#### STATUS OF APPLICATION

#### DESCRIPTION OF WATER RIGHT

Change in point of diversion	Name of stream Qualatin R Wilduraton
Date filed	Trib. of County of Tillamore
Date of hearing 3-25-76	Use vrugation 13.9 2
Place of hearing Tillamook	Quantity of water
Date of order 4-6-76 Vol. 27 , page 80	Name of ditch
Date for application of water 4-6-76 10-1-77 10-1-7	Date of priority March 14, 1941 & April 21, 1952
Proof mailed	In name of Ira Mulenburg
Proof received AUG 3 0 1976 35 page 4361-8	Adjudication, Vol, page
	9 Certificate cancelled
	Notation made on record by
	5-23-90 BE

# Adverse Report 7/30/85

#### REMARKS

No sword made for change	a in famil of diversion -
If: should be considered	as a ristert of record
that has under some 5 or	more successed years
- man-une	more successful years z

#### FEES PAID

Date	Amount	Receipt No.
1-16-76	35.00	51095
	4500 p.o.n.	51096
TOTAL		
3-31-76	Cert. Fee	51096 FROM P.ON.
	Cert. Fee	***************************************

#### FEES REFUNDED

Date	Amount	Check No.
3-30-76	\$6.67	471

	111	INDEX CARDS	Entered	Checked
The Party of the P	14	Name Stream	V	
B I	TH	Pt. of Div. Calendar	V	_
		CHECKED TO REC	OLOS:	
B -	~	Twp. & Rge.	20	
0		Decree-vault	-	-
- Kill		Decree-safe	-	
E -	~	Cert, of W/R(2)	CC_	-
8-	/	Per, Folder	SC.	
E	-	Chaindex 200	-	
B		Cross Ref. Ty	-	
07 -	-	Power Claim	-	-
-	-	Abstracts		-

9/13/78 Ex one more time que 218.33 Kg

REPORT ON INSPECTION UNDER TRANSFER OF WATER RIGHT FOR CHANGE IN: POI

USE Add'1 POD

Tra	ansfer NO.	3350			County 11 200 +
010	l Certificate	NO./ /5	125 2.	23594	ATUE CO 2 1/6 A
1.	Name Darr	ell C.	Shepherd		DR. NOVES RT. # 1 BOX TON, OR
A.P. Down	Address 745	Birch	St, June	ton City, 97448	97007
15 /2.	Source of Su	ipply <u>Ju</u>	ealatin	River	
513.	Use irri	gation	,		
.0404.	Amount of Wa	iter <u>1. 0.</u>	53cfs =	2. 0.67 c/s Prior	rity Date 1. 3-14-41 2. 4-21-5:
JEM 5.	Proposed Poi	nt of Div	version 22	80 ft 5 + 79 f	t & from NW can of Sec. 13
	w/u SW	NW, S	Sec 13,	T 25, R 2W.	wn
6.	Completion D	ate Ly	tended	\$ 10-1-78	
3 7.					V 1560 2
Jose irrigation  Just irrigation  Just a mount of Water 1. 0.53 cfs 2. 0.67 cfa Priority Date 1. 3-14-41 2. 4-21-  Proposed Point of Diversion 2280 ft 5 + 79 ft & from NW Con of Sec wir SW NW, Sec 13, T 25, R 2W, WM  6. Completion Date extended to 10-1-78					
58	Township	Range	Section	Forty Acre Tract	
130					
1	25	20	3	560 2060	
63.	-				
JUSEN .	No. of Concession, Name of Street, or other party of the last of t	33 Ac.			
1	SHEPARD	-20			
3					
E					
0					
2/8					
1					

\* new owner (applicant: Richard C. Schroeder)

T.2S. R.2W.W.M.

