

3927 Worstell

3927

Name Paul S. Worstell

By _____

Address Route 1, Box 211Banks, Oregon 97106Change in Use, POUDate filed April 7, 1978Date of hearing July 6, 1978Place of hearing HillsboroDate of order 7-14-78 Vol. 31, page 58Date for application of water CompletedProof mailed FEB 15 1979

Proof received _____

Certificate issued APR 30 1979 Vol. 41, page 47974

4-20-79 JS

to survey 7/78

DESCRIPTION OF WATER RIGHT

Name of stream Springs & unnamed streamTrib. of _____ County of Washington

Use _____

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority April 28, 1924In name of W. V. Fryendall

_____ Adjudication, Vol. _____, page _____

App. No. 9479 Per. No. 6274 Cert. No. 6695

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
4-7-78	35-	2031
4-18-78	50-	2285
TOTAL . . .		
6-9-78	#2 Cert. Fee	Transf. fr. 2031

The Times Publications \$29.00 pd 6-9-78 CD# 2327

FEES REFUNDED

Date	Amount	Check No.
6-9-78	19-	2326

Ex 20-
Use 15-
Cert 2-
PON 29-
66

REMARKS

Form 130 sent MAR 20 1979

W.R.I.S.

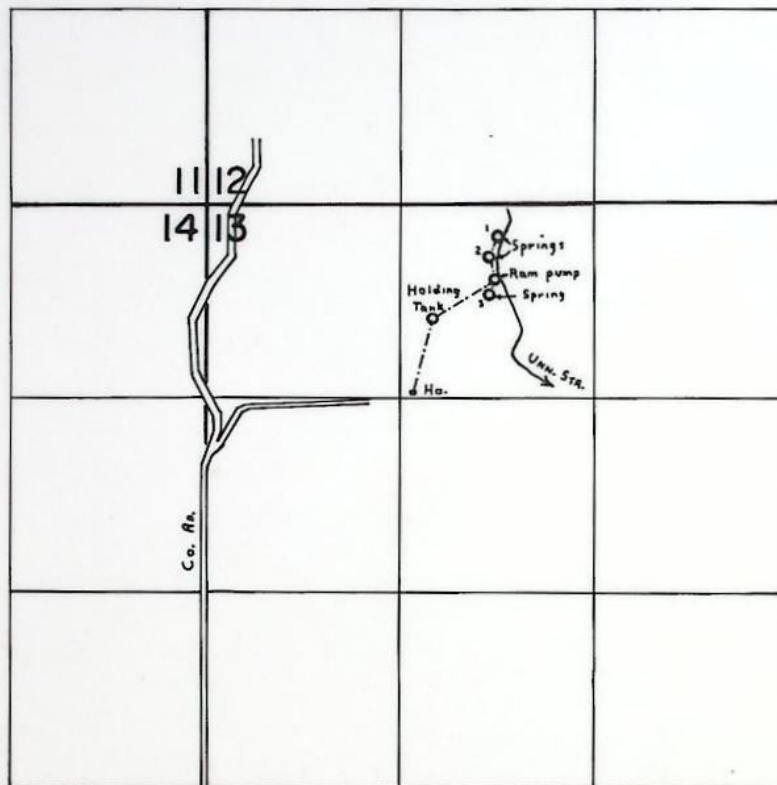
Assembled 5-15-85 by SD

Entered _____ by _____

Verified _____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
☒ Name	lg	_____
☒ Stream	lg	_____
☒ Pl. or Div.	lg	_____
☒ Calendar	lg	_____
☒ Twp. & Rge.	lg	_____
☒ Decree-vault	lg	_____
☒ Decree-safe	lg	_____
☒ Cert. of W/R	lg	_____
☒ Per. Folder	lg	_____
☒ Chaindex	lg	_____
☒ Cross Ref.	lg	_____
☒ Power Claim	lg	_____
☒ Abstracts	lg	_____

T2N. R4W. WM.



SPRINGS LOCATED: 1- 220' S 650' W }
 2- 360' S 720' W } ALL FROM N $\frac{1}{4}$ COR. SEC 13.
 3- 610' S 710' W }

FINAL PROOF SURVEY
 UNDER

TRANSFER 3927
 Application No. _____ Permit No. _____
 IN NAME OF

PAUL S. WORSTELL

Surveyed AUG. 9 1978, by C. L. HUGHES

STATE OF OREGON

COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

This is to Certify, That *Paul S. Worstell**Rt 1 Box 211*

of *Banks*, State of *Oregon* *97106*, has made proof to the satisfaction of the STATE ENGINEER, of Oregon, of a right to the use of the waters of *three Unnamed springs, and stream (Tualatin Watershed)* a tributary of *West Dairy Creek* for the purpose of *irrigation and Domestic* under Permit No. 6274 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 *April 28, 1924*;

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 *0.02* cubic foot per second

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

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 in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such right is appurtenant (or, if for other purposes, the place where the water is put to beneficial use), is as follows: *One-fourth (1/4) acre in the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Thirteen (13), Township Two North, Range Four West, in Washington County, Oregon.*

*NE1/4NW1/4
NW1/4NW1/4
Sec 13*

T2N R4W W4

This certificate is issued to confirm a change in *use of water* point of diversion approved by an order of the WRD entered *July 14, 1978* and supersedes certificate of water right recorded on Page *6695*, Volume *7*, SRWRC.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

firmed and limited.

