

2571
ALDEN & OLETA OLESON

ASSIGNED

3571

20/15

STATUS OF APPLICATION

Change in place of use
Date filed 3-9-77
Date of hearing _____
Place of hearing _____
Date of order 5-26-77 Vol. 29, page 57
Date for application of water 10-1-79
Proof mailed _____
Proof received _____
Certificate issued 4/21/2006 Vol. 81965 page _____

DESCRIPTION OF WATER RIGHT

Name of stream Inualatin River
Trib. of _____ County of Washington
Use irrigation
Quantity of water _____ No. of acres _____
Name of ditch Bischof Farms
Date of priority _____
In name of _____
_____ Adjudication, Vol. _____, page _____
App. No. 28453 Per. No. 22287 Cert. No. 23673
81965
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>3/9/77</u>	<u>35.00</u>	<u>58925</u>
<u>5-23-77</u>	<u>20.00</u>	<u>60691</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

Exam 20.00
POU 35.00
55.00

REMARKS

CARD FOR C DEC 26 1979

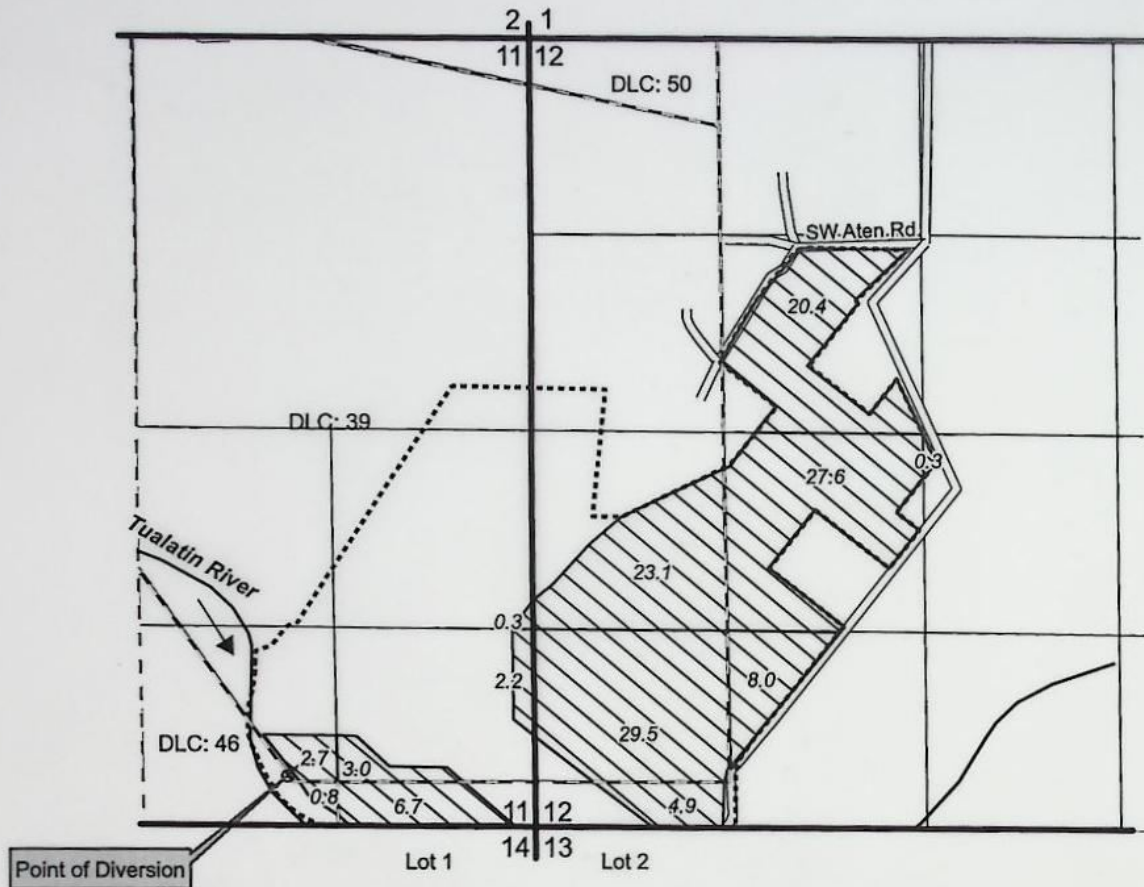
Assigned to: _____ Division of Engineering
9/22/2005 U.S.F.W., Water Resources Branch, attn. Paul Rauch, 911 NE 11th AVE, Portland, OR 97232

W.R.I.S.	
Assembled <u>7-29-83</u> by <u>SKL</u>	
Entered _____ by _____	
Verified _____ by _____	