T-3350

2

## FINAL PROOF SURVEY UNDER

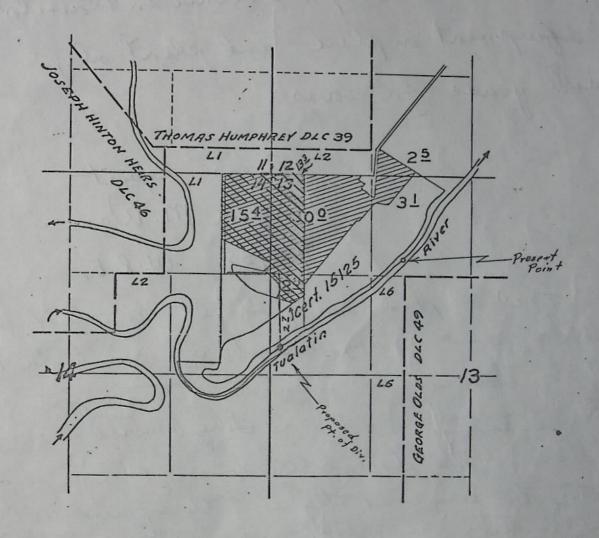
JAN1 6 1976
WATER ESOURCES DEF

Application No. 19209 Permit No. 14802
IN NAME OF

IRA MUILENBURG

Surveyed AUG .22 1044 AS

APP. DATE 42.4 ACRES MARCH 14,1991



## FINAL PROOF SURVEY

Application No. 27101 Permit No. 21325
IN NAME OF

IRA MUILENBURG

Surveyed 5 - 8 1956, by M. BISH

JAN 1 0 1976 WATER RESCUE CAS. J. SALTIA, OKEGON

> APP. PATE 53.8 AC. APRIL 21, 1952

INFO: Jim Claymore, works for Dr. Omer holes p., the new owner. Hey have lived here 5 years and never have irrigated. Dr. Holes can be resided at 639-0488, his clinic in Beauerton. No equipment on place and plant only dupland years for cours.

Hompson M. Warren 7/20/85 W.R.E.

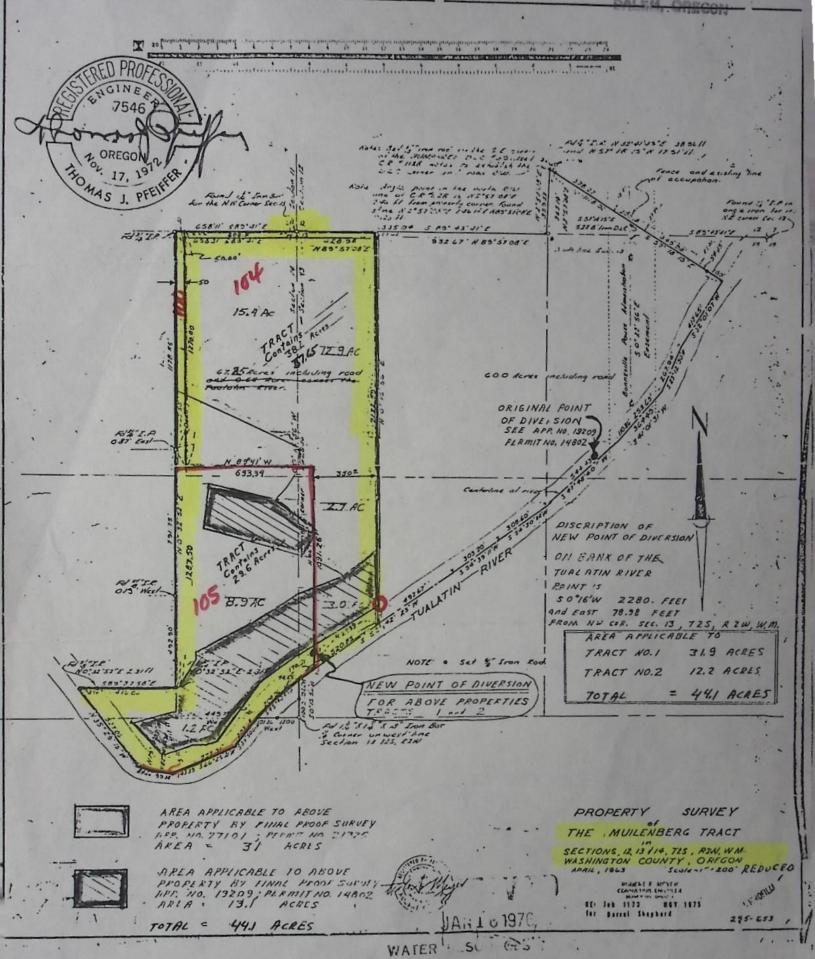
INFO: JOHN Shapland, son of Daniell. Says land is in the process of being conveyed all book to Dr. Noles at this time and his intention is to inrightle from the original P.O.D. as Jony Amstad Did when he formed the place portion owned by holes). Shapland states that only time they used the applied for P.O.D. new location was in 1982 and Dr. Holes intentions are to use the original P.O.D. when he inighted again.

