

Name GEORGE HORNING  
 By \_\_\_\_\_  
 Address Route 3, Box 588  
Corvallis, Oregon 97330

Application No. 48483  
 Permit No. 36422  
 Certificate No. 41983  
 Stream Index, Page No. 2-11E

Superseded by 51716  
 Cert. No. \_\_\_\_\_  
 Part Canceled - sp. or Reg. Vol. 37 P. 309

FEES PAID		
Date	Amount	Receipt No.
7-23-71	30.65	24905
3-20-75	1.50 \$1 Cert. Fee	45758

Date filed July 23, 1971  
 Priority July 23, 1971  
 Action suspended until OK Cert  
3-23-75  
 Returned to applicant \_\_\_\_\_  
 Date of approval March 13, 1973

FEES REFUNDED		
Date	Amount	Check No.

ASSIGNMENTS				
Date	To Whom	Address	Volume	Page

**CONSTRUCTION**  
 Date for beginning March 13, 1974  
 Date for completion October 1, 1974  
 Extended to \_\_\_\_\_  
 Date for application of water October 1, 1975  
 Extended to \_\_\_\_\_

**REMARKS**  
1.3 cfs from Long Tom River for Irrigation and supplemental irrigation  
of 103.3 acres

**PROSECUTION OF WORK**  
 Form "A" filed \_\_\_\_\_  
 Form "B" filed \_\_\_\_\_  
 Form "C" filed April 11, 1973

**FINAL PROOF**  
 Blank mailed FEB 27 1975  
 Proof received \_\_\_\_\_  
 Date certificate issued APR 14 1975  
NOV 17 1983

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. 48483

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, George Hanning, the holder of Permit No. 36422

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 23 day of July 1973

Remarks:

IN WITNESS WHEREOF, I have hereunto set my hand this 4 day of April, 1973

(Signature of Applicant)

(Address)

R# 3 Box 588 Corvallis, Oregon

part Canceled Sp. Or. V 27, page 309 Entered 5-23-83

Mark Records:

- Index Cards
Decree/Vault V
Decree/safe P
Certificate
Plat Cards
Str. Index map
Str. Index list
Name Chaindex
X Ref. Chaindex
Permit File

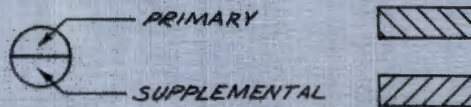
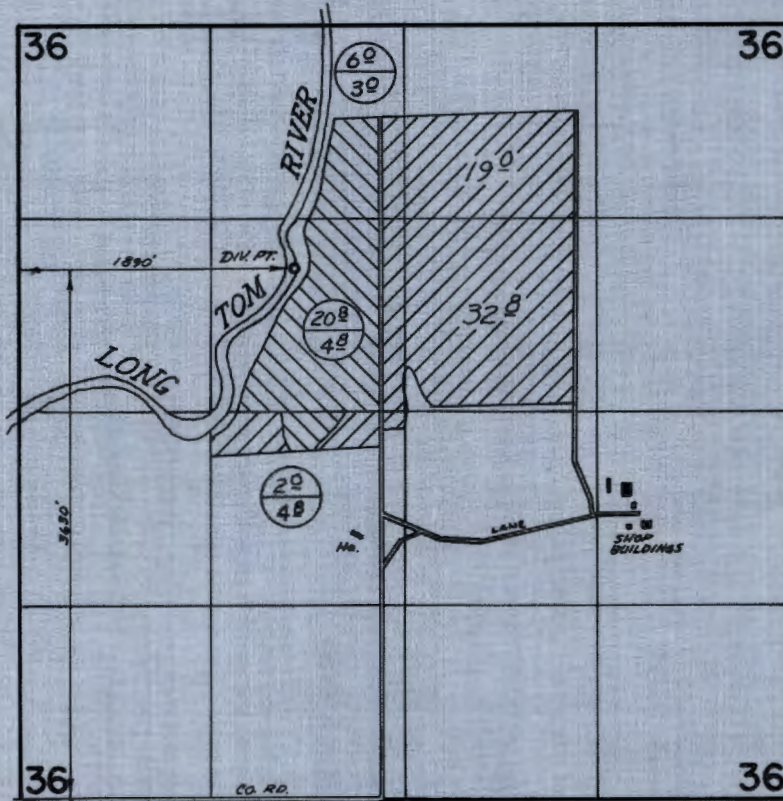
Orders to:

- Order Book
Watermaster
Party Submitting Affidavit
Adj. Folder
Permit Folder
Transfer File
Watermaster Div

APR 11 1973 STATE ENGINEER SALEM, OREGON

ok

T.13S., R.5W., W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. 40483 Permit No. 36422  
IN NAME OF

