

Name J. H. Freudenthal
By
Address Hillsboro, Oregon
Date filed Dec. 7, 1931
Action suspended until Dec 22
Returned to applicant
Date completed
Date of approval March 3, 1932

CONSTRUCTION

Date for beginning March 3, 1933
Date for completion Oct. 1, 1934
Extended to 10/1/35 10/1/36 10/1/37
Date for application of water Oct. 1, 1935
Extended to 10/1/36 10/1/37

PROSECUTION OF WORK

Form "A" filed March 25, 1933
Form "B" filed
Form "C" filed

FINAL PROOF

Blank mailed 12/22/37 Cummings
Proof received
Date certificate issued October 18, 1939
Receipt for recording fee No. 23777 for 1.00

Application No. 14435
Permit No. 10464
Certificate No. 12233

Stream Index, Page No. 2-42 2-53
Application Record, Book No.

FEES PAID

Date	Amount	Receipt No.
<u>12/7/31</u>	<u>5.00</u>	<u>14678</u>
<u>2/11/32</u>	<u>9.30</u>	<u>14825</u>
Total		

FEES REFUNDED

Date	Amount	Check No.

ASSIGNMENTS

Date	To whom	Address	Volume	Page

REMARKS

0.77 sq. from Tualatin River for irrigation 62 acres.
3-6-33- Card for A.
10-8-34- Card for B.
10-22-35- Card for B & C.
10-9-36- Card for B & C.
1-15-37- same 100 registered
10-13-37- Card for B & C.
07% for cert.
T-7012 Δ POU/POD V. 88 pg. 871 approved

Form A

NOTICE OF BEGINNING OF CONSTRUCTION

OR
I, J H Freudenthal, the holder of Application No. 14435, being
Permit No. 10464, issued by the State Engineer of the State of Oregon
(Reservoir or Enlargement)
for the appropriation of second-feet of the waters of Tualatin River
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
began the actual construction of the works described therein on the 10 day of May, 1932,
being within the time limitation as fixed in said permit for the beginning of construction work.

We have leveled and strip bordered 15 acres
The appropriator should state the manner of beginning construction work, number of men and teams employed, the amount of work completed up to the date of this
statement, and any additional information which may tend to show the beginning of work in good faith.

and cut the brush and timber out of a 20 ft strip to the
River where we will pump from. This is overflow land
and has been under water since October - 1932 - and still is under water mai-1933
IN WITNESS WHEREOF, I have hereunto set my hand this day of, 1932.

Hillsboro Oregon Route 5 Box 141
(Present Address)

J H Freudenthal
(Signature of Applicant)
Edw H Freudenthal

Fill out, detach, and mail to the State Engineer, Salem, Oregon.

Form C

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

premise
I, J H Freudenthal, the holder of Application No. 14435, being
Permit No. 10464, issued by the State Engineer of the State of Oregon
(Reservoir or Enlargement)
for the appropriation of 0.8 second-feet of the waters of Tualatin River
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
not completely applied the water to a beneficial use, on the day of July, 1934,
being the time limitation as fixed in said permit or as extended by the State Engineer for the complete
application of water to a beneficial use.

Remarks: The pump is in/ditch is done. We have put
water on about 25 acres, - We wish to have
time extended.
If all of the water granted in the permit had not been fully applied to beneficial use, you should so state, so that delinquent appropriators may
have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this day of, 1934.

Hillsboro Ore R 5 Box 141
(Present Address)

J H Freudenthal
(Signature of Applicant)
Edw H Freudenthal

Fill out, detach, and mail to the State Engineer, Salem, Oregon.

Form B

NOTICE OF COMPLETION OF CONSTRUCTION

premise
I, J H Freudenthal, the holder of Application No. 14435, being
Permit No. 10464, issued by the State Engineer of the State of Oregon
(Reservoir or Enlargement)
for the appropriation of 0.8 second-feet of the waters of Tualatin River
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
have completed the construction of the works described therein the day of July, 1933,
being within the time limitation as fixed in said permit or as extended by the State Engineer for the
completion of construction work.

Remarks: The pump has a capacity of 1200 gal a minute
To be used for this permit and permit No 10791
If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the lands described
in your permit, you should so state in order that our records may not be unnecessarily encumbered. appl No 14812

IN WITNESS WHEREOF, I have hereunto set my hand this 15 day of Nov, 1933.

Hillsboro Ore R 5 Box 141
(Present Address)

J H Freudenthal
(Signature of Applicant)
Edw H Freudenthal

Fill out, detach, and mail to the State Engineer, Salem, Oregon.

Form D should be used in reporting progress of work if more than one year has been allowed for completion.

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING A
T-7012, Washington County)	CHANGE IN POINT OF DIVERSION
)	AND PLACE OF USE

Authority

ORS 540.505 to 540.580 establishes the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

CLEAN WATER SERVICES
ATTN: STEPHEN E. KEBBE
16060 SW 85TH AVENUE
TIGARD, OR 97224

Receiving Landowners

RON AND DIANE DAVIS
9670 NW BEACH CT.
HILLSBORO, OR 97124

Findings of Fact

Background

1. The Unified Sewerage Agency filed a transfer application on July 2, 1993, to change the place of use and point of diversion under Certificate 12235. The Department assigned the application number T-7012.
2. On June 5, 2001, the Unified Sewerage Agency Board of Directors resolved and ordered (No. USA 01-30) that the name of Unified Sewerage Agency is changed to Clean Water Services.
3. The applicant initially proposed to transfer 70.4 acres which included several tax lots not owned by Clean Water Services. On November 21, 2006, the applicant amended the application and map to remove the tax lots not under their ownership, resulting in a proposed transfer of only 53.3 acres.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or 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.

4. The portion of the right to be transferred is as follows:

Certificate: 12235 in the name of EDWARD H. FREUDENTHAL (perfected under Permit S-10791)

Use: IRRIGATION of 53.3 ACRES

Priority Date: NOVEMBER 26, 1932

Rate: 0.67 CUBIC FOOT PER SECOND (cfs)

Limit/Duty: ONE-EIGHTIETH of one cfs per acre

Source: TUALATIN RIVER, tributary to WILLAMETTE RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
1 S	2 W	WM	7	SW NE	42	NONE SPECIFIED IN CERTIFICATE

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
1 S	2 W	WM	7	NE NE	42	31.8
1 S	2 W	WM	7	NW NE	42	7.0
1 S	2 W	WM	7	SW NE	42	8.3
1 S	2 W	WM	7	SE NE	42	5.1
1 S	2 W	WM	8	NW NW	42	1.1
TOTAL:						53.3

5. Transfer Application T-7012 proposes to move the authorized point of diversion approximately 1.2 miles upstream to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
1 S	3 W	WM	12	SE NE	1700 FEET SOUTH AND 1090 FEET WEST FROM THE NE CORNER OF SECTION 12

6. The location to which the place of use is proposed to move is already covered by a junior primary irrigation right (Certificate 35409, priority August 2, 1966). The applicant has indicated in correspondence received November 21, 2006, that they wish Certificate 12235, priority November 26, 1932, to become supplemental to the existing primary irrigation Certificate 35409 on the lands to which the right is transferred upon the issuance of a final order approving Transfer T-7012.