Idverse Report
IRompson M. Warren
W.R.E. 1/12/89

### RECEIVED

AUG2 0 1985

WATER RESOURCES DEPT



SALEM, OREGON

12

..

NOTICE OF COMPLETION OF CONSTRUCTION

WATER RESOURCES DEPT.I, DARREII C Shepherd, hereby certify

that the construction work has been completed and the change in point of diversion of water made as set forth in the order of Water Resources Director the State Engineer dated Carol & 1976, approving an application for a change in point of diversion of water from \_\_\_\_ TUALATIN PIVER.

Sept 27, 1978

Post Date

Por Bickord C Sahroeder

745 Buth St Junction City, and GTANY Dear Sin: This notice et for proving ef kungeng dele from Tualatin Rever on property being preserved from Rechard Schroeder on 4/5/e an extension for their Completion was granted en last year good eested 10/178. This is a site for songation Right NOS 148028 9 21325,

mi Samer, Washington County Water muster has been contacted on · this I we unders tond he has · inspected site & our line flow meter.

Place let us know if all requirements
hewe been met.

File	No.	T-3350	
ME			

### 

of 8585 S. W. 82nd Street Tigard	
(Mailing Address) (City)	
County of, State of Oregon 97223	
do hereby make application for an extension of time within which to comp	let
(X) a change in point of diversion	
( ) a change in place of use	
( ) a change in the use theretofore made	
under the terms of an order of the State Engineer dated April 6, 1976	
approving water right transfer application No. 3350 in the name of	
Richard C. Schroeder	
The following has been accomplished toward completion of the	
change within the time allowed:	
	-
If for irrigation, state total number of acres now irrigated under the ch	ang
To fully complete the change, it will be necessary to accomplish	h
the following: physically install pump	
MOINT	-
Branner & State of the State of	-
THE	_
	_
(over)	
*If you are not the applicant named above, please explain your interest i	n
this matter.	100
James and at sel grounder end to present to be in the amount	
	-

within the	e time allowed, because we did not receive possession of the
property	until fall of 1976 as a result of existing lease on the propert
After ext	censive land leveling we felt it too late in the year to plan or
in no irr	an irrigated type of crop. The 77 crop was all wheat resulting rigation being done in 77 and therefore no pump installed st that the time for completion be extended to
	AFFIDAVIT OF APPLICANT
STATE OF County of	OREGON ) ss.
000000	I, DARRELL SHEPHERD , being first duly sworm
depose an	d say that I have read the above and foregoing application for
extension	of time; that I know the contents thereof, and the facts state
therein a	re true.
	IN WITNESS WHEREOF, I have hereunto set my hand this 29 d
of A	West. Doriell Ships
	Subscribed and sworn to before me this day of
<u>Aug</u>	Notary Public for Oregon My commission expires 9-17-79
	or to extend to 10-1-78 gure

WHEN COMPLETED AND SIGNED, THIS APPLICATION AND PAYMENT OF THE STATUTORY FEE OF \$ 10.00 SHOULD BE SUBMITTED TO:

\$10.00

WATER RESOURCES DEPARTMENT 1178 CHEMEKETA ST NE SALEM, OREGON 97310

## BEFORE THE WATER RESOURCES DIRECTOR OF OREGON Washington County

IN THE MATTER OF THE APPLICATION)
OF RICHARD C. SCHROEDER FOR THE
APPROVAL OF A CHANGE IN POINT OF
DIVERSION OF WATER FROM TUALATIN
RIVER

ORDER APPROVING TRANSFER NO. 3350

On January 16, 1976, Richard C. Schroeder filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Tualatin River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Ira Mullenburg and recorded at Page 15125, Volume 12, State Record of Water Right Certificates, confirms a right to the use of 0.55 cubic foot per second from Tualatin River for the irrigation of, among other lands, 3.7 acres in SW2 NW2, Section 13, and 0.1 acre in NE2 NE2, 8.9 acres in SE2 NE2 and 1.2 acres in NE2 SE2, Section 14, Township 2 South, Range 2 West, W.M., with a date of priority of March 14, 1941. Certificate of water right issued to Ira Mullenburg and recorded at Page 23594, Volume 17, State Record of Water Right Certificates, confirms a right to the use of 0.67 cubic foot per second from Tualatin River for the irrigation of, among other lands, 13.3 acres in NW2 NW2, 2.7 acres in SW2 NW2, Section 13, and 15.4 acres in NE2 NE2, Section 14, Township 2 South, Range 2 West, W.M., with a date of priority of April 21, 1952. Water for this use is diverted from a point located 1100 feet South and 1750 feet East from the Northwest corner of Section 13, being within the NE2 NW2, Section 13, Township 2 South, Range 2 West, W.M.

