

3185

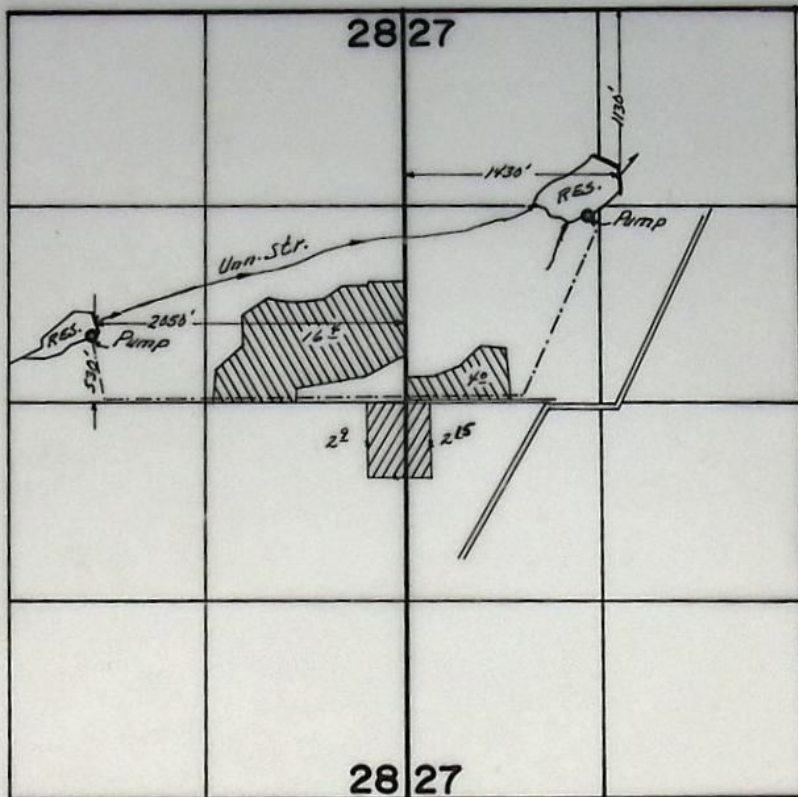
FEES PAID



Date	Amount	Receipt No.
3-21-75	25.00	45781
4-9-76	45.00 Pan.	52420
4-9-76	5.00	52421
TOTAL . . .	54.00	
8-26-76	Cert. Fee	52422

FEES REFUNDED

TO BE ENTERED WHERE CHECKED		INDEX CARDS	Returned	Checked
<u>WH</u>	Name		<input checked="" type="checkbox"/>	
<u>WH</u>	Stream		<input checked="" type="checkbox"/>	
<u>WH</u>	Pt. of Div.			
	Calendar		<input checked="" type="checkbox"/>	
CHECKED TO RECORDS:				
<input checked="" type="checkbox"/>	Twp. & Rge.		<input checked="" type="checkbox"/>	
	Decree-vault			
	Decree-safe			
<input checked="" type="checkbox"/>	Cert. of W/R(2)		<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	Per. Folder(2)		<input checked="" type="checkbox"/>	
	Chsindex			
	Cross Ref.			
	Power Claim			
	Abstracts			

T.I.S.R.3W.W.M.



 2 SUPPLEMENTAL
 2 PRIMARY

FINAL PROOF SURVEY

UNDER

Transfer No. 3185
Application No. 54123 40516
52889... Permit No. 39915....
IN NAME OF

CARL PIERSON

Surveyed Oct. 7..... 1977., by J.S. Donaldson....

Transfer No. 3185

NOTICE OF COMPLETION OF CONSTRUCTION

I, CARL A. PIERSON 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 the Water Resources
Director dated SEPT 13, 1976, approving an application
for a change in point of diversion of water from AN UNNAMED
STREAM.

17 Nov 76

Date

Carl A. Pierson

Name

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NOV 18 1976

WATER RESOURCES DEPT
SALEM, OREGON

DOB-266-253
10-7-77
JSD

2LL-253

6.
JSD
10-5-77
DWA
5-3-77
NOT HOME

6. Place of Use DATE FOR APPLICATION OF WATER: 10/1/77

[illegible]

Info: Carl Pierson: All land irrigated as filled
water is released from upper reservoir
and flows into lower reservoir.
Water is then pumped to land.

Div: Dam on lower reservoir
Pump on lower res. is located on south side
of res.