7. Transfer Application T-7012 also proposes to change the place of use of the right to:

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	
1 S	3 W	WM	1	SE NW	4.3	
1 S	3 W	WM	1	NE SW	7.5	
1 S	3 W	WM	1	NW SE	1.1	
1 S	3 W	WM	12	NE NE	30.9	
1 S	3 W	WM	12	NW NE	7.3	
1 S	3 W	WM	12	SE NE	2.0	
1 S	3 W	WM	12	NE NW	0.2	
TOTAL:						53.3

8. Notice of the application for transfer was published on July 14, 1993, pursuant to ORS 540.520 and OAR 690-380-4000. No comments were filed in response to the notice.

However, the Oregon Department of Fish and Wildlife (ODFW) did request inclusion of a condition requiring installation of proper fish screens. This request is based upon ODFW's determination that a fish screen is necessary at the new point of diversion and that the diversion is not currently equipped with an appropriate fish screen.

Transfer Review Criteria [OAR 690-380-4010(2)]

9. Water was not used within the five years prior to submittal of the transfer application on July 2, 1993, according to the terms and conditions of the right. Since the applicant purchased the property to which Certificate 12235 is appurtenant in 1985, the subject land has been irrigated with treated wastewater effluent known as reclaimed water. However, because the nonuse occurred during a period of time within which the water right holder was using reclaimed water in lieu of using water under the existing water right, the applicant has sufficiently rebutted the presumption of forfeiture in accordance with ORS 540.610(2)(h).
10. A diversion structure, ditch, pipeline and sprinklers sufficient to use the full amount of water allowed under the existing right are present.
11. The proposed change would not result in enlargement of the right.
12. There are several intervening points of diversion for junior water rights between the existing authorized point of diversion under Certificate 12235 and the proposed point of diversion. However, the use of water at the proposed point of diversion can be conditioned to avoid injury to the junior points of diversion by limiting the quantity of water diverted at the proposed point of diversion to the quantity of water lawfully available at the original point of diversion.
13. Instream Water Right Certificates 59692 and 72960 exist for the reach of the Tualatin River in which the authorized point of diversion would be moved upstream, and streamflows within the reach are frequently below the levels allocated under the instream water rights during the months of June, July, August, September, October and November. Thus, the instream water rights would be injured as a result of the proposed change in point of diversion.
14. Instream Water Right Certificate 59692, established pursuant to ORS 537.346 at the request of the Oregon Department of Environmental Quality and the Oregon Department of Fish and Wildlife, is for flows to be maintained in the Tualatin River and its tributaries above USGS Gage No. 14-2075 (being approximately river mile 2.0), at West Linn (SW ¼, Sec. 34, T2S, R1E, W.M.), measured at the gage. The date of priority of the right is May 25, 1966.
15. Instream Water Right Certificate 72960, established pursuant to ORS 537.341 at the request of the Oregon Department of Environmental Quality, is for flows to be maintained in the Tualatin River from river mile 52.8 (NE ¼, Sec. 9, T1S, R3W, W.M.) to the mouth at river mile 38.5 (NW ¼, Sec. 16, T1S, 2W, W.M.). The date of priority of the right is August 5, 1993.

16. Due to the potential for injury to instream water right Certificates 59692 and 72960, the Department mailed a draft Preliminary Determination proposing to deny Transfer Application T-7012 to the applicant on January 5, 2007. The draft Preliminary Determination set forth a deadline of February 5, 2007, in which the applicant could respond; however the deadline was extended to May 1, 2007, to allow the applicant time to assess the situation and decide whether or not to proceed with the transfer application.
17. On April 30, 2007, the Department received an e-mail from the applicant requesting the Department pursue consent to injury to the instream water rights as outlined in ORS 540.530 and OAR 690-380-5050, and requested the Department seek a recommendation from the agencies that requested the instream water rights.
18. On May 24, 2007, the Department issued a Preliminary Determination proposing to deny Transfer Application T-7012 due to the potential for injury to instream water right Certificates 59692 and 72960, unless Oregon Department of Environmental Quality and the Oregon Department of Fish and Wildlife recommended the Department consent to the injury pursuant to ORS 540.530. Concurrent with issuance of the Preliminary Determination, the Department requested such a recommendation. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's weekly notice on May 29, 2007, and in The Hillsboro Argus newspaper on June 5, 12 and 19, 2007, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the Department's weekly notice or to the newspaper notice.
19. On June 20 and July 24, 2008, the Oregon Department of Environmental Quality (DEQ) recommended that the Department consent to the injury of instream water right Certificates 59692 and 72960. DEQ determined the overall project benefits will offset the negative effects of the upstream point of diversion change and provide a net benefit to the resource, as long as certain conditions are met. The transfer will provide a net benefit to the purposes of the two instream water rights, provided the following conditions are satisfied:
 - a) The diversion of water at the original authorized point of diversion under Certificate 12235 is no longer allowed;
 - b) Concurrent with the approval of Transfer T-7012, 0.24 cfs of water under Certificate 20013 must be transferred instream from the point of diversion authorized under Certificate 20013 downstream to the mouth of the Tualatin River;
 - c) A water measurement device must be installed and maintained at the proposed point of diversion according to Water Resources Department requirements;
 - d) Riparian habitat shall be restored with native vegetation at the original authorized point of diversion under Certificate 12235 and at the new proposed point of diversion, if disturbed by its installation, to assist with temperature reduction, reduce sediment and erosion, and prevent leaching of agricultural chemicals; and

- e) Diesel or gasoline powered pumps and their generators, if used at the site, must be installed so that hazardous wastes and chemicals are contained and do not enter the water or soil.
20. On June 27 and July 30, 2008, the Oregon Department of Fish and Wildlife (ODFW) recommended that the Department consent to the injury of instream water right Certificate 59692. ODFW determined that the combined benefits of the transfer will provide a net benefit to the purposes of the instream water right, provided the following conditions are met:
- a) The diversion of water at the original authorized point of diversion under Certificate 12235 is no longer allowed;
 - b) Concurrent with the approval of Transfer T-7012, 0.24 cfs of water under Certificate 20013 must be transferred instream from the point of diversion authorized under Certificate 20013 downstream to the mouth of the Tualatin River;
 - c) If instream water right Certificate 59692 is not being met, the applicant must implement water conservation measures to reduce the impact to the instream water right;
 - d) Once reclaimed water is available, the 0.67 cfs of water involved in Transfer T-7012 (Certificate 12235) shall be transferred instream by the water user;
 - e) A water measurement device must be installed and maintained at the proposed point of diversion according to Water Resources Department requirements;
 - f) Prior to diverting water, the water user shall install a fish screen at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) and National Marine Fisheries Service's design and construction standards. The diversion may be eligible for cost share assistance under ODFW's cost share program. Prior to submitting a Claim of Beneficial Use, the water use must obtain written approval from ODFW that the required screen was installed to the state's criteria. The water user shall maintain and operate the fish screen at the point of diversion consistent with ODFW's operational and maintenance standards. This condition must be included in the new certificate;
 - g) Riparian habitat shall be restored with native vegetation at the original authorized point of diversion under Certificate 12235 and at the new proposed point of diversion, if disturbed by its installation, to assist with temperature reduction, reduce sediment and erosion, and prevent leaching of agricultural chemicals; and
 - h) Diesel or gasoline powered pumps and their generators, if used at the site, must be installed so that hazardous wastes and chemicals are contained and do not enter the water or soil.