GEORGE HORNING

Surveyed APRIL 24 1973, by D. NARAY

RECEIVED

MAY 12 1983

WATER RESOURCES DEPT.  
SALEM, OREGON

A F F I D A V I T

(I), (We), George Horning, being first duly sworn, depose and say that (I am), (~~we are~~) the owner(s) of the following described land:

In ~~use~~ Sec 36 T 13 S R 5 W east of Long Tom River described in detail with legal description filed with permit 36422

and the water right appurtenant thereto, which is for the appropriation of 1.17 cubic foot of water per second from Long Tom River for the irrigation

Supplemental		Primary
of: 19.0 acres	NW $\frac{1}{4}$ NE $\frac{1}{4}$	2.9 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
32.6 acres	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec 36 T 13 S R 5 W
3.0 acres	NE $\frac{1}{4}$ NW $\frac{1}{4}$	as identified further by
4.8 acres	SE $\frac{1}{4}$ NW $\frac{1}{4}$	attached map
4.8 acres	NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec 36 T 13 S R 5 W.

with a priority date of July 23 1971, as evidenced by the certificate recorded at Page 41983, Volume 34, State Record of Water Right Certificates; that (I), (~~we~~) have abandoned any and all interest in and to said water right and request the same be canceled.

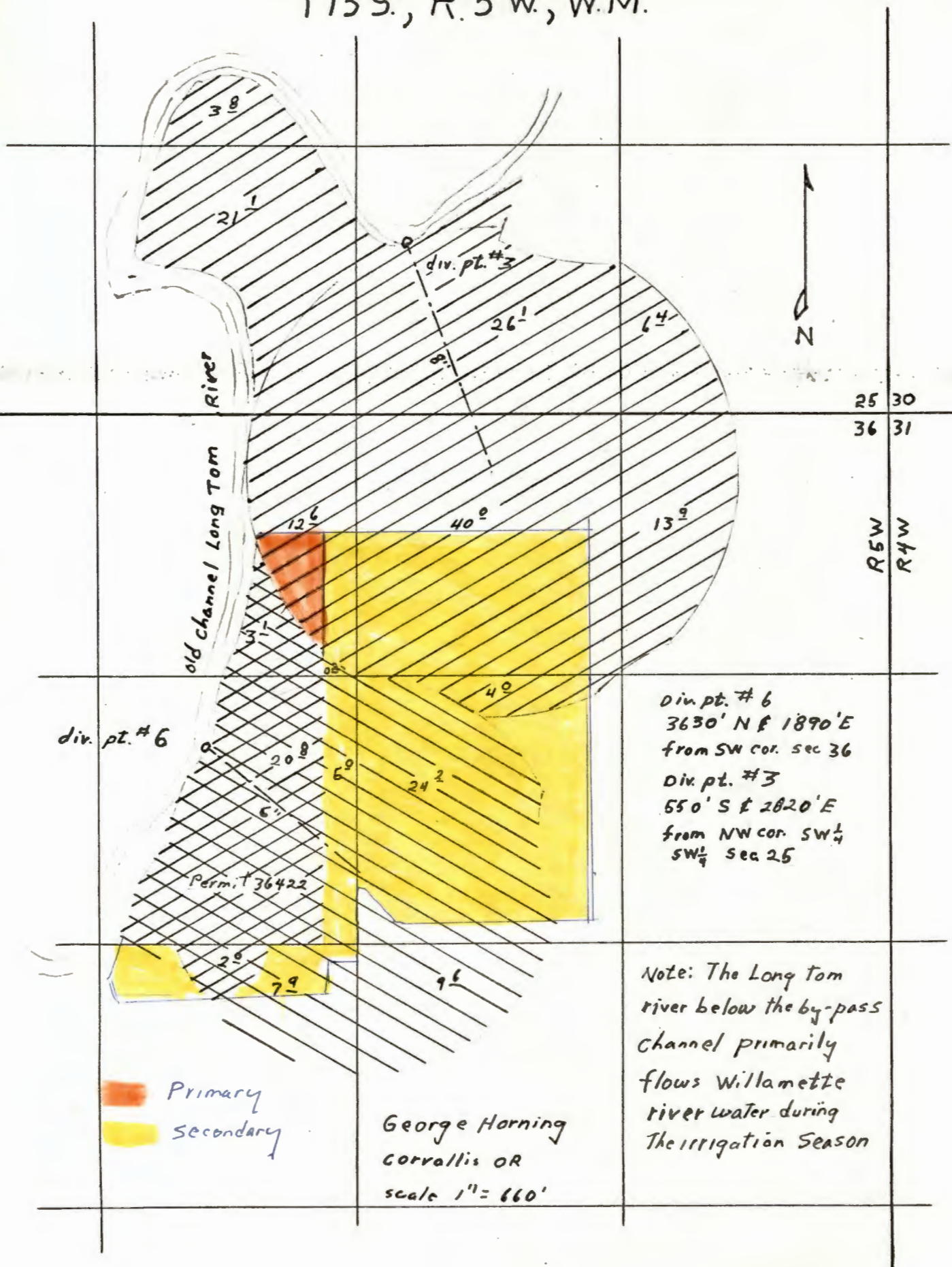
IN WITNESS WHEREOF, (I), (~~we~~) have hereunto set (my), (~~our~~) hand(s) this 11, day of May, 1983

George Horning

Subscribed and sworn to before me this 11<sup>th</sup> day of May, 1983.

