

Name Assigned Craig Royer
 By _____
 Address P.O. Box 19037 1545
Portland Oregon 97219
Beaverton 97075
 Change in POU
 Date filed August 31, 1978
 Date of hearing _____
 Place of hearing _____
 Date of order 9-28-78 Vol. 31 page 272
ext 6-1-81
 Date for application of water 10-1-80
 Proof mailed _____
 Proof received _____
 Certificate issued FEB 16 2017 Vol. Cert 92233 page _____
back to survey 30 Mar 88

4035

DESCRIPTION OF WATER RIGHT

Name of stream an unnamed spring
 Trib. of _____ County of Tamhill
 Use Stock & domestic
 Quantity of water _____ No. of acres _____
 Name of ditch _____
 Date of priority August 17, 1945
 In name of Rebt. L. Johnston
 _____ Adjudication, Vol. _____, page _____
 App. No. 21084 Per. No. 16522 Cert. No. 15671
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>8-31-78</u>	<u>\$ 35.00</u>	<u>5880</u>
<u>11/6/16</u>	<u>\$85.00</u>	<u>118514</u>
TOTAL		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

REMARKS

ASSIGNMENTS: CARD FOR C NOV 4 1980 Ext form mailed 11/19/80
1-6-16 Luke T. Belson 18505 NE Jaquith Rd. Newberg, OR 97132

W.R.I.S.	
Assembled	<u>6-18-85</u> by <u>SM</u>
Entered	_____ by _____
Verified	_____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>lg</u>	_____
<input checked="" type="checkbox"/> Stream	<u>lg</u>	_____
<input checked="" type="checkbox"/> Pt. of Div.	<u>lg</u>	_____
<input checked="" type="checkbox"/> Calendar	<u>lg</u>	_____
<input checked="" type="checkbox"/> CHECKED TO REC	<u>lg</u>	_____
<input checked="" type="checkbox"/> Twp. & Rgs.	<u>lg</u>	_____
<input type="checkbox"/> Decree-vault	_____	_____
<input type="checkbox"/> Decree-safe	_____	_____
<input checked="" type="checkbox"/> Cert. of W/R	<u>W/O</u>	_____
<input checked="" type="checkbox"/> Per. Folder	<u>W/O</u>	_____
<input type="checkbox"/> Chaindex	_____	_____
<input type="checkbox"/> Cross Ref.	_____	_____
<input type="checkbox"/> Power Claim	_____	_____
<input checked="" type="checkbox"/> Abstracts	<u>lg</u>	_____

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LUKE T. BELSON
18050 NE JAQUITH RD
NEWBERG OR 97132

confirms the right to the use of water perfected under the terms of Permit S-16522. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: AN UNNAMED SPRING, A TRIBUTARY OF TUALATIN RIVER

PURPOSE OR USE: STOCK AND DOMESTIC FOR ONE FAMILY, INCLUDING THE IRRIGATION OF 1/2 ACRE GARDEN

MAXIMUM RATE: 0.01 CUBIC FOOT PER SECOND

DATE OF PRIORITY: AUGUST 17, 1945

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	2 W	WM	31	SE NE	150 FEET NORTH AND 860 FEET WEST FROM E1/4 CORNER, SECTION 31

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 is as follows:

Twp	Rng	Mer	Sec	Q-Q
2 S	2 W	WM	31	NE SE

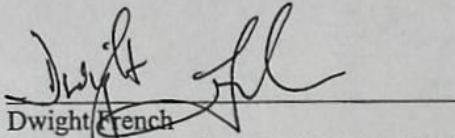
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

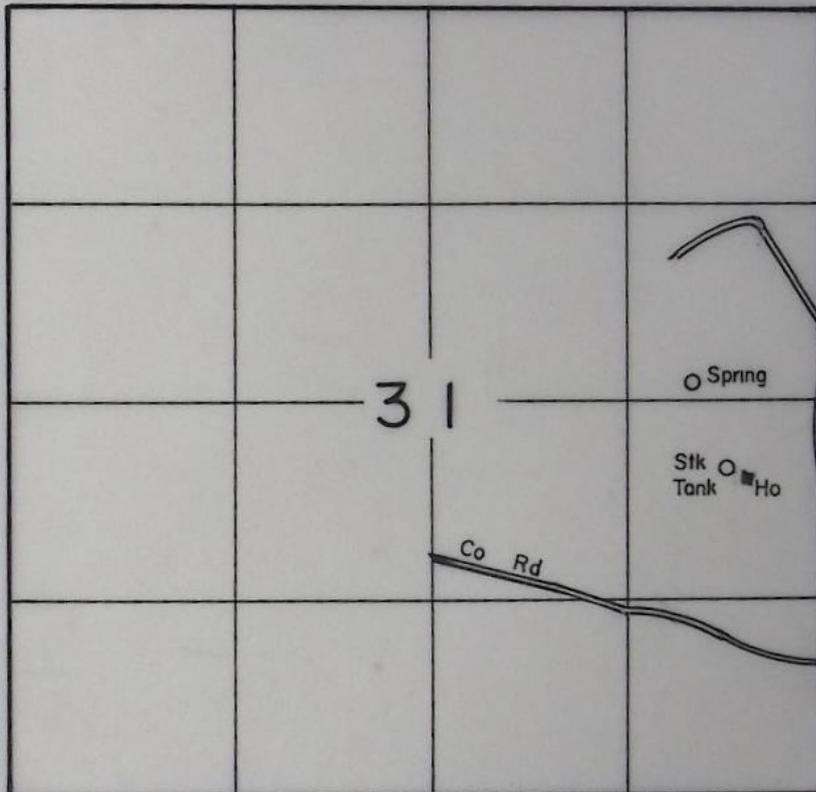
This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered September 28, 1978, at Special Order Volume 31, Page 272, approving Transfer Application 4035, supercedes Certificate 15671, State record of Water Right Certificates.

