

Name Bird, Henry  
By \_\_\_\_\_  
Address Rt 1 Box 150  
Joseph, Or 97846

Change in POU  
Date filed 6-3-85  
Date of hearing \_\_\_\_\_  
Place of hearing \_\_\_\_\_  
Date of order Aug 5, 1985 Vol. 39, page 283  
Date for application of water 10-1-86  
Proof mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

To Survey  
7-9-86

7-1-85 SPT

5653

DESCRIPTION OF WATER RIGHT

Name of stream Big Sheep Cr., Little Sheep Cr., etal  
Trib. of \_\_\_\_\_ County of Wallowa  
Use Irrigation  
Quantity of water \_\_\_\_\_ No. of acres 29.0  
Name of ditch \_\_\_\_\_  
Date of priority 1919  
In name of Wallowa Valley Improvement Dist. #1  
Imnaha River Adjudication, Vol. 10, page 330  
App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 9397  
Certificate cancelled \_\_\_\_\_  
Notation made on record by \_\_\_\_\_  
5/8/2015 Order of Proper Proof of Changes in  
Place of Use ---spov 95 pg 647

REMARKS

Need OK From FLB  
4/4/02 field form to J Miller for survey

FEES PAID

Date	Amount	Receipt No.
<u>6-3-85</u>	<u>99.00</u>	<u>46336</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

	INDEX CARDS:		Entered	Checked
<input checked="" type="checkbox"/>	Name			
<input checked="" type="checkbox"/>	Stream			
<input checked="" type="checkbox"/>	Pt. of Div.			
<input checked="" type="checkbox"/>	Calendar			
CHECKED TO RECORDS:				
<input checked="" type="checkbox"/>	Twp. & Rge.		<u>SRB</u>	
<input checked="" type="checkbox"/>	Decree-vault		<u>SRB</u>	
<input checked="" type="checkbox"/>	Decree-safe		<u>SRB</u>	
<input checked="" type="checkbox"/>	Cert. of W/R		<u>SRB</u>	
<input type="checkbox"/>	Per. Folder			
<input type="checkbox"/>	Chaindex			
<input type="checkbox"/>	Cross Ref.			
<input type="checkbox"/>	Power Claim			
<input checked="" type="checkbox"/>	Abstracts		<u>SRB</u>	

1456

## **CLARK Gerald E \* WRD**

---

**From:** BATES David D  
**Sent:** Friday, December 18, 2015 12:05 PM  
**To:** CLARK Gerry E  
**Subject:** T 5653 CERT 9397 TRANSFER MAPS

Hey Gerry,

Hope your day is going well! I have a question, transfer 5653 moved 29 acres of water. The transfer map shows 12.7 and 16.3 acres moved. However the Final order vol 95 pg 647 specifies acreages of 14.6 and 14.4. I was curious what the file has in it that I don't see. How did we go from 12.7 and 16.3 to 14.6 and 14.4? I only ask because I am mapping ALL of WVID's water rights and am trying to be as thorough as possible with my mapping. Any help or explanation is greatly appreciated!

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**David Bates**  
**District 7 Watermaster**  
401 NE First Street Ste.11  
Enterprise, OR 97828  
Office: 541-426-4464  
Cell: 541-398-8172



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Please let me know if you have any additional questions.

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**BEFORE THE WATER RESOURCES DEPARTMENT  
FOR THE  
STATE OF OREGON**

Order of Proper Proof of Changes in  
Place of Use Under Transfer T-5653

)  
)

Final Order

**THIS ORDER ISSUED TO:**

**HENRY BIRD  
86062 BIRD LANE  
JOSEPH OR 97846**

This order confirms the right of record to use the waters of **BIG SHEEP CREEK, LITTLE SHEEP CREEK AND STREAMS AND SPRINGS CROSSED BY LINE OF SHEEP CREEK DITCH, FOR IRRIGATION** of 29.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for **WALLOWA County**. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 10, at Page 330. This portion of said decree confirmed the right to the use of water as applied for under Application S-6653, Permit S-5335. The date of priority is 1919.

The amount of water to which such right is entitled, for the purposes of said, is limited to an amount actually beneficially used for said purposes and shall not exceed **ONE-FORTIETH** cubic foot per second per acre of land irrigated prior to July 31 of each year and not to exceed **ONE-EIGHTIETH** cubic foot per second per acre irrigated for the remainder of the irrigation season.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 S	46 E	WM	9	NW NW	LITTLE SHEEP CREEK - 70 FEET SOUTH AND 90 FEET EAST FROM NW CORNER, SECTION 9
4 S	46 E	WM	32	NE SE	BIG SHEEP CREEK - 2430 FEET NORTH AND 700 FEET WEST FROM SE CORNER, SECTION 32

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	ACRES
3 S	46 E	WM	5	NE NW	3	14.6
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**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

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That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

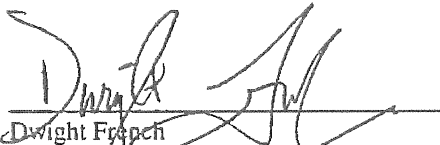
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under general supervision of said watermaster.

The right to the use of the water of the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

This order is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered AUGUST 5, 1985, at Special Order Volume 39, Page 283, approving Transfer Application 5653, affecting a portion of Certificate 9397, State Record of Water Right Certificates.

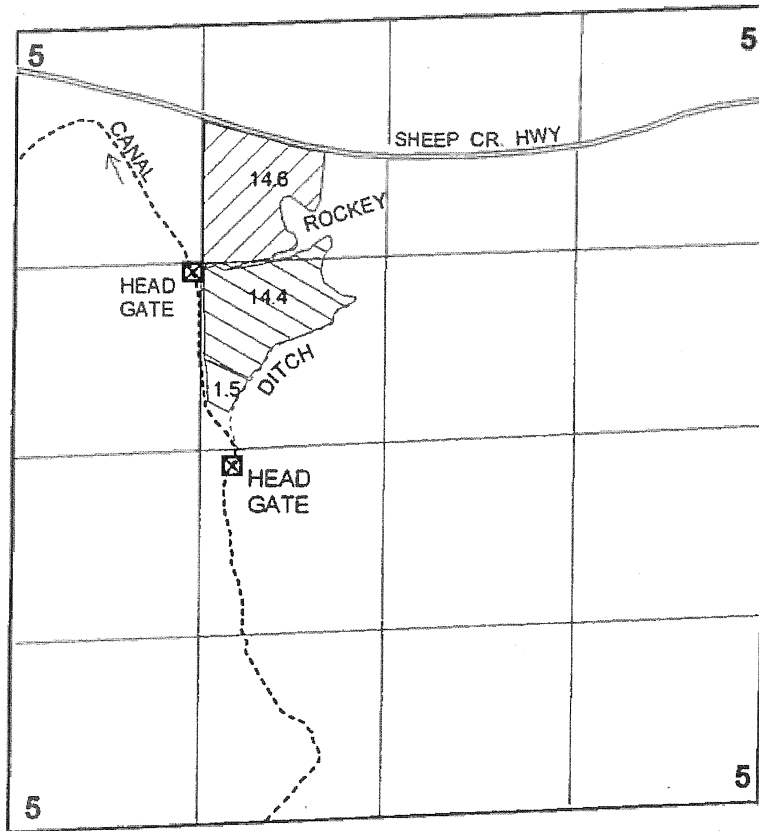
The Department will issue a superseding certificate describing the right when it determines that it is necessary for record keeping.

Issued MAY 08 2015



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

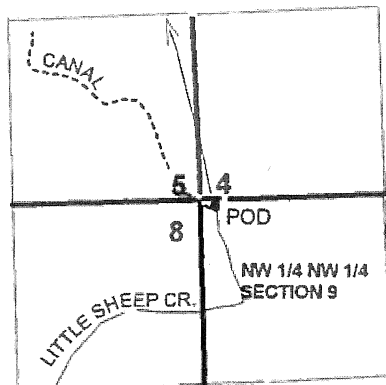
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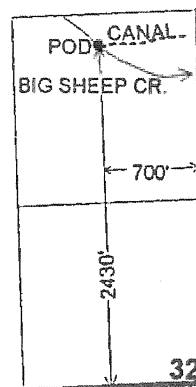
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T. 4 S., R. 46 E., W. M.



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T. 4 S., R. 46 E., W. M.  
E 1/2 SE 1/4 SEC. 32



FINAL PROOF SURVEY  
UNDER  
Transfer 5653  
IN THE NAME OF  
HENRY BIRD

Surveyed: June 20th, 2002 by: J. Miller

**RECEIVED**

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

drafted 10-31-2001 jm gps & DDU-1FF-90



## CLARK Gerald E \* WRD

---

**From:** BATES David D  
**Sent:** Friday, December 18, 2015 1:49 PM  
**To:** CLARK Gerry E  
**Subject:** RE: T 5653 CERT 9397 TRANSFER MAPS

You're the man! That's exactly what I was hoping to see😊  
Thanks!

*David Bates*  
*District 7 Watermaster*  
*401 NE First Street Ste.11*  
*Enterprise, OR 97828*  
*Office: 541-426-4464*  
*Cell: 541-398-8172*

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Would it be possible for you to extract the map from page three of the attachment and append the map to WRIS as the Final Proof/Claim map?

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FOR THE  
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Order of Proper Proof of Changes in  
Place of Use Under Transfer T-5653

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Final Order

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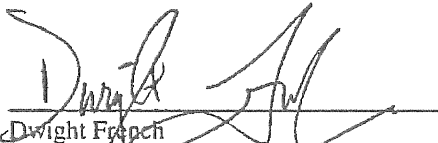
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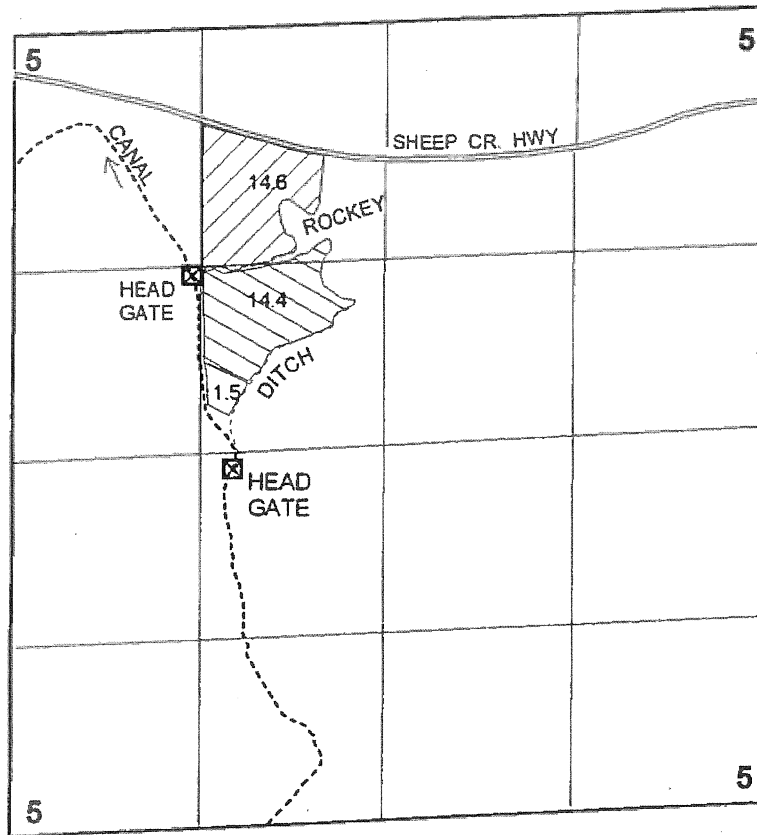
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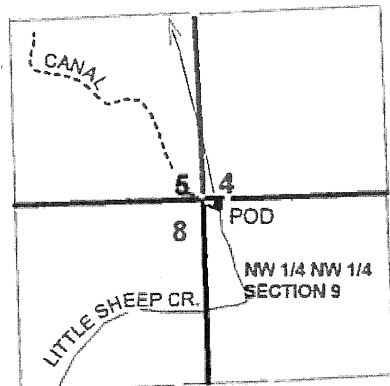
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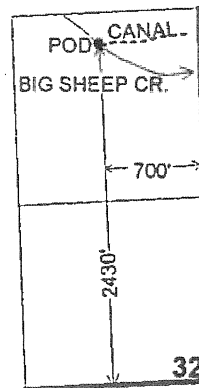
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WATER RESOURCES DEPT.  
SALEM, OREGON

drafted 10-31-2001 jm gps & DDU-1FF-90



## CLARK Gerald E \* WRD

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**From:** HUBER Linda L  
**Sent:** Friday, December 18, 2015 2:41 PM  
**To:** CLARK Gerry E  
**Subject:** RE: T 5653 CERT 9397 TRANSFER MAPS

Would it be possible? I has been done!!

Linda Huber | Water Resource Data Technician II

---

**Oregon Water Resources Department**

725 Summer St. NE, Suite A | Salem, Oregon 97301

Ph: 503.986.0860 | Fax: 503.986.0902

Email: [linda.l.huber@wrds.state.or.us](mailto:linda.l.huber@wrds.state.or.us) | Web: <http://www.wrd.state.or.us>

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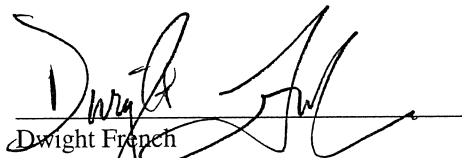
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under general supervision of said watermaster.

The right to the use of the water of the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

This order is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered AUGUST 5, 1985, at Special Order Volume 39, Page 283, approving Transfer Application 5653, affecting a portion of Certificate 9397, State Record of Water Right Certificates.

The Department will issue a superseding certificate describing the right when it determines that it is necessary for record keeping.

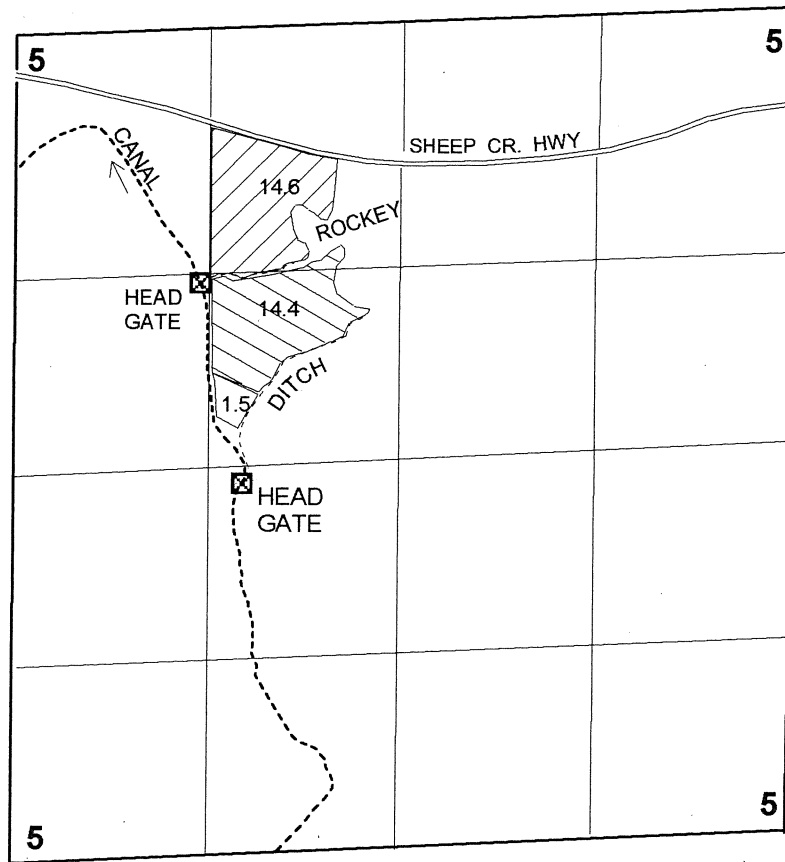
Issued MAY 08 2015



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department



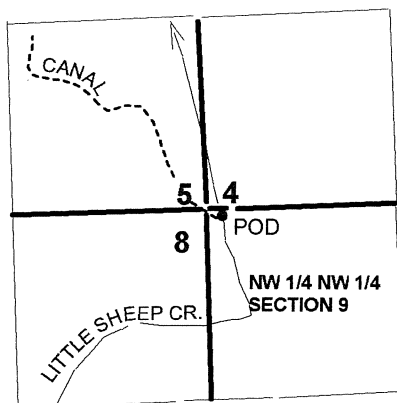
T. 3 S., R. 46 E., W. M.