21. Notice of the opportunity to comment on the recommendations to consent to injury of the instream water rights was published on August 5, 2008, in the Department's weekly notice pursuant to OAR 690-380-5050(4). No comments were received.
22. On September 12, 2008, the Department sent a *draft* final order for T-7012 to the applicant for review. The applicant responded on October 16 and December 12, 2008, and requested that the language in Finding #20-c and Condition #11 be modified as follows:
- If instream water right Certificate 59692 is not being met, the ~~applicant~~ landowner must implement water conservation measures efficient irrigation practices to reduce the impact to the instream water right.* The applicant also requested that the language in Finding #20-d and Condition #12 be modified as follows:
- Once reclaimed water is available, ~~the 0.67 cfs~~ 0.73 cfs of water involved in Transfer T-7012 (Certificate 12235) under Certificate 35409 shall be transferred instream by the water user.*
23. On October 7, 2008 and May 19, 2009, ODFW concurred with the language modifications proposed by the applicant.
24. On October 8, 2008, DEQ concurred with the language modifications proposed by the applicant.
25. Considering ODFW and DEQ's acceptance of the proposed language modifications, the applicant requested on May 19, 2009, that the Department proceed with the issuance of a final order for Transfer T-7012.
26. On August 16, 2012, the Department approved T-10785, creating an instream right 0.21 cfs of the needed 0.24 cfs for mitigation in the reach of the Tualatin River from the point of diversion at approximately River Mile 55 to the Mouth. The order was recorded at Special Order Volume 88, page 370.
27. On August 27, 2012, Clean Water Services submitted Transfer Application T-11468, proposing to transfer an additional 0.03 cfs instream in the Tualatin River from the same point of diversion to the mouth, to make up the additional mitigation requirement.
28. On December 31, 2012, concurrent with this order for T-7012, the Department is approving T-11468, adding 0.03 cfs to the instream rights in the reach of the Tualatin River from approximately River Mile 55 to the Mouth.

Conclusions of Law

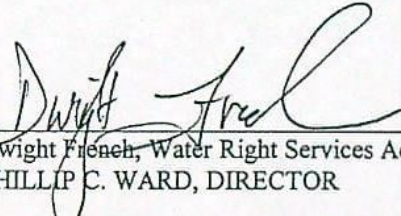
The Water Resources Department consents to injury of the instream water rights under Certificates 59692 and 72960. The changes in point of diversion and place of use proposed in Transfer Application T-7012 are consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000 and 690-380-5030.

Now, therefore, it is ORDERED:

1. The changes in point of diversion and place of use proposed in Transfer Application T-7012 are approved. The transferred portion of the right evidenced by Certificate 12235 becomes supplemental to the right evidenced by Certificate 35409 at the new place of use.
2. Concurrent with the approval of Transfer T-7012, 0.03 cfs of water under Certificate 22048 is being transferred instream from the point of diversion at approximately River Mile 55 downstream to the mouth of the Tualatin River through approval of T-11468. This adds to the instream right for 0.21 cfs of water under Certificate 87718 that was created instream from the same point of diversion to the mouth through approval of T-10785.
3. The right to the use of the water under Transfer T-7012 is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 12235 and any related decree.
4. Water Right Certificate 12235 is cancelled.
5. The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion.
6. The diversion of water at the original authorized point of diversion under Certificate 12235 is no longer allowed.
7. Prior to diverting water, the water user shall install a fish screen at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) and National Marine Fisheries Service's design and construction standards. The diversion may be eligible for cost share assistance under ODFW's cost share program. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screen was installed to the state's criteria. The water user shall maintain and operate the fish screen at the point of diversion consistent with ODFW's operational and maintenance standards. This condition must be included in the new certificate confirming completion of this transfer.
8. Prior to diverting water, the water user shall install an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department. The water user shall maintain and operate the measuring device as required by the Department.
9. Riparian habitat shall be restored with native vegetation at the original authorized point of diversion under Certificate 12235 and at the new proposed point of diversion, if disturbed by its installation, to assist with temperature reduction, reduce sediment and erosion, and prevent leaching of agricultural chemicals.

10. Diesel or gasoline powered pumps and their generators, if used at the site, must be installed so that hazardous wastes and chemicals are contained and do not enter the water or soil.
11. If, at any time, instream water right Certificate 59692 is not being met, the landowner shall implement efficient irrigation practices to reduce the impact to the instream water right.
12. Once reclaimed water is available, 0.73 cfs of water under Certificate 35409 shall be transferred instream by the water user.
13. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2014**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
14. When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 31 day of December, 2012.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Mailing date: _____

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD H. FREUDENTHAL
HILLSBORO, OREGON

confirms the right to use the waters of TUALATIN RIVER, tributary to WILLAMETTE RIVER, for IRRIGATION of 19.2 ACRES.

This right was perfected under Permit S-10791. The date of priority is NOVEMBER 26, 1932. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.24 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC
1 S	2 W	WM	7	SW NE	George Sigler DLC 42

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
1 S	2 W	WM	5	SW SW	42	10.5
1 S	2 W	WM	6	SE SE	42	3.2
1 S	2 W	WM	7	NE NE	42	2.8
1 S	2 W	WM	8	NW NW	42	2.7

This certificate describes that portion of the water right confirmed by Certificate 12235, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 12-31-12, approving Transfer Application T-7012.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed December 31, 2012.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department.

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): Licorice Lane Farms
Mailing address: 5505 SW Rood Bridge Road
Hillsboro OR 97123
City State Zip
Phone: Purchased in 1998
Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): Clean Water Services c/o Steve Kebbe, Principal Engineer
Mailing address: 2550 S.W. Hillsboro Highway
Hillsboro OR 97123
City State Zip
Phone: Main: 503-681-3600 Direct: 503-547-8198
Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Washington Township: 1S Range: 2W Section: 7
Tax lot number(s): 100

Attach a copy of your property deed or legal description of the property.

