

Name Arnold W. Colwell

By _____

Address Star Rt Box 1018Forest Grove, OR 97117Change in PODDate filed Feb 8, 1980

Date of hearing _____

Place of hearing _____

Date of order 4-29-80 Vol. 33, page 165Date for application of water 10-1-81

Proof mailed _____

Proof received _____

Certificate issued JUN 27 1980 Vol. H3, page 49297
DEC 29 1989 63813

4387

DESCRIPTION OF WATER RIGHT

Name of stream Gales CreekTrib. of _____ County of WashingtonUse irrigationQuantity of water _____ No. of acres 27²²

Name of ditch _____

Date of priority Feb 9, 1959In name of Harrison Heisler

_____ Adjudication, Vol. _____, page _____

App. No. 32903 Per. No. 26010 Cert. No. 30852

Certificate cancelled _____

Notation made on record by _____
DK CarrRR

REMARKS

FINIS

W.R.I.S.

Assembled 4-9-83 by SM

Entered _____ by _____

Verified _____ by _____

FEES PAID

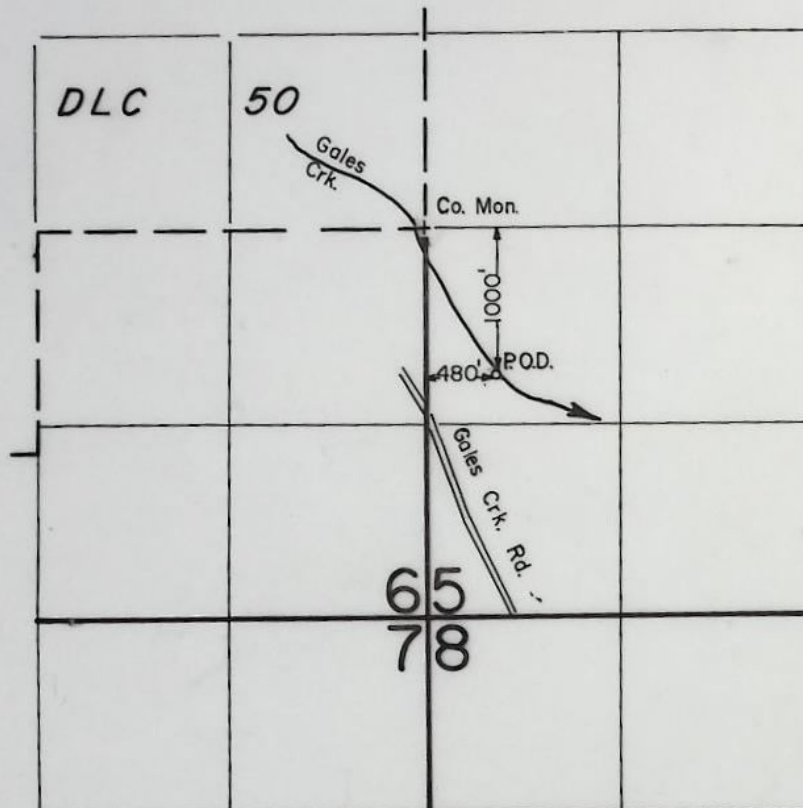
Date	Amount	Receipt No.
<u>2-8-80</u>	<u>35.00</u>	<u>16010</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
☒	Name <u>SRB</u>	
☒	Stream <u>SRB</u>	
☒	Pt. of Div. <u>SRB</u>	
☒	Calendar <u>SRB</u>	
☒	CHECKED TO RECORD	
☒	Twp. & Rge. <u>SRB</u>	
☒	Decree-vault	
☒	Decree-aafe	
☒	Cert. of W/R <u>SRB</u>	
☒	Per. Folder <u>SRB</u>	
☒	Chaindex	
☒	Cross Ref.	
☒	Power Claim	
☒	Abstracts <u>SRB</u>	

T. 1 N., R. 4 W., W.M.



Scale : 1" = 1320'

FINAL PROOF SURVEY
UNDER

TRANSFER 4387

Application No. Permit No.
IN NAME OF

ARNOLD COLWELL

Surveyed AUG. 29. 1988., by T. Warren.....

