our records.

This application is now in satisfactory form for approval by issuance of a permit.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

By  
Larry W. Jebousek  
Assistant

LWJ:dly



March 28, 1967

Willis Yoder  
Rt. 2, Box 16 A  
Aurora, Oregon

Dear Sir:

This will acknowledge receipt of your application for a permit to appropriate 225 gallons of water per minute from a well for the irrigation and supplemental irrigation of 27.4 acres, a map, legal description, and the fee of \$20 for which our receipt No. 2990 was handed to you. This application has been filed and numbered G-3852.

Enclosed you will find an affidavit of abandonment to cancel that portion of your ground water registration No. 3264 from Sumps No. 1 and 2, as discussed with you in this office. *rec. 3-31-67 To Bart*

*signed off 3-31-67 encl 132*  
Our records also show a right for the irrigation of 11.9 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$  and 3.9 acres in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7 in the name of Victor Hanauska, as evidenced by a certificate recorded at Page 32048, Volume 24, State Record of Water Right Certificates. This land is to be irrigated from a well located within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7. The Northeasterly 3.6 acres, which you are now filing on in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 7, appears to be identical with that granted in certificate No. 32048.

If the 3.9 acres as shown in Certificate No. 32048 has not been irrigated at least once every five successive years, it is considered abandoned by law and should be canceled, so this application could be for primary irrigation.

I will withhold further action on your application No. G-3852, pending the return of the signed and notarized affidavit of abandonment and information concerning Certificate No. 32048.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

By  
Larry W. Jebousek  
Assistant

LWJ:dly  
Enclosure

RECEIVED  
MAR 23 1967  
STATE ENGINEER  
SALEM OREGON

March 22, 1967

Mr. Chris L. Wheeler  
State Engineer  
516 Public Service Building  
Salem, Oregon 97310

Dear Mr. Wheeler:

Enclosed is the description of the property necessary to  
complete application for Permit No. G-3852.

Sincerely,

Wayne W. Yoder  
Route 2, Box 18A  
Aurora, Oregon 97002



BEFORE THE STATE ENGINEER OF OREGON

Clackamas County

IN THE MATTER OF THE )  
CANCELATION OF A GROUND )  
WATER REGISTRATION )  
CLAIMED RIGHT IN THE )  
NAME OF WILLIS YODER )

ORDER

On March 31, 1967, Willis Yoder submitted an affidavit that he is the owner of lands claimed to have been irrigated as described in a certificate of registration; that he has abandoned said claim of water right and requests the same to be canceled.

That part of the claimed right in question is for the use of not to exceed 89 gallons per minute from Sumps No. 1 & 2 located 35 chains South and 25.7 chains West of Northeast corner of Section 7, and 41 chains South and 38.5 chains West of Northeast corner, Section 7, Township 4 South, Range 1 East, W.M., with a beginning date of 1933, for irrigation of 5.6 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  and 1.0 acre in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East, W.M., and is described in the certificate of registration recorded in Volume 13, page 3036, Ground Water Registration Records.

That part of the claimed right for the use of not to exceed 111 gallons per minute from Sump No. 4 located 17.4 chains South and 61.5 chains West of the Northeast corner of Section 7, Township 4 South, Range 1 East, W.M., for irrigation of 1.6 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$ , 7.6 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$  and 1.2 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East, W.M., and described in said certificate, is not in question in this proceeding.

NOW, THEREFORE, it is hereby ORDERED that the claim of a water right for the use of not to exceed 89 gallons per minute from Sumps No. 1 & 2 located 35 chains South and 25.7 chains West, and 41 chains South and 38.5 chains West of the Northeast corner of Section 7, Township 4 South, Range 1 East, W.M., with a beginning date of 1933, for irrigation of 5.6 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  and 1.0 acre in SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East,



W.M., is canceled.

Dated at Salem, Oregon, this 15th day of December, 1967.

/s/ CHRIS L. WHEELER  
State Engineer



UNITED COUNCIL TREE  
UNION SIGN  
100% COTTON FIBER



BEFORE THE STATE ENGINEER OF OREGON

Clackamas County

IN THE MATTER OF )  
THE CANCELATION )  
OF A WATER RIGHT )

ORDER

On March 31, 1967, Willis Yoder submitted an affidavit that he is the legal owner of the lands and the water right appurtenant thereto; that he has abandoned any and all interest in and to said water right and request the same to be canceled.

The water right in question is for the use of not to exceed 0.05 cubic feet per second of the waters of a well, a tributary of Pudding River, for the irrigation of 3.9 acres in the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East, W.M., with a date of priority of May 21, 1958 and is evidenced by certificate of water right issued in the name of Victor J. Hanuska and recorded at page 32048, Volume 24, State Record of Water Right Certificates.

