

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)  
OF FRANKLIN HOEFT FOR APPROVAL )  
OF CHANGES IN PLACE OF USE AND )  
POINT OF DIVERSION OF WATER )  
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ORDER AMENDING  
ORDER APPROVING  
TRANSFER NO. 3882

The Administrative Order of the Water Resources Director dated October 5, 1978, and recorded at pages 286 and 287, Volume 31, Special Order Record, approving water right transfer application No. 3882, in the name of Franklin Hoeft, was in error in paragraph 2 on page 286 in stating the amount of water and the number of acres owned by the applicant to which the water right described by the certificate recorded at page 30426, Volume 22, State Record of Water Right Certificates, is appurtenant. The Order listed an amount of water of not to exceed 0.42 cubic foot per second from Birch Creek for the irrigation of a certain 22.0 acres in SE 1/4 NW 1/4 of Section 27, Township 1 North, Range 32 East, W.M., when it should have stated: "...an amount of water of not to exceed 0.38 cubic foot per second from Birch Creek for the irrigation of 20.0 acres in SE 1/4 NW 1/4 of Section 27, Township 1 North, Range 32 East, W.M."

Also, the Order was in error in describing in paragraph 4 on page 286, the number of acres the applicant proposed to irrigate. The Order listed a certain 10.0 acres in NW 1/4 SE 1/4 and 12.0 acres in NW 1/4 NE 1/4 of said Section 27, when it should have listed: "...10.0 acres in NW 1/4 SE 1/4 and 10.0 acres in NW 1/4 NE 1/4 of said Section 27."

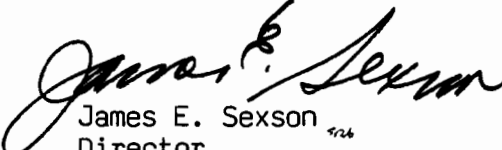
NOW, THEREFORE, it is ORDERED that paragraph 2 on page 286 of the Administrative Order of the Water Resources Director entered October 5, 1978, approving water right transfer application No. 3882, in the name of Franklin Hoeft, be and the same hereby is amended to read:

"The certificate recorded at page 30426, Volume 22, State Record of Water Right Certificates, in the name of Edwin Hoeft, describes a right which includes the use of not to exceed 0.38 cubic foot per second from Birch Creek for irrigation of 20.0 acres in SE 1/4 NW 1/4 of Section 27, Township 1, North, Range 32 East, W.M., with a date of priority of January 29, 1957."

It is FURTHER ORDERED that paragraph 4 on said page 286 of said Order be and the same hereby is amended to read:

"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 a certain 10.0 acres in NW 1/4 SE 1/4 and 10.0 acres in NW 1/4 NE 1/4 of Section 27, Township 1 North, Range 32 East, W.M."

Dated at Salem, Oregon, this 1st day of July, 1980.

  
James E. Sexson  
Director