The applicant herein, owner of the land above described, proposes to irrigate these lands from a point of diversion to be located 2280 feet South and 79 feet East from the Northwest corner of Section 13, being within the SW2 NW2 of Section 13, Township 2 South, Range 2 West, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water. The notice was published in the Hillsboro Argus, a newspaper printed and having general circulation in Washington County, Oregon, for a period of three weeks in the issues of January 29, February 5 and 12, 1976. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Clayton J. Gardner, Watermaster of District No. 1, has filed a report to the effect that the proposed change in point of diversion of water 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 change in point of diversion of water from Tualatin River, to wit:

From a point located 1100 feet South and 1750 feet East from the Northwest corner of Section 13, being within the NET NWT of Section 13, Township 2 South, Range 2 West, W.M.

To a point to be located 2280 feet South and 79 feet East from the Northwest corner of Section 13, being within the SW NW NW of Section 13, Township 2 South, Range 2 West, W.M.

for the irrigation of 5.7 acres in SW2 NW2, Section 13, 0.1 acre in NE2 NE2, 8.9 acres in SE2 NE2, 1.2 acres in NE2 SE2, Section 14, Township 2 South, Range 2 West, with a date of priority of March 14, 1941, and 13.3 acres in NW2 NW2, 2.7 acres in SW2 NW2, Section 13, and 15.4 acres in NE2 NE2, Section 14, Township 2 South, Range 2 West, W.M., with a date of priority of April 21, 1952, is approved.

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, 1977.

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, and shall not exceed 0.17 cubic foot per second with a date of priority of March 14, 1941, and shall not exceed 0.39 cubic foot per second with a date of priority of April 21, 1952.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point of diversion as herein confirmed:

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 certificates of water right heretofore issued to Ira Muilenberg and recorded at Page 15125, Volume 12, and Page 23594, Volume 17, State Record of Water Right Certificates, are canceled, and in lieu thereof new certificates be issued covering the balance of the lands not involved in this proceeding, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Richard C. Schroeder confirming the change in point of diversion.

Dated at Salem, Oregon, this 6th day of April, 1976.

/s/ JAMES E. SEXSON Director

#### VOTICE OF FILING APPLICATION FOR A CHANGE IN POINT OF DIVERSION OF WATER

Notice is given hereby that Richard G. Schroeder has filed an application for the approval of a change in point of diversion of water from Tualatin River.

Certificate of water right issued to Ira Muilenburg and recorded at page 15125, Volume 12, State Record of Water Right Certificates, confirms a right to the use of 0.53 cubic foot per second from Tualatin River for the irrigation of, among other lands, 3.7 acres in SW14, NW14, Sec. 13, and 0.1 acre in NE14, NE14, 8.9 acres in SE14 NE14 and 1.2 acres in NE14 SE14, Sec. 14. T.2S. R.2W., W.M., with a date of priority of March 14, 1941. Certificate of water right issued to Ira Muilenburg and recorded at page 23594, Volume 17. State Record of Water Right Certificates, confirms a right to the use of 0.67 cubic foot per second from Tualatin River for the irrigation of, among other lands, 13.3 acres in NW14 NW14, 2.7 acres in SW14, NW14, Sec. 13, and 15.4 acres in NE14 NE14. Sec. 14, T.2S., R.2W., W.M., with a date of priority of April 21, 1952. Water for this use is diverted from a point located 1100 ft. S. and 1750 ft. E. from the NW corner of Sec. 13, being within the NE 14 NW 14, Sec. 13, T.2S., R.2W., W.M.

The applicant herein, owner of the land above described, proposes to irrigate these lands from a point of diversion to be located 2280 ft. S. and 79 ft. E. from the NW corner of Sec. 13, being within the SW1/4 NW1/4, Sec. 13, T.25., R.2W., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Tillamook, Oregon, on March 25, 1976, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Richard C. Schroeder, P.O. Box 14, Pacific City, Oregon 97135, and one copy filed with the Water Resources Director, Salem, Oregon 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Director upon request. If no objections are filed, the application may be approved by the Water Resources Director without a hearing.