That part of said water right for the use of not to exceed 0.15 cubic feet per second of the waters of a well, tributary of Pudding River, for the irrigation of 11.9 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East, W.M., with a date of priority of May 21, 1958, as evidenced by certificate of water right issued in the name of Victor J. Hanuska and recorded at page 32048, Volume 24, State Record of Water Right Certificates, is not in question.

ORS 540.621 provides that: "Whenever the owner of a perfected and developed water right certifies under oath to the State Engineer that the water right has been abandoned by him and that he desires cancellation thereof, the State Engineer shall enter an order canceling the water right."

NOW, THEREFORE, it is hereby ORDERED that the right to the use of not to exceed 0.05 cubic feet per second of the waters of a well, tributary of Pudding River, for the irrigation of 3.9 acres in the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East, W.M., with a date of priority of May 21, 1958, is canceled.

It is FURTHER ORDERED that certificate of water right recorded at



page 32048, Volume 24, State Record of Water Right Certificates, is canceled, and in lieu thereof a certificate be issued to Victor J. Hanuska covering that part of the water right not in question which is for the use of not to exceed 0.15 cubic foot per second of the waters of a well, tributary of Pudding River, for the irrigation of 11.9 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 7, Township 4 South, Range 1 East, W. M., with a date of priority of May 21, 1958.

Dated at Salem, Oregon this 4th day of April, 1967,

/s/ CHRIS L. WHEELER  
State Engineer



RECEIVED  
APR 18 1972  
STATE ENGINEER  
SALEM OREGON

STATE OF OREGON  
COUNTY OF CLACKAMAS

Proof of Appropriation of Water

WAYNE WILLIS YODER

of Route 2, Box 18 A, Aurora, State of Oregon,  
has applied beneficially the waters of  
a well

a tributary of Pudding River for the purpose of  
irrigation of 16.0 acres and supplemental irrigation of 9.5 acres

under Permit No. G-3628 of the State Engineer, and that the use of said waters has been  
completed under the terms of said permit; that the priority of the  
right dates from March 17, 1967

that the amount of water for the purposes aforesaid, has been actually beneficially used in the  
amount of  
0.32 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 1/4 NE 1/4, Section 7, T. 4 S., R. 1 E., W. M.  
Well located: 370 feet North and 1020 feet East from Center Section 7.

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 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, and to which such right is appurtenant, is  
as follows:

<u>Supplemental</u>	<u>Primary</u>	
	4.0 acres	SW 1/4 NE 1/4
0.7 acre		NW 1/4 NW 1/4
7.6 acres	1.2 acres	SW 1/4 NW 1/4
1.2 acres	1.0 acres	SE 1/4 NW 1/4
	9.8 acres	NW 1/4 SE 1/4
	Section 7	
	T. 4 S., R. 1 E., W. M.	

I have read the above and foregoing proof of appropriation of water; I know the contents  
thereof, and that the facts therein stated are true.

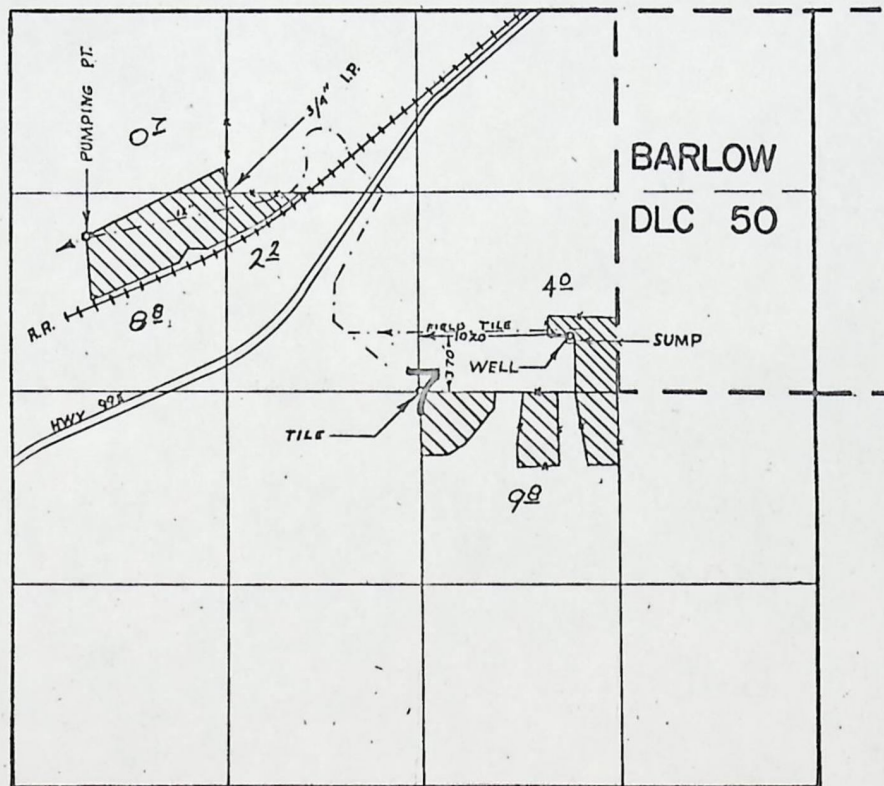
IN WITNESS WHEREOF, I have hereunto set my hand this 14 day of April,

1972

Wayne Willis Yoder



T 4 S R I E. W. M.