Issued FEB 16 2017.



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

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



Spring Loc 150' N & 860' W From The E 1/4 Corner Of Section 31

SCALE: 1" = 1320'

FINAL PROOF SURVEY
UNDER

TRANSFER NO 4035

Application No. Permit No.
IN NAME OF

..... **CRAIG** **ROYER**

Surveyed APRIL 17, 1989, by T.M. WARREN

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That ROBT. L. JOHNSTON

of Rt. 1, Box 112, Newberg, 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 an unnamed spring a tributary of Tualatin River for the purpose of stock and domestic for one family, including the irrigation of 1/2 acre garden under Permit No. 16522 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 17, 1945

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 SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, 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 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:

SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 31, → NESE
T. 2 S., R. 2 W., W. M.

Land on which water is to be used is a part of that more explicitly described by appropriator as follows: The east one-half of the south one half of the northeast one-quarter of Section 31 in Township 2 South of Range 2 West of the Willamette Meridian in Yamhill County Oregon, and also, of the following described portion of the East one-half of the South East one-quarter of said Section 31 in said Township and Range, to-wit: Beginning at the northeast corner of the Southeast quarter of said Section 31 and running thence West on the North line of the Southeast quarter of said section 31, 20 chains; thence South 27 rods; thence East 20 chains; thence North 27 rods to the place of the beginning; containing in said 2 tracts, 53 1/3 acres of land, more or less, and all being in Yamhill County, Oregon.

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 1st day of March, 194 9.

CHAS. E. STRICKLIN
State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 15671

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

YAMHILL COUNTY

IN THE MATTER OF THE APPLICATION)
OF CRAIG ROYER FOR APPROVAL OF A)
CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4035

On August 31, 1978, an application was filed in the office of the Water Resources Director by Craig Royer for approval of a change in place of use from an unnamed spring, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 15671, Volume 13, State Record of Water Right Certificates, in the name of Robt. L. Johnston, describes a right for the use of not to exceed 0.01 cubic foot per second from an unnamed spring for stock use and for domestic use for one family, including irrigation of $\frac{1}{2}$ acre garden, in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 2 South, Range 2 West, W.M., with a date of priority of August 17, 1945.

Water for the said right is diverted from the spring located 150 feet North and 860 feet West from the East Quarter Corner of Section 31, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 2 South, Range 2 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to supply in lieu thereof water for stock and domestic purposes, including irrigation of $\frac{1}{2}$ acre garden, at new barn, house and garden sites in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 2 South, Range 2 West, W.M.

Mr. Clayton 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 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.

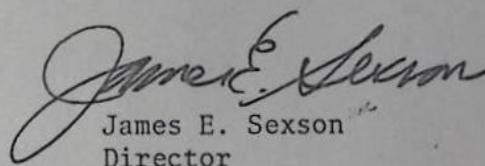
NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

It is FURTHER ORDERED that the certificate of water right heretofore issued

to Robt. J. Johnston and recorded at page 15671, Volume 13, 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 28th day of September, 1978.


James E. Sexson
Director

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That ROBT. L. JOHNSTON of the County of Yamhill, State of Oregon

of Rt. 1, Box 112, Newberg, Oregon, 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 an unnamed spring a tributary of Tualatin River for the purpose of stock and domestic for one family, including the irrigation of 1/2 acre garden under Permit No. 16522 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 17, 1945 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 SE 1/4 NE 1/4, Section 31, 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 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:

SE 1/4 NE 1/4, Section 31, T. 2 S., R. 2 W., W. M.

Land on which water is to be used is a part of that more explicitly described by appropriator as follows: The east one-half of the south one half of the northeast one-quarter of Section 31 in Township 2 South of Range 2 West of the Willamette Meridian in Yamhill County Oregon, and also, of the following described portion of the East one-half of the South East one-quarter of said Section 31 in said Township and Range, to-wit: Beginning at the northeast corner of the Southeast quarter of said Section 31 and running thence West on the North line of the Southeast quarter of said section 31, 20 chains; thence South 27 rods; thence East 20 chains; thence North 27 rods to the place of the beginning; containing in said 2 tracts, 53 1/3 acres of land, more or less, and all being in Yamhill County, Oregon.

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 1st day of March, 1949.

CHAS. E. STRICKLIN State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 1567