Dated at Salem, Oregon, this 20th day of January, 1976.

James E. Sexson, Director. (Jan. 29, Feb. 5, 12, 1976)

### Affidavit of Publication

STATE OF OREGON, COUNTY OF WASHINGTON, ss. W. Verne McKinney being first Publisher duly sworn, depose and say that I am the ..... of the HILLSBORO ARGUS, a newspaper of general circulation as defined by ORS 193.010 and 193.020; printed and published at Hillsboro, in the aforesaid county and state: that the..... NOTICE a printed copy of which is hereto annexed, was published in the entire issue three successive and consecutive of said newspaper for ..... weeks in the following issues: January 29, February 5, 12, 1976 W, Venne by Glinney Subscribed and sworn to before me this ... February March 2, 1979 [My commission expires.

In the Court of the STATE OF OREGON for the County of Washington	THE STATE OF THE PARTY OF THE P	Affidavit of Publication HILLSBORO ARGUS	By Deputy.	From the Office of	Attorney for
--	--	--	------------	--------------------	--------------

REGEIVED

MAR 2 4 1976 WATER FESOURCES DEPT. SALEM, OREGON

### NOTICE OF FILING APPLICATION FOR A CHANGE IN POINT OF DIVERSION OF WATER

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All persons interested are notified hereby that a hearing will be held at the county courthouse at Tillamook, Oregon, on March 25, 1976, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Richard C. Schroeder, P. O. Box 14, Pacific City, Oregon 97135, and one copy filed with the Water Resources Director, Salem, Oregon 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Director upon request. If no objections are filed, the application may be approved by the Water Resources Director without a hearing.

Dated at Salem, Oregon, this 20th day of January, 1976.

## Application for Transfer of Water Right

To th	e STAT	E ĖN	GINEI	ER O	F OR	EGON	T:											
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of	P.0		17															
State	ofOF	REGO	N		•••••	, do 1	hereb	y mak	e app	licatio	on for	chan	ge <u>1</u>	n po	int	of d	iver	rsion
•			••••••			it of div								•••••			•••••••	··
	1. The	sourc	e of p	resent	t wate	er rigl	nt is .	•••••	Tua	lati	n Ri	ver (Nar	ne of str	eam)				
	2. The																	
	3. The																	
	4. The													20750				
corne	r of	Sec.	tion	13 (Section	or sub	division)			b	eing	within	the .	NE	급	of t	he N	1 1	
of Sec	tion 1	3	Тр.	25		R	2W	W	т. М.,	in the	Coun	ity of	WZ	SHI	NGTO	N		
transf	5. List er. If fo	r any	other	of ac	res ir indica	rigate ite pla	d in e	use.	malle	st lega	al sub	divisi	on (40	)-acre	tract)	invol	ved i	n this
Twp.	Range	Sec.	NE!4	NE NW14	1-4 SW14	SE14	NE14	NW14	V 1-4	SE14	NE¼	SV NW14	V 1-4	SE14	NE!4	SE NW14	1-4 SW14	SE14
25	2W	13		-					3.7									U
25	2W	14	0.3			8.9									1.	2		
25	21	13						13.	3 2.	7								
25	21	14	15.4	-														Co.
1	OTE: If yo	u own 1	ess than	10-acre	tracts, a						pears in		eed.					
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	6. Are y	you tr	ie iega	ı own	er or	tne at	ove u	escrit	eu ia	nus:		(	If not ow	ner, exp	olain you	r interest	.)	••••••
			••••••	•••••	•••••••			,					••••••		•••••••	************	*********	••••••••
	7. Has	water	been	used	benef	icially	for 1	the pu	rpose	s indi	cated	herei	n dur	ing th	e past	5 yea	rs?	yes
	<ol> <li>7. Has</li> <li>8. What</li> </ol>									Cer	~t .#	235	94	Apr	L; 2	1/19	52	yes
		t is th	e date	of pr	riority	of yo	our wa	ater ri	ight?	C er	*t .#	235 151	94 25	Apr	1; 2 ch 1	1/19: 4/19	52 41	