Boonn  
Notary Public for Oregon  
Sept 19, 1983  
My Commission Expires

T13S., R. 5 W., W.M.



Div. pt. # 6  
 3630' N & 1890' E  
 from SW cor. sec 36

Div. pt. # 3  
 550' S & 2820' E  
 from NW cor. SW  $\frac{1}{4}$   
 SW  $\frac{1}{4}$  sec 25

Note: The Long Tom  
 river below the by-pass  
 channel primarily  
 flows Willamette  
 river water during  
 The irrigation season

Primary  
 Secondary

George Harning  
 Corvallis OR  
 scale 1" = 660'

STATE OF OREGON  
 COUNTY OF **WENTON**  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** **GEORGE HORNISG**

of **Route 3, Box 589, Corvallis, Oregon**, State of **Oregon**, **97330**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Long Tom River**

a tributary of **25.7** **Willamette River** **0.2** for the purpose of irrigation of **20.0** acres and supplemental irrigation of **64.4** acres

under Permit No. **36422** 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 **July 25, 1971**

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 **1.17** cubic feet per second

**0.33**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NE 1/4 NW 1/4**, Section 36, T. 13 S., R. 5 W., W. M., **3630** feet North and **1990** feet East from SW Corner Section 36.

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-eighth** 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, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

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:

Primary                      Supplemental

**3.1** - **6.0** acres  
**20.8** acres  
**2.0** acres

**0.2**  
~~**19.0** acres~~  
~~**32.0** acres~~  
~~**3.0** acres~~  
~~**4.0** acres~~  
~~**4.0** acres~~  
 Section 36



T. 13 S., R. 5 W., W. M.

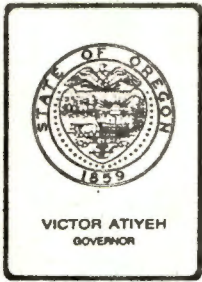
*Handwritten calculations:*  
 1.17 - 0.33 = 0.84  
 93.2 - 26.1 = 67.1

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page **41983**, Volume **34**, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on **5-23**, 19**83**.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

**7006B**

**C 51716**



*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

May 31, 1983

George Horning  
Route 3, Box 588  
Corvallis, OR 97330

REFERENCE: File 48483

Enclosed is a copy of the Water Resources Director's order entered May 23, 1983, canceling a part of the water right evidenced by the certificate recorded at page 41983, Volume 34, State Record of Water Right Certificates, as authorized by your affidavit.

Our records have been changed and the part of the water right evidenced by the certificate will be of no further force or effect.

Sincerely,

SAMUEL R. ALLISON  
Supervisor  
Transfer Section  
SRA:wpc

cc: L. Gene McGinnis, Watermaster

enclosure

0056/1  
6700B

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BENTON COUNTY

IN THE MATTER OF CANCELLATION )  
OF A PORTION OF A WATER RIGHT )  
IN THE NAME OF GEORGE HORNING )  
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ORDER

On May 12, 1983, George Horning submitted an affidavit that he is the owner of a certain water right and the lands to which the water right is appurtenant; that he has abandoned any and all interest in and to the said water right and requests the same be canceled.

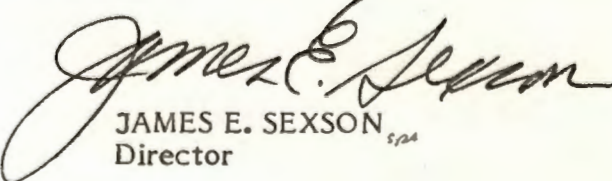
The water right in question is a portion of the right described by the certificate recorded at page 41983, Volume 34, State Record of Water Right Certificates, in the name of George Horning, and is for the use of not to exceed 0.84 cubic foot per second of water from Long Tom River, with a date of priority of July 23 1971, for primary irrigation of 2.9 acres in NE 1/4 NW 1/4 and supplemental irrigation of 19.0 acres in NW 1/4 NE 1/4, 32.6 acres in SW 1/4 NE 1/4, 3.0 acres in NE 1/4 NW 1/4, 4.8 acres in SE 1/4 NW 1/4 and 4.8 acres in NE 1/4 SW 1/4, Section 36, Township 13 South, Range 5 West, WM.

