

BEFORE THE STATE ENGINEER OF OREGON

Umatilla County

IN THE MATTER OF THE APPLICATION OF )  
JOHN L. ANDERSON FOR THE APPROVAL OF )  
A CHANGE IN POINT OF DIVERSION OF )  
WATER FROM LITTLE WALLA WALLA RIVER, )  
PURSUANT TO THE PROVISIONS OF SECTION )  
116-606, O. C. L. A. )  
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Q R D E R  
APPROVING APPLICATION

On January 17, 1945, John L. Anderson, Box 25, Freewater, Oregon, filed an application for the approval of a change in point of diversion of water from Little Walla Walla River.

In the adjudication proceedings determining the relative rights to the use of the waters of Walla Walla River and its tributaries, a water right was recognized in the name of the Estate of Adeline Nelson for the irrigation of 5 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M., with a date of priority of 1868, through the Stillman Ditch, the point of diversion of said ditch being located 125 feet North and 350 feet West from the Southeast corner of the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M.

The applicant herein, owner of the above-described land, proposes to change the present point of diversion to a point to be located approximately 590 feet South and 459 feet West from the Northeast corner of the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M.

Notice of the filing of the application was prepared by the State Engineer setting forth a time and place certain for hearing objections to the proposed change in point of diversion if any there were, namely: at the County Court House at Pendleton, Oregon, on the third day of April, 1945, at 10:00 A.M., and said notice was published for a period of at least three weeks and not less than one publication each week in the Freewater Times,

a newspaper of general circulation in Grant County, being the issues of February 9, 16 and 23, 1945, and the date fixed for such hearing being not less than 30 days after the last publication of said notice.

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 Little Walla Walla River, to-wit: from a point located 125 feet North and 350 feet West from the Southeast corner of the SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M., to a point to be located 590 feet South and 459 feet West from the Northeast corner of the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M., for the irrigation of 5 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M., with a date of priority of 1868, be and the same hereby is approved. The 5 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of said Section 1 are within the following described tract, to-wit: beginning at a point in the middle of the Walla Walla road 26 rods west of the NE corner of the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 1, Township 5 North, Range 35 East, W. M., thence west 40 rods; thence south 20 rods; thence east 40 rods; thence north 20 rods to the place of beginning.

Dated at Salem, Oregon, this 4th day of April, 1945.

  
CHAS. E. STRICKLIN  
State Engineer

*Noted on Decree  
Vol. 12, p. 213  
also Cert. 13095  
(Trsg No - A-12)*