41067-178-92B
12/21/88 TAW

POD
POU
USE
Add'l POD

County Washington

P.O. Box 11

Address Star Route, Box 1018, Forest Grove, OR 97117

3. Use μ in $127^{22}ac$

4. Amount of Water 0.34 cts

5. Priority Date 2-9-1959 1000 S L 480 E. From W4 Cor.

6. Proposed Point of Diversion ~~1650' N + 750' E from SW Corner,~~

7. Completion Date 10-1-87

8. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
				BERR. DDC 1 " 3" x 2 1/2 "
				BALDWIN 30 HP elec. O 3525 R

5" BURIED

INFO: Arnold Colwell, use as applied

Source: Dale Creek, direct

PUMP: BERKELEY DDC
3" x 2"

MOTOR: BALDOR 30 HP
elec. @ 3525 RPM

PIPE: 2700' BURIED 5" PVC
2 - 1/2 mile 3" PSTC. Roll-up wheels
for BIG-GUNS

HDS: 1 - NELSON 150 BIG GUN ; 1" TAPER BORE
NOZZLE
1 - NELSON 100 BIG GUN ; .60" TAPER BORE
NOZZLE
BOTH MAX

USE: Row Crop

LIFT: + 5' SUCTION
+ 10' → + 15' DIS.

TIE: 41067- 178-92 B

4 COR. 6.5
(CO. MON)

Thompson M. Warren
W.R.E. 8/29/80

IN 4 6

1/4 COR.

2725.4

1392.20

655.35

655.27

200
7.55 AC.

1300
8.59 AC.