of permit 14802 and 21325

10	0. Do ;	you h	old a	wate	r righ	t certi	ficate	е? У	es	. If so	o, give	numb	er of	certif	ficato	15:	125	and 23594
	1. Was								200000000000000000000000000000000000000								C-100	
	no																	Court?
(Yes o	or No) 2. Is th	ne wat	ter rig	ht red	orded	in vo	ur no	ma?	no	••••••	Ira	· 1	2.1					
1'	2 Inr	onore	to tro	nafor	thou	roton w	ur ma	me:				(Ii	not, gi	ve name	g			
eation i	3. I pros for ch	ange	in poi	int of	divers	sion on	ily.)	to the	101101	wing o	iescri	bed la	nds: (	Do no	ot ansv	wer if	your	appli-
Twp.	Range	Sec.		The same of the sa	1-4			NW	1-4			SW 1-4				SE	1-4	
			NE!4	NW14	SW14	SE14	NE14	NW14	SW14	SE¼	NE%	NW¼	SW14	SE14	NE¼	NW!4	SW14	SE14
	111																	
	,					(Attac	h sep	arate	sheet	if nec	essary	y)						
			NOT	E: Ansv	wer ques	tions 14, 1	15, 16 ar	d 17, if	the appl	ication is	for cha	nge in po	oint of d	iversion				
1.	4. The	propo	osed p	oint c	of dive	ersion i	is loc	ated 2	2280	ft.	S	and	79	ft	E	from	the	NW
	of Se																	
																(No. E.	or W.)	W . 1VI.,
	ounty o																	
	5. Are																	
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ng taxe	es, mor	tgage	s, lien	s, etc.	?(Ans	IIO swer Yes	or No)											
19	9. If n	ot, giv	re belo	ow a	descri	ption o	of exi	sting	encur	nbran	ces:							
		NAT	TURE OF	ENCUM	MBRANC	CE			T		HELD I	ву				AMOUN	Т	
	1000			4141									-		10	coly		
	The second	12 24 71				2 4	3											

20. Reasons for the proposed changes are no point of diversion exists at this time

The original point of diversion was for the original Muilenburg famm

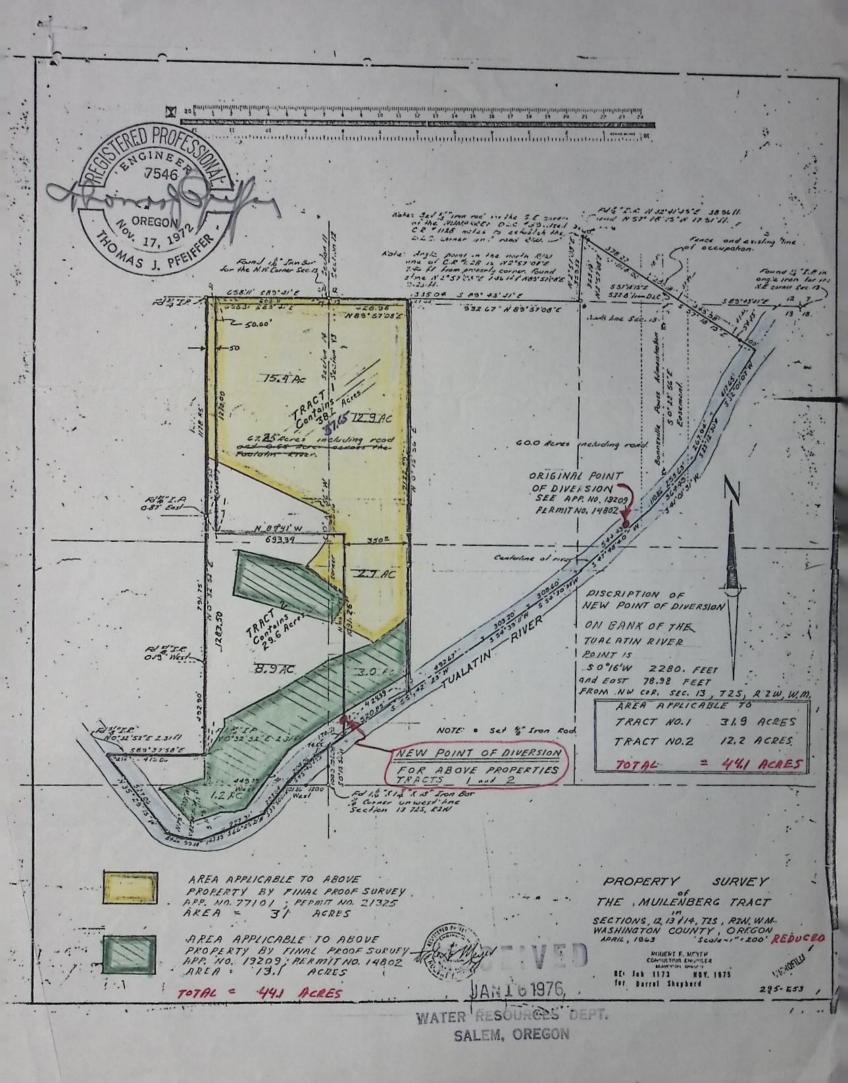
for said tract; said tract being in the process of being sold.