1" = 1320'

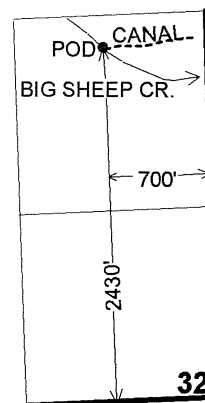
Insert of Diversions

T 4 S., R. 46 E., W. M.



POD - 70' South and 90' East of the Northwest Corner, Section 9.

T. 4 S., R 46 E., W.M.  
E 1/2 SE 1/4 SEC.32



FINAL PROOF SURVEY  
UNDER  
Transfer 5653  
IN THE NAME OF  
HENRY BIRD

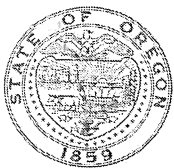
Surveyed: June 20th, 2002 by: J. Miller

**RECEIVED**

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

drafted 10-31-2001 jm gps & DDU-1FF-90



# Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

**Date Mailed:** MAY 08 2015

## NOTICE OF ORDER OF PROPER PROOF ISSUANCE

Attached is an Order of Proper Proof that confirms the water right established under the terms of a transfer order issued by this Department.

This is an order in other than a contested case and is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of these orders. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If you have any questions please contact Gerry Clark at 503-986-0811.

# Mailing List for Proper Proof of Change

Mailing Date:

Application: T-5653

**Certificate/Transfer Holder:** (include copy of map)

HENRY BIRD  
86062 BIRD LANE  
JOSEPH OR 97846 ✓

**Copies Mailed**

By: *Connie Vance*  
(SUPPORT STAFF)

on: MAY 08 2015  
(DATE)

**Copies of final Certificate to be sent to:**

1. ~~Data Center~~
2. Water Availability ✓
3. Vault ✓
4. File ✓

**Other Persons to receive copies (proposed and/or final certificate: (Include map)**

1. Watermaster #6 (include copy of map) ✓  
#9
2. Current Landowner: RODNEY D BOTTS  
LINDA BOTTS ✓  
66360 IMNAHA HWY  
JOSEPH OR 97846

**Record Marking(s):**

1. Original Application(s) #: 6653 ✓
2. Old Certificate #9397 ✓
3. Decree Name (Volume & Page): WALLOWA COUNTY (Vol. 10, pg. 330)

6 ✓

# MEMO – 2014-2015 Certificate Project Proof to Satisfaction (Aug 7, 2014)

Application #	Permit #	Transfer # T-5653
WRD Reviewer Jessica Joye	Date 3-4-15	
WRD Peer Reviewer J Skaug	Date 4/10/15	

## Research

- ☒ Organize file in chronological order
- ☒ Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
- ☒ Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
- ☒ Water Organization identified using AOI? ☒ No ☐ Yes  
If "Yes" cc: \_\_\_\_\_ & Add to Mailing List
- ☒ Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor  
If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
- ☒ Print Platcard & check for Place of Use Conflict? ☒ No ☐ Yes  
If "Yes", provide copy of certificate & relevant map
- ☒ Print BLM Cadastral Survey
- ☒ Does Claim Map identify correct DLC, Gov't Lots, QQ's? ☐ No ☒ Yes  
If "No", either \_\_\_\_\_ WRD amend map OR \_\_\_\_\_ prepare Order of Certification

DEPT. SURVEYED BY J. MILLER.

## Reviewing Claim

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

N/A Fish Conditions  
\_\_\_\_ Meter/measuring device  
\_\_\_\_ Water Use Reporting  
\_\_\_\_ Pump Test (post December 19, 1988)  
\_\_\_\_ Other Conditions \_\_\_\_\_  
\_\_\_\_ SWL  
YES C-Date 10/1/86

YES Run Capacity Calculator and Print Findings (for pump, sprinklers, pipes, ditches, as appropriate)

## NOTES:

C-Date - 10/1/86

T.Order - 8/5/85

CBU - 2/3/03

REC'D

Henry J Bird - deceased 11/4/13.

CERT:  
9397 → POU

This is a living Certificate.

### Determination

X Proper proof of changes in POU, T-5653. ok ✓

\_\_\_ I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

\_\_\_ I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

\_\_\_ I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

### Processing

\_\_\_ Stamp PROPOSED or Assign CERT# \_\_\_\_\_ or ORDER OF CERTIFICATION (circle one)

\_\_\_ Draft Certificates or Proposed Order of Certifications are available in the Application directory.

\_\_\_ Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

___ Record marking:	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____
	App _____	Permit _____	Cert _____

### NOTES:

#1- 'C' date on form - ok - per G.C. ✓

#2- Spoke to Susan D. about living Cert. She said to issue an Order of Proper proof. ✓



# WORK COPY - CLAIM

June 24, 2002

Final Proof Survey

Transfer 5653

In the name of Henry Bird, address 86062 Bird Lane, Joseph, OR 97846, phone 541-432-2753.

This is a resurvey, as Vern Church surveyed this transfer in 1988 and found more acres irrigated than the transfer was for.

On June 20<sup>th</sup>, I revisited this land and talked with Henry Bird about the irrigation. Henry showed me the diversions off Big Sheep Cr. and Little Sheep Cr.

The land is irrigated from Big Sheep Cr. and Little Sheep Cr. The Wallowa Valley Improvement District has headgates on both these sources.

**POD on Big Sheep Cr.** There is a concrete headgate structure across the creek with three 4' screw down gates. The structure is 15' across the creek channel. Diversion is off the east side of the creek channel into an earth lined ditch. The ditch is 10' wide and 2 feet deep. There is a weir with a staff gage down from the diversion 200'. This is Wallowa Valley Improvement District canal. The canal is directed to the north and the small tributaries flow into this channel. The canal is about 5 ½ miles to the Little Sheep Cr. Diversion.

**Little Sheep Cr. flows** into the Walla Valley Improvement canal. The canal is used as the creek channel from the inflow of Little Sheep cr. to the diversion structure where the flow is controlled. Here the diversion had a concrete headgate structure across the creek. The structure is 12' across with the creek being diverted into the channel on the east side of the canal.

The canal continues North to the Joseph Valley another 8 miles ± with lateral ditches off the main canal for irrigation.

The ditch that irrigates the south end of the Bird property had a wooden headgate structure across the main ditch that is 5' wide and 3' deep at this point. There is a lateral gate on this headgate structure that delivers water to the northeast. The gate for this water flow is 2' x 2' x 2' p and the headgate has a slide gate for control.

Water from the east side of the headgate flows into a earth ditch. The head of the ditch is 3' wide on the top 2' wide on the bottom width and 2' deep. The ditch is constructed to the northeast about 1100'.

The second ditch, which is south 1300' from the upper ditch, has the same type of headgate structure on the main ditch. The gate opening is 2' x 2' x 2' and directs water to the east into a

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WATER RESOURCES DEPT.  
SALEM, OREGON

T-5653 in the name of Henry Bird  
FPS  
PG 2 of 2

earth lined ditch. The ditch is 600' in length and ends at a rocky point.

Water could be measured, for Bird's portions, at the headgate structures on the canal.

Mr. Bird flood irrigates through lateral cutouts from the ditches.

I located the diversions off the ditches and off the creeks with the Leica GPS.

The east side of Bird's property is real rocky and Henry said the water did not flow here. He cannot get the water across the rocky area. This area will be taken off the final proof map. The total area to be irrigated is 29.0 acres

Use: Pasture grass for cattle

Fall: From the ditch diversion to the land irrigated, average is 120 feet of fall in 1000' of distance. Elevation at Big Sheep Cr. Diversion is  $\pm 6161'$ . The elevation at the diversion on Little Sheep Cr. is  $\pm 5640'$ . The mid elevation at the place of use this transfer is for is 4640'.

Tie: For the irrigation portion, Hwy 350 (Sheep Cr. Hill) and driveway to the Bird property. No marked corners found. The tie for the diversions was projected from the Lick Cr. quad map. The diversions from the creeks are within the body of Hells Canyon National Recreation Area.

The "from" land is not irrigated.

The Lick Creek quad map shows the Irrigation Canal. The land is shown on the Kenney Lake quad map.

Mr. Bird said this land has been irrigated for about 50 years.

Land shows up on a 1971 series aerial B.B.A. MM-337 and 94 flight downloaded from GIS.

June Miller  
Field Inspector

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WATER RESOURCES DEPT.  
SALEM, OREGON



CERT: 9397 Living Cert.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WALLOWA COUNTY

IN THE MATTER OF THE APPLICATION OF )  
HENRY BIRD FOR APPROVAL OF A )  
CHANGE IN PLACE OF USE OF WATER. )

ORDER APPROVING  
TRANSFER 5653

On June 3, 1985, an application was filed in the office of the Water Resources Director by Henry Bird for approval of a change in place of use of water from Big Sheep Creek, Little Sheep Creek and streams and springs crossed by line of Sheep Creek Ditch, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Wallowa County, Oregon, entered November 3, 1930, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Imnaha River and Its Tributaries, a water right was established in the name of Wallowa Valley Improvement District No. 1, tabulated in Volume 10, page 330, Order Record of the Water Resources Director, for use of not to exceed one-fortieth cubic foot per second per acre of land irrigated prior to July 31 of each year and not to exceed one-eightieth cubic foot per second per acre irrigated for the remainder of the irrigation season, from Big Sheep Creek, Little Sheep Creek and streams and springs crossed by line of Sheep Creek Ditch for irrigation of, among other lands, a certain 19.2 acres in NE 1/4 NE 1/4 and 9.8 acres in SE 1/4 NE 1/4, Section 25, Township 2 South, Range 45 East, WM. This portion of said decree confirmed the right to the use of water as applied for under Application 6653, Permit 5335. Said right has a date of priority of 1919, as evidenced by the certificate recorded at page 9397, Volume 9, State Record of Water Right Certificates.

Water for the said right is diverted from Big Sheep Creek from a point located South 72 degrees West, 681 feet from the East Quarter Corner of Section 32, being within the NE 1/4 SE 1/4 of Section 32, Township 4 South, Range 46 East, WM; and from Little Sheep Creek from a point located South 81 degrees 7 minutes East, 138 feet from the Northwest Corner of Section 9, being within the NW 1/4 NW 1/4 of Section 9, Township 4 South, Range 46 East, WM.

The applicant herein, with the consent of the owner of the lands above described, proposes to change the place of use therefrom to irrigation of 16.3 acres in NE 1/4 NW 1/4 and 12.7 acres in SE 1/4 NW 1/4 of Section 5, Township 3 South, Range 46 East, WM.

Robert W. DeBow, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

FROM:

19.2 NENE  
9.8 SENE  
(29.0 acres)

POD'S —  
(2)

TO:  
(14.6)  
14.3 NENW  
12.7 SENW  
(14.4)  
(29.0 ACRES)

$$(29.0 \text{ acres})(1/40) = 0.725 \text{ CFS}$$
$$(29.0 \text{ acres})(1/80) = 0.3625 \text{ CFS}$$

0.73 CFS

Volume 39, page 283

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 proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

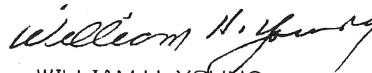
That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1986.

It is FURTHER ORDERED that 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 the certificate of water right heretofore issued to Wallowa Valley Improvement District No. 1 and recorded at page 9397, Volume 9, State Record of Water Right Certificates, be canceled, and in lieu thereof a new confirming certificate of water right be issued to said District.

Dated at Salem, Oregon, this 5th day of August, 1985.

  
WILLIAM H. YOUNG  
Director

NOTE: The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

2475A  
9529C

STATE OF OREGON  
COUNTY OF WALLOWA  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARDNER L. LOCKE  
ROUTE 1, BOX 143  
JOSEPH, OREGON 97846

confirms the right to use the waters of the WALLOWA RIVER, a tributary of the GRANDE RONDE RIVER, for the purpose of IRRIGATING 71.0 ACRES.

The right has been perfected under Permit 40712. The date of priority is MARCH 30, 1976. The right is limited to not more than 1.78 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

LOT 3 (NE 1/4 NW 1/4), SECTION 5, T 3 S, R 45 E, W.M.; 890 FEET SOUTH AND 1050 FEET WEST FROM THE N 1/4 CORNER OF SECTION 5.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NE 1/4 NE 1/4 14.8 ACRES  
NW 1/4 NE 1/4 24.9 ACRES  
SW 1/4 NE 1/4 20.1 ACRES  
SE 1/4 NE 1/4 11.2 ACRES

SECTION 25  
TOWNSHIP 2 SOUTH, RANGE 45 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed  
FEBRUARY 12, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 65190.

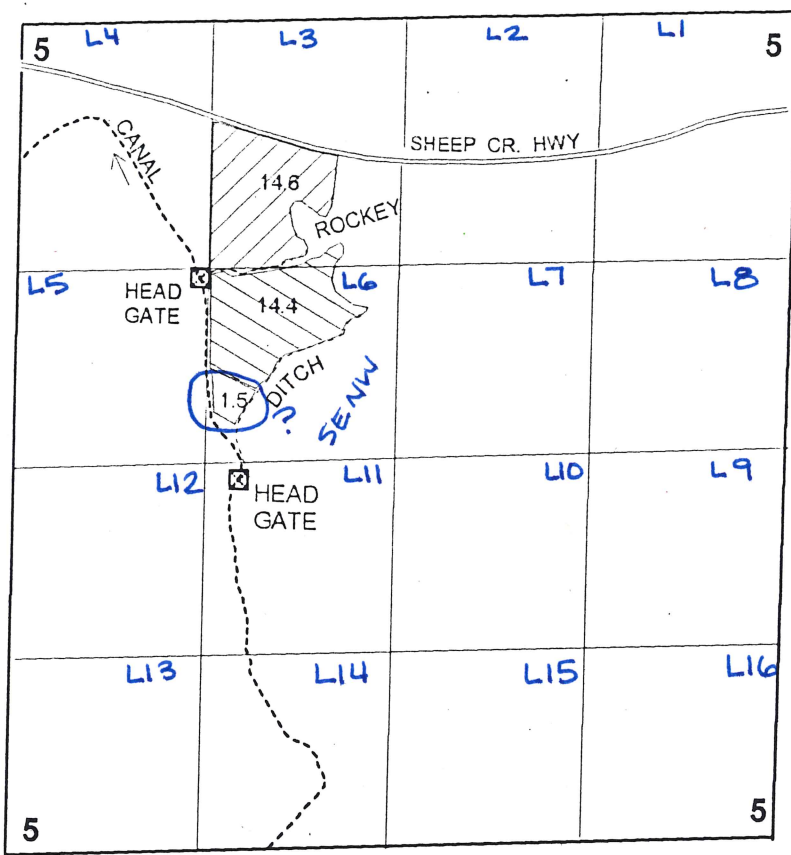
54081.DM

No supplemental- OK  
To CERT: 9397

WORK COPY

29.0 AC MAX

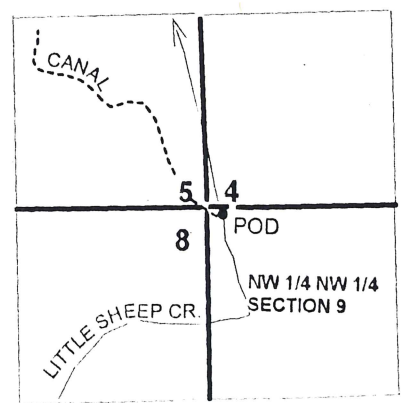
T. 3 S., R. 46 E., W. M.