INDEX CARDS:	Entered	Checked
<u>WH</u> Name	<u>✓</u>	
<u>WH</u> Stream	<u>✓</u>	
<u>WH</u> Pt. of Div.		
<u>WH</u> Calendar	<u>✓</u>	
✓ CHECKED TO RECORDS:		
<u>✓</u> Twp. & Rco.	<u>leg</u>	
<u>✓</u> Decree-vault		
<u>✓</u> Decree-safe		
<u>✓</u> Cert. of W/R	<u>✓</u>	
<u>✓</u> Per. Folder	<u>✓</u>	
<u>✓</u> Chaindex		
<u>✓</u> Cross Ref.		
<u>✓</u> Power Claim		
<u>✓</u> Abstracts	<u>✓</u>	

Tualatin River National Wildlife Refuge TO Map T-3571

Township 2 South, Range 2 West, W.M. Sections 11 and 12



Point of diversion located 500 feet north and 1,700 feet west from the southeast corner of section 11.

Map Created: September 16, 2005

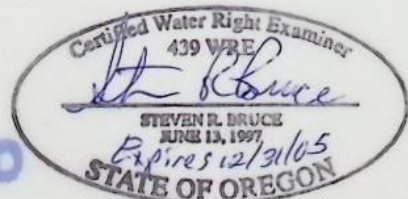
1 Inch = 1,320 feet

0 1,320 Feet

This map is not intended to provide legal dimensions or locations of property ownership lines.

Legend

- Ø Point of Diversion
- DLC Line
- Section lines
- Quarter/Quarter
- ▨ 129.5 Total Irrigated Acres
- - - Refuge Boundary



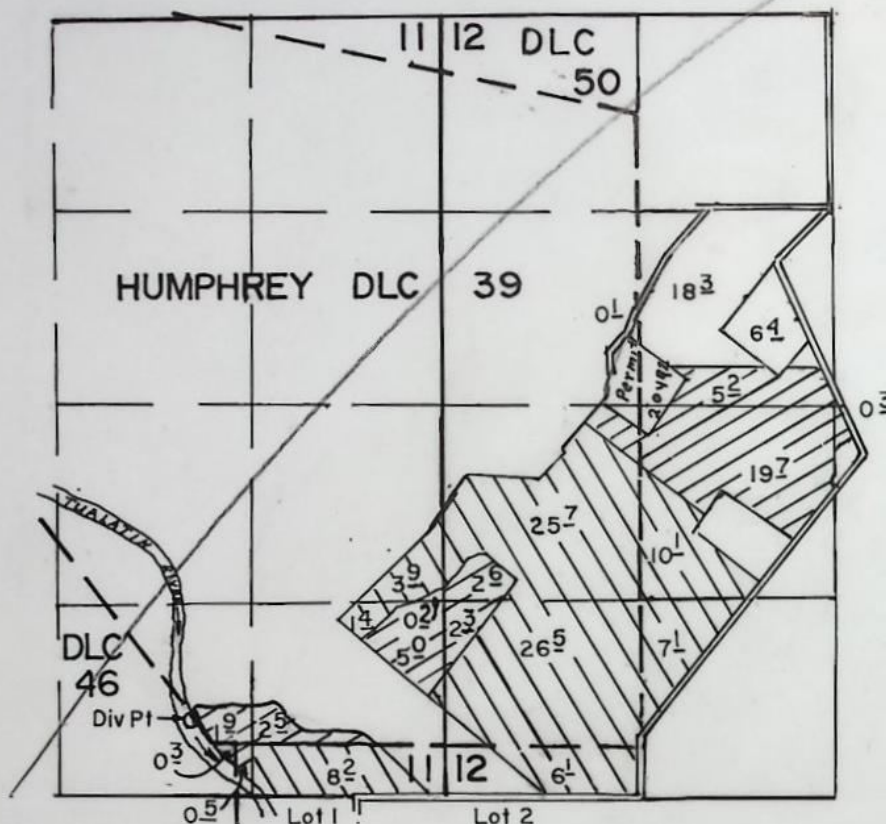
GEOENGINEERS

SEP 21 2005

WATER RESOURCES DEPT
SALEM, OREGON

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

VOID

11/21/99
50

DIV. PT. LOC. 500' N. & 1700' W. FROM SE COR SECTION 11

SCALE: 1" = 1320'



Transfer On

Existing Right

FINAL PROOF SURVEY

UNDER

TRANSFER NO. 3571

Application No. Permit No.
IN NAME OF

ALDEN O. & OLETA W. OLESON.