which comprised a total of 127 m.o.l.acres.

### AFFIDAVIT OF APPLICANT

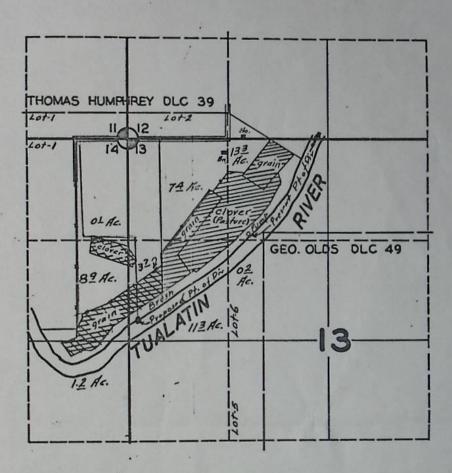
STATE OF OREGON,	1
County of Marion	ss.
I, Richard, C. Schroeder	the applicant herein, being
first duly sworn, depose and say that I have read t	he above and foregoing application for transfer of water ne statements therein made are true and correct to the best
In Witness Whereof, I have hereunto set my	hand this 15 Hoday of January , 1976
	x Richard C. Schulder (Name of applicant)
Subscribed and sworn to before me this	day of January , 1976
3. MAQDO	
[Notarial Seal]	Sani S. Macdonald NOTARY PUBLIC FOR OREGON
0100010/1	My commission expires 3/21/78
THE OWNER WAS A STATE OF THE PARTY OF THE PA	
Remarks	
THIS APPLICATION MUST BE ACCOM	MPANIED BY A MAP SHOWING THE LOCATION OF
THE POINT OF DIVERSION, PLACE OF USE A	AND WORKS UTILIZED UNDER THE PRESENT WATER
RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE,	

AS THE CASE MAY BE.



### T.2S. R.2W.W.M.

T-3350



## FINAL PROOF SURVEY UNDER

JAN1 6 1976
WATER RESOURCES DEPT.
SALEM, OREGON

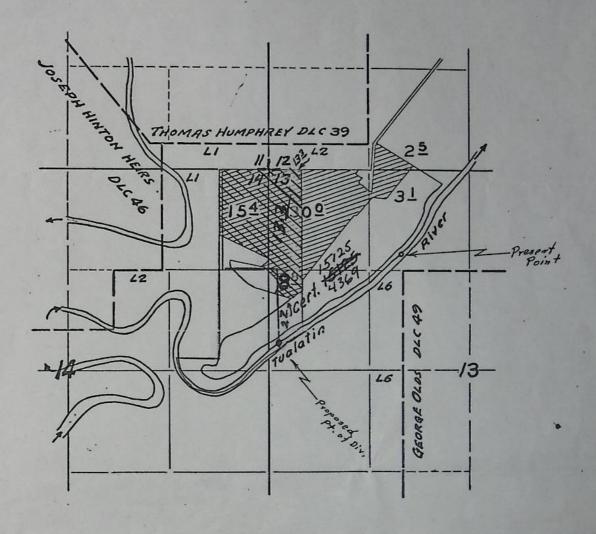
Application No. 19209 Permit No. 14802
IN NAME OF

IRA MUILENBURG

Surveyed AUG 22 1044 A

APP. DATE 42.4 ACRES MARCH 14,1991

1944 -D



## FINAL PROOF SURVEY

Application No. 27101 Permit No. 21325
IN NAME OF

IRA MUILENBURG

Surveyed 5 - 8 1956, by M. BISH

### RECEIVED

JAN 1 6 1976
WATER RESOURCES DEP
SALEM, OREGON

APP. DATE 53.8 AC. APRIL 21, 1952