(C.S.No 10

140

SEE MAP

1240

WATER RESOURCES DEPT.
SALEM, OREGON

Proposed POD

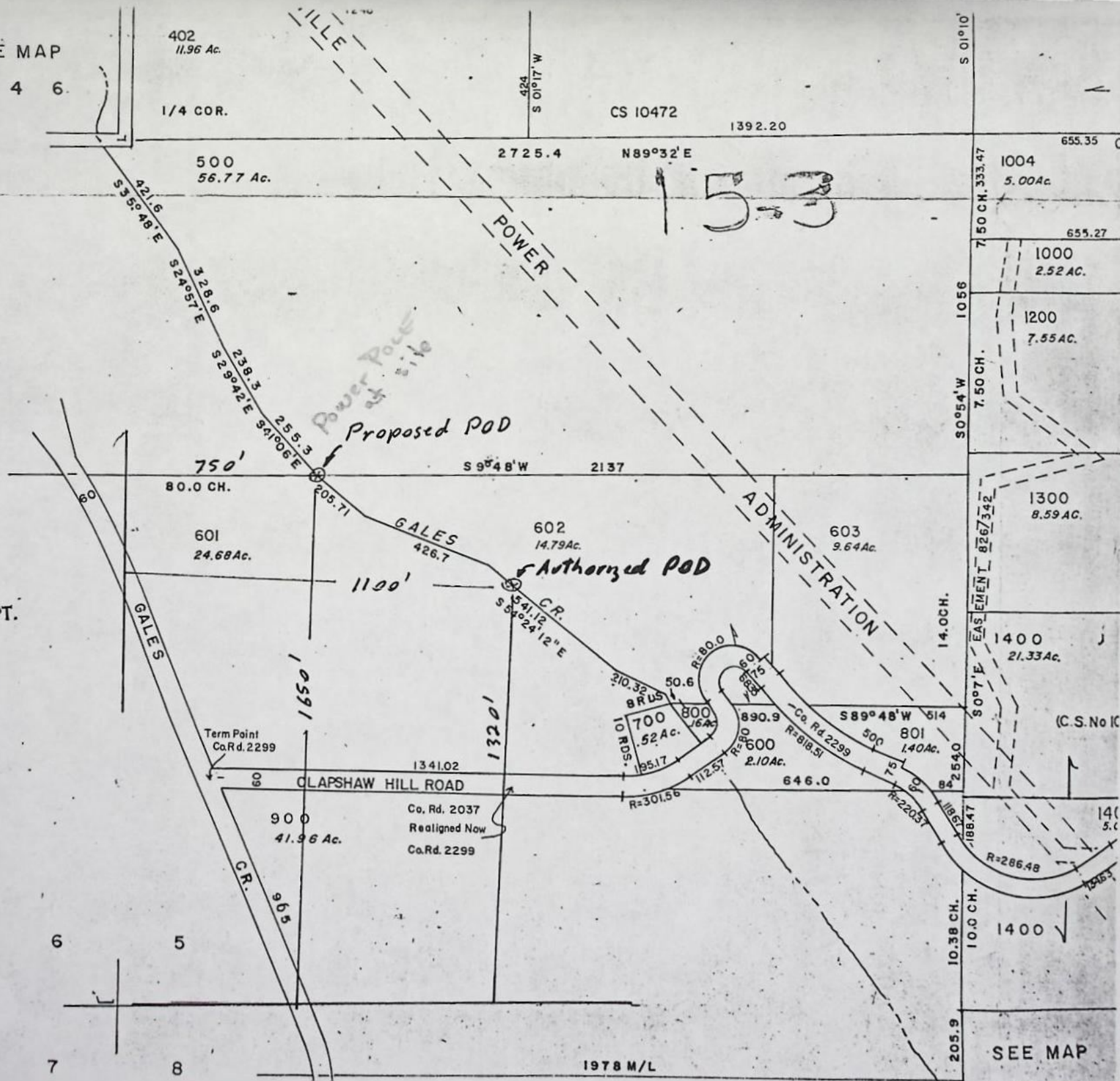
✓ Authorized POD

Term Point
Co.Rd.2299

CLAPSHAW HILL ROAD

Co. Rd. 2037
Realigned Now
Co. Rd. 2299

1978 M/L



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASHINGTON COUNTY

IN THE MATTER OF THE APPLICATION)
OF ARNOLD W. COLWELL FOR APPROVAL)
OF CHANGE IN POINT OF DIVERSION)
OF WATER)

ORDER APPROVING
TRANSFER NO. 4387

On February 8, 1980, an application was filed in the office of the Water Resources Director by Arnold W. Colwell for approval of a change in point of diversion from Gales Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 30852, Volume 22, State Record of Water Right Certificates, in the name of Harrison Heisler, describes a right which includes the use of not to exceed 0.34 cubic foot per second from Gales Creek for irrigation of a certain 2.22 acres in NE1/4 SE1/4, 6.0 acres in NW1/4 SE1/4, 13.0 acres in SW1/4 SE1/4 and 6.0 acres in SE1/4 SE1/4 of Section 6, Township 1 North, Range 4 West, W.M., with a date of priority of February 9, 1959.

Water for the said right is diverted, from a point located 1320 feet North and 1100 feet East from the Southwest Corner of Section 5, being within the SW1/4 SW1/4 of Section 5, Township 1 North, Range 4 West, W.M.

The applicant herein, owner of the lands above described, proposes to change the point of diversion, without loss of priority, to a point located 1650 feet North and 750 feet East from the Southwest Corner of Section 5, being within the NW1/4 SW1/4 of Section 5, Township 1 North, Range 4 West, W.M.

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

No objections 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, as 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 under the subject right.

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:

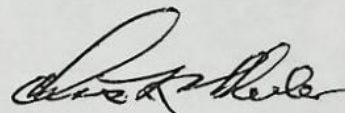
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

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, 1981.

It is FURTHER ORDERED that the certificate recorded at page 30852, Volume 22, 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 the applicant herein.

Dated at Salem, Oregon this 29th day of April, 1980.



JAMES E. SEXSON

Director

by CHRIS L. WHEELER

Deputy Director

CALES CR

WR T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

 PAGE 1
 RUN ON: 3/20/81 AT: 9:08

 WATER RIGHT NO. T0000 + 3871 PERMIT NO. 026 010 CERTIF. NO.
 ORIG. NO. A000 329031 PREV. NO. A000 329031 SUPER. NO.
NAME: ARNOLD W. COLWELLADDRESS: STAR RT BOX 1018CITY/STATE/ZIP/COUNTY: FOREST GROVE, OR 97117

34

STREAM-ID 02 1140 0300 0560

RIV. MI.

WM. DIST. 01 W.R. TYPE SA STATUS V

CANCEL YEAR--->

CONSTR. COMPLT---> 11 26 1980YR. LAST USED-----> NEXT ACTION DUE--> PRIORITY-----> 02 09 1959PUT TO USE-----> 11 26 1980LAST TRANS. DATE--> LAST TRANS. TYPE--> APPLICATION---> 02 08 1980

SURVEYED----->

EXAM. FEE-----> 20.00RECORDING FEE-----> 15.00PERMIT ISSUE---> 04 29 1980

CONCURRENCE----->

CYCLE STATUS-----> REPORTED FLAG-----> CONSTR. STRT.---> 04 29 1980

CERTIFIED----->

CORRES. INIT.-----> CORRES. DATE----->
 POINT-OF-DIVERSION DATA;
 TWP/SP RGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

 ** REMARKS;----->
 ** DATED-->

010N 090W 05 C B 02 1140 0300 0560
0.390VP
 ** POD: 1650' N & 750' E FM SW COR
 ** S.E. CHANGES POD PART OF
 ** C-30852. RRC-49297.
 **-----
 **-----
 **-----
 **-----

 PLACE-OF-USE DATA:
 TWP/SP RGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

010N 090W 06 D A 34 1R 100 2.22
VPD B6.00D C13.00D D6.0049297

W.R. I.S.