Surveyed JULY 31, 1985, by T.M. WARREN.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. FISH AND WILDLIFE SERVICE,
DIVISION OF ENGINEERING,
WATER RESOURCES BRANCH
911 NE 11TH AVE
PORTLAND, OR 97232

confirms the right to use the waters of TUALATIN RIVER, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 129.5 ACRES.

This right was perfected under Permit 22287. The date of priority is MAY 25, 1953. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.11 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 SE 1/4, AS PROJECTED WITHIN DLC 46, TOWNSHIP 2 SOUTH, RANGE 2 WEST, W.M.; 500 FEET NORTH AND 1700 FEET WEST FROM THE SE CORNER OF SECTION 11.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 SE 1/4 0.3 ACRE
SW 1/4 SE 1/4 2.7 ACRES
SE 1/4 SE 1/4 5.2 ACRES
ALL AS PROJECTED WITHIN DLC 39
SECTION 11

SW 1/4 SE 1/4 0.8 ACRE
AS PROJECTED WITHIN DLC 46
SECTION 11

LOT 1 (SE 1/4 SE 1/4) 6.7 ACRES
SECTION 11

SE 1/4 NW 1/4 20.4 ACRES
NE 1/4 SW 1/4 27.6 ACRES
LOT 2 (SW 1/4 SW 1/4) 4.9 ACRES
SE 1/4 SW 1/4 8.0 ACRES
NW 1/4 SE 1/4 0.3 ACRE
SECTION 12

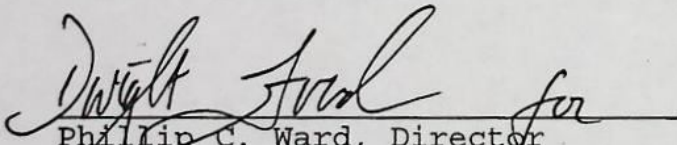
NW 1/4 SW 1/4 23.1 ACRES
SW 1/4 SW 1/4 29.5 ACRES
BOTH AS PROJECTED WITHIN DLC 39
SECTION 12

TOWNSHIP 2 SOUTH, RANGE 2 WEST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered MAY 26, 1977, and supersedes Certificate 23673, State Record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued April 21, 2006.


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 81965.

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

This Is to Certify, That OLESON BROS.

of Route 1, Box 904, Beaverton, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Tualatin River

a tributary of Willamette River for the purpose of irrigation

under Permit No. 22287 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 May 25, 1953

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 1.11 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 SW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Joseph Hinton Heirs DLC #46, Section 11, Township 2 South, Range 2 West, W.M.

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:

30.4 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Humphrey DLC #39
 5.4 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within Humphrey DLC #39
 9.1 acres in Lot 1 (SE $\frac{1}{4}$ SE $\frac{1}{4}$)

Section 11

5.5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected within Humphrey DLC #39
 9.7 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$
 24.8 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Humphrey DLC #39
 27.7 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within Humphrey DLC #39
 8.9 acres in Lot 2 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
 8.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 12

Township 2 South, Range 2 West, 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.

WITNESS the signature of the State Engineer, affixed

this 3rd day of February, 1958.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 23673.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Washington County

IN THE MATTER OF THE APPLICATION)
OF ALDEN O. AND OLETA W. OLESON)
FOR APPROVAL OF A CHANGE IN PLACE)
OF USE OF WATER FROM TUALATIN)
RIVER)

ORDER APPROVING
TRANSFER NO. 3571

On March 9, 1977, an application was filed in the office of the Water Resources Director by Alden O. and Oleta W. Oleson for a change in place of use under an existing water right of record, pursuant to the provisions of ORS 40.510 to 540.530.

The certificate recorded at Page 23673, Volume 17, State Record of Water Right Certificates, in the name of Oleson Bros. describes a right for the use of not to exceed 1.11 cubic feet per second from Tualatin River for irrigation of 30.4 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 14.5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11; 5.5 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 9.7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 24.8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 36.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 8.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, Township 2 South, Range 2 West, W.M., with a date of priority of May 25, 1953.

Water for the said right is diverted from a point located 340 feet North and 1630 feet West from the Southeast corner of Section 11, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 2 South, Range 2 West, W.M.

The applicants herein, owners of the lands above described, propose to change the place of use and, without loss of priority, to irrigate a certain 0.4 acre in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 2.6 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 14.3 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11; 19.9 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 33.1 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 19.7 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 30.5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 8.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 1.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 2 South, Range 2 West, W.M.

Mr. Clayton J. Gardner, 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 objection 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.

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

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Oleson Bros. and recorded at Page 23673, Volume 17, 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 26th day of May, 1977.

/s/ JAMES E. SEXSON
Director