

## Wallowa County

IN THE MATTER OF THE APPLICATION OF )  
 CHESTER HAMMACK FOR APPROVAL OF A )  
 CHANGE IN PLACE OF USE OF WATER FROM ) ORDER  
 SILVER CREEK, A TRIBUTARY OF THE )  
 SOUTH FORK OF WALLOWA RIVER )

Application was made by Chester Hammack on August 27th, 1930, for the approval of a change in place of use of water from Silver Creek, through the Silver Creek Ditch, from 80 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 4, Township 2 South, Range 44 East, W.M., to 40 acres in the SW $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 8, 20 acres in the NE $\frac{1}{2}$ NE $\frac{1}{4}$ , and 20 acres in the NE $\frac{1}{2}$ NW $\frac{1}{4}$ , Section 17, Township 2 South, Range 44 East, W.M., the water right involved being under Permit No. 582, issued by the State Engineer to the Silver Creek Ditch Company and having priority of October 25, 1910.

The Silver Creek Ditch Company, through its president, has indicated that it has no objection to the proposed transfer. As the proposed place of use after the transfer is nearer the head of the Silver Creek Ditch, it appears to the State Engineer that said transfer will not result in injury to the holders of any other water rights.

THEREFORE, It is ORDERED that said transfer be and the same is hereby approved and that the right under said Permit No. 582 shall be severed from said lands in the E $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 4, and shall be simultaneously transferred and become appurtenant to 40 acres in the SW $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 8, 20 acres in the NE $\frac{1}{2}$ NE $\frac{1}{4}$ , and 20 acres in the NE $\frac{1}{2}$ NW $\frac{1}{4}$ , Section 17, Township 2 South, Range 44 East, W.M., without loss of the priority of the right.

It is further ORDERED that the water shall be completely applied to the lands to which the right is transferred within three years from the date of this order; provided, however, that for good cause shown, extensions of this time limit may be granted by the State Engineer.

It is further ordered that on receipt of satisfactory proof of the application of water to the lands to which the right is transferred, a new

certificate of water right be issued to the Silver Creek Ditch Company describing these lands and eliminating those from which the water right is hereby severed, and that certain certificate of water right, heretofore issued to said company and of record in State Record of Water Right Certificates, Volumn 3, Page 2481 be cancelled.

Dated at Salem, Oregon, this 8th day of December, 1930.

*Chas E Stricklin*  
CHAS. E. STRICKLIN,  
State Engineer.

*Noted on Cert. # 2481*