Assembled 4-7-85 by SMEntered by Verified by

1962-V

RECEIVED
NOV 26 1980
WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

point of diversion of water from Gales Creek

PURSUANT TO TRANSFER APPLICATION NO. 4387

I, Arnold Colwell, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by November 15, 1980.

11-24-80

Date

Arnold W Colwell

Signature

(Mail to the Water Resources Department, Salem, Oregon 97310.)

OK
Sey

T-4387

Application for Transfer of Water Right **RECEIVED**

FEB 8 1980

WATER RESOURCES DEPT.
SALEM, OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Arnold W Colwell
(Name of applicant)
of Star Rt Box 1018, Forest Grove
(Mailing address) (City)
State of Oregon, 97117, 357-0378, do hereby make application for change
(Zip Code) (Phone number)
P.O.D.
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? (No) Harrison Heisler
(If not, give name)

2. Was your water right determined by Decree of Court? No. If so, give title of proceedings
(Yes or No)
number of certificate

3. Was your water right acquired by Water Right Permit? yes If so, give number
(Yes or No)
of permit 26010 Number of certificate 30852

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Gales Creek

5. What is the date of priority of your water right? Feb 9, 1959

6. The authorized point of diversion is located 1320 ft. N and 1100 ft. E from the SW
(N. or S.) (E. or W.)
corner of Section 5 being within the SW 1/4 SW 1/4 of Section 5 Tp. 1N R. 4W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Washington The name of the ditch used is None

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 1650 ft. N and 750 ft. E from the SW
(N. or S.) (E. or W.)
corner of Section 5 being within the SW 1/4 SW 1/4 of Section 5 Tp. 1N R. 4W W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Washington The name of the ditch to be used is None

8. The use to which the water is applied is Irrigation
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
1N	4W	6	NE SE	2.22
1N	4W	6	NW SE	6.0
1N	4W	6	SW SE	13.0
1N	4W	6	SE SE	6.0

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.?
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are More economical
distribution

15. Construction work will be completed on or before 10-1-81

16. The water will be completely applied to the proposed use on or before 10-1-81

Remarks

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, Arnold W. Colwell, 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 8th day of February, 1980

Arnold W. Colwell

(Name of applicant)

Subscribed and sworn to before me this 8th day of FEBRUARY, 1980

[Notarial Seal]

[Signature]

NOTARY PUBLIC FOR OREGON

My commission expires JULY 9, 1983



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: 2 - 13, 1980

FROM: ** Clayton Gardner, Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4387

IN THE NAME OF Arnold W. Colwell

In my opinion the proposed change in POD from Gales Creek
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY*~~ to an existing water right.

Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the sources which
serves this right.

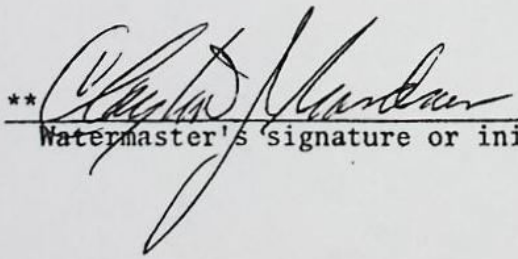
If for change in point of diversion, is there any intervening point of diversion
between the authorized and the proposed points of diversion? No
(yes or no)

In my opinion, the order approving the subject transfer application should include
the following in regard to the appropriator installing suitable measuring devices
in the diversion works:

- X (1) PRIOR to the diverting of water at the new point of diversion . . .
_____ (2) When in the judgment of the watermaster it becomes necessary . . .

* The approval of this transfer application would result in injury to other water
rights because _____

**


Watermaster's signature or initials

SCALE 1"=400'

T-4387

2 N 4 32

32 33

SEE MAP
IN 4 6

SEE MAP
IN 4 4

RECEIVED
FEB 8 1980
WATER RESOURCES DEPT.
SALEM, OREGON

FEB 7 1980

9
44200-

IN 4 5

IN 4 6

SCALE 1"=400'

CANCELLED TAX LOTS
500, 601

SEE MAP
2N 4 31

SEE MAP
IN 4 5

SEE MAP
IN 4 7

RECEIVED

FEB 8 1980
WATER RESOURCES DEPT.
SALEM, OREGON

FEB 7 1980

44225-

IN 4 60 6