

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON
UMATILLA COUNTY

IN THE MATTER OF THE APPLICATION)
OF HERBERT H. HENDRICKS FOR APPROVAL)
OF A CHANGE IN PLACE OF USE OF WATER)

ORDER APPROVING
TRANSFER NO. 4355

On January 2, 1980, an application was filed in the office of the Water Resources Director by Herbert H. Hendricks for approval of a change in place of use from Dry Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 1915, Volume 3, State Record of Water Right Certificates, in the names of James Noland, John A. Baxter & C. W. Thomas, describes a right which includes the use of not to exceed 0.65 cubic foot per second from Dry Creek for irrigation of a certain 23.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 29.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 6 North, Range 35 East, W.M., with a date of priority of January 31, 1917.

Water for the said right is diverted, through the Thomas-Langdon Ditch, from a point located 500 feet south and 500 feet west from the northeast corner of NW $\frac{1}{4}$ NE $\frac{1}{4}$, being within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, Township 5 North, Range 35 East, W.M.

The applicant herein, owner of the lands above described, proposes to sever the right therefrom and, without loss of priority, to use said water for supplemental irrigation of a certain 37.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 15.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 6 North, Range 35 East, W.M.

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

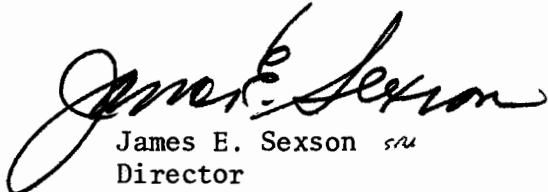
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

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, 1981.

It is FURTHER ORDERED that the certificate of water right recorded at Page 1915, Volume 3, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; 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 25th day of March, 1980.


James E. Sexson *su*
Director