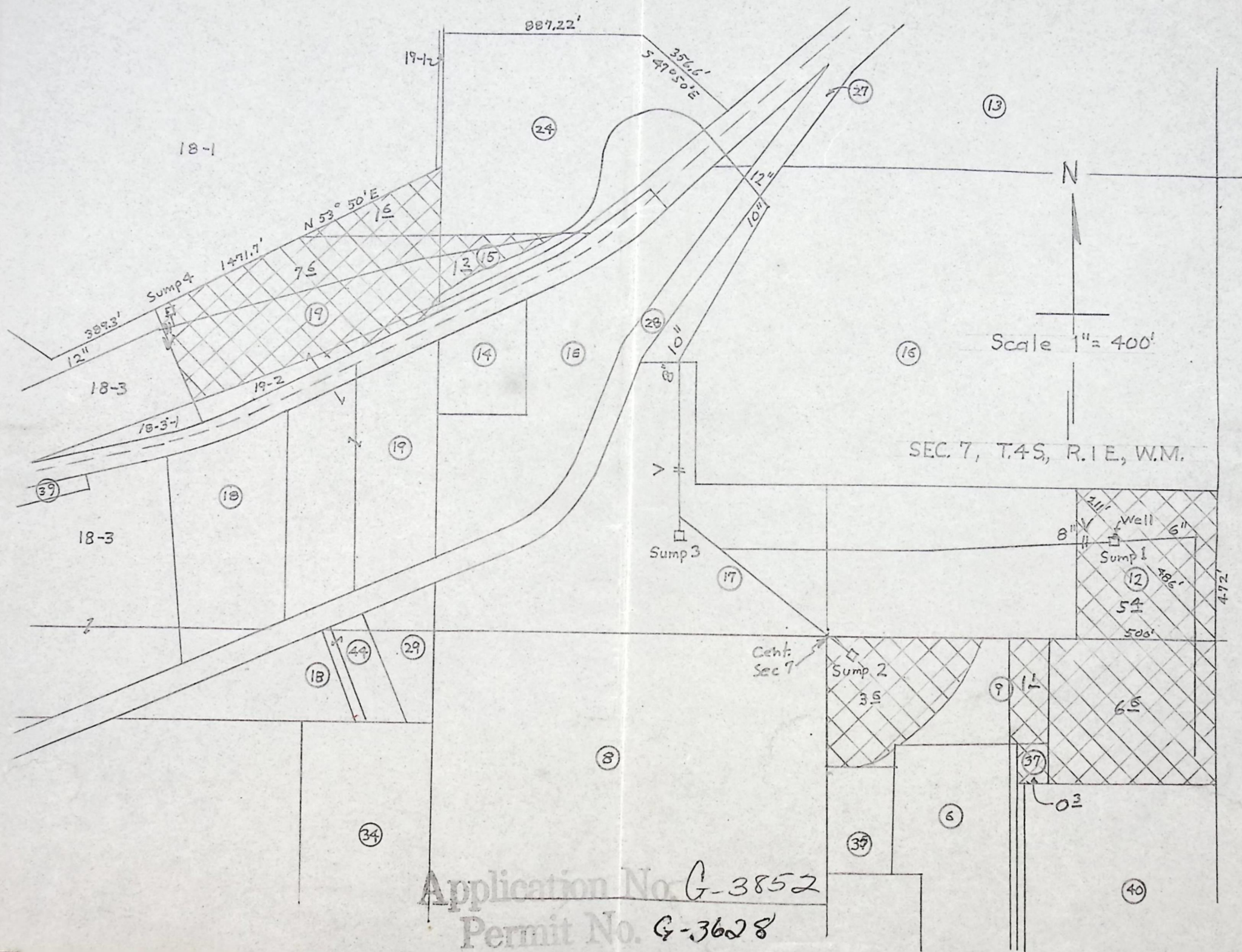
FINAL PROOF SURVEY  
UNDER

Application No. G-3852.. Permit No. G-3628..  
IN NAME OF

.....WAYNE WILLIS YODER.....

Surveyed JUNE 4, 1971, by R. MUCKEN.....





Application No. G-3852  
Permit No. G-3628