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

NOW, THEREFORE, it hereby is ORDERED that the said water right, being a portion of the right described by the certificate recorded at page 41983, Volume 34, State Record of Water Right Certificates, is canceled.

It is FURTHER ORDERED that the said certificate of water right is canceled, and in lieu thereof a new certificate be issued to describe the balance of water right NOT involved in this proceeding.

Dated at Salem, Oregon, this 23rd day of May, 1983.

  
JAMES E. SEXSON  
Director

0056/r  
6571B



Robert W. Straub  
XXXXXXXXXXXX

February 27, 1975

George Horning  
Route 3, Box 588  
Corvallis, OR 97330

File No. 48483

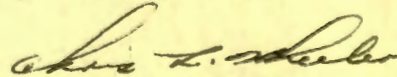
Dear Mr. Horning:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number 36422.

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  
ENGINEER**

**WATER RESOURCES DEPARTMENT**

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

April 11, 1973

File No. 48482  
48483

Ivan and George Horning  
Route 3, Box 588  
Corvallis, OR 97330

Gentlemen:

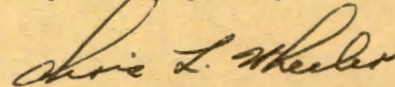
This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 36421 and 36422.

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  
gkd

March 28, 1973

48483

George Horning  
Route 3, Box 588  
Corvallis, OR 97330

48483, permit No. 36422 with map.

February 28, 1973

48483  
48482  
G-1433  
G-3980

Mr. Harold Werth  
County Agent  
OSU Extension Service  
P. O. Box 8  
Corvallis, Oregon

Dear Mr. Werth:

It is not mandatory that Ivan Horning enter into a contract for purchase of stored water in Fern Ridge Reservoir to complete his application 48483. Any permit issued would provide for appropriation of the natural flow of the reservoir available at the diversion point over that required to satisfy existing rights. Although water may enter the Long Tom Channel from the Willamette River, a permit would not provide for the right to demand that the Willamette flow be maintained at a level so it would flow to the Long Tom Channel.

The application requires some change in item 8 in the listing of acreage for supplemental irrigation. A right exists where the irrigation of the lands shown on the enclosed final proof map made in connection with permit ~~G-3165~~ except for that part with a double hatching on the North side which was canceled. This leaves 2.2 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 4.2 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 25.0 acres in the NW $\frac{1}{4}$  NE $\frac{1}{4}$ . The supplemental tabulation in item 8 of application 48483 should agree with this. 1365

Application 48482 is made to supply a supplemental supply for lands under permit ~~G-3737~~ <sup>G 3737</sup>. If there is a discrepancy between the acreage figures for the NE $\frac{1}{4}$  SW $\frac{1}{4}$  and SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 25, which is minor, but it should agree with the first permit. I am enclosing a copy of the map submitted with the application which was approved by permit G-3737 for your information.

Application 48243 is in satisfactory form.

I am returning applications 48482 and 48483 for correction. Both applications are endorsed so that in order to retain the original dates of priority they must be received in this office on or before April 30, 1973.

Very truly yours,

Trevor Jones  
Assistant

TJ:st  
Enc.

48483

October 11, 1972

Mr. George Horning  
Route 3, Box 588  
Corvallis, OR 97330

Dear Sir:

This will acknowledge an application for a permit to appropriate 1.3 cubic feet of water per second from the Long Tom River for the irrigation of 31.9 acres and the supplemental irrigation of 70.8 acres, a reproducible map, and the fees of \$30.65 for which our receipt numbered 24905 is enclosed.

This application has been filed and numbered 48483.

Although your application is in satisfactory form for the issuance of a permit, perhaps it would be advisable to negotiate a contract with the Bureau of Reclamation for the release of a specific number of acre feet of stored water from the Fern Ridge Reservoir for the irrigation of your lands since the natural flow of the Long Tom River has been appropriated. If you do wish to enter into a contract with the Bureau of Reclamation, it will be necessary to amend your application to include the Fern Ridge Reservoir as a source of water.

Further action will be held on your application for a reasonable length of time pending your reply.