Street address of water right property: N/A

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

Water Right Information (attach copy of water right permit or certificate & final proof map if available):

Application #: S14435 Permit #: S10464 Certificate or page #: 12233

Will all the lands associated with this water right be owned by the buyer? ☒ Yes ☐ No

Name of individual completing this form: Jeff Jones, P.E., WRE Phone: 503-225-9010

Print

Signature: Jeff Jones Date: 8-2-2007

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. H. FREUDENTHAL

of Hillsboro, 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 Tualatin River, a tributary of Willamette River, for the purpose of Irrigation under Permit No. 10464, 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 January 11, 1932;

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 0.64 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 SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, Township 1 South, Range 2 West, W. M., being within the George Sigler D.L.C. No. 42,

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 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 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 7
Township 1 South, Range 2 West, W. M.

5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
30 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 7
10 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 6

Township 1 South, Range 2 West, W. M. being within the George Sigler D.L.C. No. 42

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, 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 18th day of October, 1939.

CLAS. E. STRICKLIN

State Engineer

SECTION

TOWNSHIP 1 S., RANGE 2 W., W. M.

Scale 10 ch = 1 inch

North

STATE ENGINEER
RECEIVED

JAN 10 1932

SALEM, OREGON

SE 1/4
Sec 6

S.E. 1/4
Sec 6

N.W. 1/4
Sec 7

NE 1/4
Sec 7



RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM OREGON

South Center of
Sec 7

APPLICATION No. 14435

PERMIT No. 10464

**CHICAGO TITLE INSURANCE COMPANY**

10135 SE Sunnyside Road Suite 200

Clackamas, OR 97015

Phone (503) 786-3940 Fax (503) 653-7833

= METROSCAN PROPERTY PROFILE =**Washington (OR)****OWNERSHIP INFORMATION**

Reference Parcel # : 1S20709 00100
 Parcel Number : R0330305 RTSQ: 02W -01S -07
 Owner : Clean Water Services
 CoOwner :
 Site Address : *no Site Address*
 Mail Address : 2550 SW Hillsboro Hwy Hillsboro Or 97123
 Telephone : Owner: 503-681-3600 Tenant:

SALES AND LOAN INFORMATION

Transferred	:		Loan Amount	:
Document #	:	85006200	Lender	:
Sale Price	:	\$339,940	Loan Type	:
Deed Type	:		Interest Rate	:
% Owned	:		Vesting Type	:

ASSESSMENT AND TAX INFORMATION

Market Land	:		Exempt Amount	:
Market Structure	:		Exempt Type	:
Market Other	:		% Improved	:
Market Total	:		Levy Code	: 00727
06-07 Taxes	:		Millage Rate	: 10.9836
Assessed Total	:		School Dist	: Hillsboro

PROPERTY DESCRIPTION

Map Grid	:		Class Code	:
Census	:	Tract:	Block:	
NbrhdCd	:	1S21	MillRate	:
Sub/Plat	:			
Land Use	:	9491 Misc, Unified Sewerage Agency		
Legal	:	ACRES 144.72, NON-ASSESSABLE		

PROPERTY CHARACTERISTICS

Bedrooms	:	Lot Acres	: 144.72	Year Built	:
Bathrooms	:	Lot SqFt	: 6,304,003	EffYearBlt	:
Heat Method	:	BsmFin SF	:	Floor Cover	:
Pool	:	BsmUnfinSF	:	Foundation	:
Appliances	:	BsmLowSF	:	Roof Shape	:
Dishwasher	:	Bldg SqFt	:	Roof Matl	:
Hood Fan	:	1stFlrSqFt	:	InteriorMat	:
Deck	:	UpperFlrSF	:	Paving Matl	:
Garage Type	:	Porch SqFt	:	Const Type	:
Garage SF	:	Attic SqFt	:	Ext Finish	:
		Deck SqFt	:		

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

WARRANTY DEED - STATUTORY FORM
(Individual or Corporation)

85006200

LICORNE LAND FARM, INC., an Oregon Corporation

Grantor, coveys and warrants to UNITED SERVICES AGENCY OF WASHINGTON COUNTY

Grantee, the following described real property free of encumbrances except as specifically set forth herein:

PARCEL I

The North one-half of the George Sigler Donation Land Claim No. 41, in Sections 5, 6, 7, and 8, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon;

EXCEPTING THEREFROM those portions lying within SMITH'S FIR GROVE and HARBART, duly recorded plats of Washington County, Oregon.

PARCEL II

A tract of land in Sections 6 and 7, Township 1 South, Range 2 West, Willamette Meridian, Washington County, Oregon, described as follows:

Beginning at the southwest corner of the Michael Moore Donation Land Claim No. 41, thence South 89° 16' East 6.97 chains to the northwest corner of the George Sigler Donation Land Claim; thence along the west line of said Sigler Donation Land Claim South 37° West 40.72 chains to a post on the left bank of The Tualatin River; thence South 37° West to the center of said river; thence Southwesterly up the center of said river 8.78 chains to a point due South of a witness post on the left bank of said river; thence North 43.67 chains to the place of beginning.

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

Enclosures: The assessment roll discloses a Forest Land Assessment. The Assessment roll discloses a Forest Land Assessment. Any adverse claim based upon the assertion that the Tualatin River has moved. Assessment recorded April 2, 1951 in Book 119, page 6 in favor of PCL. Assessment recorded May 18, 1951 in Book 320, page 521, in favor of PCL. Assessment for water transmission line in favor of the City of Beaverton, Suit No. 40 888. Any uncertainty as to the location of the George Sigler Donation Land Claim. The true consideration for this conveyance is \$ 329,940.00. (Here comply with the requirements of ORS 92.050).

Dated this 11th day of February, 1953, if a corporate grantor, it has caused its name to be signed by order of its board of directors.

BY: *DeLane Fry, Pres.*
DeLane Fry, Pres.
LIONEL LANE FRY

STATE OF OREGON,)
County of Washington) ss.
February 21, 1953
Personally appeared DeLane Fry and

STATE OF OREGON, County of Washington) ss.
February 21, 1953
Personally appeared DeLane Fry and
DeLane Fry
and, being duly sworn, each for himself and not one for the other, did say that the former is president and that the latter is the secretary of the Lionel Lane Fry Trust, a corporation, and that said DeLane Fry was signed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be his voluntary act and deed.

Below this:

Notary Public for Oregon.
My commission expires:

Notary Public for Oregon.
My commission expires:

* If the jurisdiction consists of or includes other property or value, add the following:
"The entire consideration consists of or includes other property or value given or promised which is part of the same consideration."

THIS INSTRUMENT DOES NOT REPRESENT THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY HEREIN DESCRIBED, AND DOES NOT REPRESENT THAT ANY PARTICULAR CITY OR COUNTY PLANNING INSTRUMENT TO VERIFY APPROVED USES.