WITNESS the signature of the State Engineer,

affixed this *1st* day

of *November*, 1926.

RHEA LUPER

State Engineer.

Recorded in State Record of Water Right Certificates, Volume *7*, page *6695*.

T-3927

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASHINGTON COUNTY

IN THE MATTER OF THE APPLICATION)
OF PAUL S. WORSTELL FOR APPROVAL)
OF A CHANGE IN USE OF WATER)

ORDER APPROVING
TRANSFER NO. 3927

On April 7, 1978, an application was filed in the office of the Water Resources Director by Paul S. Worstell for approval of a change in use heretofore made of water from unnamed springs and stream, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 6695, Volume 7, State Record of Water Right Certificates, in the name of W. V. Frydendall, describes a right which includes the use of water from unnamed springs and stream for irrigation of a certain one-quarter acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, Township 2 North, Range 4 West, W.M., with a date of priority of April 28, 1924.

Water for the said right is diverted from points within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, Township 2 North, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the use heretofore made of water and, without loss of priority, to hereafter use the water, within the irrigation season, for domestic supplies for one family in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, Township 2 North, Range 4 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the Washington County News-Times, a newspaper printed and having general circulation in Washington County, Oregon, for a period of three weeks in the issues of May 10, 17 and 24, 1978.

Mr. Clayton Gardner, Watermaster, has filed a statement to the effect that the proposed change in use heretofore made of water may be made without injury to existing rights.

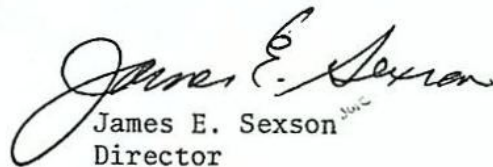
No objections having been filed and it appearing that the proposed change in use heretofore made of water may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that NO time need be fixed for completion as the change in use heretofore made of water is completed.

It is FURTHER ORDERED that 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, the certificate of water right heretofore issued to W. V. Frydendall and recorded at page 6695, Volume 7, State Record of Water Right Certificates, be canceled, and in lieu thereof a new confirming certificate of water right be issued to the applicant herein.

Dated at Salem, Oregon this 14th day of July, 1978.


James E. Sexson
Director

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, }
 COUNTY OF WASHINGTON, } ss.

I, Paul McGilvra

being first duly sworn, depose and say that I am the publisher
 _____ of The News Times, a newspaper of general circulation, as defined
 by ORS 193.010 and 193.020, published at Forest Grove, in the aforesaid county and
 state; that the legal notice, a printed copy of which is hereto annexed, was
 published in the entire issue of said newspaper for 3 successive and
 consecutive weeks in the following issues _____

May 10, 17 & 24, 1978

Paul H. McGilvra
 (Signature)

Subscribed and sworn to before me this 25th day of _____

May 78

19____

Janice Sperling
 Notary Public of Oregon

My commission expires July 6 1979.

NOTICE OF WATER RIGHT
TRANSFER

APPLICATION NO. 3927

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Paul S. Worstell for approval of a change in use heretofore made of water from unnamed springs and stream, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 6695, Volume 7, State Record of Water Right Certificates, in the name of W. V. Frydendall, describes a right which includes the use of water from unnamed springs and stream for irrigation of a certain $\frac{1}{4}$ ac in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 13, T 2N, R 4W, WM, with a date of priority of April 28, 1924.

Water for the said right is diverted from a point located 1120 ft S & 600 ft W from the N $\frac{1}{4}$ Corner of Sec 13, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 13, T 2N, R 4W, WM.

The applicant herein, owner of the lands above described, proposes to change the use heretofore made of water, without loss of priority, and to hereafter use the water, within the irrigation season, for domestic supplies for one family in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 13, T 2N, R 4W, WM.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Hillsboro, Oregon, on July 6, 1978, 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 Paul S. Worstell, Rt 1, Box 211, Banks, OR 97106; and one copy filed with the Water Resources Department, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING. Instructions regarding the filing of a protest will be furnished by the Water Resources Department upon request.

- Dated at Salem, Oregon this 2nd day of May, 1978.

James E. Sexson
 Director

No 2964 — Publish May 10, 17, 24, 1978