Pump & Motor: GE 25 hp @ 3540
Berkely CDD 3x2 1/2

Pipe: 3000' 4" buried PVC
1120' 3" alum
400' 2" alum
600' 4" alum

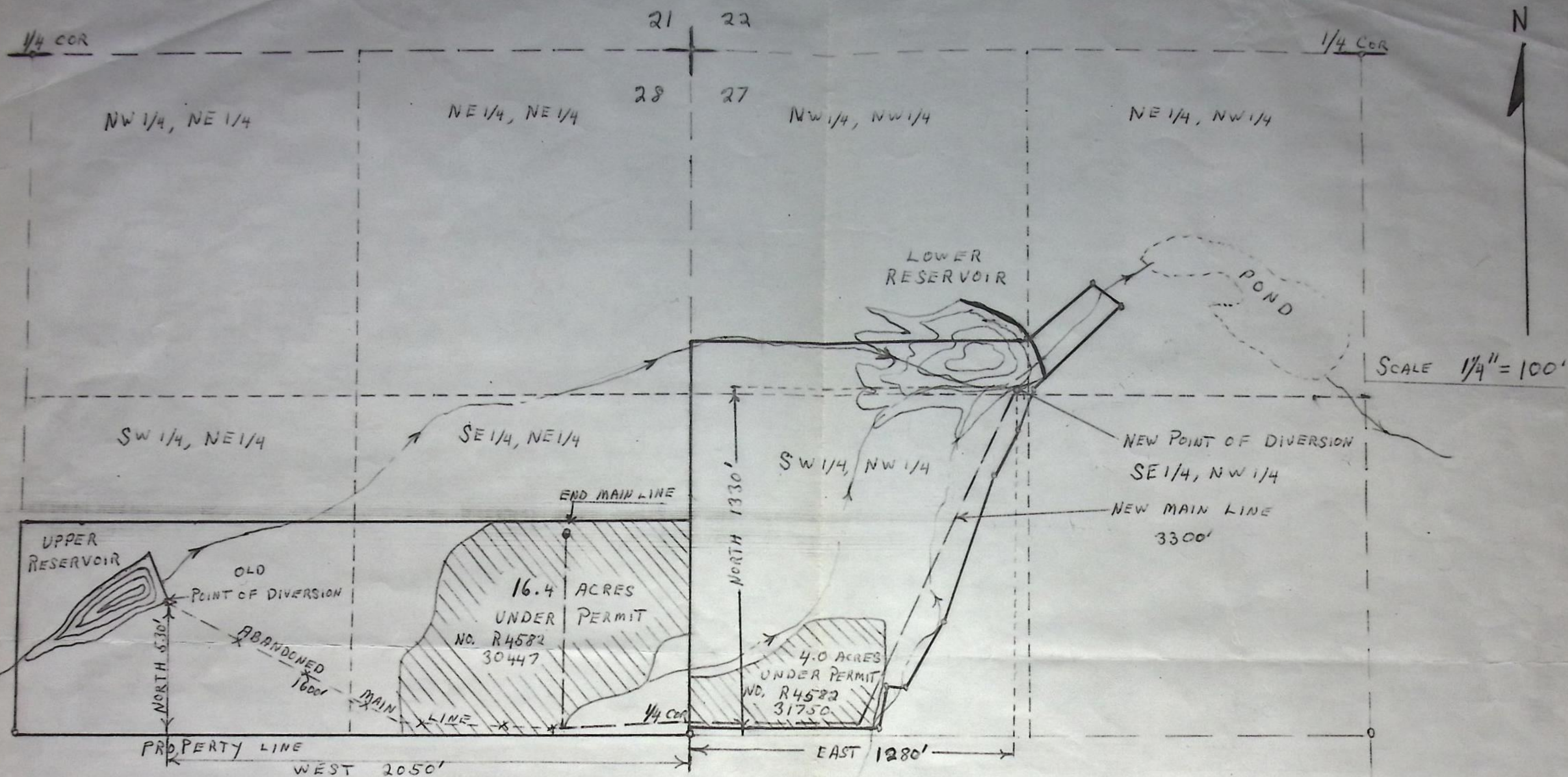
Heads: 32 RB 30's 5/32 x O (24 max)

lift: approx +100 to +200

Crop: grain & row crops

tie: DBS - 244 - 253

Steve Donaldson
FE 10-7-77



MAP TO ACCOMPANY TRANSFER OF WATER RIGHT
(POINT OF DIVERSION)

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Washington County

IN THE MATTER OF THE APPLICATION)
OF CARL A. PIERSON FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM AN UNNAMED STREAM)

ORDER APPROVING
TRANSFER NO. 3185

On March 21, 1975, Carl A. Pierson filed an application for transfer of water right in the office of the Water Resources Director proposing a change in point of diversion under existing rights of record to appropriate not to exceed 0.21 cubic foot per second of water from an unnamed stream, with a date of priority of December 29, 1964, at a point of diversion located 530 feet North and 2050 feet West from the East quarter-corner of Section 28, being within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, Township 1 South, Range 3 West, W.M., for the irrigation of 16.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Township 1 South, Range 3 West, W.M., being the right evidenced by the certificate recorded at Page 35691, Volume 27, State Record of Water Right Certificates, and to appropriate not to exceed 0.05 cubic foot per second, with a date of priority of July 5, 1966, at the same point of diversion for the irrigation of 4.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, Township 1 South, Range 3 West, evidenced by certificate recorded at Page 35692, Volume 27, State Record of Water Right Certificates.