Grantor's Name and Address
After recording return to:
DeLane Fry, President, Lionel Lane Fry Trust
11111 SE 11th Ave, Suite 200
Hillsboro, OR 97123
Name, Address, Zip
Lionel Lane Fry Trust
11111 SE 11th Ave, Suite 200
Hillsboro, OR 97123

CPL-200 (Rev. 5-50)

STATE OF OREGON
County of Washington) ss.
I, Donald W. Smith, Director of Assessment and Taxation and the County Treasurer of Washington County, do hereby certify that the within instrument of writing was recorded and returned in book of records of said county.
Donald W. Smith, Director of Assessment and Taxation, Co. Clerk, Washington County, Ore.

604
AUG 21 PM 1:30



Murray, Smith & Associates, Inc.
Engineers/Planners

121 S.W. Salmon, Suite 900 ■ Portland, Oregon 97204-2919 ■ PHONE 503.225.9010 ■ FAX 503.225.9022

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

LETTER OF TRANSMITTAL

To: Oregon Water Resources Department **Date:** August 6, 2007
725 Summer St. N.E., Suite A **Job No.** 06-0794.411
Salem, OR 97301 **Re:** Clean Water Services
Certificate of Water Right
Attn.: Water Rights Division Ownership Update

WE ARE SENDING YOU: ☒ Attached ☐ Under separate cover
☐ Shop Drawings ☐ Prints ☐ Plans ☐ Samples
☐ Specifications ☐ Copy of letter ☐ Change Order ☐ _____

Copies	Date	Description	Appl.
1	08/02/07	Certificate 59991 Ownership Update form with attachments	19257
1	08/02/07	Certificate 20013 Ownership Update form with attachments	21453
1	08/02/07	Certificate 22048 Ownership Update form with attachments	26463
1	08/02/07	Certificate 35409 Ownership Update form with attachments	42578
1	08/02/07	Certificate 38313 Ownership Update form with attachments	25611
1	08/02/07	Certificate 12233 Ownership Update form with attachments	74435
1	08/02/07	Certificate 23105 Ownership Update form with attachments	28486
1	08/02/07	Certificate 39221 Ownership Update form with attachments	23261
1	08/02/07	Certificate 39222 Ownership Update form with attachments	23430
1	08/02/07	Certificate 48414 Ownership Update form with attachments	30117
1	08/02/07	Certificate 48491 Ownership Update form with attachments	53537

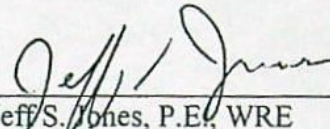
THESE ARE TRANSMITTED as checked below:

☒ For approval ☐ Approved as submitted ☐ Resubmit_copies for approval
☒ For your use ☐ Approved as noted ☐ Submit_copies for distribution
☐ As requested ☐ Returned for corrections ☐ Return_corrected prints
☐ For review/comment ☐ _____

REMARKS: On behalf of Clean Water Services, we are submitting the enclosed Ownership Update forms with attachments for the eleven water right certificates listed above. Please do not hesitate to contact me at 503-225-9010 with any questions or comments you may have regarding the enclosed. Thank you.

COPY TO: Steve Kebbe, P.E., WRE
Clean Water Services

SIGNED:


Jeff S. Jones, P.E., WRE

RECEIVED

AUG 07 2007

WATER RESOURCES DEPT
SALEM, OREGON

12233

COUNTYWashington.

1. Name J. H. Freudenthal 2. Address Hillsboro, Oregon.

3. Source of supply Tualatin River

Tributary of Willamette River

4. Amount of water 0.77 c.f.s. 5. Priority date January 11, 1932

6. Use Irrigation

7. Location of point of diversion, SW NE 17 George Sigler DLC 42 Sec. 7, Twp. 1 S., Range 2 W., W. M. 42
(Legal Subdivision)

8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use. In the blank column on the right, headed "No acres actually irrigated", fill in the number of acres you have irrigated in each of the tracts described

Township	Range	Section	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	2 W.	7	SE NW	5	0
			NE NW	9	60
			NW NE	30	30
			SW SE	13	10
			SW NE	5	5
				62	51

George Sigler D/LC 6
42

If for irrigation, this appropriation shall be limited to one eightieth of cubic foot per second or its equivalent for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

for proof map see app 14812

This column must be filled in if water is used for irrigation

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, ft.; length on top, ft.; length on bottom ft.; material used and character of construction,

(b) Give description of headgate: Width, ft.; depth, ft.; material used and character of construction,

(c) Size of canal: Width on top (at waterline) ft.; width on bottom, ft.; depth of water, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft.

Give general description:

(d) Pipe line: Description of intake,

Length of pipe, 4000 ft.; size at intake, 8' in.; size at ft. from intake, in.; size at place of use, 8' in. Difference in elevation between intake and place of use 37'-10' ft.

Is grade uniform? Fairly Actual capacity of pipe line, sec.-ft.

Give general description: Steel & Wood Stave

(Material: Steel, wrought, cast iron, wood stave, etc.)

(e) Pumping plant: Give size and type of pump, 4" Cent

Suction lift, 10 ft.; discharge lift, 27' to 60' ft. Type of motor used Electric

Horse power rating, 15 H. P. Actual capacity of pump, sec.-ft.

10. During what months is water beneficially used? Irr Season

11. State character of soil Mostly Bottom

Kind of crops raised Hay, Corn, Garden & Past

12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? See proof map

13. If not, wherein is such map in error?

14. Domestic use: Give number of families actually using water at this time

15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of

Washington

SS.

I, *J. A. Friedenthal*, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this *15th* day of *December*, 193*8*

Subscribed and sworn to before me this *15th* day of *December*, 193*8*

J. H. Seemerton
Russell Hagan
Notary Public for Oregon

[NOTARIAL SEAL]

My commission expires *Dec. 14, 1941*

AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of

Washington

SS.

We, *W. F. Tews*, and *W. P. Manley*, of *Hillsboro, Washington County, Oregon*, being first duly sworn, depose and say that we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No. *10464*; that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

Subscribed and sworn to before me this *15th* day of *December*, 193*8*

W. F. Tews
W. P. Manley
Russell Hagan
Notary Public for Oregon

[NOTARIAL SEAL]

My commission expires *Dec. 14, 1941*

REPORT OF PERSON MAKING INSPECTION

(For use by representative of State Engineer)

I, Chester Hummings, do hereby certify that I have made an inspection of the works described herein and in Permit No. 10464, on the 20 day of June, 1938, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of _____ (Quantity of water in second-feet or acre-feet) and I recommend the issuance of water right certificate for this amount.

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return the proof without your signature, with a full report by letter.

Chester Hummings
(Name)

(Title)

PROOF OF APPROPRIATION

Permit No.

Recording fee paid

Receipt No.

RECEIVED

DEC 19 1938

STATE ENGINEER
SALEM, OREGON

SECTION

TOWNSHIP 1 S., RANGE 2 W., W. M.

