

BEFORE THE STATE ENGINEER OF OREGON

Wasco County

IN THE MATTER OF THE APPLICATION )  
 OF WOLF RUN IRRIGATION COOPERATIVE, )  
 INC. FOR THE APPROVAL OF A CHANGE )  
 IN POINT OF DIVERSION OF WATER FROM )  
 EIGHTMILE CREEK )  
 -----

ORDER  
APPROVING APPLICATION

On August 22, 1962, Wolf Run Irrigation Cooperative, Inc. of Dufur, Oregon, filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Eightmile Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificates of water right issued to Wolf Run Water Users Association and recorded at pages 2353, 2358 and 2359, Volume 3, State Record of Water Right Certificates, confirms rights under Permits No. 92 and 93 for the use of the waters of Tamarack Creek, Springs and Gulch and Eightmile Creek for domestic and stock use and the irrigation of 385 acres, being described as follows, with a date of priority of May 3, 1909:

10 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3	5 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
10 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$	10 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$
5 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$	5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
5 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$	10 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
15 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$	Section 35
5 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$	10 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$	10 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 4	10 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
10 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$	10 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
10 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$	5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 5	5 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
T. 2 S., R. 12 E., W.M.	Section 36
10 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$	20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$
5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 26
5 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$	10 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$	5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 33	Section 25
5 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$	T. 1 S., R. 12 E., W.M.
5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$	15 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
10 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$	Section 30
5 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$	10 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
5 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$	Section 31
7 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$	T. 1 S., R. 13 E., W. M.
5 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$	10 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 34	Section 5
	10 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
	Section 8
	T. 2 S., R. 12 E., W.M.

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

5 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$   
15 acres in the NE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 29  
T. 1 S., R. 13 E., W.M.

Certificate of Water Right issued to Mary Etta Hancock and recorded at page 11238, Volume 10, State Record of Water Right Certificates, confirms a right under Permit 7259 to the use of the waters of Eightmile and Tamarack Creeks for the irrigation of 5 acres in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , 13 acres in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  and 2 acres in the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 4, Township 2 South, Range 12 East, W.M., with a date of priority of April 6, 1926. All of these lands are irrigated through the Wolf Run Irrigation Cooperative Canal, the point of diversion of said canal being located 1590 feet North and 3570 feet West from the southeast corner of Section 8, and being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 8, Township 2 South, Range 11 East, W. M. The point of diversion of said canal varies from different maps on file in the office of the State Engineer, but the location as above described was taken from a map prepared from an actual survey made by Roger J. Wilhelm, Land Surveyor, on June 8, 1956.

The applicant herein proposes to change the point of diversion of said canal to a point to be located 1561 feet North and 4481 feet West from the southeast corner of Section 8, and being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 8, Township 2 South, Range 11 East, W. M.

Notice by publication as provided by ORS 540.520 was not given in connection with this application for the reason said section provides notice is not required on an application for a change in point of diversion of water of less than one-fourth mile where there are no intervening diversions. The distance between the proposed point of diversion and the existing diversion as shown on any of the various maps on file in this office is less than  $\frac{1}{4}$  mile.

No objections having been filed and it appearing that the proposed change in point of diversion of water may be made without injury to

existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the proposed change in point of diversion of water from Eightmile Creek, to-wit:

From a point located 1590 feet North and 3370 feet West from the southeast corner of Section 8, and being within the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 8, Township 2 South, Range 11 East, W. M.

To a point to be located 1561 feet North and 4481 feet West from the southeast corner of Section 8, and being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , said Section 8, Township 2 South, Range 11 East, W. M.

for the irrigation of the lands described in paragraph 2 and 3 hereof, with dates of priority of May 3, 1909 and April 6, 1926, be and the same is hereby approved.

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, 1932, or within such extension of time as may be granted by the State Engineer for good cause shown.

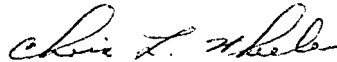
It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water that is available at the old point of diversion.

Dated at Salem, Oregon, this 20th day of September, 1932,

*Noted on records*

*App. # 59, 142, § 10696*

*Cert. # 2353, 2358, 2359 § 11282*



CHRIS L. WHEELER  
State Engineer