

Paul & Son
Star Route, Box 1038
Forest Grove, OR 97116

3528

STATUS OF APPLICATION

Change in point of diversion
Date filed 2-11-77
Date of hearing _____
Place of hearing _____
Date of order 2-24-77 Vol. 28, page 338
Date for application of water 7-1-78-10-1-79
Proof mailed _____
Proof received _____
Certificate issued _____ Vol. _____, page _____

DESCRIPTION OF WATER RIGHT

Name of stream Sales Creek
Trib. of _____ County of Washington
Use irrigation
Quantity of water _____ No. of acres _____
Name of ditch _____
Date of priority _____
In name of _____
_____ Adjudication, Vol. _____, page _____
App. No. 26289 Per. No. 20634 Cert. No. 22045
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>2/11/77</u>	<u>20.00</u>	<u>58075</u>
<u>1/28/77</u>	<u>15.00</u>	<u>57798</u> <small>from P. 6 R#57798</small>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

See also T#3748 Δ POU part of R. R. under Cert 22045

CARD FOR C. DEC. 2.6.1979 Need to correct remaining right cert to reflect concerns in SCB III memo when confirming change

W.R.I.S.	
Assembled <u>7-2-85</u> by <u>SOA</u>	
Entered _____ by _____	
Verified _____ by _____	

INDEX CARDS:	Entered	Checked
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Name	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Stream	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Pt. of Div.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Calendar	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHECKED TO RECORDS:		
Twp. & Rge.	<u>GLS</u>	<input type="checkbox"/>
Decree-vault	<input type="checkbox"/>	<input type="checkbox"/>
Decree-safe	<input type="checkbox"/>	<input type="checkbox"/>
Cart. of W/R	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Per. Folder	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Chaindex	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cross Ref.	<input type="checkbox"/>	<input type="checkbox"/>
Power Claim	<input type="checkbox"/>	<input type="checkbox"/>
Abstracts	<input checked="" type="checkbox"/>	<input type="checkbox"/>

STATE OF OREGON
COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That GRANT WRIGHT

of Gales Creek, 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 Gales Creek a tributary of Tualatin River for the purpose of irrigation

under Permit No. 20634 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 August 10, 1951

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 0.37 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 $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8, Township 1 North, Range 4 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:

6.4 acres in the E $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$
23.5 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 8

Township 1 North, Range 4 West, W. M.

Land on which water is to be used is part of that described as follows:

PARCEL 1- Beginning at a point N. 1°04' W. 1972.98 ft. & S. 89°20' E. 1347 ft. from the center of Sec. 7, T 1 N., R 4 W., W.M., said point being in the County Road, & also the NE corner of the Thomas Seth tract; running thence S. 55°05' E. 832.5 ft. along said county road; thence S. 89°20' E. 1262.2 ft. to a point in the center of county road #30 from which an iron pipe bears N. 89°20' W. 30 ft.; thence N. 0°38' E. along the center of County Road #30, 468.56 ft. to a point from which an iron pipe bears N. 89°20' W. 35 ft.; thence running N. 89°20' W. 1950.1 ft. to the place of beginning.

PARCEL 2- Commencing at a point 23.74 $\frac{2}{3}$ chains N. of the SE corner of the NW $\frac{1}{4}$ of Sec. 8, T 1 N., R 4 W., W.M., run thence W. 30 chains, thence N. 13 $\frac{1}{3}$ chains, thence E. 30 chains, thence S. 13 $\frac{1}{3}$ chains to the place of beginning.

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 7th day of February, 1957

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22045.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Washington County

IN THE MATTER OF THE APPLICATION)
OF PAUL SANSONE FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM GALES CREEK)

ORDER APPROVING
TRANSFER NO. 3528

On February 11, 1977, Paul Sansone filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Gales Creek pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 22045, Volume 16, State Record of Water Right Certificates, in the name of Grant Wright, describes an existing right of record which includes the use of not to exceed 0.04 cubic foot per second from Gales Creek for irrigation of 3.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 1 North, Range 4 West, W.M., with a date of priority of August 10, 1951.

Water for the said right is diverted from a point located 790 feet South and 50 feet East from the North quarter-corner of Section 8, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8, Township 1 North, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion and to irrigate said lands from a point located 405 feet South and 50 feet West from the North quarter-corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 1 North, Range 4 West, W.M.

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 from Gales Creek described herein, without loss of priority, is approved.

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 0.04 cubic foot per second.

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 construction work shall be completed and the change in point of diversion of water made on or before October 1, 1978.

It is FURTHER ORDERED that the certificate of water right heretofore issued to Grant Wright and recorded at Page 22045, Volume 16, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the right not involved in this proceeding, 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 Paul Sansone.

Dated at Salem, Oregon, this 24th day of February, 1977.

/s/ JAMES E. SEXSON
Director