Very truly yours,

Thomas E. Shook  
Assistant

30  
TTS:bjs  
Enclosure

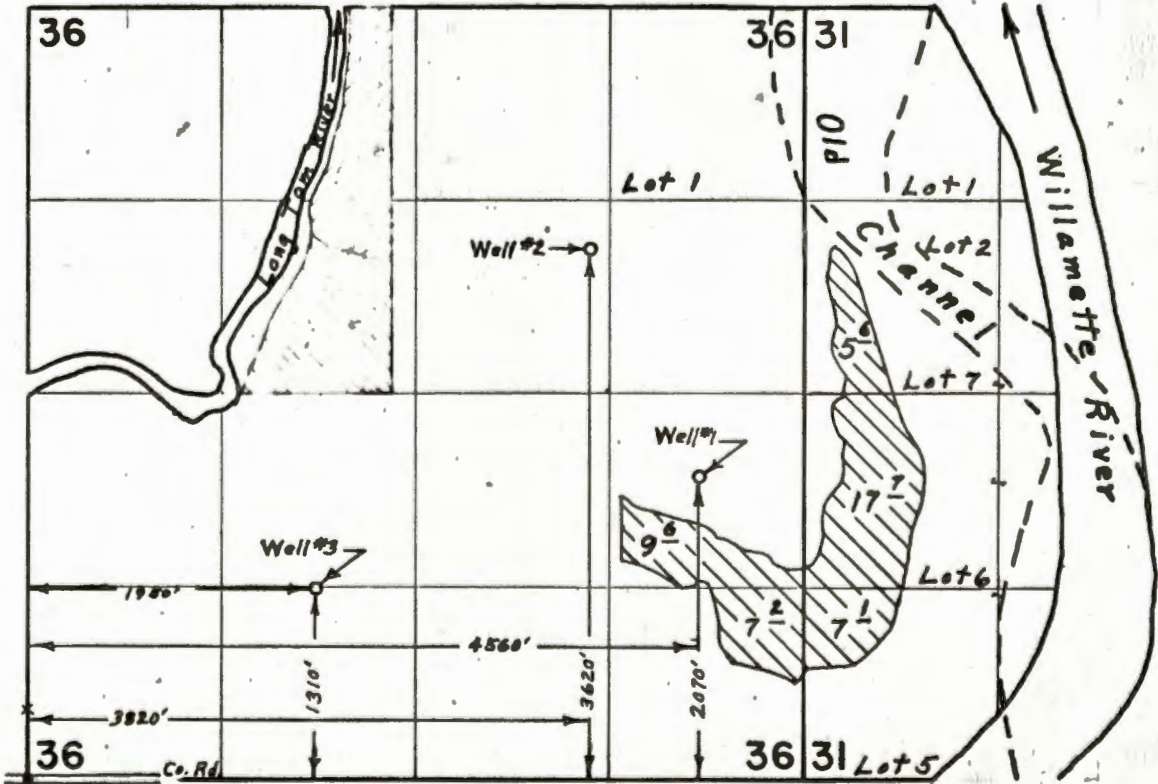
Trev

Proof sent  
on only  
one well

---

W. acreage deleted  
according to  
A-48483

T.13S.R.4&5W.W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. G-3837 Permit No. G-3693  
IN NAME OF

GEORGE HORNING

Surveyed Sept. 1, 1970, by L. E. Gould

STATE OF OREGON

COUNTY OF BENTON

Proof of Appropriation of Water

RECEIVED

MAR 20 1975

STATE ENGINEER  
SALEM, OREGON

GEORGE HORNING

of Route 3, Box 588, Corvallis, State of Oregon 97330  
has applied beneficially the waters of  
Long Tom River

a tributary of Willamette River for the purpose of  
irrigation of 28.8 acres and supplemental irrigation of 64.4 acres

under Permit No. 36422 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 23, 1971

that the amount of water for the purposes aforesaid, has been actually beneficially used in the  
amount of  
1.17 cubic feet 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 SE 1/4 NW 1/4, Section 36, T. 13 S., R. 5 W., W. M.,  
3630 feet North and 1890 feet East from SW Corner Section 36.

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, provided further that the right allowed herein  
shall be limited to any deficiency in the available supply of any prior right  
existing for the same land and shall not exceed the limitation allowed herein,

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>Primary</u>	<u>Supplemental</u>	
	19.0 acres	NW 1/4 NE 1/4
	32.8 acres	SW 1/4 NE 1/4
6.0 acres	3.0 acres	NE 1/4 NW 1/4
20.8 acres	4.8 acres	SE 1/4 NW 1/4
2.0 acres	4.8 acres	NE 1/4 SW 1/4
	Section 36	
	T. 13 S., R. 5 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 19 day of March,