1" = 1320'

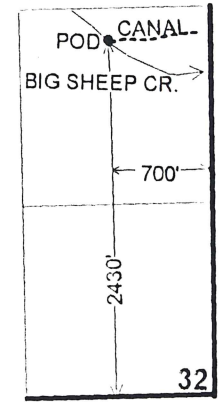
Insert of Diversions

T 4 S., R. 46 E., W. M.



POD - 70' South and 90' East of the Northwest Corner, Section 9.

T. 4 S., R 46 E., W.M.  
E 1/2 SE 1/4 SEC.32



FINAL PROOF SURVEY

UNDER

Transfer 5653

IN THE NAME OF  
HENRY BIRD

Surveyed: June 20th, 2002 by: J. Miller

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FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON



## STATE OF OREGON

COUNTY OF      WALLOWA

## CERTIFICATE OF WATER RIGHT

This is to Certify, That      WALLOWA VALLEY IMPROVEMENT DISTRICT No. 1,  
a municipal corporation,

of      Joseph      , State of      Oregon,      has a right to the use of

the waters of      Big Sheep Creek and Little Sheep Creek and streams and springs crossed  
by line of Sheep Creek Ditch, for Tract No. 1; Big Sheep Creek and tributaries  
crossed by line of Sheep Creek Ditch for Tract No. 2.  
for the purpose of      irrigation of 1,346.1 acres in Tract No. 1; and supplemental irri-  
gation of 5,158.6 acres in Tract No. 2.

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
Wallowa      County, and the said decree entered of record at Salem, in the Order  
Record of the STATE ENGINEER, in Volume 1919      , at page      ; that the priority  
of the right thereby confirmed dates from

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes and shall not exceed      one-fortieth of one  
cubic foot per second per acre of land irrigated prior to July 31st of each year  
and not to exceed one-eightieth of one cubic foot per second per acre for the  
remainder of the irrigation season.

A description of the lands irrigated under such right, and to which the water is appurtenant  
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT NO. 1

19.2 acres in NE<sup>1</sup>NE<sup>1</sup>  
9.8 acres in SE<sup>1</sup>NE<sup>1</sup>,  
Section 25,  
T. 2 S., R. 45 E.W.M.

10.8 acres in SW<sup>1</sup>NE<sup>1</sup>  
19.0 acres in NW<sup>1</sup>NW<sup>1</sup>  
14.7 acres in SE<sup>1</sup>NW<sup>1</sup>  
12.0 acres in NW<sup>1</sup>SE<sup>1</sup>  
14.3 acres in SW<sup>1</sup>SE<sup>1</sup>  
0.7 acre in SE<sup>1</sup>SE<sup>1</sup>,  
Section 30;

2.6 acres in NE<sup>1</sup>NE<sup>1</sup>  
3.8 acres in NW<sup>1</sup>NE<sup>1</sup>  
25.2 acres in SW<sup>1</sup>NE<sup>1</sup>  
8.2 acres in SE<sup>1</sup>NE<sup>1</sup>;  
6.2 acres in NE<sup>1</sup>NW<sup>1</sup>  
6.0 acres in NW<sup>1</sup>NW<sup>1</sup>  
34.0 acres in SW<sup>1</sup>NW<sup>1</sup>  
17.4 acres in SE<sup>1</sup>NW<sup>1</sup>;  
11.0 acres in NE<sup>1</sup>SW<sup>1</sup>  
31.0 acres in NW<sup>1</sup>SW<sup>1</sup>  
34.0 acres in SW<sup>1</sup>SW<sup>1</sup>  
23.0 acres in SE<sup>1</sup>SW<sup>1</sup>;  
12.2 acres in NE<sup>1</sup>SE<sup>1</sup>  
34.8 acres in NW<sup>1</sup>SE<sup>1</sup>  
34.0 acres in SW<sup>1</sup>SE<sup>1</sup>  
1.0 acre in SE<sup>1</sup>SE<sup>1</sup>;  
Section 31,  
T. 2 S., R. 46 E.W.M.

16.0 acres in NE<sup>1</sup>NE<sup>1</sup>  
39.0 acres in NW<sup>1</sup>NE<sup>1</sup>  
40.0 acres in SW<sup>1</sup>NE<sup>1</sup>

39.0 acres in SE<sup>1</sup>NE<sup>1</sup>  
6.4 acres in NE<sup>1</sup>NW<sup>1</sup>  
41.0 acres in NE<sup>1</sup>SE<sup>1</sup>  
34.9 acres in NW<sup>1</sup>SE<sup>1</sup>  
24.3 acres in SW<sup>1</sup>SE<sup>1</sup>

Section 10;

1.6 acres in SE<sup>1</sup>NE<sup>1</sup>  
39.8 acres in NW<sup>1</sup>NW<sup>1</sup>  
58.8 acres in SW<sup>1</sup>NW<sup>1</sup>  
38.0 acres in SE<sup>1</sup>NW<sup>1</sup>;  
36.2 acres in NE<sup>1</sup>SW<sup>1</sup>  
42.0 acres in NW<sup>1</sup>SW<sup>1</sup>

Section 11;

5.0 acres in NW<sup>1</sup>NE<sup>1</sup>  
16.0 acres in SW<sup>1</sup>NE<sup>1</sup>  
39.8 acres in NE<sup>1</sup>NW<sup>1</sup>  
40.0 acres in NW<sup>1</sup>NW<sup>1</sup>  
38.2 acres in SW<sup>1</sup>NW<sup>1</sup>  
40.0 acres in SE<sup>1</sup>NW<sup>1</sup>;  
40.0 acres in NE<sup>1</sup>SW<sup>1</sup>  
16.4 acres in NW<sup>1</sup>SW<sup>1</sup>  
18.2 acres in SE<sup>1</sup>SW<sup>1</sup>;  
23.4 acres in NW<sup>1</sup>SE<sup>1</sup>  
8.0 acres in SW<sup>1</sup>SE<sup>1</sup>

Section 14;

39.6 acres in NE<sup>1</sup>NE<sup>1</sup>  
26.0 acres in NW<sup>1</sup>NE<sup>1</sup>  
38.0 acres in SW<sup>1</sup>NE<sup>1</sup>  
38.0 acres in SE<sup>1</sup>NE<sup>1</sup>;  
40.0 acres in NE<sup>1</sup>SE<sup>1</sup>  
34.8 acres in NW<sup>1</sup>SE<sup>1</sup>  
4.8 acres in SW<sup>1</sup>SE<sup>1</sup>  
18.0 acres in SE<sup>1</sup>SE<sup>1</sup>;  
Section 15;

T. 3 S., R. 45 E., W.M.

TRACT NO. 2

2.4 acres in NE<sup>1</sup>NW<sup>1</sup>,  
10.7 acres in SE<sup>1</sup>NW<sup>1</sup>,  
35.5 acres in NE<sup>1</sup>SW<sup>1</sup>

5.5 acres in NW<sup>1</sup>SW<sup>1</sup>  
4.4 acres in SW<sup>1</sup>SW<sup>1</sup>  
39.3 acres in SE<sup>1</sup>SW<sup>1</sup>;

CERT: 9397 CF RR\*?

APPEARS TO BE  
CERT: 9397 CF CN

TRACT NO. 2-continued.

32.4 acres in NW<sup>1</sup>NW<sup>1</sup>  
 31.2 acres in SW<sup>1</sup>NW<sup>1</sup>  
 37.8 acres in NW<sup>1</sup>SW<sup>1</sup>  
 40.0 acres in SW<sup>1</sup>SW<sup>1</sup>  
 20.1 acres in SE<sup>1</sup>SW<sup>1</sup>;  
 Section 5;

19.8 acres in NE<sup>1</sup>NE<sup>1</sup>  
 34.6 acres in NW<sup>1</sup>NE<sup>1</sup>  
 4.0 acres in SW<sup>1</sup>NE<sup>1</sup>  
 42.0 acres in SE<sup>1</sup>NE<sup>1</sup>  
 19.0 acres in NE<sup>1</sup>NW<sup>1</sup>  
 28.0 acres in NW<sup>1</sup>NW<sup>1</sup>  
 24.4 acres in SW<sup>1</sup>NW<sup>1</sup>  
 11.8 acres in SE<sup>1</sup>NW<sup>1</sup>  
 27.6 acres in NE<sup>1</sup>SW<sup>1</sup>  
 40.0 acres in NW<sup>1</sup>SW<sup>1</sup>  
 39.0 acres in SW<sup>1</sup>SW<sup>1</sup>  
 37.0 acres in SE<sup>1</sup>SW<sup>1</sup>;  
 36.4 acres in NE<sup>1</sup>SE<sup>1</sup>  
 38.4 acres in SW<sup>1</sup>SE<sup>1</sup>  
 39.4 acres in SE<sup>1</sup>SE<sup>1</sup>;  
 Section 6;

39.0 acres in NW<sup>1</sup>NE<sup>1</sup>  
 39.0 acres in SW<sup>1</sup>NE<sup>1</sup>  
 37.0 acres in NE<sup>1</sup>NW<sup>1</sup>  
 39.2 acres in NW<sup>1</sup>NW<sup>1</sup>  
 39.0 acres in SW<sup>1</sup>NW<sup>1</sup>  
 38.0 acres in SE<sup>1</sup>NW<sup>1</sup>;

38.2 acres in NE<sup>1</sup>SW<sup>1</sup>  
 38.0 acres in NW<sup>1</sup>SW<sup>1</sup>  
 38.2 acres in SW<sup>1</sup>SW<sup>1</sup>  
 38.2 acres in SE<sup>1</sup>SW<sup>1</sup>;  
 40.4 acres in NE<sup>1</sup>SE<sup>1</sup>  
 29.0 acres in NW<sup>1</sup>SE<sup>1</sup>  
 11.0 acres in SW<sup>1</sup>SE<sup>1</sup>;  
 Section 7;

22.4 acres in NW<sup>1</sup>NW<sup>1</sup>;  
 Section 8;

25.2 acres in NW<sup>1</sup>NE<sup>1</sup>  
 3.2 acres in SW<sup>1</sup>NE<sup>1</sup>  
 24.8 acres in NE<sup>1</sup>NW<sup>1</sup>  
 38.0 acres in NW<sup>1</sup>NW<sup>1</sup>;  
 38.0 acres in SW<sup>1</sup>NW<sup>1</sup>  
 19.0 acres in SE<sup>1</sup>NW<sup>1</sup>  
 20.2 acres in NE<sup>1</sup>SW<sup>1</sup>  
 7.0 acres in NW<sup>1</sup>SW<sup>1</sup>  
 26.2 acres in SW<sup>1</sup>SW<sup>1</sup>  
 11.8 acres in SE<sup>1</sup>SW<sup>1</sup>;  
 1.6 acres in NW<sup>1</sup>SE<sup>1</sup>;  
 Section 18;

T. 3 S., R. 46 E., W. M.

(NOTE: Lands in the NE<sup>1</sup> and SE<sup>1</sup> Sec. 1, NE<sup>1</sup> & S<sup>1</sup>SE<sup>1</sup> Sec. 12; E<sup>1</sup> NE<sup>1</sup> Sec. 13, T. 3 S., R. 45 E.; NW<sup>1</sup> and SW<sup>1</sup> Sec. 7, T. 3 S., R. 46 E., have vested rights from McCully Creek and are furnished with a supplemental supply through the District system.)

And said right shall be subject to all other conditions and limitations contained in said decree.  
 The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer,

affixed this 5th day

of November, 192 / 31

CHAS. E. STRICKLIN

State Engineer.

TRACT NO. 2-continued.

6.2 acres in NW SE  
27.2 acres in SW SE  
6.0 acres in SE SE,  
Section 25;  
24.0 acres in SW SW  
37.4 acres in SE SE  
Section 35;  
T. 2 S., R. 45 E., W.M.

15.0 acres in NW NE  
40.0 acres in NW NE  
40.0 acres in SW NE  
36.8 acres in SE NE  
54.8 acres in NE NW  
1.3 acres in SW NW  
38.0 acres in SE NW  
45.0 acres in NE SW  
32.0 acres in NW SW  
39.0 acres in SW SW  
42.0 acres in SE SW  
40.0 acres in NE SE  
40.0 acres in NW SE  
39.2 acres in SW SE  
39.0 acres in SE SE

Section 36,  
T. 2 S., R. 45 E., W.M.

50.0 acres in NE NE  
41.0 acres in NW NE  
42.0 acres in SW NE  
42.0 acres in SE NE  
43.6 acres in NE NW  
39.2 acres in NW NW  
41.0 acres in SW NW  
43.0 acres in SE NW  
44.0 acres in NE SW  
40.0 acres in NW SW  
40.0 acres in SW SW  
43.0 acres in SE SW  
42.0 acres in NE SE  
41.6 acres in NW SE  
40.3 acres in SW SE  
40.0 acres in SE SE

Section 1;

40.0 acres in NE NE  
40.0 acres in NW NE  
42.0 acres in SW NE  
41.0 acres in SE NE  
28.0 acres in NE NW  
4.0 acres in NW NW  
38.4 acres in SW NW  
38.6 acres in SE NW  
39.0 acres in NE SW  
38.2 acres in NW SW  
40.0 acres in SW SW  
39.0 acres in SE SW  
42.0 acres in NE SE  
42.0 acres in NW SE  
40.0 acres in SW SE  
40.0 acres in SE SE

Section 2;

24.0 acres in NE NE  
40.0 acres in SE SW  
Section 10;

39.6 acres in NE NE  
38.8 acres in NW NE  
39.6 acres in SW NE  
38.0 acres in SE NW  
38.0 acres in NE NW  
40.4 acres in SW SW  
38.0 acres in SE SW  
40.0 acres in NE SE  
40.0 acres in NW SE  
36.4 acres in SW SE  
36.4 acres in SE SE

Section 11;

38.4 acres in NE NE  
38.0 acres in NW NE  
40.0 acres in SW NE  
38.8 acres in SE NE  
40.0 acres in NE NW  
40.0 acres in NW NW  
41.4 acres in SW NW  
40.0 acres in SE NW  
40.0 acres in NE SW  
39.8 acres in NW SW  
38.0 acres in SW SW  
40.0 acres in SE SW  
40.0 acres in NE SE  
40.0 acres in NW SE  
40.0 acres in SW SE  
40.0 acres in SE SE

Section 12;

39.0 acres in NE NE  
40.0 acres in NW NE  
38.0 acres in SW NE  
38.0 acres in SE NE  
40.0 acres in NE NW  
40.8 acres in NW NW  
38.0 acres in SW NW  
37.0 acres in SE NW  
37.8 acres in NE SW  
16.8 acres in NW SW  
1.2 acres in SE SW  
38.2 acres in SE SW  
40.0 acres in NE SE  
38.0 acres in NW SE  
20.8 acres in SW SE  
17.6 acres in SE SE

Section 13;

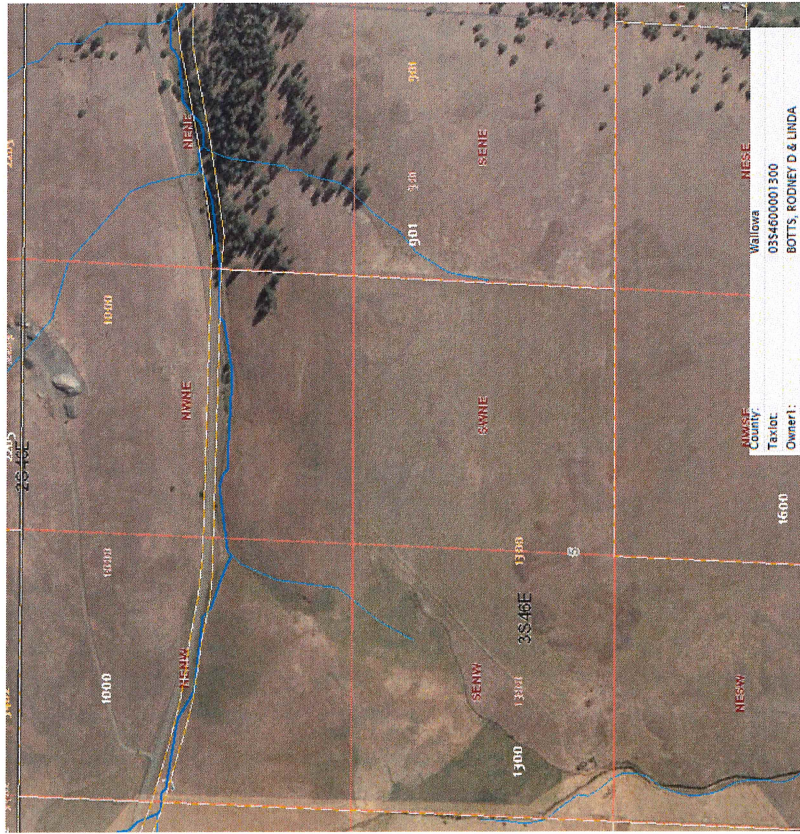
30.0 acres in NE NE  
33.6 acres in NW NE  
20.0 acres in SW NE  
41.4 acres in SE NE  
37.0 acres in NE SE  
12.4 acres in NW SE  
5.0 acres in SW SE  
12.0 acres in SE SE