The applicant herein, owner of the lands above described, proposes to irrigate these lands by direct flow from a point of diversion to be located 1330 feet North and 1280 feet East from the West quarter-corner of Section 27, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, Township 1 South, Range 3 West, W.M., and to maintain the existing point of diversion for stored water.

Notice of the application, pursuant to ORS 540.510 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 June 10, 17 and 24, 1976.

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

No objection 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 requested change in point of diversion of direct flow water from an unnamed stream 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 0.21 cubic foot per second with a priority date of December 29, 1964, and 0.05 cubic foot per second with a priority date of July 5, 1966.

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 upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion the certificates heretofore issued to Carl Pierson and recorded at Pages 35691 and 35692, Volume 27, State Record of Water Right Certificates, be canceled and a superseding certificate issued to Carl Pierson confirming the change in point of diversion.

Dated at Salem, Oregon, this 13th day of September, 1976.

/s/ JAMES E. SEXSON
Director

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MAR 21 1975

APR 9 1976

STATE ENGINEER
SALEM, OREGONWATER RESOURCES DEPT
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, CARL A. PIERSON

(Name of applicant)

Route 2, Box 393of CORNELIUS

(Postoffice)

County of WASHINGTONState of OREGON

do hereby make application for change

IN POINT OF DIVERSION

(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is UNNAMED STREAM - TRIBUTARY OF TUALTIN RIVER

(Name of stream)

2. The use to which the water is applied is IRRIGATION

(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is N-A4. The point of diversion is located 530 ft. N and 2000 ft. W from the E 1/4

(N. or S.)

(E. or W.)

corner of SECTION 28

(Section or subdivision)

being within the SW 1/4 OF NE 1/4of Section 28 Tp. 1S R. 3W W. M., in the County of WASHINGTON

(No. N. or S.)

(No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate 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
1S	3W	28				16.4												
1S	3W	27							4.0									

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? YES

(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? YES8. What is the date of priority of your water right? DEC 29, 1964 & JUL 5 19669. Was your water right acquired by State Engineer's Permit? YES

(Yes or No)

If so, give number

030447of permit 031750 - R-4552

10. Do you hold a water right certificate? YES If so, give number of certificate SAME
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

NO If so, give title of proceedings
(Yes or No)

12. Is the water right recorded in your name? YES
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located 1330 ft. N and 1280 ft. E from the W $\frac{1}{4}$
corner of S. 27 being within the NW $\frac{1}{4}$ -NW $\frac{1}{4}$ of Section 27 Tp. 1S R. 3W W. M.,
(Smallest legal subdivision) (N. or S.) (E. or W.)
in the county of WASHINGTON The name of the ditch to be used is _____
(No. N. or S.) (No. E. or W.)

15. Are you the owner of the land on which the proposed point of diversion is to be located? YES

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

17. Are there any diversions between your present point of diversion and the proposed point of diversion? NO

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

18. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? YES
(Answer Yes or No)

19. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are TO UTILIZE MORE WATER I
MUST PUMP FROM THE LOWER RESERVOIR AND USE THE
UPPER RESERVOIR FOR STORAGE AND LATER RELEASE. I PLAN
TO APPLY FOR USE OF STORED WATER FROM LOWER
RESERVOIR. AND USE ONLY ONE SYSTEM IN THE PROCESS,

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AFFIDAVIT OF APPLICANT

STATE OF OREGON,

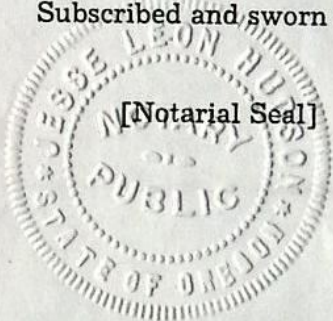
County of Washington } ss.

I, CARL A. PIERSON, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 19 day of March, 1975

Carl A. Pierson
(Name of applicant)

Subscribed and sworn to before me this 19 day of March, 1975



Jesse Leon Hudson
NOTARY PUBLIC FOR OREGON

My commission expires 9-9-78

Remarks _____

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE 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.