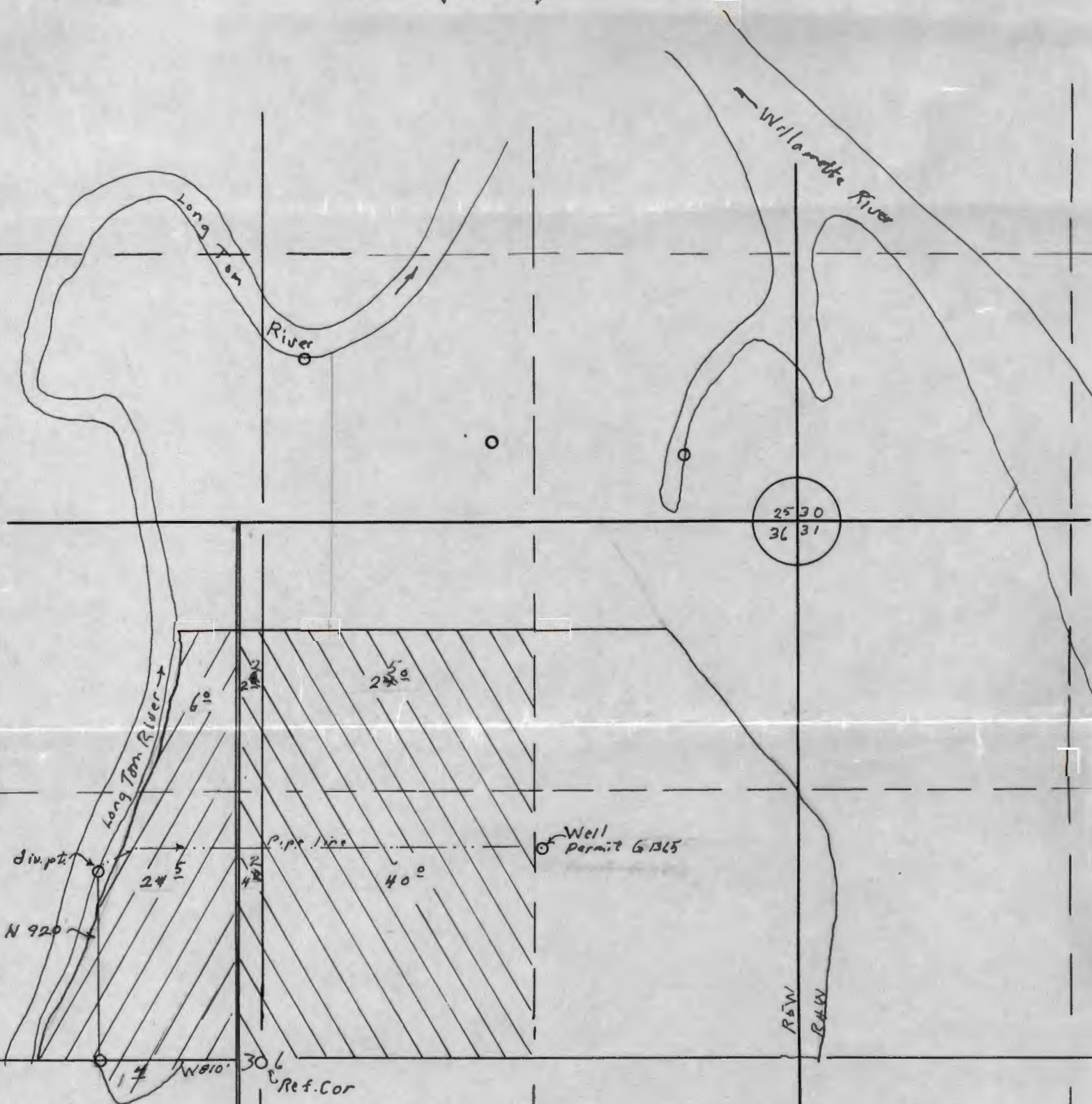
1975

George Horning



T135 R4E5 W W.M.  
Water Right Map

**RECEIVED**  
JUL 23 1971  
STATE ENGINEER  
SALEM, OREGON



George Hanning  
Rt 3 Box 580, Corvallis Oregon  
Scale 1"=660' June 1971

**RECEIVED**  
MAR 23 1972  
STATE ENGINEER  
SALEM, OREGON

**Application No. 48483**  
**Permit No. 36422**

# Abstract of Permit No. 36422

Application No. 48483

Certificate No.

Name **George Morning**  
 Address **Route 3, Box 588**  
**Corvallis, Oregon 97330**

Source of water supply **Long Tom River Trib Willamette R.**

Use **Irrigation & supplemental irrigation of 64<sup>±</sup>**

Point of diversion **3630' N & 1890' E from SW COR SEC 36**  
~~900' N. & 200' W. from the center of Sec. 36, being within the SE1 NW1 of Sec. 36, T.13 S., R.5 W., W.N., in the county~~

