

James A. & Carol M. Davidson
3311 Routed, Box 200 B
Scappoose, Or. 97056

3311

STATUS OF APPLICATION

Change in place of use
Date filed 8-26-75
Date of hearing _____
Place of hearing _____
Date of order 1-5-76 Vol. 26, page 272
Date for application of water 10-1-76
Proof mailed _____
Proof received _____
Certificate issued AUG 30 1976 Vol. 35, page 43546

Survey 9/76

DESCRIPTION OF WATER RIGHT

Name of stream Unnamed spring
Trib. of N. Scappoose Creek County of Columbia
Use Domestic & fish culture
Quantity of water 0.03 cfs No. of acres _____
Name of ditch _____
Date of priority February 20, 1950
In name of Walter E. Roberts
_____ Adjudication, Vol. _____, page _____
App. No. 24448 Per. No. 19275 Cert. No. 23453
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>8-26-75</u>	<u>35.00</u>	<u>49152</u>
TOTAL . . .		
<u>8-26-75</u>	<u>2.00</u> Cert. Fee	<u>49153</u>

FEES REFUNDED

Date	Amount	Check No.

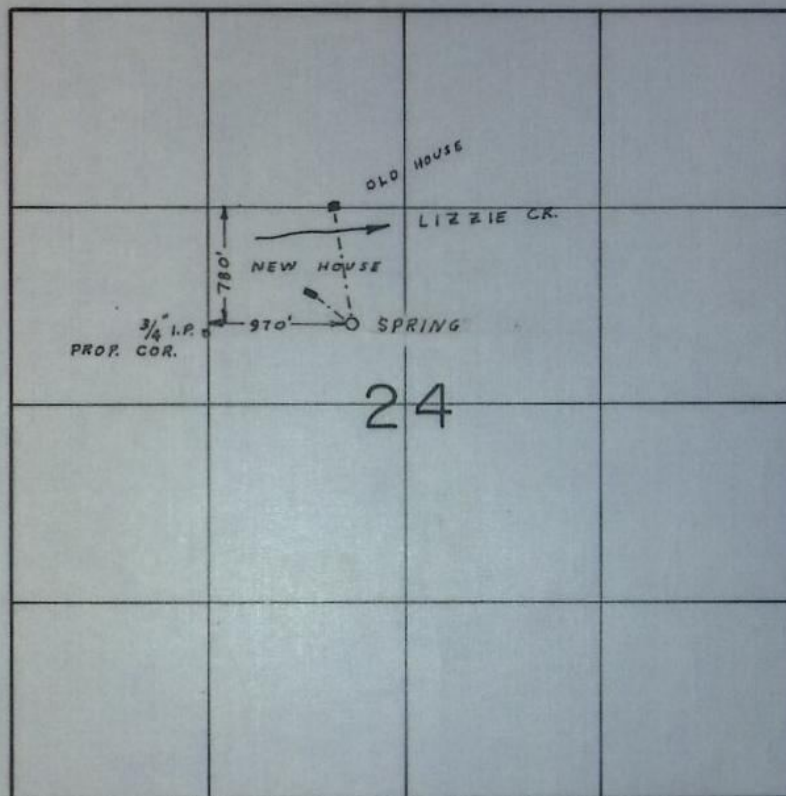
REMARKS

Use of water for fish culture canceled Mar 16 1976
Notes: Order approving this listed 24E instead of 3rd for Mr. Thompson

INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Stream	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Pt. of Div.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Calendar	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHECKED TO RECORDS:			
<input checked="" type="checkbox"/>	Trp. & Reg.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Decree-Grant	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Decree-Info	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Cert. of W/R	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	Per. Folder	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Claim Index	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Cross Ref.	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Power Claims	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Abstracts	<input type="checkbox"/>	<input type="checkbox"/>

84

T.4N. R.3W. W.M.



FINAL PROOF SURVEY
UNDER

Application No. _____ Permit No. _____
IN NAME OF

JAMES A. DAVIDSON

Surveyed JUN 10 1975, by R. MUCKEN

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Columbia County

IN THE MATTER OF THE APPLICATION }
OF JAMES A. AND CAROLE M. DAVIDSON }
FOR THE APPROVAL OF A CHANGE IN }
PLACE OF USE OF WATER FROM AN }
UNNAMED SPRING }

ORDER APPROVING
TRANSFER NO. 3311

On August 26, 1975, James A. and Carole M. Davidson filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from an unnamed spring pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Walter E. Roberts and recorded at Page 23453, Volume 16, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.01 cubic foot per second of water from an unnamed spring for domestic use for one family in a house located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Township 4 North, Range 3 West, W.M., with a date of priority of February 20, 1950. Water for this purpose is diverted from a point located 780 feet South and 970 feet East from the Northwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Township 4 North, Range 3 West, W.M.

The applicants herein, owners of the land above described, propose to transfer the water right therefrom, without loss of priority, to domestic use in a new home located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Township 4 North, Range 3 West, W.M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason that said section provides notice is not required on an application for a change in place of use of water.

