

3657

BREWSTER

3657

STATUS OF APPLICATION

Change in place of use
 Date filed 5-3-77
 Date of hearing _____
 Place of hearing _____
 Date of order 9-30-77 Vol. 29, page 396
 Date for application of water completed
 Proof mailed _____
 Proof received _____
 Certificate issued MAR 16 1979 4000 47578
2-23-79 JES

to survey 2/78

DESCRIPTION OF WATER RIGHT

Name of stream spring
 Trib. of _____ County of Clark
 Use domestic
 Quantity of water _____ No. of acres _____
 Name of ditch _____
 Date of priority _____
 In name of _____
 _____ Adjudication, Vol. _____, page _____
 App. No. 47199 Per. No. 34794 Cert. No. 43007
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>5-3-77</u>	<u>\$35.00</u>	<u>60182</u>
TOTAL . . .		
<u>2-13-79</u>	<u>No 2.00</u> Cert. Fee	<u>9095</u>

FEES REFUNDED

Date	Amount	Check No.

REMARKS

Map in 47199

INDEX CARDS:		Entered	Checked
☒	Name	<u>lg</u>	
☒	Stream	<u>lg</u>	
☐	Pt. of Div.		
☒	Calendar	<u>lg</u>	
CHECKED TO RECORD:			
☒	Typ. & Logo	<u>lg</u>	
☐	Deed-Grant		
☐	Deed-Release		
☒	Cert. of W&R	<u>c</u>	
☒	Per. Folder	<u>✓</u>	
☐	Chaindex		
☐	Gross Ref.		
☒	Power Claim	<u>lg</u>	
☒	Abstracts	<u>lg</u>	

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CLACKAMAS COUNTY

IN THE MATTER OF THE APPLICATION)
OF SIDNEY BREWSTER FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF)
WATER FROM AN UNNAMED STREAM)

ORDER APPROVING
TRANSFER NO. 3657

On May 3, 1977, an application was filed in the office of the Water Resources Director by Sidney Brewster for a change in place of use under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 43007, Volume 35, State Record of Water Right Certificates, in the name of Sidney Brewster, describes a right for the use of not to exceed 0.01 cubic foot per second from an unnamed stream for domestic use of one family within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 2 South, Range 5 East, W.M., with a date of priority of July 13, 1970.

Water for the said right is diverted from a point located 960 feet South and 980 feet West from the East quarter corner of Section 18, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18,

The applicant herein, owner of the lands above described, proposes to change the place of use from a cabin within the said NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, and without loss of priority, to use the water appropriated for domestic use of one family in a house also within the said NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18.

Mr. Keith Palmer, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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1276-57

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that no time need be fixed for completion as the change in place of use is completed.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Sidney Brewster and recorded at page 43007, Volume 35, State Record of Water Right Certificates, is canceled, and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 30th day of September, 1977.

/s/ James E. Sexson
Director

Transfer 3657

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STATE OF OREGON

COUNTY OF

CLACKAMAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

SIDNEY BREWSTER

of 41956 SE Coalman Rd., Sandy, State of Oregon, 97055, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of an unnamed spring

a tributary of Cedar Creek
domestic use for one family at house

for the purpose of

under Permit No. 34794 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 13, 1970

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 0.01 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 $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, T. 2 S., R. 5 E., W. M., 960 feet South and 980 feet West from E $\frac{1}{4}$ Corner, Section 18.

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 ----- of one cubic foot per second per acre,

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:

NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 18
T. 2 S., R. 5 E., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies

This certificate is issued to confirm a change in place of use and point of diversion approved by an order of the WRD entered Sept 30, 1977 and supersedes certificate of water right recorded on page 43007 Volume 35, SRNRC.

James E. Sexson

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 35, page 43007

T# 3657