Number of acres **64 Benton**

~~Primary - 51.5~~  
~~Suppl - 12.5~~

## DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE <sup>1</sup> / <sub>4</sub>				NW <sup>1</sup> / <sub>4</sub>				SW <sup>1</sup> / <sub>4</sub>				SE <sup>1</sup> / <sub>4</sub>				
			NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	
13S	5W	36		+	+		2.2 <sup>±</sup>			24.5 <sup>±</sup>									
				25.0	40.0		6.0 <sup>±</sup>			4.2 <sup>±</sup>	1.4								
				+ supplemental															
				+ primary															
										GR-2440	GR-1433	GR-2027							
										GR-2213	GR-1365	GR-1565							
										34534	32406								
				NW <sup>4</sup>	NE <sup>4</sup>					40-								19 <sup>±</sup>	
				SW <sup>4</sup>	NE <sup>4</sup>					29 <sup>±</sup>	40 <sup>±</sup>							32 <sup>±</sup>	
				NE <sup>4</sup>	NW <sup>4</sup>						4 <sup>±</sup>							3 <sup>±</sup> 6 <sup>±</sup>	
				SE <sup>4</sup>	NW <sup>4</sup>					1 <sup>±</sup>	4 <sup>±</sup>							4 <sup>±</sup> 20 <sup>±</sup>	
				NE <sup>4</sup>	SW <sup>4</sup>					1 <sup>±</sup>		33 <sup>±</sup>						4 <sup>±</sup> 2 <sup>±</sup>	

Priority date **July 23, 1971**

Amount of water **1.3 c.f.s.**

Time limit to begin construction ~~March 13, 1974~~

Time limit to complete construction ~~10-1-74~~ extended to extended to

Time limit to completely apply water ~~10-1-75~~ extended to extended to

Remarks: This appropriation shall be limited to 1/80 of one cubic foot per second 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, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and shall be subject to such ~~reasonable rotation system as may be ordered by the proper state officer.~~

2 FJ-244-67  
 APR 24, 1973  
 DMJ

Jrk

48483  
 3-16-55

Basin 2, Vol. 1

64<sup>±</sup> 28<sup>±</sup>

INFO- Ivan Horning - He showed us land and

Div. Pt. Abstract of Permit No.

SOURCE - Long Tom River

Div. Pt. - Directly out of River

MOTOR - Unenclosed

40 HP @ 3550

3R.

Pump - Jacuzzi

Cent. D.P.

4x3

PIPE - 36,000' 6" Alum.

53,000' 3" Alum.

SOME 4" E.E.

HEADS - 360 RB 30 3/16 x 0

(100 max)

LIFT - 415'

CROP - MINT

TIE - SW COR Sec 36

Land and D.P. on Photo DFJ-222-67

David Horby  
E.E.

4-24-73

Two	Three	Four	Five	Six	Seven	Eight	Nine	Ten	Eleven	Twelve
125	25	30								

Remarks: This application is for a permit to divert water from the Long Tom River to a diversion of the aqueduct for each year, provided further that the right allowed herein shall be limited to my delivery in the aqueduct supply of my water right existing for the same land and shall not exceed the limitation allowed herein.

