

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. 4356

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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 of water from Little Walla Walla River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 13083, Volume 12, State Record of Water Right Certificates, in the name of Milton-Freewater & Hudson Bay Irrigation Company, describes a right which includes the use of not to exceed one and one-half miner's inches per acre from Little Walla Walla River for stock use and for irrigation of a certain 20.0 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 32, Township 6 North, Range 35 East, W.M., with a date of priority of February 16, 1903.

Water for the said right is diverted, through the Hudson Bay Ditch, from a point located 920 feet South and 310 feet West from the Northeast Corner of Section 2, being within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 2, 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 irrigate in lieu thereof a certain 20.0 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 32.

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.

The order of the Water Resources Director entered August 17, 1962, approving transfer No. H-131, provided for cancellation of the certificate recorded at page 13083, Volume 12, State Record of Water Right Certificates, and issuance of a new certificate covering the balance of the right NOT involved in the transfer proceedings; therefore,

It is FURTHER ORDERED that the portion of the right involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered August 17, 1962 approving transfer No. H-131; 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  
Director