Section 14;

T. 3 S., R. 45 E. W. M.



T-5653



POU of "TO" Lands

State:	Idaho
County:	Walawla
Taxlot:	035460001300
Owner1:	BOTTS, RODNEY D & LINDA
Owner2:	
Owner Address:	66360 INNAHA HWY JOSEPH OR 97846
Site Address:	0.00000000
Acres:	Null
TS/CO:	XXXX XXXX XXXXXXXX



LITTLE SHEEP CREEK POD



BIG SHEEP CREEK POD

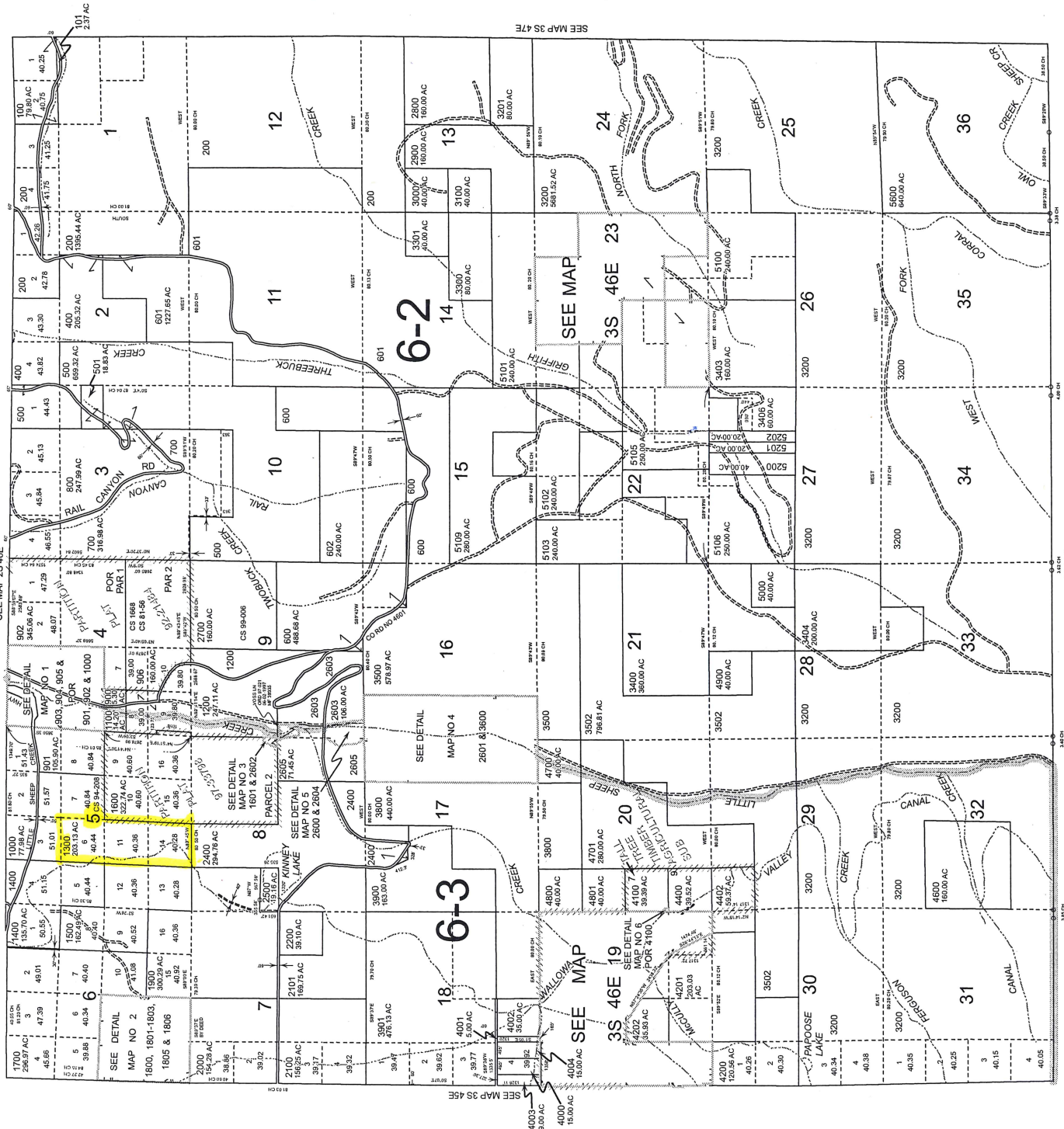
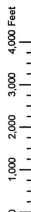
T-5653 is Not mapped. I captured the POU lands + POD's in mapper. No irrigation @ time of aerial? not something we will worry about :)

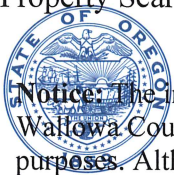


Cancelled  
300  
1701  
1804  
2300  
3401  
3402  
3405  
3501  
3601  
3700  
3801  
4101 THRU  
4111  
4300  
4401  
4500  
5104  
5107  
5108  
5110  
5300 THRU  
5306  
5500

Revised: DBJ  
11/19/2014

03S46E





# Oregon

Kate Brown, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

Notice: The information provided here is for convenience ONLY. The records located at Wallowa County Assessor's office are the one and only legal instruments for assessment purposes. Although reasonable attempts are made to maintain this information as accurate as possible, these documents are being provided as an informational convenience ONLY. Wallowa County is not, in any way, liable for any inaccuracies, inconsistencies, errors, omissions, or other deviations in these documents from the original copies maintained and filed at the Wallowa County Assessor's Office, Enterprise, Oregon.

Date Web Site was last updated 3/05/2015

### Value and tax information for tax year 2014

Ref#:4546 Type of Property : REAL PROPERTY

MAP#	TAX LOT#	A NUM	CODE	PROPERTY CLASS/DESC	ZONE
03S460000	1300	0	63	540 FARM USE/NONEFU/VAC	T/G

<b>OWNER:</b>	BOTTS, RODNEY D & LINDA
<b>CONTRACT:</b>	
<b>ETAL(s):</b>	
<b>MAILING ADDRESS:</b>	66360 IMNAHA HWY
<b>CITY/ST:</b>	JOSEPH OR, 97846

PROPERTY ADDRESS: 0

### NOTES:

\*NONEFU FARM USE-POTENTIAL ADD TAX

	REAL MKT VALUE	ASSESSED(TAXABLE) VALUE
LAND	\$224,820	
STRUCTURES	\$0	
<b>SUBTOT</b>	\$224,820	\$15,300
<b>TOTAL</b>	\$224,820	\$15,300

### PROPERTY TAX INFORMATION

Do not pay this amount! For current balance owing, contact our office.  
Contact information may be found at this web page [Assessor/Tax Collector](#)

BASE TAX	\$150.83
SPECIAL ASSESSMENTS	
FIRE PATROL	\$41.25
<b>TOTAL BASE TAX &amp; SPECIAL ASSESSMENTS</b>	<b>\$192.08</b>



**LAND DESCRIPTIONS**

LINE #	ACRES	LAND CODE	DESCRIPTION	DIMENSIONS	MARKET VALUE
1	22.50	4D	DRY C4 AG LAND	-	\$20,250
2	20.00	4I	IRRIGATED C4 AG LAND	-	\$60,000
3	30.00	5D	DRY C5 AG LAND	-	\$27,000
4	27.50	6D	DRY C6 AG LAND	-	\$24,750
5	103.13	7	GRAZING C7 AG GROUND	-	\$92,820
<b>TOTAL</b>	203.13				

**SALES**

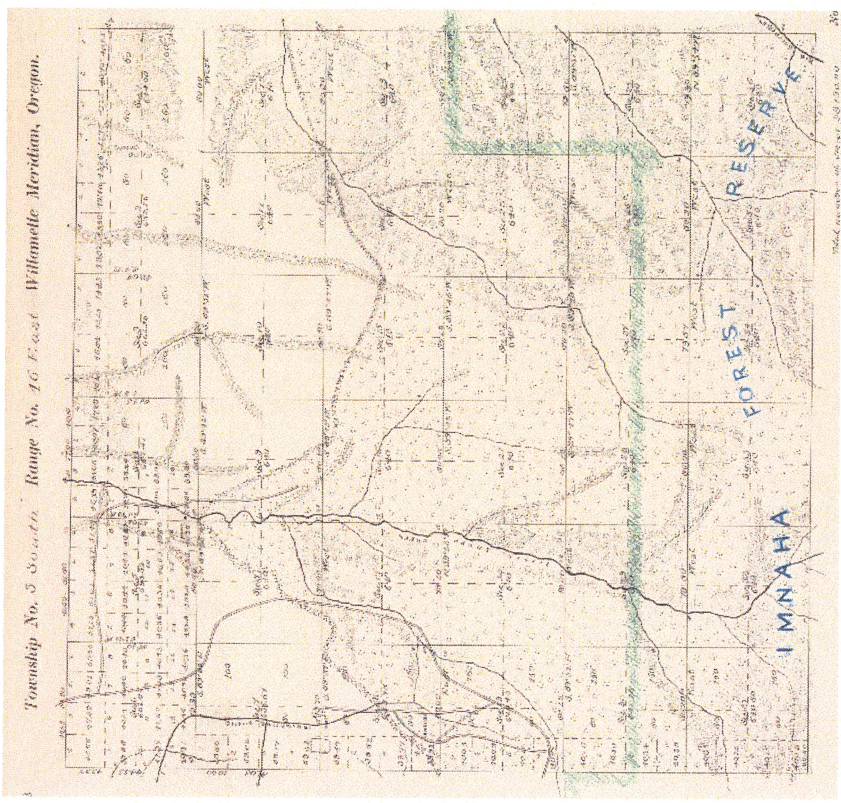
SEQ #	SALES DATE	SALES AMOUNT	#PARCELS SOLD	DOC TYPE	DOCUMENT NUMBER
1	2/12/2010	\$100,000	1	WD	63247

[NEW SEARCH](#)



T-5653

4	1060	81.00	3	2	1
51.15	51.01	51.57	51.43		
5	6	7	8		
40.44	40.44	40.84	40.84	40.84	40.84
12	11	10	9		
40.36	40.36	40.60	40.60	40.60	40.60
13	14	15	16		
40.28	40.28	40.50	40.50	40.50	40.50
	80	50			



## Water Rights Platcard Report

Meridian: **Willamette** Township: **3** South Range: **46** East Section: **5** Records per Page: **13** Search

Platcards Maps!  
Learn about \* View Map

Water Right	Changing Year	Priority	User	Use	Stat	PLC	Gov't	Q(40)	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	Unknown
Leg	Q(100)	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW
<b>Select</b> Cert:9397 CF RR *	7/23/1919	IRRIGATION											14.6			14.4									
Additional Info: WALLOWA VALLEY IMPROVEMENT DISTRICT 1 Decree: IMNAHA RIVER (F) App: S6653 Permit: S5335 Cert: 9397																									
<b>Select</b> Cert:9391 OR *	12/31/1905	IRRIGATION, LIVESTOCK AND DOMESTIC											32.4	31.2			37.8	40	20.1						
Additional Info: WALLOWA VALLEY IMPROVEMENT DISTRICT 1 Decree: IMNAHA RIVER (F) Cert: 9391																									
<b>Select</b> Cert:70626 OR CN	1/1/1993	LIVESTOCK	CN				*																		
Additional Info: WARREN B VOSS App: R76703 Cert: 70626																									
<b>Select</b> Cert:75047 CR *	1/1/1993	LIVESTOCK					*																		
Additional Info: WARREN B VOSS App: R76703 Cert: 75047																									
<b>Select</b> Cert:2439 OR *	1/18/1913	SUPPLEMENTAL IRRIGATION (Suppl'mtl)										18	40		10	40	40	15							
Additional Info: MOUNTAIN SHEEP DITCH CO. App: S2743 Permit: S1448 Cert: 2439																									
<b>Select</b> Cert:9397 CF RR *	7/23/1919	SUPPLEMENTAL IRRIGATION (Suppl'mtl)										32.4	31.2			37.8	40	20.1							
Additional Info: WALLOWA VALLEY IMPROVEMENT DISTRICT 1 Decree: IMNAHA RIVER (F) App: S6653 Permit: S5335 Cert: 9397																									

Acreege Legend: 12.25 Regular acreage    ~~12.25~~ Acreage is on a canceled right    (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)    [12.25] Acreage has been suspended    \* Acreage is not specified



## Water Rights Platcard Report

Meridian:  Township:   Range:   Section:  Records per Page:  Search [Platcards Maps!](#) [Learn about \\* View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NR	NW NR	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown Q
<a href="#">Select</a> <b>Cert:9311 OR *</b>  Additional Info: DOBBIN DITCH CO. App: S4401 Permit: S2696 Cert: 9311		7/20/1915	DOMESTIC									*	*	*	*	*	*	*	*					
<a href="#">Select</a> <b>Permit: S 38712 CN</b>  Additional Info: RAY A HOCKETT App: S51257 Permit: S38712		9/20/1973	IRRIGATION	CN															*	±	4	5.7	24.5	
<a href="#">Select</a> <b>Cert:65190 OR *</b>  Additional Info: GARDNER L LOCKE App: S54081 Permit: S40712 Cert: 65190		3/30/1976	IRRIGATION					14.8	24.9	20.1	11.2													
<a href="#">Select</a> <b>Cert:65300 OR *</b>  Additional Info: RAY A HOCKETT App: S56692 Permit: S42599 Cert: 65300		9/30/1977	IRRIGATION																	1.6	4.5	3.7	18.8	
<a href="#">Select</a> <b>Cert:3157 OR CN</b>  Additional Info: SILVER LAKE WATER DITCH CO. Decree: WALLOWA RIVER Cert: 3157		12/31/1893	IRRIGATION, LIVESTOCK AND DOMESTIC	CN								±7	40	37.5	22	39	40	40	40					
<a href="#">Select</a> <b>Cert:9391 OR *</b>  Additional Info: WALLOWA VALLEY IMPROVEMENT DISTRICT 1 Decree: IMNAHA RIVER (F) Cert: 9391		12/31/1905	IRRIGATION, LIVESTOCK AND DOMESTIC									2.4			10.7	35.5	5.3	4.4	39.3	6.2	27.2	6		
<a href="#">Select</a> <b>Cert:48313 RR *</b>  Additional Info: SILVER LAKE WATER DITCH CO. Decree: WALLOWA RIVER Cert: 48313		12/31/1893	IRRIGATION, LIVESTOCK AND DOMESTIC									17	40	37.5	22	39	40	40	40					
<a href="#">Select</a> <b>Cert:71009 OR *</b>  Additional Info: HOCKETT RANCH LIMITED LIABILITY CORP. App: R77365 Cert: 71009		1/1/1993	LIVESTOCK															*						
<a href="#">Select</a> <b>Permit: S 32669 *</b>  Additional Info: DOBBIN DITCH CO. & ASSIGNEES App: S44050 Permit: S32669		9/11/1967	SUPPLEMENTAL IRRIGATION (Suppl'mtl)									17	40	37.5	22	39	40	40	40					
<a href="#">Select</a> <b>Permit: S 38712 CN</b>  Additional Info: RAY A HOCKETT App: S51257 Permit: S38712		9/20/1973	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	CN																6.2	27.2	6		
<a href="#">Select</a> <b>Cert:14520 OR *</b>  Additional Info: SILVER LAKE DITCH CO. App: S16261 Permit: S14838 Cert: 14520		5/5/1941	SUPPLEMENTAL IRRIGATION (Suppl'mtl)									17	40	37.5	22	39	40	40	40					
<a href="#">Select</a> <b>Cert:65300 OR *</b>  Additional Info: RAY A HOCKETT App: S56692 Permit: S42599 Cert: 65300		9/30/1977	SUPPLEMENTAL IRRIGATION (Suppl'mtl)																	6.2	27.2	6		
<a href="#">Select</a> <b>Cert:9311 OR *</b>  Additional Info: DOBBIN DITCH CO. App: S4401 Permit: S2696 Cert: 9311		7/20/1915	SUPPLEMENTAL IRRIGATION (Suppl'mtl)									17	40	37.5	22	39	40	40	40					