Mr. Clayton J. Gardner, Watermaster of District No. 1, has filed a statement to the effect that the proposed change in place of use of water 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.

NOW, THEREFORE, it hereby is ORDERED that the change in place of use of water is approved and the water right hereinbefore described as appurtenant to the old house site in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 4 North, Range 24 East, W.M., with a date of priority of February 20, 1950, be severed therefrom and simultaneously and without loss of priority transferred to the new house site in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 4 North, Range 24 East, W.M. B-1

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1976.

It is FURTHER ORDERED that certificate of water right heretofore issued to Walter E. Roberts and recorded at page 23453, Volume 16, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the Water Resources Director of application of water to beneficial use, a certificate of water right shall be issued to James A. and Carole M. Davidson confirming the extent to which the water has been applied beneficially.

Dated at Salem, Oregon, this 5th day of January, 1976.

/s/ JAMES E. SEXSON
Director

NO

2-9-78
BKR

County Columbia

1. Name James A. and Carole M. Davidson ✓ Address Rt. 2, Box 200B, Scappoose, Oregon 97056
2. Source of Supply unnamed spring ✓, Trib. of North Scappoose Creek ✓
3. Amount of Water 0.01 c.f.s. ✓ Priority Date Feb. 20, 1950 ✓
4. Use domestic for 1 family ✓
5. Proposed Point of Diversion

6. Place of Use DATE FOR APPLICATION OF WATER: 10/1/76

[illegible]

AUG 11, 1977

INFO: MRS. DAVIDSON

Source: A Spring

Use: Dom ① No LAWN or GARDEN

Spring: Located in a small draw & runs into a brick lined settling area 18" x 24" x 18" Deep the water is then pumped to a pressure tank @ House by a suba pump

Lift: See prev. Report

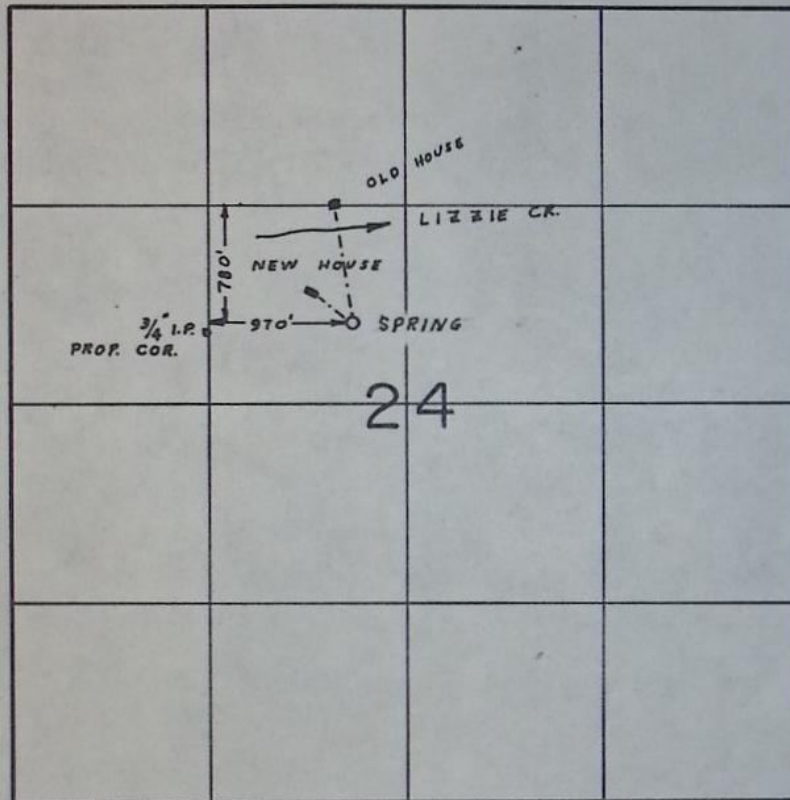
Tie: INSP

Pipe: 1" plastic to House

Note: Spring & Ho were surveyed in 1975 by someone in our office. (Bob Mucken)
See his report for additional info.

Stephen Brown
FIELD ENGINEER

T.4N. R.3W. W.M.



FINAL PROOF SURVEY
UNDER

Application No. Permit No.
IN NAME OF

JAMES A. DAVIDSON

Surveyed JUN. 10. 1975, by R. MUCKEN.

RECEIVED

AUG 26 1975

WATER RESOURCES DEPT.
SALEM, OREGON

T-3311

Application for Transfer of Water Right

Water Resources Director
To the ~~STATE ENGINEER~~ OF OREGON:

I, James A & Corole M. Davidson
(Name of applicant)

of Rt. 2 Box 200 B Scappoose, County of Columbia
(Postoffice)

State of Oregon 97056, do hereby make application for change place of use

of 0.01 cfs. of water for domestic use - 1 family
(In point of diversion; place of use; use heretofore made of the water)

1. The source of present water right is an unnamed spring
(Name of stream)

2. The use to which the water is applied is domestic use - 1 family
(Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is a pipe line

4. The point of diversion is located 780 ft. S. and 970 ft. E. from the NW
(N. or S.) (E. or W.)

corner of SE 1/4 NW 1/4 Sec. 24 being within the SE 1/4 NW 1/4
(Section or subdivision)

of Section 24 Tp. 4 N. R. 3 W. W. M., in the County of Columbia
(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
4 N	3 W	24								Old House Dom.								

