

STATE OF OREGON
COUNTY OF MARION
Proof of Appropriation of Water

RECEIVED

APR 9 1974
STATE ENGINEER
SALEM, OREGON

GORDON S. AMAN

of **335 South Main Street, Mt. Angel**, State of **Oregon**,
has applied beneficially the waters of **97362**

Abiqua Creek

a tributary of **Pudding River** for the purpose of
irrigation of 112.0 acres

under Permit No. **31793** 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 **July 21, 1966**

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 $\frac{1}{4}$ NW $\frac{1}{4}$** , as projected within Allen DLC 50,

**Section 24, T. 6 S., R. 1 W., W. M., 1800 feet South and 2360 feet East, 1830
feet South and 2510 feet East, both from NE Corner, Lot 1, Section 23.**

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

2.0 acres SW¹/₄ NE¹/₄
3.1 acres SW¹/₄ NE¹/₄
4.2 acres SE¹/₄ NE¹/₄
27.0 acres NE¹/₄ SW¹/₄
9.7 acres NE¹/₄ SW¹/₄
15.1 acres SE¹/₄ SW¹/₄
27.3 acres NE¹/₄ SE¹/₄
23.6 acres SW¹/₄ SE¹/₄

All as projected within Gibson DLC 54
Section 14
T. 6 S., R. 1 W., W. M.

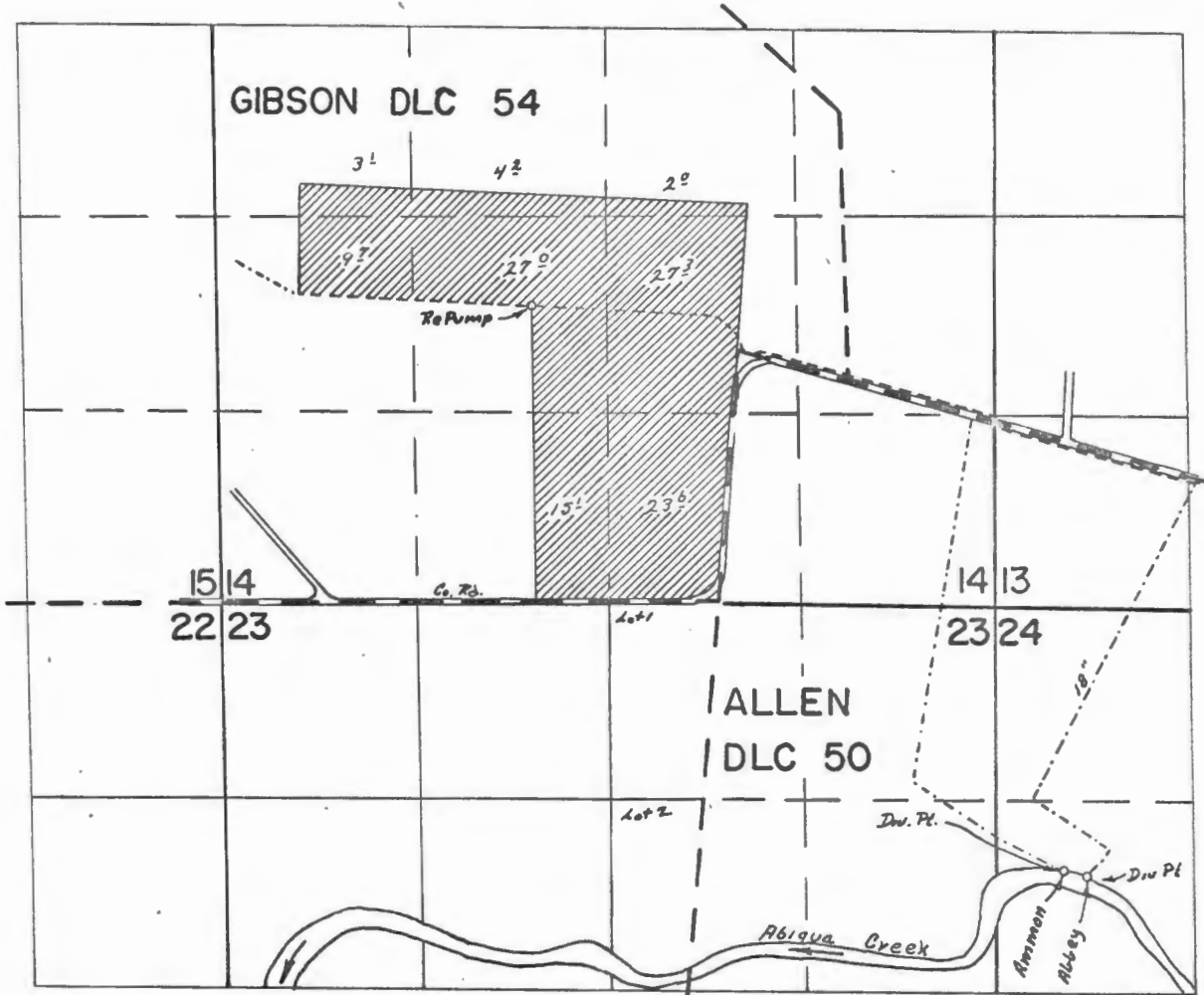
I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 8th day of ^{April} ~~May~~, 1974,