12

12

Acres Legend: 12.25 Regular acreage ±2.25 Acres is on a canceled right (12.25) Acres is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acres has been suspended \* Acres is not specified

## Water Rights Platcard Report

Meridian:  Township:   Range:   Section:  Records per Page:

Platcards Maps!  
[Learn about](#) \* [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	Q(40):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
							Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
<b>Select</b> Cert:9397 CF RR *		7/23/1919	SUPPLEMENTAL IRRIGATION (Suppl'mtl)									2.4			10.7	35.5	5.3	4.4	39.3		6.2	27.2	6	
Additional Info: WALLOWA VALLEY IMPROVEMENT DISTRICT 1 Decree: IMNAHA RIVER (F) App: S6653 Permit: S5335 Cert: 9397																								
1.2																								

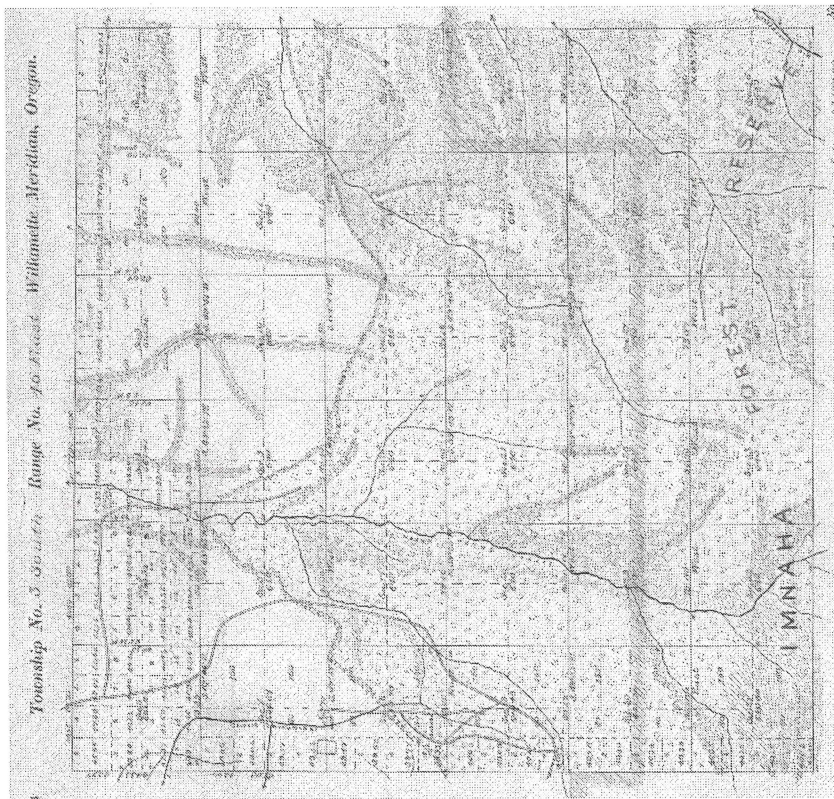
Acreage Legend: 12.25 Regular acreage    ~~12.25~~ Acreage is on a canceled right    (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)    [12.25] Acreage has been suspended    \* Acreage is not specified



WORK COPY

4	1000	87.00	2
51.15	51.01	51.57	51.43
5	6	7	8
40.14	40.14	40.84	40.84
12	11	10	9
40.36	40.36	40.60	40.60
13	14	15	16
40.28	40.28	40.50	40.36
80	50	40	30

HOUSE



Water Right Information Query Results							
<b>Contact Information</b>	<b>Documents</b> <a href="#">View all scanned documents</a>						
<b>▼ Current contact information</b> OWNER: ▷ WALLOWA VALLEY IMPROVEMENT DISTRICT 1 JOSEPH, OR 97846	<b>▼ Decree: IMNAHA RIVER (F)</b> <a href="#">document</a> ▷ Volume-Page: 10-303 ▷ Signature: 5/29/1930 <b>▷ Application: S 6653</b> <b>▷ Permit: S 5335</b> <b>▼ Certificate: 9397</b> <a href="#">document</a> ▷ Signature: 11/5/1931 ▷ Type: Confirming Remaining <b>▼ Transfer(s)</b> ▷ <table border="1"> <thead> <tr> <th>Transfer</th> <th>Transfer type</th> <th>Status</th> </tr> </thead> <tbody> <tr> <td>T5653 ()</td> <td>Regular</td> <td>Approved</td> </tr> </tbody> </table>	Transfer	Transfer type	Status	T5653 ()	Regular	Approved
Transfer	Transfer type	Status					
T5653 ()	Regular	Approved					
<b>Water Right Information</b>	▷ Unable to view right in new web mapping because this water right is not currently mapped. ▷ <a href="#">View Places of Use from Water Rights in the Same Area</a> ▷ <a href="#">View Reported Water Use</a>						
Status: Non-Cancelled County: Wallowa File Folder Location: Salem <u>Watermaster District: 7</u>							
<b>Point(s) of Diversion</b>							
▶ <b>POD 1 - BIG SHEEP CREEK &gt; IMNAHA RIVER</b> ▶ <b>POD 2 - LITTLE SHEEP CREEK &gt; BIG SHEEP CREEK</b>							
<b>Place(s) of Use</b>	<a href="#">Add TRS grouping</a>						
▶ <b>Use - IRRIGATION (Primary) - 1346.1 acres; Priority Date: 7/23/1919</b> ▶ <b>Use - SUPPLEMENTAL IRRIGATION (Supplemental) - 5156.6 acres; Priority Date: 7/23/1919</b>							
<b>Water Right Genealogy</b>							
▢ Cert:9397 OR CN ▢ Inchoate: T 5653 CF RR (REG) ▢ <b>Cert:9397 CF RR *</b> → <i>rr still has acreage listed. CERT 9397 CF RR* is original cert. from 1931-</i>							

[View Water Rights in same Family](#)
[Report Errors with Water Right Data](#)
[Return to WRIS Query](#)



T-5653

### Ditch Capacity Calculator

using Manning's Formula

BIG SHEEP CREEK POD

#### Data Entry (fill in underlined blanks)

Top Width = 10 feet  
Bottom Width = 10 feet  
Depth = 2 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.025 MAX

#### Results calculated

Area of cross-section = 20 square feet  
Wetted Perimeter = 14 feet  
Hydraulic Radius = 1.428571  
Velocity = 26.118 feet per second

Calculated Ditch Capacity = 522.4 cubic feet per second

> 0.73 CFS ✓  
(T. order)

**Type of Conduit and Description****Roughness Coefficient****Pipe**

	Min.	Max
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017

**Lined Channels**

Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03

**Vegetated, Small Channels, Shallow Depths**

Bermuda Grass; Long - 13", Green	0.042
Bermuda Grass; Long - 13", Dormant	0.035
Bermuda Grass; Short - 3", Green	0.034
Bermuda Grass; Short - 3", Dormant	0.034

**Unlined Channels**

Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

## Ditch Capacity Calculator

using Manning's Formula BIG SHEEP CREEK POD

### Data Entry (fill in underlined blanks)

Top Width = 10 feet  
Bottom Width = 10 feet  
Depth = 2 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12, or 12.0%  
Roughness Coefficient (n) = 0.017 MIN

### Results calculated

Area of cross-section = 20 square feet  
Wetted Perimeter = 14 feet  
Hydraulic Radius = 1.428571  
Velocity = 38.409 feet per second  
Calculated Ditch Capacity = 768.2 cubic feet per second > 0.73 CFS ✓

**Type of Conduit and Description****Roughness Coefficient****Pipe**

	Min.	Max
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017

**Lined Channels**

Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03

**Vegetated, Small Channels, Shallow Depths**

Bermuda Grass; Long - 13", Green	0.042
Bermuda Grass; Long - 13", Dormant	0.035
Bermuda Grass; Short - 3", Green	0.034
Bermuda Grass; Short - 3", Dormant	0.034

**Unlined Channels**

Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

## Ditch Capacity Calculator

using Manning's Formula LITTLE SHEEP CREEK POD

Data Entry (fill in underlined blanks) EAST SIDE OF HEADGATE

Top Width = 3 feet  
Bottom Width = 2 feet  
Depth = 2 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.017 MIN

### Results calculated

Area of cross-section = 5 square feet  
Wetted Perimeter = 6.123106 feet  
Hydraulic Radius = 0.816579  
Velocity = 26.454 feet per second

Calculated Ditch Capacity = 132.3 cubic feet per second > 0.73 CFS ✓

Type of Conduit and Description	Roughness Coefficient	
	Min.	Max
<b>Pipe</b>		
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017
<b>Lined Channels</b>		
Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03
<b>Vegetated, Small Channels, Shallow Depths</b>		
Bermuda Grass; Long - 13", Green	0.042	
Bermuda Grass; Long - 13", Dormant	0.035	
Bermuda Grass; Short - 3", Green	0.034	
Bermuda Grass; Short - 3", Dormant	0.034	
<b>Unlined Channels</b>		
Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045



## Ditch Capacity Calculator

using Manning's Formula LITTLE SHEEP CREEK POD

Data Entry (fill in underlined blanks) EAST SIDE OF HEADGATE

Top Width = 3 feet  
Bottom Width = 2 feet  
Depth = 2 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.025 MAX

### Results calculated

Area of cross-section = 5 square feet  
Wetted Perimeter = 6.123106 feet  
Hydraulic Radius = 0.816579  
Velocity = 17.989 feet per second

Calculated Ditch Capacity = 89.9 cubic feet per second > 0.73 CFS ✓

Type of Conduit and Description	Roughness Coefficient	
	Min.	Max
<b>Pipe</b>		
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017
<b>Lined Channels</b>		
Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03
<b>Vegetated, Small Channels, Shallow Depths</b>		
Bermuda Grass; Long - 13", Green	0.042	
Bermuda Grass; Long - 13", Dormant	0.035	
Bermuda Grass; Short - 3", Green	0.034	
Bermuda Grass; Short - 3", Dormant	0.034	
<b>Unlined Channels</b>		
Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

## Ditch Capacity Calculator

using Manning's Formula **LITTLE SHEEP CREEK POD**

Data Entry (fill in underlined blanks) **2nd ditch**

Top Width = 2 feet  
Bottom Width = 2 feet  
Depth = 2 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.017 **MIN**

### Results calculated

Area of cross-section = 4 square feet  
Wetted Perimeter = 6 feet  
Hydraulic Radius = 0.666667  
Velocity = 23.108 feet per second

Calculated Ditch Capacity = **92.4 cubic feet per second** > **0.73 CFS** ✓

Type of Conduit and Description	Roughness Coefficient	
	Min.	Max
<b>Pipe</b>		
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017
<b>Lined Channels</b>		
Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03
<b>Vegetated, Small Channels, Shallow Depths</b>		
Bermuda Grass; Long - 13", Green	0.042	
Bermuda Grass; Long - 13", Dormant	0.035	
Bermuda Grass; Short - 3", Green	0.034	
Bermuda Grass; Short - 3", Dormant	0.034	
<b>Unlined Channels</b>		
Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

## Ditch Capacity Calculator

using Manning's Formula

LITTLE SHEEP CREEK POD

Data Entry (fill in underlined blanks) 2<sup>ND</sup> DITCH

Top Width = 2 feet  
Bottom Width = 2 feet  
Depth = 2 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.025 MAX

### Results calculated

Area of cross-section = 4 square feet  
Wetted Perimeter = 6 feet  
Hydraulic Radius = 0.666667  
Velocity = 15.714 feet per second

Calculated Ditch Capacity = 62.9 cubic feet per second > 0.73 CFS ✓

Type of Conduit and Description	Roughness Coefficient	
	Min.	Max
<b>Pipe</b>		
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017
<b>Lined Channels</b>		
Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03
<b>Vegetated, Small Channels, Shallow Depths</b>		
Bermuda Grass; Long - 13", Green	0.042	
Bermuda Grass; Long - 13", Dormant	0.035	
Bermuda Grass; Short - 3", Green	0.034	
Bermuda Grass; Short - 3", Dormant	0.034	
<b>Unlined Channels</b>		
Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

## Ditch Capacity Calculator

using Manning's Formula LITTLE SHEEP CREEK POD

Data Entry (fill in underlined blanks) SOUTHERLY PROPERTY

^  
END OF  
BIRD

Top Width = 5 feet  
Bottom Width = 5 feet  
Depth = 3 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.017 MIN

### Results calculated

Area of cross-section = 15 square feet  
Wetted Perimeter = 11 feet  
Hydraulic Radius = 1.363636  
Velocity = 37.236 feet per second

Calculated Ditch Capacity = 558.5 cubic feet per second > 0.73 CFS ✓



Type of Conduit and Description	Roughness Coefficient	
	Min.	Max
<b>Pipe</b>		
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017
<b>Lined Channels</b>		
Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03
<b>Vegetated, Small Channels, Shallow Depths</b>		
Bermuda Grass; Long - 13", Green	0.042	
Bermuda Grass; Long - 13", Dormant	0.035	
Bermuda Grass; Short - 3", Green	0.034	
Bermuda Grass; Short - 3", Dormant	0.034	
<b>Unlined Channels</b>		
Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

## Ditch Capacity Calculator

using Manning's Formula LITTLE SHEEP CREEK POND

Data Entry (fill in underlined blanks) SOUTHERLY END OF BIRD PROPERTY

Top Width = 5 feet  
Bottom Width = 5 feet  
Depth = 3 feet  
Fall = 120 per 1000 feet of distance  
Grade = 0.12 , or 12.0%  
Roughness Coefficient (n) = 0.025 max

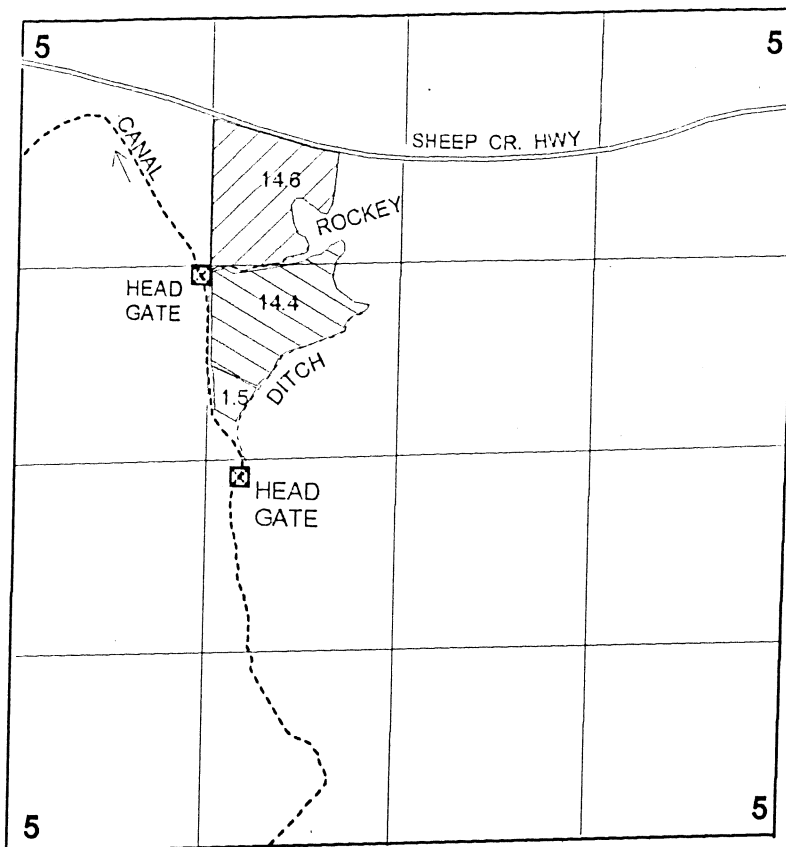
### Results calculated

Area of cross-section = 15 square feet  
Wetted Perimeter = 11 feet  
Hydraulic Radius = 1.363636  
Velocity = 25.320 feet per second