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APR 9 1976

WATER RESOURCES DEPT
SALEM, OREGON

NW 1/4, NE 1/4

NE 1/4, NE 1/4

NW 1/4, NW 1/4

NE 1/4, NW 1/4

SW 1/4, NE 1/4

SE 1/4, NE 1/4

SW 1/4, NW 1/4

NEW POINT OF DIVERSION

SE 1/4, NW 1/4

NEW MAIN LINE

3300'

UPPER
RESERVOIR

OLD

POINT OF DIVERSION

ABANDONED

1600'

MAIN

LINE

16.4

ACRES

UNDER

PERMIT

NO. R4582

30447

4.0 ACRES

UNDER PERMIT

NO. R4582

31750

1/4 COR

PROPERTY LINE

WEST 2050'

NORTH 1330'

EAST 1280'

LOWER
RESERVOIR

POND

SCALE 1/4" = 100'

MAP TO ACCOMPANY TRANSFER OF WATER RIGHT
(POINT OF DIVERSION)

Carl A. Pession

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

29.71
Notice is given hereby that Carl A. Pierson has filed an application for the approval of a change in point of diversion from an unnamed stream, a tributary of Tualatin River.

Certificate of water right issued to Carl Pierson and recorded at Page 35691, Volume 27, State Record of Water Right certificates, confirms a right to the use of 0.21 cubic foot per second from an unnamed stream for the irrigation of 16.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T1S, R3W, W.M., with a date of priority of Dec. 29, 1964.

Certificate of water right issued to Carl Pierson and recorded at Page 35692, Volume 27, State Record of Water Right certificates, confirms a right to the use of 0.05 cubic foot per second from an unnamed stream for the irrigation of 4.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, T1S, R3W, W.M., with a date of priority of July 5, 1966.

These lands are irrigated from a point of diversion located 530 ft. N. and 2050 ft. W. from the E. $\frac{1}{4}$ -corner of Sec. 28, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T1S R3W, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 1300 ft. N. and 1280 ft. E. from the W. $\frac{1}{4}$ -corner of Sec. 27, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, T1S, R3W, W.M.

15-0-14
All persons interested are notified hereby that a hearing will be held at the county courthouse at Hillsboro, Oregon, on August 2, 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 Carl A. Pierson, Rt. 2, Box 393, Cornelius, Or., 97113, and one copy filed with the Water Resources Department, Salem, Oregon 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. If no objection is filed, the application may be approved by the Water Resources Director without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Department upon request.

Dated at Salem, Oregon, this 25th day of May, 1976,
James E. Sexson, Director
(June 10, 17, 24, 1976)

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JUN 30 1976
WATER RESOURCES DEPT
SALEM, OREGON

Affidavit of Publication

STATE OF OREGON, COUNTY OF WASHINGTON, ss.

I, W. Verne McKinney, being first

duly sworn, depose and say that I am the Publisher
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 afore-
said county and state; that the

NOTICE OF APPLICATION

a printed copy of which is hereto annexed, was published in the entire issue
of said newspaper for three successive and consecutive
weeks in the following issues:

June 10, 17, 24, 1976

W. Verne McKinney

Subscribed and sworn to before me this 24th day

of June, 1976.

Mary E. Davies
Notary Public for Oregon.

[My commission expires March 2, 1979]



WATER RESOURCES DEPARTMENT

WASHINGTON COUNTY COURTHOUSE • HILLSBORO, OR • 97123 • Phone 648-8791

ROBERT W. STRAUB
GOVERNOR

June 3, 1976

JAMES E. SEXSON
Director

Water Resources Department
1178 Chemeketa St. N. E.
Salem, Oregon 97310

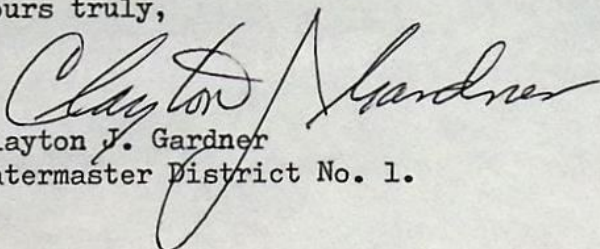
Attn: Mr. Wayne Overcash

Dear Mr. Overcash:

I made an inspection on June 2, 1976, of the proposed change in diversion point by Carl A. Pierson for permits No. 30447 and 31750 for use of water from an unnamed stream.

I do not believe that this change will injure any existing rights. I recommend that provision No. 1 be used in the order.

Yours truly,


Clayton J. Gardner
Watermaster District No. 1.

CJG:fl

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JUN - 4 1976
WATER RESOURCES DEPT
SALEM, OREGON