19.....

.....
London Oman

T.6S. R.1W. W.M.



Div. Pts. Loc. : 1800'S & 2960'E & 1830'S & 2510'E Both FROM NE Cor Lot 1 Sec. 23

FINAL PROOF SURVEY UNDER

Application No. 42539 Permit No. 31793
IN NAME OF

GORDON S. AMAN

Surveyed June 15 1972, by R. Q. Mucken

April 3, 1974

Gordon S. Aman
335 South Main Street
Mount Angel, OR 97362

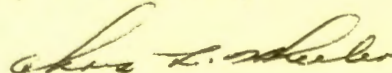
Dear Mr. Aman:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number 31793.

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

The enclosed map may be retained for your own records.



STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

REFER TO FILE NO. 42539

October 16, 1969

Gordon S. Aman
335 S. Main
Mt. Angel, Oregon 973 62

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 31793.

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,

A handwritten signature in cursive script that reads "Chris L. Wheeler".

CHRIS L. WHEELER
State Engineer

Form 128

vjm

42539

April 25, 1967

Gordon S. Aman
335 South Main
Mt. Angel, Oregon

Dear Mr. Aman:

42539, permit No. 31793 with a blueprint
and our refund check No. 1598 in the amount of \$12.35.

August 30, 1966

Gordon S. Aman
335 South Main
Mt. Angel, Oregon

Dear Mr. Aman:

This will acknowledge receipt of the signed and notarized affidavit of abandonment to cancel a portion of certificate 26378. This has cleared our records so that we can proceed with your application.

Your application No. 42539 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:hls

August 12, 1966

Gordon S. Aman
335 South Main
Mount Angel, Oregon

Dear Mr. Aman:

This will acknowledge your application to appropriate 1.7 cubic feet of water per second from Abiqua Creek for the irrigation of 116.3 acres, a map, legal description, and the fee of \$15 for which our receipt No. 37 was handed to you. This application has been filed and numbered 42539.

This application requires an additional \$11.35 recording fee.

Enclosed you will find an affidavit of abandonment to cancel that portion of Certificate 26378 on which you are now filing as you requested. You should return the signed and notarized affidavit to this office with a \$1 recording fee. The copy of the affidavit you may keep for your records.

We will withhold further action on this application pending the receipt of the signed affidavit.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

LWJ:hls
Enclosures

*- Rec'd 8-22-66
Per #
Cm
was
- This
needed for Cert
- Permit G 198
See CT 22
12-16-66*

BEFORE THE STATE ENGINEER OF OREGON

Marion County

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

ORDER

On August 21, 1966, Gordon S. Aman submitted an affidavit that he is the owner of the following described lands, to wit:

Beginning at the most Southerly Southeast corner of the Rudolph C. Gibson Donation Land Claim No. 54 in Township 6 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence S. 88° 52' W. 813.12 feet along the center of the County Road; thence S. 89° 58' W. along said center line 464.0 feet; thence N. 2° 30' W. 2083.49 feet; thence N. 87° 29' W. 1542.76 feet to a point on the East line of a tract of land conveyed to Henry Hampert by deed recorded in Vol. 163, page 456, Deed Records for said County and State; thence N. 0° 04' W. along the East line of said Hampert tract 744.0 feet to a point on the North line of a tract of land conveyed to Frank Aman, by deed recorded in Vol. 180, page 430, Deed Records for said County and State; thence S. 87° 20' E. along the North line of said Frank Aman tract 3105.96 feet to the Northwest corner of a tract of land conveyed to Joe Hamel by deed recorded in Vol. 254, page 49, Deed Records for said County and State; thence S. 4° 30' W. along the West line of said Hamel tract 1023.95 feet to the Southwest corner thereof; thence S. 73° 45' E. 19.80 feet to the Northwest corner of the Samuel Allen Donation Land Claim; thence S. 4° 30' W. 1710.98 feet to the place of beginning.

and the water right appurtenant to said lands; that he has abandoned any and all interest in and to said water right and requests the same to be canceled.