Calculated Ditch Capacity = 379.8 cubic feet per second > 0.73 CFS ✓

Type of Conduit and Description	Roughness Coefficient	
	Min.	Max
<b>Pipe</b>		
Cast Iron, Coated	0.01	0.014
Cast Iron, Uncoated	0.011	0.015
Wrought Iron, Galvanized	0.013	0.017
Wrought Iron, Black	0.012	0.015
Steel, Riveted and Spiral	0.013	0.017
Corrugated	0.021	0.0255
Wood Stave	0.01	0.014
Neat Cement Surface	0.01	0.013
Concrete	0.01	0.017
Vitrified Sewer Pipe	0.01	0.017
Clay, Common Drainage Tile	0.011	0.017
<b>Lined Channels</b>		
Metal, Smooth Semicircular	0.011	0.015
Metal, Corrugated	0.0228	0.0244
Wood, Planed	0.01	0.015
Wood, Unplaned	0.011	0.015
Neat Cement-Lined	0.01	0.013
Concrete	0.012	0.018
Cement Rubble	0.017	0.03
<b>Vegetated, Small Channels, Shallow Depths</b>		
Bermuda Grass; Long - 13", Green	0.042	
Bermuda Grass; Long - 13", Dormant	0.035	
Bermuda Grass; Short - 3", Green	0.034	
Bermuda Grass; Short - 3", Dormant	0.034	
<b>Unlined Channels</b>		
Earth; Straight and Uniform	0.017	0.025
Dredged	0.025	0.033
Winding and Sluggish	0.0225	0.03
Stoney Bed, Weeds on Bank	0.025	0.04
Earth Bottom, Rubble Sides	0.028	0.035
Rock Cuts; Smooth and Uniform	0.025	0.035
Rock Cuts; Jagged and Irregular	0.035	0.045

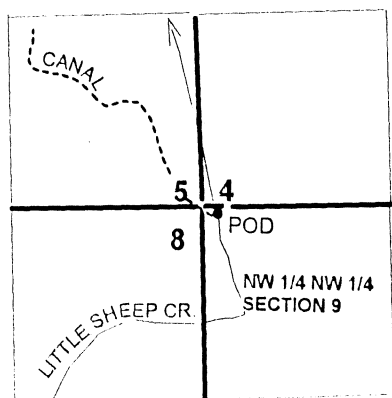
T. 3 S., R. 46 E., W. M.



1" = 1320'

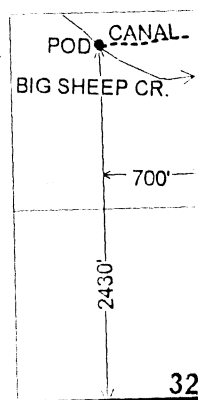
### Insert of Diversions

T. 4 S., R. 46 E., W. M.



POD - 70' South and 90' East of the Northwest Corner, Section 9.

T. 4 S., R. 46 E., W. M.  
E 1/2 SE 1/4 SEC. 32



FINAL PROOF SURVEY  
UNDER

Transfer 5653

IN THE NAME OF  
HENRY BIRD

Surveyed: June 20th, 2002 by: J. Miller

RECEIVED

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

drafted 10-31-2001 jm gps & DDU-1FF-90

STATE OF OREGON

COUNTY OF WALLOWA

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HENRY BIRD  
86062 BIRD LANE  
JOSEPH, OREGON 97846

confirms the right to use the waters of BIG SHEEP CREEK AND LITTLE SHEEP CREEK AND STREAMS AND SPRINGS CROSSED BY LINE OF SHEEP CREEK DITCH, tributaries of the IMNAHA RIVER, for IRRIGATION OF 29.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for WALLOWA COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 10, at Page 330. This portion of said decree confirmed the right to the use of water as applied for under Application 6653, Permit 5335. The date of priority is 1919.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.725 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

LITTLE SHEEP CREEK - NW 1/4 NW 1/4, SECTION 9; BIG SHEEP CREEK - NE 1/4 SE 1/4, SECTION 32; BOTH WITHIN T 4 S, R 46 E, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre of land irrigated prior to July 31<sup>st</sup> of each year and not to exceed ONE-EIGHTIETH of once cubic foot per second per acre for the remainder of the irrigation season.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NW 1/4 14.6 ACRES  
SE 1/4 NW 1/4 14.4 ACRES

SECTION 5

TOWNSHIP 3 SOUTH, RANGE 46 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

T-5653.JM

**RECEIVED**

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

## STATE OF OREGON

COUNTY OF WALLOWA

## CERTIFICATE OF WATER RIGHT

This is to Certify, That **WALLOWA VALLEY IMPROVEMENT DISTRICT No. 1,**  
a municipal corporation,

of **Joseph**, State of **Oregon**, has a right to the use of

the waters of **Big Sheep Creek and Little Sheep Creek** and streams and springs crossed  
by line of **Sheep Creek Ditch**, for **Tract No. 1; Big Sheep Creek** and tributaries  
crossed by line of **Sheep Creek Ditch** for **Tract No. 2.**  
for the purpose of **irrigation of 1,346.1 acres in Tract No. 1; and supplemental irri-**  
**gation of 5,156.6 acres in Tract No. 2.**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
**Wallowa** County, and the said decree entered of record at **Salem**, in the Order  
Record of the STATE ENGINEER, in Volume **1919**, at page **6**; that the priority  
of the right thereby confirmed dates from

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed **one-fourteenth of one**  
**cubic foot per second per acre of land irrigated prior to July 31st of each year**  
and not to exceed **one-eighth of one cubic foot per second per acre for the**  
remainder of the irrigation season.

A description of the lands irrigated under such right, and to which the water is appurtenant  
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT NO. 1

19.2 acres in NE<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
9.8 acres in SE<sup>1</sup>NE<sup>1</sup><sub>4</sub>,  
Section 25,  
T. 2 S., R. 45 E.W.M.

10.8 acres in SW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
19.0 acres in NW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
14.7 acres in SE<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
12.0 acres in NW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
14.3 acres in SW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
0.7 acre in SE<sup>1</sup>SE<sup>1</sup><sub>4</sub>,  
Section 30;

2.6 acres in NE<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
3.8 acres in NW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
25.2 acres in SW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
8.2 acres in SE<sup>1</sup>NE<sup>1</sup><sub>4</sub>;  
6.2 acres in NE<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
6.0 acres in NW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
34.0 acres in SW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
17.4 acres in SE<sup>1</sup>NW<sup>1</sup><sub>4</sub>;  
11.0 acres in NE<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
31.0 acres in NW<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
34.0 acres in SW<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
25.0 acres in SE<sup>1</sup>SW<sup>1</sup><sub>4</sub>;  
12.2 acres in NE<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
34.8 acres in NW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
34.0 acres in SW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
1.0 acre in SE<sup>1</sup>SE<sup>1</sup><sub>4</sub>;  
Section 31,

T. 2 S., R. 46 E., W.M.

16.0 acres in NE<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
39.0 acres in NW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
40.0 acres in SW<sup>1</sup>NE<sup>1</sup><sub>4</sub>

39.0 acres in SE<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
6.4 acres in NE<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
41.0 acres in NE<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
34.9 acres in NW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
24.3 acres in SW<sup>1</sup>SE<sup>1</sup><sub>4</sub>;

Section 10;  
1.6 acres in SE<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
39.8 acres in NW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
38.8 acres in SW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
38.0 acres in SE<sup>1</sup>NW<sup>1</sup><sub>4</sub>;  
36.2 acres in NE<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
42.0 acres in NW<sup>1</sup>SW<sup>1</sup><sub>4</sub>;

Section 11;  
5.0 acres in NW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
16.0 acres in SW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
39.8 acres in NE<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
40.0 acres in NW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
38.2 acres in SW<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
40.0 acres in SE<sup>1</sup>NW<sup>1</sup><sub>4</sub>;  
40.0 acres in NE<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
16.4 acres in NW<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
18.2 acres in SE<sup>1</sup>SW<sup>1</sup><sub>4</sub>;  
23.4 acres in NW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
8.0 acres in SW<sup>1</sup>SE<sup>1</sup><sub>4</sub>;

Section 14;  
39.6 acres in NE<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
26.0 acres in NW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
38.0 acres in SW<sup>1</sup>NE<sup>1</sup><sub>4</sub>  
38.0 acres in SE<sup>1</sup>NE<sup>1</sup><sub>4</sub>;  
40.0 acres in NE<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
34.8 acres in NW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
4.8 acres in SW<sup>1</sup>SE<sup>1</sup><sub>4</sub>  
18.0 acres in SE<sup>1</sup>SE<sup>1</sup><sub>4</sub>;  
Section 15;  
T. 3 S., R. 45 E., W.M.

TRACT NO. 2

2.4 acres in NE<sup>1</sup>NW<sup>1</sup><sub>4</sub>,  
10.7 acres in SE<sup>1</sup>NW<sup>1</sup><sub>4</sub>  
35.5 acres in NE<sup>1</sup>SW<sup>1</sup><sub>4</sub>

5.3 acres in NW<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
4.4 acres in SW<sup>1</sup>SW<sup>1</sup><sub>4</sub>  
39.3 acres in SE<sup>1</sup>SW<sup>1</sup><sub>4</sub>;

1283.1  
5156.6

6439.7

1160.9975

713.19

4-1  
10-15

TRACT NO. 2-continued.

32.4 acres in NW<sup>1</sup> NW<sup>1</sup>  
 31.2 acres in SW<sup>1</sup> NW<sup>1</sup>  
 37.8 acres in NW<sup>1</sup> SW<sup>1</sup>  
 40.0 acres in SW<sup>1</sup> SW<sup>1</sup>  
 20.1 acres in SE<sup>1</sup> SW<sup>1</sup>  
 Section 5;

19.8 acres in NE<sup>1</sup> NE<sup>1</sup>  
 34.6 acres in NW<sup>1</sup> NE<sup>1</sup>  
 4.0 acres in SW<sup>1</sup> NE<sup>1</sup>  
 42.0 acres in SE<sup>1</sup> NE<sup>1</sup>  
 19.0 acres in NE<sup>1</sup> NW<sup>1</sup>  
 28.0 acres in NW<sup>1</sup> NW<sup>1</sup>  
 24.4 acres in SW<sup>1</sup> NW<sup>1</sup>  
 11.8 acres in SE<sup>1</sup> NW<sup>1</sup>  
 27.6 acres in NE<sup>1</sup> SW<sup>1</sup>  
 40.0 acres in NW<sup>1</sup> SW<sup>1</sup>  
 39.0 acres in SW<sup>1</sup> SW<sup>1</sup>  
 37.0 acres in SE<sup>1</sup> SW<sup>1</sup>  
 36.4 acres in NE<sup>1</sup> SE<sup>1</sup>  
 38.4 acres in SW<sup>1</sup> SE<sup>1</sup>  
 39.4 acres in SE<sup>1</sup> SE<sup>1</sup>  
 Section 6;

39.0 acres in NW<sup>1</sup> NE<sup>1</sup>  
 39.0 acres in SW<sup>1</sup> NE<sup>1</sup>  
 37.0 acres in NE<sup>1</sup> NW<sup>1</sup>  
 39.2 acres in NW<sup>1</sup> NW<sup>1</sup>  
 39.0 acres in SW<sup>1</sup> NW<sup>1</sup>  
 38.0 acres in SE<sup>1</sup> NW<sup>1</sup>;

38.2 acres in NE<sup>1</sup> SW<sup>1</sup>  
 38.0 acres in NW<sup>1</sup> SW<sup>1</sup>  
 38.2 acres in SW<sup>1</sup> SW<sup>1</sup>  
 38.2 acres in SE<sup>1</sup> SW<sup>1</sup>;  
 40.4 acres in NE<sup>1</sup> SE<sup>1</sup>  
 29.0 acres in NW<sup>1</sup> SE<sup>1</sup>  
 11.0 acres in SW<sup>1</sup> SE<sup>1</sup>;  
 Section 7;

22.4 acres in NW<sup>1</sup> NW<sup>1</sup>;  
 Section 8;

23.2 acres in NW<sup>1</sup> NE<sup>1</sup>  
 5.2 acres in SW<sup>1</sup> NE<sup>1</sup>  
 24.8 acres in NE<sup>1</sup> NW<sup>1</sup>  
 38.0 acres in NW<sup>1</sup> NW<sup>1</sup>;  
 38.0 acres in SW<sup>1</sup> NW<sup>1</sup>  
 19.0 acres in SE<sup>1</sup> NW<sup>1</sup>  
 20.2 acres in NE<sup>1</sup> SW<sup>1</sup>  
 20.0 acres in NW<sup>1</sup> SW<sup>1</sup>  
 26.2 acres in SW<sup>1</sup> SW<sup>1</sup>  
 11.8 acres in SE<sup>1</sup> SW<sup>1</sup>;  
 1.6 acres in NW<sup>1</sup> SE<sup>1</sup>;  
 Section 18;  
 T. 3 S., R. 46 E., W. M.

(NOTE: Lands in the NE<sup>1</sup> and SE<sup>1</sup> Sec. 1, NE<sup>1</sup> & S<sup>1</sup> SE<sup>1</sup> Sec. 12; E<sup>1</sup> NE<sup>1</sup> Sec. 13, T. 3 S., R. 45 E.; NW<sup>1</sup> and SW<sup>1</sup> Sec. 7, T. 3 S., R. 46 E., have vested rights from McCully Creek and are furnished with a supplemental supply through the District system.)

And said right shall be subject to all other conditions and limitations contained in said decree.  
 The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer,  
 affixed this 5th day  
 of November, 192 / 31

CHAS. E. STRICKLIN  
 State Engineer.



TRACT NO. 2-continued.