EC

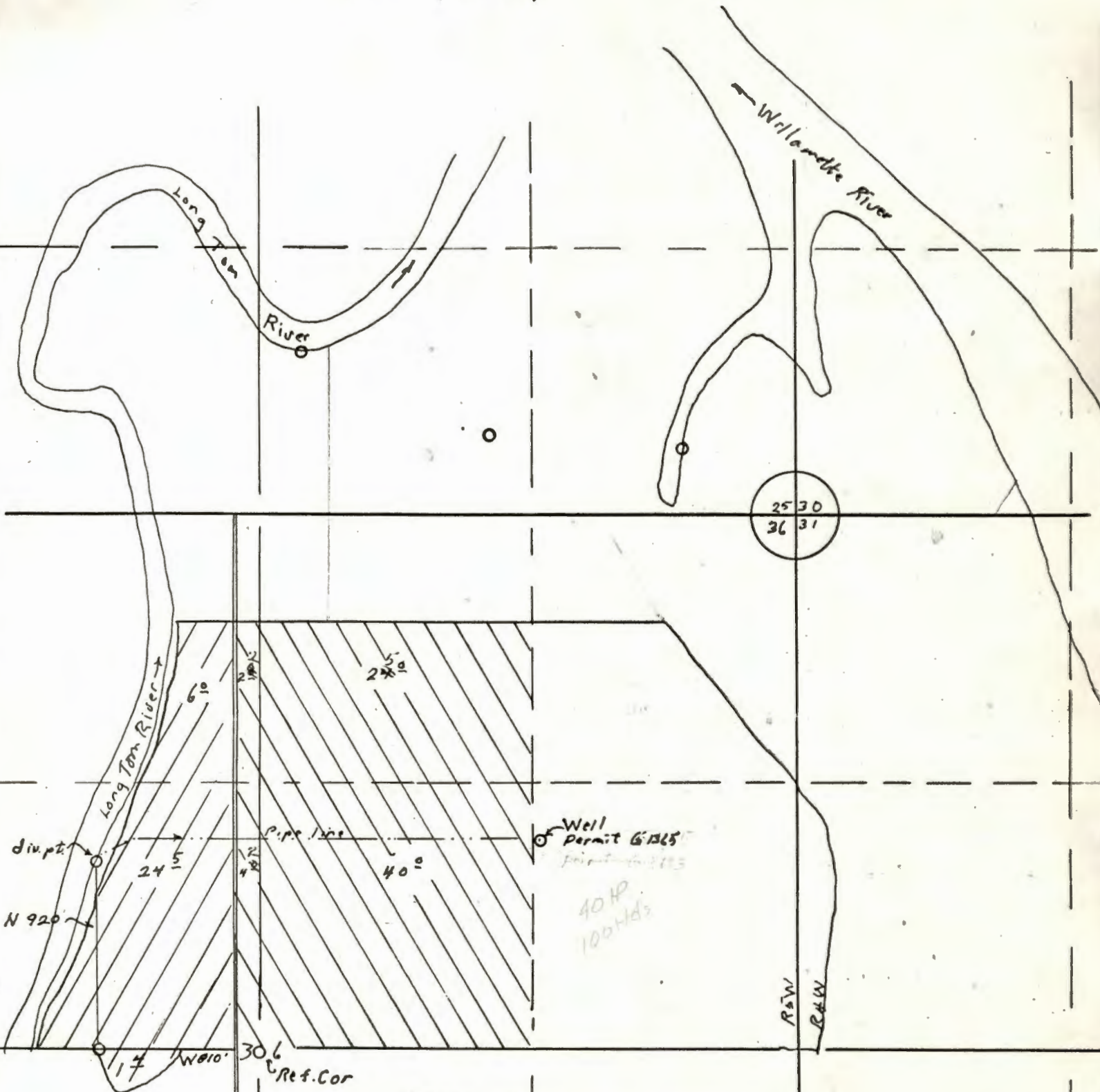
T13S R4E5 W W.M.

Water Right Map

RECEIVED

JUL 23 1971

STATE ENGINEER  
SALEM, OREGON

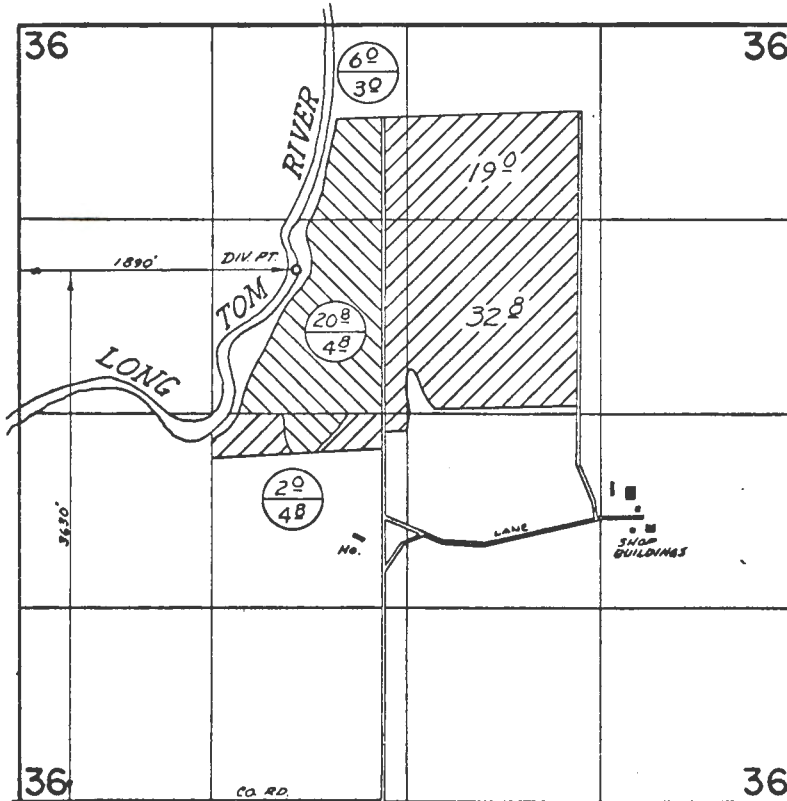


George Harning  
Rt 3 Box 588, Corvallis Oregon  
Scale 1"=660' June 1971

STATE ENGINEER  
SALEM, OREGON

Application No. 48483  
Permit No. 36422

T.13S., R.5W., W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. 48483 Permit No. 36422  
IN NAME OF

GEORGE HORNING

Surveyed APRIL 24 1973, by D. NARBY