The water right in question is for the use of not to exceed 0.34 cubic feet per second of the waters of a well, tributary of Padding River, for the irrigation of 3.6 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 2.8 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 21.8 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.6 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 11.8 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 8.6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, Township 6 South, Range 1 West, W.M., with a date of priority of May 14, 1956, and is evidenced by certificate of water right issued in the name of

Estate of Frank I. Aman and recorded at page 26378, Volume 18, State Record of Water Right Certificates.

That part of said water right for the use of not to exceed 0.33 cubic feet per second for the irrigation of 14.2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 14.7 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 18.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 16.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, all as projected within R. Gibson D.L.C. No. 54, Section 14, Township 6 South, Range 1 West, W.N., 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 0.34 cubic feet per second of the waters from a well, tributary of Pudding River, for the irrigation of 3.6 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 2.8 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 21.8 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.6 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 11.8 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 8.6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, all as projected within R. Gibson D.L.C. No. 54, Section 14, Township 6 South, Range 1 West, W.N., with a date of priority of May 14, 1956, evidenced by certificate of water right issued in the name of Estate of Frank I. Aman, and recorded at page 26378, Volume 18, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that certificate of water right recorded at page 26378, Volume 18, State Record of Water Right Certificates, is canceled, and in lieu thereof a certificate be issued to Estate of Frank I. Aman, covering that part of the water right not in question which is for the use of not to exceed 0.33 cubic feet per second of the waters of a well, tributary of Pudding River, for the irrigation of 14.2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 14.7 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 18.0 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 16.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, all

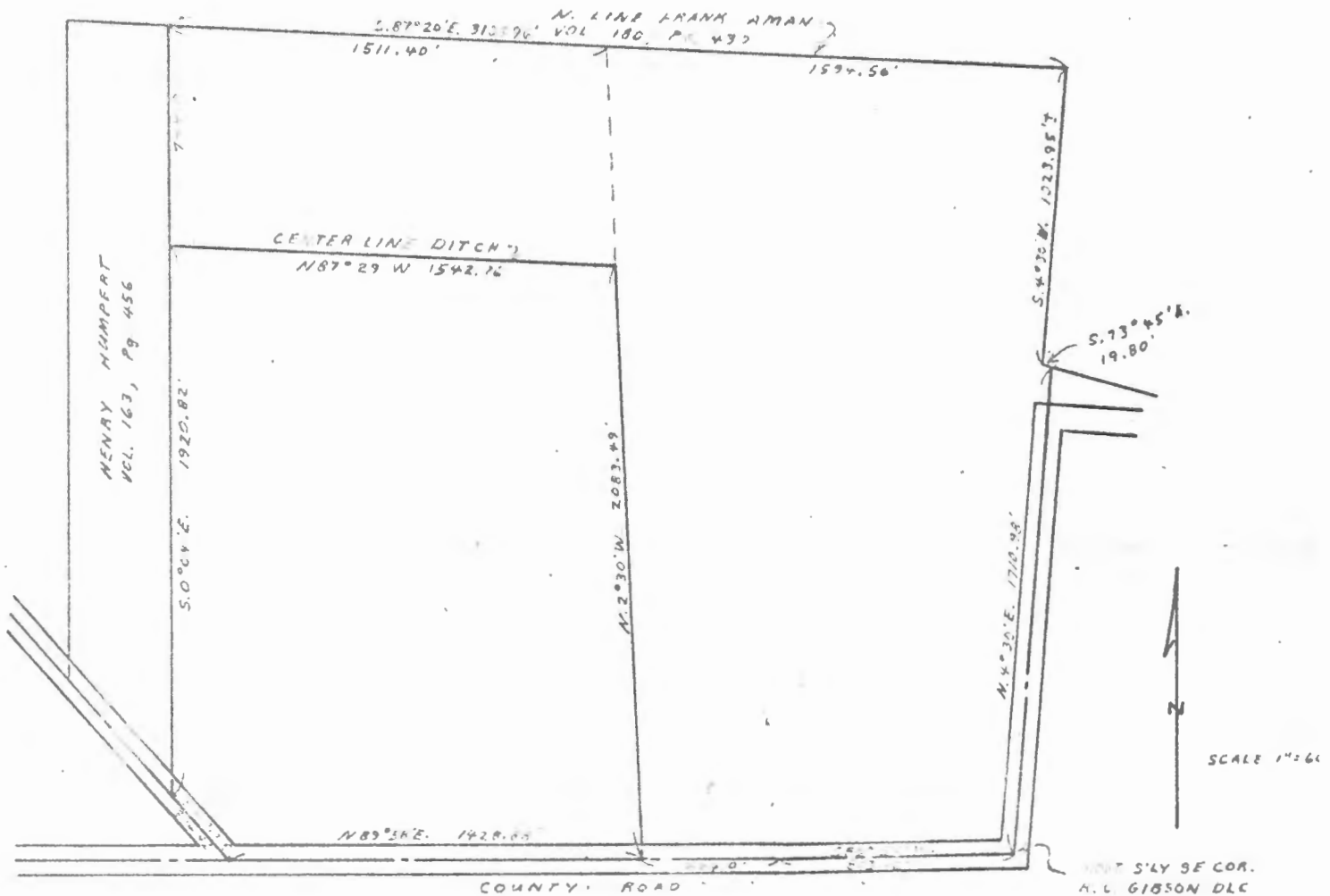
as projected within R. Gibson D.L.C. No. 54, Section 14, Township 6 South,
Range 1 West, W.M., with a date of priority of May 14, 1956.