Scale 10ch=1inch

North

STATE ENGINEER
RECEIVED

JAN 10 1932

SALEM, OREGON

SE 1/4
Sec 6

SE 1/4
Sec 6

West

6
7

6
7

62 AC
To be irrigated

N.W. 1/4
Sec 7

NE 1/4
Sec 7



South Center of
Sec 7

APPLICATION No. 14435

PERMIT No. 10464

SECTION

TOWNSHIP 1 S., RANGE 2 W., W. M.

Scale 10 ch = 1 inch

North

STATE ENGINEER
RECEIVED

JAN 10 1932

SALEM, OREGON

SE $\frac{1}{4}$
Sec 6

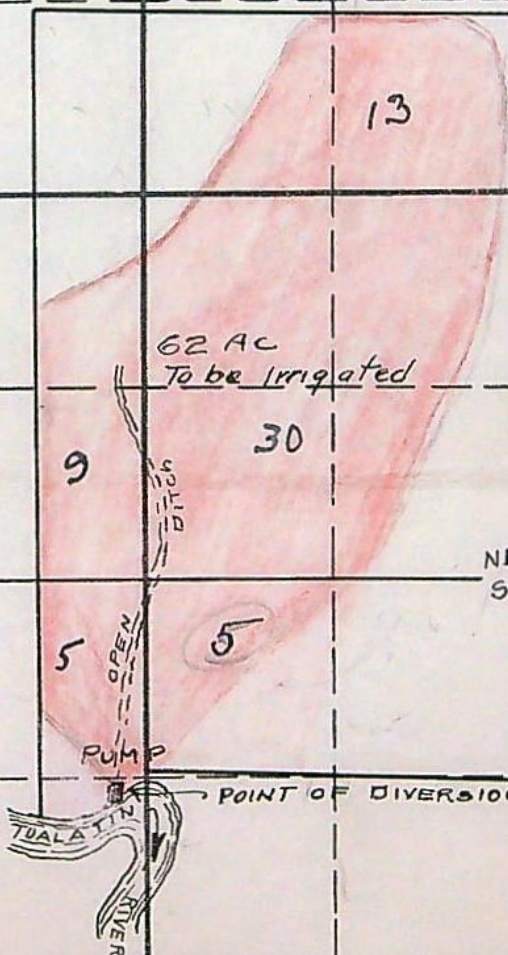
S.E. $\frac{1}{4}$
Sec 6

West
6
7

6
7
East

N.W. $\frac{1}{4}$
Sec 7

NE $\frac{1}{4}$
Sec 7



APPLICATION No. 14435

PERMIT No. 10464

14435
14812

December 20, 1938

Mr. Edward H. Freudenthal
Hillsboro, Oregon

Dear Sir:

Your final proofs of appropriation of water under Permits No. 10791 and No. 10464 have been received in this office and found acceptable. Receipt is also acknowledged of the certificate recording fees in the amount of \$2.00, for which receipt No. 23777 is enclosed.

The matter of final confirmation of your right by issuance of a water right certificate will soon be given consideration. When the certificate is issued, it will be mailed to your county clerk for recording and then delivered by him to you.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

RE

Ed K. Humphrey, Assistant

November 22, 1938

Mr. J. H. Freudanthal
Hillsboro, Oregon

Dear Sir:

If you will sign the enclosed final proof before a notary public and submit it to this office with the statutory fee of \$1.00 for recording the certificate of water right in the county records, the matter of issuance of a certificate under your Permit No. 10464 will be given consideration when the next group is issued.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

EKH:RE
enc.1

February 1, 1937.

J. H. and Edw. H. Freudenthal,
Route 5, Box 141,
Hillsboro, Oregon.

Gentlemen:

This acknowledges receipt of your applications for extension of time for the completion of construction work and complete application of water under your Permits Nos. 10464 and 10791.

The applications indicate that you have shown reasonable diligence in the prosecution of work under these permits, and the time limits are being extended until October 1, 1937.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By
V. S. Bovellev, Assistant.

LN

File no.
14435-

Application No. 14435-

Permit No. 10464

APPLICATION FOR EXTENSION OF TIME

To the State Engineer of Oregon:

I, J. H. Freundenthal, of Sullivan Oregon,
state of Oregon, am the owner and holder of Permit No. 10464, to ap-
propriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before Oct 1, 1936, and complete application of water is required to be
made on or before Oct 1, 1936.

I have heretofore done the following work described under said permit: Installed
pump Built 4000 ft private power line
leveled and strip bordered about 30
acres.

about 800 } the same pump is used on both pumps.
costing \$800, and I estimate the cost of completion to be \$.

I have heretofore used water under said permit to the following extent: on about
30 acres.

I am unable to {complete construction work
make complete application of water} within the required time, for the following
(Strike out phrase not applicable)
reasons, to wit: I have been doing it a fast

as we have time and the money to do it
This is on bottom land that is hard
to handle and only a short period
of time when it can be handled at all

(If additional space is required, attach separate sheet)

(OVER)

RECEIVED
JAN 29 1937

STATE ENGINEER
SALEM, OREGON

Extend 1 year -

APPLICATION FOR EXTENSION OF TIME

WHEREFORE, I ask that the State Engineer extend the time for the

{ completion of construction work } under said permit to 19.....
{ complete application of water }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon
County of Washington } ss.

I, Geo. N. Freudenenthal, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 28th day of

January, 19 37

Subscribed and sworn to before me this 28th day of January, 19 37

(Notarial Seal)

Geo. N. Freudenenthal
Geo. G. McGraw Notary Public
My commission expires Feb. 20 1939 for Oregon

January 22, 1937.

J. H. and Edw. H. Freudenthal,
Route 3, Box 141,
Hillsboro, Oregon.

Gentlemen:

As requested in your letter of January 7th,
I am enclosing two forms for your convenience in submitting
applications for an extension of time under your Permits
Nos. 10464 and 10731.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By
V. S. Bovelle, Assistant.

LN
encls.

ENGINEER
M. OREGON

Stellhorn Oregon

Dear Sir:-

Jan 7 1937

On Permit no 10-464
Application no. 14435 - I have
about 40 acres of this
that has been irrigated
or ready to irrigate should
I pick up or what
is ready. or I think
in another year I will
have all of it ready
that I can irrigate.

Please send me two extension
application.

On Application no 14812
Permit no 10791 I have
fourteen acres more laid
out and ready to irrigate
but have not yet put
water on it. The ditch

is dug.

We built 4000 ft
on electric line and
put an electric motor
on the pump this year.
The same pump is
used on both these
permits:-

Yours truly
Edw H Soudenthal
J H Soudenthal

Send extension
forms P 10464
P 10791

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

[Faint signature]

(Signature or name of addressee)

[Faint signature]

(Signature of addressee's agent)

Date of delivery, *1/14/37*, 193

Form 3811

U. S. GOVERNMENT PRINTING OFFICE: 1935

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 2349

INSURED PARCEL

No. _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300



POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

14435
Return to CHAS. F. STRICKLIN

(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

State Engineer.

SALEM,

OREGON.

January 15, 1937.