6.2 acres in NW SE	24.0 acres in NE NE
27.2 acres in SW SE	40.0 acres in SE SE
6.0 acres in SE SE,	Section 10;
Section 25;	39.6 acres in NE NE
24.0 acres in SW SW	38.8 acres in NW NE
37.4 acres in SE SE	39.6 acres in SW NE
Section 35;	38.0 acres in SE NE
T. 2 S., R. 45 E., W.M.	38.0 acres in NE NW
15.0 acres in NW NE	40.4 acres in SW SW
40.0 acres in NW NE	38.0 acres in SE SW
40.0 acres in SW NE	40.0 acres in NE SE
36.8 acres in SE NE	40.0 acres in NW SE
34.8 acres in NE NW	36.4 acres in SW SE
1.3 acres in SW NW	36.4 acres in SE SE
38.0 acres in SE NW	Section 11;
45.0 acres in NE SW	38.4 acres in NE NE
32.0 acres in NE SW	38.0 acres in NW NE
39.0 acres in SW SW	40.0 acres in SW NE
42.0 acres in SE SE	38.8 acres in SE NE
40.0 acres in NE SE	40.0 acres in NE NW
40.0 acres in NW SE	40.0 acres in NW NW
39.2 acres in SW SE	41.4 acres in SW NW
39.0 acres in SE SE	40.0 acres in SE NW
Section 36,	40.0 acres in NE SW
T. 2 S., R. 45 E., W.M.	39.8 acres in NW SW
39.0 acres in NE NE	38.0 acres in SW SW
41.0 acres in NW NE	40.0 acres in SE SW
42.0 acres in SW NE	40.0 acres in NE SE
42.0 acres in SE NE	40.0 acres in NW SE
43.6 acres in NE NW	40.0 acres in SW SE
39.2 acres in NW NW	40.0 acres in SE SE
41.0 acres in SW NW	Section 12;
43.0 acres in SE NW	39.0 acres in NE NE
44.0 acres in NE SW	40.0 acres in NW NE
40.0 acres in NW SW	38.0 acres in SW NE
40.0 acres in SW SW	38.0 acres in SE NE
43.0 acres in SE SW	40.0 acres in NE NW
42.0 acres in NE SE	40.8 acres in NW NW
41.6 acres in NW SE	38.0 acres in SW NW
40.8 acres in SW SE	37.0 acres in SE NW
40.0 acres in SE SE,	37.8 acres in NE SW
Section 1;	16.8 acres in NW SW
40.0 acres in NE NE	1.2 acres in SW SW
40.0 acres in NW NE	38.2 acres in SE SW
42.0 acres in SW NE	40.0 acres in NE SE
41.0 acres in SE NE	38.0 acres in NW SE
28.0 acres in NE NW	20.8 acres in SW SE
4.0 acres in NW NW	17.6 acres in SE SE;
38.4 acres in SW NW	Section 13;
38.6 acres in SE NW	39.0 acres in NE NE
39.0 acres in NE SW	33.6 acres in NW NE
38.2 acres in NW SW	20.0 acres in SW NE
40.0 acres in SW SW	41.4 acres in SE NE
39.0 acres in SE SW	37.0 acres in NE SE
42.0 acres in NE SE	12.4 acres in NW SE
42.0 acres in NW SE	5.0 acres in SW SE
40.0 acres in SW SE	12.0 acres in SE SE,
40.0 acres in SE SE,	Section 14;
Section 2;	T. 3 S., R. 45 E. W. M.



T2S  
T 3 S, R <sup>46</sup> 36 E,

Section 5 and 6



Kinney Lake 45117-C1 photo

**RECEIVED**

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

T 5653 Henry Bird. "To Land."



## STATE OF OREGON

COUNTY OF WALLOWA

## CERTIFICATE OF WATER RIGHT

This is to Certify, That **WALLOWA VALLEY IMPROVEMENT DISTRICT No. 1,**  
a municipal corporation,  
of **Joseph**, State of **Oregon,** has a right to the use of  
the waters of **Big Sheep Creek and Little Sheep Creek and streams and springs crossed  
by line of Sheep Creek Ditch, for Tract No. 1; Big Sheep Creek and tributaries  
crossed by line of Sheep Creek Ditch for Tract No. 2.**  
for the purpose of **irrigation of 1,546.1 acres in Tract No. 1; and supplemental irri-  
gation of 5,156.6 acres in Tract No. 2.**  
and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
County, and the said decree entered of record at Salem, in the Order  
Record of the STATE ENGINEER, in Volume **1919**, at page **6**; that the priority  
of the right thereby confirmed dates from

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed **one-fortieth of one**  
cubic foot per second per acre of land irrigated prior to July 31st of each year  
and not to exceed one-eightieth of one cubic foot per second per acre for the  
remainder of the irrigation season.

A description of the lands irrigated under such right, and to which the water is appurtenant  
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

**TRACT NO. 1**

19.2 acres in NE-NE;  
9.8 acres in SE-NE,  
Section 25,  
T. 2 S., R. 45 E., W.M.

10.6 acres in SW-NE;  
19.0 acres in NW-NW;  
14.7 acres in SE-SW;  
12.0 acres in NW-SE;  
14.5 acres in SW-SE;  
0.7 acre in SE-SE;  
Section 30;

2.6 acres in NE-NE;  
3.8 acres in NW-NE;  
25.2 acres in SW-NE;  
8.2 acres in SE-NE;  
6.2 acres in NE-NW;  
6.0 acres in NW-NW;  
34.0 acres in SW-NW;  
17.4 acres in SE-NW;  
11.0 acres in NE-SW;  
31.0 acres in NW-SW;  
34.0 acres in SW-SW;  
23.0 acres in SE-SW;  
12.2 acres in NE-SE;  
34.8 acres in NW-SE;  
34.0 acres in SW-SE;  
1.0 acre in SE-SE;  
Section 31,  
T. 2 S., R. 46 E., W.M.

16.0 acres in NE-NE;  
33.0 acres in NW-NE;  
40.0 acres in SW-NE;

39.0 acres in SE-NE;  
6.4 acres in NE-NW;  
41.0 acres in NE-SE;  
34.9 acres in NW-SE;  
24.5 acres in SW-SE;  
Section 10;

1.6 acres in SE-NE;  
39.8 acres in NW-NW;  
38.8 acres in SW-NW;  
38.0 acres in SE-NW;  
36.2 acres in NE-SW;  
42.0 acres in NW-SW;  
Section 11;

5.0 acres in NW-NE;  
16.0 acres in SW-NE;  
39.8 acres in NE-NW;  
40.0 acres in NW-NW;  
38.2 acres in SW-NW;  
40.0 acres in SE-NW;  
40.0 acres in NE-SW;  
16.4 acres in NW-SW;  
18.2 acres in SE-SW;  
23.4 acres in NW-SE;  
8.0 acres in SW-SE;  
Section 14;

39.6 acres in NE-NE;  
26.0 acres in NW-NE;  
38.0 acres in SW-NE;  
38.0 acres in SE-NE;  
40.0 acres in NE-SE;  
34.8 acres in NW-SE;  
4.8 acres in SW-SE;  
18.0 acres in SE-SE;  
Section 15;  
T. 3 S., R. 45 E., W.M.

**TRACT NO. 2**

2.4 acres in NE-NW;  
10.7 acres in SE-NW;  
35.5 acres in NE-SW;

5.5 acres in NW-SW;  
4.4 acres in SW-SW;  
39.5 acres in SE-SW;



TRACT NO. 2-continued.

32.4 acres in NW NW  
31.2 acres in SW NW  
37.8 acres in NW SW  
40.0 acres in SW SW  
20.1 acres in SE SW  
Section 5;

19.8 acres in NE NE  
54.6 acres in NW NE  
4.0 acres in SW NE  
42.0 acres in SE NE  
19.0 acres in NE NW  
28.0 acres in NW NW  
24.4 acres in SW NW  
11.8 acres in SE NW  
27.6 acres in NE SW  
40.0 acres in NW SW  
59.0 acres in SW SW  
37.0 acres in SE SW  
56.4 acres in NE SE  
58.4 acres in SW SE  
59.4 acres in SE SE  
Section 6;

59.0 acres in NW NE  
59.0 acres in SW NE  
57.0 acres in NE NW  
59.2 acres in NW NW  
59.0 acres in SW NW  
58.0 acres in SE NW;

58.2 acres in NE SW  
58.0 acres in NW SW  
58.2 acres in SW SW  
58.2 acres in SE SW  
40.4 acres in NE SE  
29.0 acres in NW SE  
11.0 acres in SW SE  
Section 7;

22.4 acres in NW NW,  
Section 8;

25.2 acres in NW NE  
5.2 acres in SW NE  
24.8 acres in NE NW  
58.0 acres in NW NW  
58.0 acres in SW NW  
19.0 acres in SE NW  
20.2 acres in NE SW  
39.0 acres in NW SW  
28.2 acres in SW SW  
11.8 acres in SE SW  
1.6 acres in NW SE  
Section 18;  
T. 3 S., R. 46 E., N. M.

(NOTE: Lands in the NE $\frac{1}{4}$  and SE $\frac{1}{4}$  Sec. 1, NW $\frac{1}{4}$  & SE $\frac{1}{4}$  Sec. 12; E $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 15, T. 3 S., R. 45 E.; NW $\frac{1}{4}$  and SW $\frac{1}{4}$  Sec. 7, T. 3 S., R. 46 E., have vested rights from McCully Creek and are furnished with a supplemental supply through the District system.)

And said right shall be subject to all other conditions and limitations contained in said decree.  
The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer,

affixed this 5th day  
of November, 192 / 51

CHAS. E. STRICKLIN

State Engineer.



"From" lands  
were put to  
beneficial use??  
ERROR? →  
YES.

NOTICE OF COMPLETION OF CHANGE IN  
place of use of water  
point of diversion of water  
use heretofore made of water

RECEIVED

JUL - 7 1986

WATER RESOURCES DEPT  
SALEM, OREGON

Under the Terms of TRANSFER APPLICATION 5653

I, HENRY BIRD, USED the water as provided by the  
(print name)

order of the Water Resources Director approving said water right transfer application  
BY OCT. 1, 1986

Description of the land on which I use water: 19.2 acres in NE 1/4 NE

1/4 and 9.8 acres in SE 1/4 NE 1/4 SECTION 25,  
T.5S. 2S. R.45E, W.M.

(date)

JULY 2-86

(signature)

Henry J Bird

(address)

P.R.#1- Box 150, JOSEPH ORE  
97846

(Mail to the Water Resources Department, Salem, Oregon 97310)



Name and Postoffice Address

Wellows Valley Imp.  
Dist. # 1,  
(Proof #126, cont.)

Date of

Amount  
Cubic Feet  
Per Second

Number  
Acres

Use

Name of Ditch

Amount

Place of Use

(Proof #127)  
(Permit #5335)

T-5653 A p. 19  
9 8 2 4 5 6 7 8 9

1919

1,346.1 Irrigation

Sheep  
Creek and  
Ditch

Big Sheep  
Creek and  
Ditch  
crossed by  
line of  
Sheep Cr.  
Ditch.

IMNAHA RIVER

-28-

(NOTE: Lands in the NE 1/4, Sec. 1, NE 1/4 and SE 1/4, Sec. 12, E 1/2 NE 1/4, Sec. 13, T. 3 S. R. 45 E.; NW 1/4 and SW 1/4, Sec. 7, T. 3 S. R. 46 E., have vested rights from McCully Creek and are furnished with a supplemental supply through the District system.)

99 acres in NE 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
33.6 acres in NW 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
20 acres in SW 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
41.4 acres in SE 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
37 acres in NE 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
12.4 acres in NW 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
5 acres in SW 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
12 acres in SE 1/4, Sec. 1, T. 3 S. R. 45 E. W.M.  
Section 14;  
T. 3 S. R. 45 E. W.M.  
32.4 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
31.2 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
37.8 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
40 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
20.1 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
Section 5;  
19.8 acres in NE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
34.6 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
4 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
42 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
19 acres in NE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
28 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
24.4 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
11.8 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
27.6 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
40 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
39 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
37 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
36.4 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38.4 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
39.4 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
Section 6;  
39 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
39 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
37 acres in NE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
39.2 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
39 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38.2 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38.2 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38.2 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
40.4 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
29 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
11 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
Section 7;  
22.4 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
Section 8;  
23.2 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
3.2 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
27.8 acres in NE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
38 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
24 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
20.2 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
39 acres in SW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
28.2 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
11.8 acres in SE 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
1.6 acres in NW 1/4, Sec. 2, T. 3 S. R. 45 E. W.M.  
Section 18;  
T. 3 S. R. 46 E. W.M.  
19.2 acres in NW 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
9.8 acres in SE 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
Section 25;  
10.8 acres in SW 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
19 acres in NW 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
14.7 acres in SW 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
12 acres in NW 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
14.3 acres in SW 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
0.7 acres in SE 1/4, Sec. 25, T. 2 S. R. 45 E. W.M.  
Section 30;  
T. 3 S. R. 46 E. W.M.

INDEX

Decree Nov. 3, 1930

STATE PRINTING DEPT.

U. S. POSTAL SERVICE  
PS FORM 3547

return  
to sender

U.S.P.S. Form 3547

Fee due \$.59

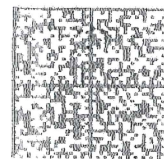
Oregon

Water Resources Department  
North Mail Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED

T-56653  
HENRY BIRD  
86062 BIRD LANE  
JOSEPH OR 97846

Presort  
First Class Mail  
ComBasPrice



U.S. POSTAGE PITNEY BOWES  
ZIP 97301 \$000.391  
02 1N  
0001363082 JUN 03 2015

P.O. Box 126



RECEIVED  
JUN 11 2015  
OWRD

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WALLOWA COUNTY

IN THE MATTER OF THE APPLICATION OF )  
HENRY BIRD FOR APPROVAL OF A )  
CHANGE IN PLACE OF USE OF WATER )

ORDER APPROVING  
TRANSFER 5653

On June 3, 1985, an application was filed in the office of the Water Resources Director by Henry Bird for approval of a change in place of use of water from Big Sheep Creek, Little Sheep Creek and streams and springs crossed by line of Sheep Creek Ditch, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Wallowa County, Oregon, entered November 3, 1930, In the Matter of the Determination of the Relative Rights to the Use of the Waters of Imnaha River and Its Tributaries, a water right was established in the name of Wallowa Valley Improvement District No. 1, tabulated in Volume 10, page 330, Order Record of the Water Resources Director, for use of not to exceed one-fortieth cubic foot per second per acre of land irrigated prior to July 31 of each year and not to exceed one-eightieth cubic foot per second per acre irrigated for the remainder of the irrigation season, from Big Sheep Creek, Little Sheep Creek and streams and springs crossed by line of Sheep Creek Ditch for irrigation of, among other lands, a certain 19.2 acres in NE 1/4 NE 1/4 and 9.8 acres in SE 1/4 NE 1/4, Section 25, Township 2 South, Range 45 East, WM. This portion of said decree confirmed the right to the use of water as applied for under Application 6653, Permit 5335. Said right has a date of priority of 1919, as evidenced by the certificate recorded at page 9397, Volume 9, State Record of Water Right Certificates.

Water for the said right is diverted from Big Sheep Creek from a point located South 72 degrees West, 681 feet from the East Quarter Corner of Section 32, being within the NE 1/4 SE 1/4 of Section 32, Township 4 South, Range 46 East, WM; and from Little Sheep Creek from a point located South 81 degrees 7 minutes East, 138 feet from the Northwest Corner of Section 9, being within the NW 1/4 NW 1/4 of Section 9, Township 4 South, Range 46 East, WM.

The applicant herein, with the consent of the owner of the lands above described, proposes to change the place of use therefrom to irrigation of 16.3 acres in NE 1/4 NW 1/4 and 12.7 acres in SE 1/4 NW 1/4 of Section 5, Township 3 South, Range 46 East, WM.

Robert W. DeBow, 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 proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

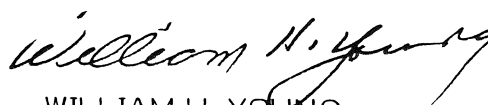
That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1986.

It is FURTHER ORDERED that 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 the certificate of water right heretofore issued to Wallowa Valley Improvement District No. 1 and recorded at page 9397, Volume 9, State Record of Water Right Certificates, be canceled, and in lieu thereof a new confirming certificate of water right be issued to said District.

Dated at Salem, Oregon, this 5th day of August, 1985.

  
WILLIAM H. YOUNG  
Director

NOTE: The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

2475A  
9529C



## BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

## WALLOWA COUNTY

*Wallowa Valley Imp. Dist #1*

IN THE MATTER OF THE APPLICATION OF )  
HENRY BIRD FOR APPROVAL OF A )  
 CHANGE IN PLACE OF USE OF WATER )

ORDER APPROVING  
 TRANSFER 5653

On June 3, 1985, an application was filed in the office of the Water Resources Director by Henry Bird for approval of a change in place of use of water from Big Sheep Creek, Little Sheep Creek and streams and springs crossed by line of Sheep Creek Ditch, pursuant to the provisions of ORS 540.510 to 540.530.

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Water for the said right is diverted from Big Sheep Creek from a point located South 72 degrees West, 681 feet from the East Quarter Corner of Section 32, being within the NE 1/4 SE 1/4 of Section 32, Township 4 South, Range 46 East, WM; and from Little Sheep Creek from a point located South 81 degrees 7 minutes East, 138 feet from the Northwest Corner of Section 9, being within the NW 1/4 NW 1/4 of Section 9, Township 4 South, Range 46 East, WM.