Dated at Salem, Oregon, this 30th day of August, 1966.

/s/ CHRIS L. WHEELER
State Engineer

The bearing at the most Southerly Southeast corner of the Rudolph C. Gibson Donation Land Claim No. 54 in Township 8 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence S. 89° 58' W. 813.12 feet along the center of the County Road; thence S. 2° 52' W. along said center line 464.0 feet; thence N. 2° 30' W. 2083.49 feet; thence S. 17° 29' W. 1542.76 feet to a point on the East line of a tract of land conveyed to Henry Humpert by deed recorded in Vol. 163, page 456, Deed Records for said County and State; thence N. 0° 04' W. along the East line of said Humpert tract 742.0 feet to a point on the North line of a tract of land conveyed to Frank Aman, by deed recorded in Vol. 180, page 430, Deed Records for said County and State; thence S. 7° 30' E. along the North line of said Frank Aman tract 3105.96 feet to the Northwest corner of a tract of land conveyed to Joe Hamel by deed recorded in Vol. 244, page 44, Deed Records for said County and State; thence S. 4° 30' W. along the West line of said Hamel tract 1023.95 feet to the Southwest corner thereof; thence S. 73° 45' E. 19.80 feet to the Northwest corner of the Samuel Allen Donation Land Claim; thence S. 4° 30' W. 1710.93 feet to the place of beginning.

RESERVED to the rights of the public in and to that portion of the above described tract of land lying within the County Road.



RECEIVED
 JUL 21 1986
 STATE ENGINEER
 SALES GIBSON

Application No. 425351
 Permit No.

1986 JUL 21 10:00 AM
 1986 JUL 21 10:00 AM
 1986 JUL 21 10:00 AM

AFFIDAVIT

STATE OR OREGON)
County of Marion) ss.

I, Gordon S. Aman, being first duly sworn, depose and say that I
am the owner of the following described lands:

Beginning at the most Southerly Southeast corner of the Rudolph C. Gibson Donation Land Claim No. 54 in Township 6 South, Range 1 West of the Willanette Meridian in Marion County, Oregon; thence S. 88° 52' W. 813.12 feet along the center of the County Road; thence S. 89° 58' W. along said center line 464.0 feet; thence N. 2° 30' W. 2083.49 feet; thence N. 87° 29' W. 1542.76 feet to a point on the East line of a tract of land conveyed to Henry Humpert by deed recorded in Vol. 163, page 456, Deed Records for said County and State; thence N. 0° 04' W. along the East line of said Humpert tract 744.0 feet to a point on the North line of a tract of land conveyed to Frank Aman, by deed recorded in Vol. 180, page 430, Deed Records for said County and State; thence S. 87° 20' E. along the North line of said Frank Aman tract 3105.96 feet to the Northwest corner of a tract of land conveyed to Joe Hamel by deed recorded in Vol. 254, page 49, Deed Records for said County and State; thence S. 4° 30' W. along the West line of said Hamel tract 1023.95 feet to the Southwest corner thereof; thence S. 73° 45' E. 19.80 feet to the Northwest corner of the Samuel Allen Donation Land Claim; thence S. 4° 30' W. 1710.98 feet to the place of beginning.

and the water right appurtenant thereto, which is for the appropriation of not to exceed 0.34 cubic foot per second of the waters of a well, tributary to Pudding River, for irrigation of 3.6 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 2.8 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 21.8 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.6 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 11.8 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 8.4 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 8.6 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, Township 6 South, Range 1 West, Willamette Meridian, totaling 65.6 acres, Section 14, Township 6 South, Range 1 West, W. M., with a date of priority of May 14, 1956, evidenced by certificate issued in the name of Estate of Frank I. Aman and recorded at page 26378, Volume 18, State Record of Water Right Certificates; that I have abandoned any and all interest in and to said water right and request the same to be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day
of _____, 1966.

