

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF HULETTE JOHNSON FOR APPROVAL OF)
A CHANGE IN PLACE OF USE OF WATER)
FROM LITTLE WALLA WALLA RIVER)

ORDER APPROVING
TRANSFER NO. 3760

On August 18, 1977, an application was filed in the office of the Water Resources Director by Hulette Johnson for a change in place of use under an existing water right of record, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 13225, Volume 11, State Record of Water Right Certificates, in the name of W. V. Staley, describes a right for the use of not to exceed 0.19 cubic foot per second from Little Walla Walla River for irrigation of 5.0 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, Township 6 North, Range 35 East, W.M., with a date of priority of 1886.

Water for the said right is diverted, through the Forsythe, Lytle Ditch, from a point located 10 feet South and 650 feet East from the Center Corner of Section 35, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, Township 6 North, Range 35 East, W.M.

The applicant herein, owner of the lands above described, proposes to change the place of use therefrom and, without loss of priority, to irrigate in lieu thereof 5.0 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, Township 6 North, Range 35 East, W.M.

Mr. William I. Porfily, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

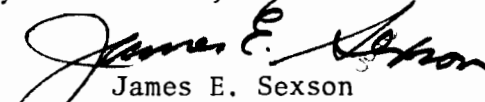
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1979.

It is FURTHER ORDERED that the certificate of water right heretofore issued to W.V. Staley and recorded at page 13225, Volume 11, State Record of Water Right Certificates, is canceled, 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 8th day of December, 1977.


James E. Sexson
Director