

2421

DESCRIPTION OF WATER RIGHT

FEES PAID

Name of stream West Larry Creek
Trib. of — County of Washington
Use Irrigation
Quantity of water — No. of acres ~~20~~ 19⁰
Name of ditch —
Date of priority Feb. 8, 1939 & ~~Sept. 29, 1952~~
In name of Henry J. Vander Zanden
App. No. 17801 ~~27652~~ Adjudication, Vol. 13480, page 32375
Per. No. 21803 Cert. No. 32402
Certificate cancelled —
Notation made on record by slw

Date	Amount	Receipt No.
7/20/70	15.00	20080
7-28-70	5.00	from P-6
TOTAL . . .		
4-25-75	1.50 \$1 Cert. Fee	46505

FEES REFUNDED

[illegible]

REMARKS

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

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

This Is to Certify, That HENRY J. VANDER ZANDEN
RT. 2 Box 1 of Banks, State of Oregon 97106, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
West Fork Dairy Creek

a tributary of Tualatin River for the purpose of
irrigation of 45.5 acres

under Permit No. 13480 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 8, 1939

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
0.57 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 ~~NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$~~ , Section 36, T. 2 N., R. 4
W., W. M. 380' S. 1800' W. FROM N.E. COR. SEC. 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 $\frac{1}{2}$ 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:

~~5.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$~~
~~21.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$~~
~~23.4 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$~~
22.1 3.1 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 36
T. 2 N., R. 4 W., W. M. 192 NW $\frac{1}{4}$ SE $\frac{1}{4}$

This certificate is issued to confirm a change in place of use ^{the remaining right} approved by an
order of the State Engineer entered Jan. 21, 1971, and supersedes certificate of
water right heretofore issued to (SAME AS ABOVE) and recorded at page 32375,
Volume 24, State Record of Water Right Certificates.

WITNESS the signature of the State Engineer, affixed
this date.

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 24, page 32375

BEFORE THE STATE ENGINEER OF OREGON
Washington County

IN THE MATTER OF THE APPLICATION)
OF HENRY J. VANDER ZANDEN FOR THE)
APPROVAL OF A CHANGE IN PLACE OF)
USE OF WATER FROM WEST FORK DAIRY)
CREEK)

ORDER APPROVING
TRANSFER NO. 2421

On July 20, 1970, Henry J. Vander Zanden filed an application in the office of the State Engineer for the approval of a change in place of use of water from West Fork Dairy Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Henry J. Vander Zanden and recorded at page 32375, Volume 24, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.57 cubic foot per second of the waters of West Fork Dairy Creek for the irrigation of, among other lands, 5.0 acres in NE¼ NE¼ and 14.0 acres in NW¼ NE¼, Section 36, Township 2 North, Range 4 West, W.M., with a date of priority of February 8, 1939.

The applicant herein, owner of the lands above described, proposes to transfer the water right therefrom, without loss of priority, to 19.0 acres in NW¼ SE¼, Section 36, Township 2 North, Range 4 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

Mr. Clayton J. Gardner, Watermaster of District No. 1, has filed a statement to the effect that the proposed change in place of use of water may be made without injury to existing rights.

No objections having been filed and it appearing that the

proposed change in place of use of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in place of use of water is approved and the water right hereinbefore described as appurtenant to 5.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 14.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, Township 2 North, Range 4 West, W.M., with a date of priority of February 8, 1939, be severed therefrom and simultaneously and without loss of priority, transferred to 19.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, Township 2 North, Range 4 West, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1971.

It is FURTHER ORDERED that certificate of water right heretofore issued to Henry J. Vander Zanden and recorded at page 32375, Volume 24, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the State Engineer of application of water to beneficial use, a certificate of water right shall be issued to Henry J. Vander Zanden confirming the extent to which the water has been applied beneficially and covering the balance of the lands not involved in this proceeding.

Dated at Salem, Oregon, this 21st day of January, 1971.

/s/ CHRIS L. WHEELER
State Engineer