Subscribed and sworn to before me this _____ day of _____
_____, 1966.

Notary Public for Oregon

My Commission expires _____.

DFN-10-31 1971-L
6-15-72
R. B. M.

4-248
17937
18559
19856
21351
21827
20650
32990
33495

Abstract of Permit No. 31793

Drilled
T PAUL

Application No. 42539 Certificate No. 31793

Name: Gordon S. Aman
Address: 335 S. Main St., Mt. Angel, Oregon 97136
Source of water supply: Abiqua Creek TRIB Rubbing Riv.
Use: Irrigation of 112.0 ac
Point of diversion: Div. Pts. 10' 178.00' S & 2360' E; 1830' E & 2510' E 20' From NE Cor. Sec. 24, T. 6 S., R. 1 W., Co. of Ma. 1929' S. & 2129' E. From southerly bk. cor. D.C. 54, being 2' in SW 1/4 Sec. 24, T. 6 S., R. 1 W., Co. of Ma. 1/45 Proj w/in Allen D.C. 50
Number of acres: 116.3

DESCRIPTION OF LAND TO BE IRRIGATED OR 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
6S	1W	44			3.3					4.7	5.1	26.1	8.8	15.4	27.9	26		
		14	SW 1/4	NE 1/4	AS Proj w/in Gibson D.C. 54												20'	
			SW 1/4	NW 1/4	"												81'	
			SE 1/4	NW 1/4	"												4.2'	
			NE 1/4	SW 1/4	"												29'	
			NW 1/4	SW 1/4	"												92'	
			SE 1/4	SW 1/4	"												15'	
			NW 1/4	SE 1/4	"												27'	
			SW 1/4	SE 1/4	"												23.6'	

Priority date: July 21, 1966
Amount of water: 112 c.f.s.
Time limit to begin construction: April 11, 1968
Time limit to complete construction: 10-1-68 extended to extended to
Time limit to completely apply water: 10-1-69 extended to extended to

Remarks: This appropriation shall be limited to 1/80th of one cubic foot per second or equivalent for each acre irrigated and shall be further limited to a diversion of not exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of year, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

Basin 2, Vol. 1

Info: Gordon Arman

All has been irr. as applied for.

NOTE: Now water is being pumped just from the Ammon Bros. Div. pt. just about 200' downstream. Later in summer, the Atty will pump from the div pt on the canal into ditch. Both Div. pts empty into Walker ditch.

DIV PT - see previous appl. & photo DFN-ID-126

RE-DIV. - a small board dam across ditch

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

RE-DIV. { PUMP - WEIMMAN D.D. CENTR. 2 1/2" x 3"
MOTOR - GE. 15 H.P.

HEADS - ALL MAX - 26

14 - 5/32 x 0 = 5.0 x 14 70

12 - 1/64 x 0 = 6.0 x 12 72
142 gpm = 0.32 cfs

PIPE - 1200' - 3" ALUM
1580' - 5" ALUM
620' - 4" ALUM

Same as lot above - 1st
But when we use this we are taking a few miles
back to Ammon Bros, across Rd. Probably lower
m.s.d.

CROP - SUGAR BEETS, CLOVER.

LIFT - -10 TO +15
SEE Photo DFN-3LL-170

TIE - PHOTO DFN-ID-31 & 1972-L FOR W. PROP. LINE

Div. pt. on photo DFN-ID-126

It was an old pump
so only used 50 psi
on heads

6-15-72
FLD. ENCR.
R. S. Muehlen

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. 42539

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Gordon Aman, the holder of Permit No. 31793 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 29th day of August, 1969.

Remarks:

IN WITNESS WHEREOF, I have hereunto set my hand this 8th day of Oct., 1969.

Gordon Aman
(Signature of Applicant)

335 S. Main Mt. Angel, Ore.
(Address)

RECEIVED
OCT 9 1969
STATE ENGINEER
SALEM, OREGON

OK