Mr. J. H. Freudenthal,
Route 5, Box 141,
Hillsboro, Oregon.

Dear Sir:

According to the terms of your Application No. 14435 , Permit No. 10464 , which is for the appropriation of 0.77 second-feet of water from Tualatin River for the irrigation of 62 acres, complete application of water was to have been made on or before October 1, 1936 . It appears from our records that you have failed to submit the notice of complete application, although a postcard, calling this matter to your attention, was mailed to you on October 9, 1936.

Section 47-806, Oregon Code 1930, provides: "Whenever the time within which any appropriation under a permit should have been perfected shall have expired and the owner of such permit shall fail or refuse within the period of three months thereafter to submit to the State Engineer proof of the completion of such appropriation as required by Section 47-508, Oregon Code, the State Engineer may, after 60 days' notice by registered mail, order the cancellation of such permit, * * *."

If you have complied with the terms of this permit, you should promptly submit the notice of complete application of water, after which we will send you a blank for use in making final proof. If, however, you have abandoned your plan of development, we would appreciate your authority to cancel the permit, so that the permit may be cancelled without the necessity for following the legal procedure. In case you have not completed your appropriation, although you still wish to do so, you may submit an application for an extension of time. Such an extension may be granted if it appears that proper diligence has been shown.

In accordance with the provisions of Section 47-806, Oregon Code 1930, a part of which is quoted above, you are hereby notified that unless we hear from you within 60 days from the date of this letter, your permit will be cancelled without further notice.

Very truly yours,

Chas. E. Stricklin

CHAS. E. STRICKLIN,
State Engineer.

December 2, 1935.

Edw. H. and J. H. Freudenthal,
Route 5, Box 141,
Hillsboro, Oregon.

Gentlemen:

This acknowledges receipt of your applications for an extension of time for completion of construction work and complete application of water under your Permits Nos. 10464 and 10791.

The applications indicate that you have shown reasonable diligence in the prosecution of work under these permits, and the time limits are being extended until October 1, 1936.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

V. S. Bovelie, Assistant.

LN

14435

Permit No. 10464

APPLICATION FOR EXTENSION OF TIME

For Completion of Construction Work and
Complete Application of Water

RECEIVED
NOV 30 1935

STATE ENGINEER
SALEM, OREGON

To the State Engineer of Oregon:

I, J. H. Freudenthal, of Sullivan
State of Oregon do hereby certify:

That I am the owner and holder of Permit No. 10464, to appropriate the
public waters of the state of Oregon.

Under the terms and conditions of said permit construction work was re-
quired to be completed and complete application of water was required to have
been made by _____, 19____.

That I have heretofore performed the following work described under said
permit: pump ditch and build about
thirty acres

costing \$ 300⁰⁰, and the estimated cost of completion is \$ 250⁰⁰ work

That I have heretofore made application of water under said permit to the
following extent: about 30 acres

That I am unable to complete construction work and make the complete appli-
cation of water within the required time, for the following reasons, to wit:

not time enough

WHEREFORE, I ask that the State Engineer extend the time for completion of
construction work and for the complete application of water under said permit

to _____, 19____.

J. H. Freudenthal
Signature of Applicant.

Lydia Freudenthal
Signature and Address of Witness.
Sullivan Ore

Extend 1 year

November 20, 1935.

Mr. Edward H. Freudenthal,
Route 5, Box 141,
Hillsboro, Oregon.

Dear Sir:

This is in reply to your letter of November 15th, stating that you have finished about one-half of the work on one permit and three-fourths of the work on the other, and asking if you can prove up on the part of it that is finished.

You may make proof at any time that you desire on either of the permits, but if proof is made before all of the lands described under the permits have actually been irrigated the rights will be limited to that extent. Therefore, if you desire to perfect the rights for all of the lands described under both permits you should wait until all of the lands have actually been irrigated before making proof.

I am enclosing forms for your convenience in submitting applications for extensions of time, but if you desire to make proof on either one or both of the permits at this time I will be glad to send you forms for that purpose.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By
V. S. Bovelie, Assistant.

VSB:LN
encls.

5
4812
J E Stucklin

Stellbore Co
Nov 13 1935 -

Dear Sir:

I have furnished about
 $\frac{1}{2}$ the work one permit and
about $\frac{3}{4}$ the work on the other
permit and applied water on both.
Can I prove up on the part of it
that is finished.

RECEIVED
NOV 16 1935
STATE ENGINEER
SALEM, OREGON

Yours Truly
Edw H Freudenenthal
J H Freudenenthal
R 5 Box 141

February 13, 1935

Mr. J. H. Freudenthal
Route 2, Box 141
Hillsboro, Oregon

Dear Sir:

This acknowledges receipt of your application for extension of time under your Permit No. 10464.

It appears that you have shown reasonable diligence in the prosecution of work under this permit and the time limits for completion of construction work and complete application of water are, therefore, being extended until October 1, 1935.

Very truly yours

CHAS. E. STRICKLIN
State Engineer

By
V. S. Bovelie, Ass't.

VSB EL

PERMIT No.

APPLICATION FOR EXTENSION OF TIME
FOR COMPLETION OF CONSTRUCTION WORK

TO THE STATE ENGINEER OF OREGON:

I, J H Freudenthal, of Hillsboro Oregon
State of Oregon Route 2 Box 141, do hereby certify:

That I am the owner and holder of Permit No. 10464 to appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work thereunder was required to be completed by Oct 1, 1934.

That I have heretofore performed the following work described under said permit: The pumping plant installed the main ditch dug about twenty acres level and water put on.

costing \$ 500.00, and the estimated cost of completion is \$ Two or three hundred dollars and a lot of labor

That I am unable to complete the remainder of the work within the required time, for the following reasons, to wit:

This land is under water much of the time it became covered with water Nov 1 1934 and is still under water now. Feb 12 1935 - When it is wet is very sticky and when it get dry is very hard. This makes it a big job to handle with farm equipment and Hired equipment makes the price prohibitive

WHEREFORE, I ask that the State Engineer extend the time for the completion of works under said permit to _____, 19____.

Lydia Freudenthal
Signature and Address of Witness

Hillsboro Ore - P 5 - Box 141.

J H Freudenthal
Signature of Applicant

Extend
1 year

November 22, 1934

Mr. J. H. Freudenthal
Route 5, Box 141
Hillsboro, Oregon

Dear Sir:

This acknowledges receipt of your notices of completion of construction and complete application of water under your Permit No. 10464. The notices indicate that the development has not been entirely completed and they are, therefore, prematurely submitted.

I note you desire to have the time extended and I am, therefore, inclosing a form for your convenience in submitting an application for extension of time. As soon as an application for extension is received, it will be given consideration and you will be advised of our action.

Very truly yours

CHAS. H. STRICKLIN
State Engineer

By V. S. Boveille, Ass't.

VSE EL

October 29, 1934

Mr. Wm. F. Cyrus, County Agent
61 Court House
Hillsboro, Oregon

Dear Sir:

This is in reply to your letter of October 24,
regarding the water rights in the name of Fraudenthal.