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? yes

8. What is the date of priority of your water right? February 20, 1950

9. Was your water right acquired by State Engineer's Permit? yes If so, give number
(Yes or No)

of permit 19275

10. Do you hold a water right certificate? yes If so, give number of certificate 23453
(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 — o —
(Yes or No)

12. Is the water right recorded in your name? No, Walter E Roberts
(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 $\frac{1}{4}$
<u>4N</u>	<u>3W</u>	<u>24</u>								<u>New House</u>								
										<u>Dom.</u>								

(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 ft. and ft. from the
(N. or S.) (E. or W.)
corner of being within the of Section Tp. R. W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of The name of the ditch to be used is

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

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?

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

We have built a new home, and would like
to transfer the water right from our old house
to our new home.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

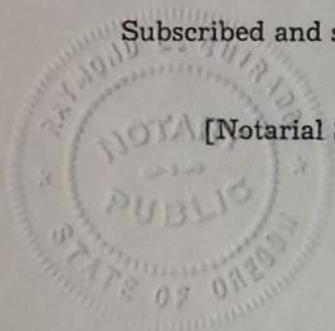
County of Columbia } ss.

I, James A and Carole M Davidson, 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 23 day of August, 19 75

James A Davidson
(Name of applicant)
Carole M. Davidson

Subscribed and sworn to before me this 23rd day of August, 19 75



[Notarial Seal]

Raymond T. Luvard
NOTARY PUBLIC FOR OREGON

My commission expires 1-1-77

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.

NOTICE OF COMPLETE APPLICATION
OF WATER TO BENEFICIAL USE

Transfer No. 3311

I, James A. Davidson, hereby certify that
on 1 June, 1974, the water has been applied to the
lands to which the water right was transferred by an order of the State ^{Water Resources Director}
~~Engineer~~ dated January 5, 1976, approving an application for a
change in place of use of water from an unnamed spring.

May 17, 1976
Date

James A. Davidson
Signature

RECEIVED
MAY 18 1976
WATER RESOURCES DEPT
SALEM, OREGON



WATER RESOURCES DEPARTMENT

WASHINGTON COUNTY COURTHOUSE

~~27280 S.W. TUALATIN V. HWY.~~ • HILLSBORO, OR • 97123 • Phone 648-8791

December 10, 1975

ROBERT W. STRAUB
GOVERNOR

JAMES E. SEXSON
Director

WATER POLICY REVIEW
BOARD

EMERY N. CASTLE
Chairman
Corvallis

CHAPIN D. CLARK
Vice Chairman
Eugene

GEORGE H. PROCTOR
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ANN W. SQUIER
Portland

RICHARD ROY
Portland

JAMES HILL
Arch Cape

JEAN FROST
Portland

Water Resources Dept.
1178 Chemeteka St. N. E.
Salem, Oregon 97310

Attn: Mr. Trevor Jones

Re: File T-3311

Dear Mr. Jones:

Today I made an inspection of the proposed change in place of use applied for by James A. and Carole M. Davidson for the use of water from an unnamed spring covered by Permit No. 19275.

I do not believe that this transfer will injure any existing rights.

Yours truly,

Clayton J. Gardner
Watermaster District No. 1

CJG:fl

RECEIVED
DEC 12 1975
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

AUG 26 1975

WATER RESOURCES DEPT.
SALEM, OREGON

A F F I D A V I T

STATE OF OREGON }
County of Columbia }

ss.

We, James A. and Carole M. Davidson, being first duly sworn, depose and say that we are the owners of a water right and the land to which it is appurtenant, which is for the use of not to exceed 0.02 cubic foot per second of water from an unnamed spring for fish culture in the

SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 24
Township 4 North, Range 3 West, W.M.

under a priority date of February 20, 1950, as evidenced by certificate recorded at Page 23453, Volume 16, State Record of Water Right Certificates; that we have abandoned any and all interest in and to said water right and request the same be canceled.

IN WITNESS WHEREOF, we have hereunto set our hands this

23rd day of August, 1975.

James A. Davidson
Carole M. Davidson

Subscribed and sworn to before me this 23rd day
of August, 1975.

Raymond L. Shanks
Notary Public for Oregon

My commission expires 1-1-77

original in
repetitive files

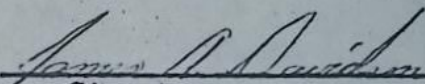
RECEIVED
AUG 26 1975
WATER RESOURCES DEPT.
SALEM, OREGON

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

Dear Sir:

I hereby authorize the cancelation of my application
No. 47237, permit No. 35383, which defines
a right to the use of 0.01 cubic feet per second of
water from spring for
domestic use for 1 family.

Very truly yours,


Signature

8-23-75
Date