Action was suspended under the permits for a
period of thirty days from the date of my letter of
October 18, until November 18, 1934.

Very truly yours

CHAS. E. STRICKLIN
State Engineer

By
V. S. Revelle, Ass't.

WSE ML

COOPERATIVE EXTENSION WORK
IN
AGRICULTURE AND HOME ECONOMICS
STATE OF OREGON

THE AGRICULTURAL COLLEGE
DEPARTMENT OF AGRICULTURE AND
WASHINGTON COUNTY, COOPERATING

EXTENSION SERVICE
COUNTY AGENT WORK

61 COURT-HOUSE
HILLSBORO, OREGON
Oct. 24, 1934

V. S. Bovelie
Office of State Engineer
Salem, Oregon

Dear Sir:

I have your letter under date of October 18 in regard to the extension of time for answering the request regarding the water right on the Freudenthal farm. You state in your letter that action will be suspended on the J. H. Freudenthal permit for a period of 30 days, this extension of time being made to allow the permittee time to file the necessary papers. Does this mean 30 days from the date of your letter? I hope that is what you mean as it is hardly likely that Mr. Freudenthal will return from the middlewest before the 10th or 12th of November.

Sincerely yours,

Wm. F. Cyrus
Wm. F. Cyrus
County Agent

WFC:BM

October 18, 1934.

Mr. Wm. F. Cyrus,
County Agent,
61 Court House,
Hillsboro, Oregon.

Dear Sir:

This is in reply to your letter of October 15th,
pertaining to the water right permit of Mr. Edward Freudenthal.

According to our records Edward H. Freudenthal is
the holder of Permit No. 10791, which grants a right to the
use of 1.4 second-feet of water from Tualatin River for the
irrigation of 112.25 acres. However, the time limit for the
completion of construction does not expire under this permit
until October 1, 1935.

Permit No. 10464, issued to J. H. Freudenthal,
granting the right to the use of 0.77 second-foot of water
from Tualatin River for the irrigation of 62 acres, expired
on October 1, 1934, and very probably this is the right which
Mr. Freudenthal's brother had in mind.

In view of your letter action will be suspended
under the latter permit for a period of thirty days to allow
the permittee an opportunity to file the necessary papers.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

V. S. Bovellev, Assistant.

VSB:LN

COOPERATIVE EXTENSION WORK
IN
AGRICULTURE AND HOME ECONOMICS
STATE OF OREGON

AYZ AGRICULTURAL COLLEGE
DEPARTMENT OF AGRICULTURE AND
WASHINGTON COUNTY, COOPERATING

EXTENSION SERVICE
COUNTY AGENT WORK

61 COURT-HOUSE
HILLSBORO, OREGON

Oct. 15, 1934

RECEIVED
OCT 18 1934

STATE ENGINEER
SALEM, OREGON

Chas. A. Stricklin
State Engineer
Salem, Oregon

Re: Edw. Freudenthal water permit

Dear Sir:

Mr. Freudenthal's brother called me Saturday stating that he had a notice from your office that a form was to be signed in regard to the number of acres that had been put under irrigation or the number of acres allowed in the permit that had been put under irrigation. Edward Freudenthal, who has charge of this irrigation project, is away at this time and will not be back for two or three weeks. His brother and I were unable to locate his irrigation papers and we are asking that Mr. Freudenthal be given permission to delay the filing of this report until he returns from the Middlewest which will be sometime in two or three weeks. I hope this will be satisfactory.

Sincerely yours,

Wm. F. Cyrus
Wm. F. Cyrus
County Agent

WFC:BM

March 21, 1933.

Mr. J. H. Freudenthal,
Hillsboro, Oregon.

Dear Sir:

This is in reply to your letter of March 15th, concerning your Permit No. 10464, in which you state you sent in a report regarding the beginning of construction about the first of January, together with a check under Application No. 14812. Your remittance was received and Receipt No. 15774 was issued therefor. I did not understand, however, that the work had been begun under your Permit No. 10464, and evidently if you submitted a form indicating that construction had been started the form was not received. I am therefore enclosing a new form for your convenience in submitting the notice of beginning of construction.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By V. S. Bovellev, Assistant.

VSB:LN
encl.

as to Shicklin

Stillbore Ore
Mar 15-1933

Dear Sir:

I sent in a report of start
of construction about the first
of January. at the same
time I sent a check for
application no. 14812. if there
is no record of it please send
me another blank

Yours Truly
J H Freudenthal
Edw H Freudenthal
R 5 Box 141

STATE ENGINEER
RECEIVED

MAR 18 1933

SALEM, OREGON

January 13, 1932.

Mr. J. H. Freudenthal,
Hillsboro,
Oregon.

Dear Sir:

This will acknowledge receipt of your letter of January 7th with which you returned your Application No. 14435, together with your remittance in the sum of \$9.30 as fees. Receipt No. 14825 is enclosed.

The application now appears to be in satisfactory form and is being placed in line for approval and issuance of a permit. The amount of water generally considered sufficient for the irrigation of 62 acres is 0.78 second-foot, and your permit will be limited to that amount when issued.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By
V. S. Bovelie, Assistant.

VSB:LN

STATE ENGINEER
RECEIVED

Chas. E. F. Fland
State Engineer
SALEM, OREGON
Dear Sir,

Stellbore Ore
Jan 7 1931

Am returning application
for water right to you with
the additional five acres
added. This land has
been under water ever
since the application has
been returned, have waited
hoping we could get on the
land and check it.

Is the amount of
water we have asked for
0.7 cfs.

require 10. return
amount of water allowed
for 62 acres of land

Yours truly
Edw. H. Freudenthal

March 3, 1932.

Mr. J. E. Freudenthal,
Hillsboro,
Oregon.

Dear Sir:

Herewith you will find Application No. 14435, Permit
No. 10464, together with blue print.

This application has been approved and recorded in
this office.

STA
December 8, 1931.

Mr. J. H. Freudenthal,
Hillsboro,
Oregon.

Dear Sir:

This will acknowledge receipt of your application for permit to appropriate 0.8 second-foot of water from the Tualatin River for irrigation purposes, together with your remittance in the sum of \$5.00 as the examination fee. My receipt No. 14678 is enclosed.

The application which has been given No. 14435 is being returned for additional information. The map submitted with the application indicates that approximately 5 acres will be irrigated in the SW¹/₄NE¹/₄, but the application does not include this acreage. I note you state under item 9 that 62 acres are to be irrigated, although only 57 are shown in the following tabulation, and I assume that the above described 5 acres were overlooked.

There is a balance of fees due of \$9.30 for recording for irrigation, which is at the rate of 15 cents per acre.

The application has been endorsed so that in order to retain its priority it must be resubmitted within 30 days or on or before January 8, 1932.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

V. S. Bovelie, Assistant.

VSB:LN

encls.