The applicant herein, with the consent of the owner of the lands above described, proposes to change the place of use therefrom to irrigation of 16.3 acres in NE 1/4 NW 1/4 and 12.7 acres in SE 1/4 NW 1/4 of Section 5, Township 3 South, Range 46 East, WM.

Robert W. DeBow, Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

*16.3  
12.7  
29.0 Acres*

*Summary*

*19.2  
16.0  
35.4*

*6.4 over average*

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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 proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

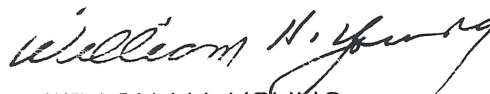
That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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Dated at Salem, Oregon, this 5th day of August, 1985.

  
WILLIAM H. YOUNG  
Director

NOTE: The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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SALEM, OREGON

Pres.

Cleve Copen - 432-1795

86439 Fort Rd 97846

Joseph

B  
Grant Schaeffer  
RT 1 Box 215 Jop  
432-4562

Wm office LaGrand

Rock

963-1031

Board of Directors office

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BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WALLOWA COUNTY

IN THE MATTER OF THE APPLICATION OF )  
HENRY BIRD FOR APPROVAL OF A )  
CHANGE IN PLACE OF USE OF WATER )

ORDER APPROVING  
TRANSFER 5653

On June 3, 1985, an application was filed in the office of the Water Resources Director by Henry Bird for approval of a change in place of use of water from Big Sheep Creek, Little Sheep Creek and streams and springs crossed by line of Sheep Creek Ditch, pursuant to the provisions of ORS 540.510 to 540.530.

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Donnell McElroy  
426-3292  
Walla Vally Imp.

EAS for  
Wallowa Lake  
432-2753  
Henry Bird  
4/10/02

86062  
Bird Lane  
Joseph 97846

Joseph  
Kenny Lake  
POD-Lake  
Milo Capin 432-1051

fr. 25 45 E 25  
To. 35 46 S

Walla Valley Imp (

Gregor Melvin Brink (father-son)

432-8461

Mike Coggin 432-1651 maybe son.

~~Larry Fleishman~~ 432-8635

- Henry Johnson 432-9381

Larry Waters - 432-7055

Grant Stoe Schaefer (1 432-4562) Director Ditch Co.  
(message w/ wife)

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T 5653

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 proposed change in place of use is approved, without loss of priority.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

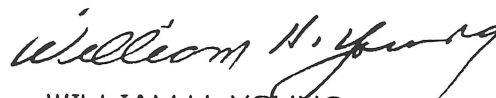
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It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order the certificate of water right heretofore issued to Wallowa Valley Improvement District No. 1 and recorded at page 9397, Volume 9, State Record of Water Right Certificates, be canceled, and in lieu thereof a new confirming certificate of water right be issued to said District.

Dated at Salem, Oregon, this 5th day of August, 1985.

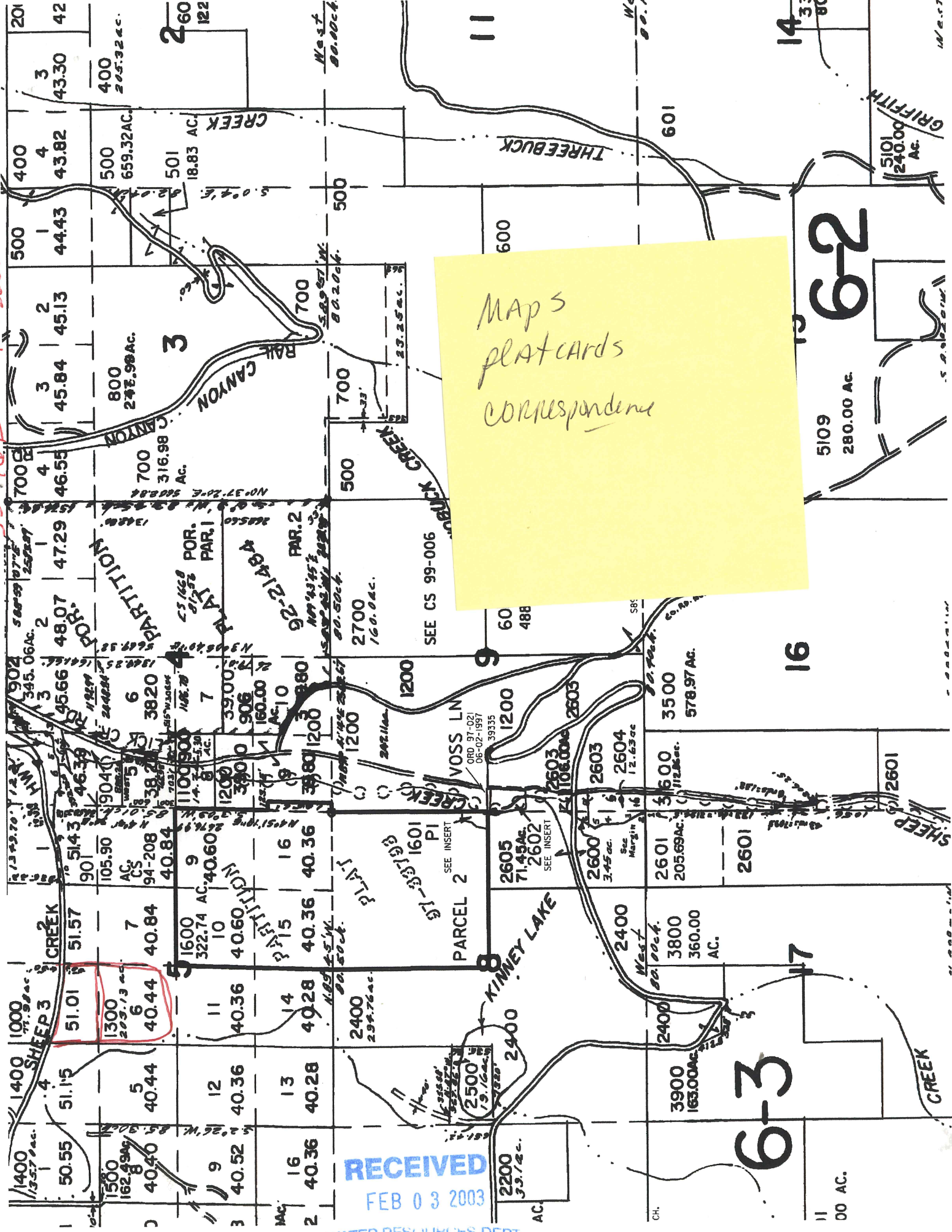
  
WILLIAM H. YOUNG  
Director

NOTE: The approval of a water right transfer application does not confirm the status of the right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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9529C

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35.46E 1"=2000'



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SALEM, OREGON

6-3

16

6-2

West



## STATE OF OREGON

COUNTY OF WALLOWA

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WATER RESOURCES DEPT.  
SALEM, OREGON

## CERTIFICATE OF WATER RIGHT

This is to Certify, That **WALLOWA VALLEY IMPROVEMENT DISTRICT No. 1,**  
a municipal corporation,  
of **Joseph**, State of **Oregon**, has a right to the use of  
the waters of **Big Sheep Creek and Little Sheep Creek and streams and springs crossed  
by line of Sheep Creek Ditch for Tract No. 1; Big Sheep Creek and tributaries  
crossed by line of Sheep Creek Ditch for Tract No. 2.**  
for the purpose of **irrigation of 1,546.1 acres in Tract No. 1; and supplemental irri-  
gation of 5,156.6 acres in Tract No. 2.**  
and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for  
County, and the said decree entered of record at Salem, in the Order  
Record of the STATE ENGINEER, in Volume **1919**, at page **11**; that the priority  
of the right thereby confirmed dates from

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an  
amount actually beneficially used for said purposes, and shall not exceed **one-fortieth of one**  
**cubic foot per second per acre of land irrigated prior to July 31st of each year**  
and not to exceed **one-eightieth of one cubic foot per second per acre for the**  
**remainder of the irrigation season.**

A description of the lands irrigated under such right, and to which the water is appurtenant  
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT NO. 1

19.2 acres in NE-NE;  
9.8 acres in SE-NE;  
Section 25,  
T. 2 S., R. 45 E., W.M.

10.8 acres in SW-NE;  
19.0 acres in NW-NW;  
14.7 acres in SE-NW;  
12.0 acres in NW-SE;  
14.3 acres in SW-SE;  
0.7 acre in SE-SE;  
Section 50;  
2.6 acres in NE-NE;  
5.8 acres in NW-NE;  
25.2 acres in SW-NE;  
8.2 acres in SE-NE;  
6.2 acres in NE-NW;  
6.0 acres in NW-NW;  
34.0 acres in SW-NW;  
17.4 acres in SE-NW;  
11.0 acres in NE-SW;  
31.0 acres in NW-SW;  
34.0 acres in SW-SW;  
25.0 acres in SE-SW;  
12.2 acres in NE-SE;  
34.8 acres in NW-SE;  
34.0 acres in SW-SE;  
1.0 acre in SE-SE;  
Section 51,  
T. 2 S., R. 46 E., W.M.

16.0 acres in NE-NE;  
39.0 acres in NW-NE;  
40.0 acres in SW-NE;

39.0 acres in SE-NE;  
6.4 acres in NE-NW;  
41.0 acres in NE-SE;  
34.9 acres in NW-SE;  
24.3 acres in SW-SE;  
Section 10;  
1.6 acres in SE-NE;  
39.8 acres in NW-NW;  
38.8 acres in SW-NW;  
38.0 acres in SE-NW;  
36.2 acres in NE-SW;  
42.0 acres in NW-SW;  
Section 11;  
5.0 acres in NW-NE;  
16.0 acres in SW-NE;  
39.8 acres in NE-NW;  
40.0 acres in NW-NW;  
38.2 acres in SW-NW;  
40.0 acres in SE-NW;  
40.0 acres in NE-SW;  
16.4 acres in NW-SW;  
18.2 acres in SE-SW;  
23.4 acres in NW-SE;  
8.0 acres in SW-SE;  
Section 14;  
39.6 acres in NE-NE;  
28.0 acres in NW-NE;  
38.0 acres in SW-NE;  
38.0 acres in SE-NE;  
40.0 acres in NE-SE;  
34.8 acres in NW-SE;  
4.8 acres in SW-SE;  
18.0 acres in SE-SE;  
Section 15;  
T. 3 S., R. 45 E., W.M.

TRACT NO. 2

2.4 acres in NE-NW;  
10.7 acres in SE-NW;  
35.5 acres in NE-SW;

5.5 acres in NW-SW;  
4.4 acres in SW-SW;  
59.5 acres in SE-SW;

Sec 25  
T 2, 4 SE

7 3425  
T 25 4 SE

TRACT NO. 2-continued.

32.4 acres in NW-NW;  
31.2 acres in SW-NW;  
37.8 acres in NW-SW;  
40.0 acres in SW-SW;  
20.1 acres in SE-SW;  
Section 5;

19.8 acres in NE-NE;  
34.6 acres in NW-NE;  
4.0 acres in SW-NE;  
42.0 acres in SE-NE;  
19.0 acres in NE-NW;  
28.0 acres in NW-NW;  
24.4 acres in SW-NW;  
11.8 acres in SE-NW;  
27.6 acres in NE-SW;  
40.0 acres in NW-SW;  
39.0 acres in SW-SW;  
37.0 acres in SE-SW;  
36.4 acres in NE-SE;  
36.4 acres in SW-SE;  
39.4 acres in SE-SE;  
Section 6;

39.0 acres in NW-NE;  
39.0 acres in SW-NE;  
37.0 acres in NE-NW;  
39.2 acres in NW-NW;  
39.0 acres in SW-NW;  
38.0 acres in SE-NW;

38.2 acres in NE-SW;  
38.0 acres in NW-SW;  
38.2 acres in SW-SW;  
38.2 acres in SE-SW;  
40.4 acres in NE-SE;  
29.0 acres in NW-SE;  
11.0 acres in SW-SE;  
Section 7;

22.4 acres in NW-NW;  
Section 8;

23.2 acres in NW-NE;  
5.2 acres in SW-NE;  
24.8 acres in NE-NW;  
38.0 acres in NW-NW;  
38.0 acres in SW-NW;  
19.0 acres in SE-NW;  
20.2 acres in NE-SW;  
39.0 acres in NW-SW;  
28.2 acres in SW-SW;  
11.8 acres in SE-SW;  
1.6 acres in NW-SE;  
Section 18;

T. 3 S., R. 46 E., W. M.

(NOTE: Lands in the NE $\frac{1}{4}$  and SE $\frac{1}{4}$  Sec. 1, NW $\frac{1}{4}$  & SE $\frac{1}{4}$  Sec. 12, E $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 13, T. 3 S., R. 45 E., NW $\frac{1}{4}$  and SW $\frac{1}{4}$  Sec. 7, T. 3 S., R. 46 E., have vested rights from McCully Creek and are furnished with a supplemental supply through the District system.)

And said right shall be subject to all other conditions and limitations contained in said decree.  
The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer.

affixed this 5th day  
of November 1921

CHAS. E. STRICKLIN  
State Engineer.

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SALEM, OREGON



NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
				2.4		10.7	35.5	5.3	4.4	39.3		6.2	27.2	6		Findings, Vol. 10 Page 328		9391
19.2				2.4		10.7	35.5	5.3	4.4	39.3		6.2	27.2	6		Findings, Vol. 10 Page 330		9397
				2.4		10.7	35.5	5.3	4.4	39.3		6.2	27.2	6		Findings, Vol. 10 Page 331		9397
				2.4		10.7	35.5	5.3	4.4	39.3		6.2	27.2	6		Findings, Vol. 10 Page 331		9397
				17	40	37.5	22	39	40	40	40					Vol 5 p 196		3154
				17	40	37.5	22	39	40	40	40					4401	2696	9311
40	40	40	40													6653	5335	
				17	40	37.5	22	39	40	40	40					16261	14838	14520
																20147	15914	CANCELLED
				17	40	37.5	22	39	40	40	40					44050	30669	
																57257	38712	CANCELLED
																57257	38712	CANCELLED

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SALEM, OREGON

TOWNSHIP 2S RANGE 45E W. M. #2 SECTION 25

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
15.8	21.6	21.6	15.9													54081	40712	
19.2																54081	40712	
												1.0	4.0	5.2	24.5	56692	42599	2
												6.2	27.2	6.0		56692	43599	

CANCEL

TOWNSHIP 3S RANGE 46E W. M. SECTION 5

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
LOT 1	LOT 2	LOT 7	LOT 8	LOT 3	LOT 4	LOT 5	LOT 6	LOT 11	LOT 12	LOT 13	LOT 14	LOT 9	LOT 10	LOT 15	LOT 16			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
51.43	51.57	40.84	40.84	51.01	51.15	40.44	40.44	40.36	40.36	40.28	40.28	40.60	40.60	40.36	40.36	Findings, Vol. 10 Page 330		9391
																Supplemental Findings, Vol. 10 Page 333		9397
																2743	1448	2438
																6653	5335	9397
																T-5653	(C-9397)	1N

(SEE BACK OF CARD FOR PLAT OF SECTION)



TOWNSHIP 3 S RANGE 46 E W. M.SECTION 5

N E				N W				S W				S E				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
LOT 1	LOT 2	LOT 7	LOT 8	LOT 3	LOT 4	LOT 5	LOT 6	LOT 11	LOT 12	LOT 13	LOT 14	LOT 9	LOT 10	LOT 15	LOT 16			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
51 <sup>43</sup>	51 <sup>57</sup>	40 <sup>84</sup>	40 <sup>84</sup>	51 <sup>01</sup>	51 <sup>15</sup>	40 <sup>44</sup>	40 <sup>44</sup>	40 <sup>36</sup>	40 <sup>36</sup>	40 <sup>28</sup>	40 <sup>28</sup>	40 <sup>60</sup>	40 <sup>60</sup>	40 <sup>36</sup>	40 <sup>36</sup>			
					32 <sup>4</sup>	31 <sup>2</sup>			37 <sup>8</sup>	40	20 <sup>1</sup>					Findings, Vol. 10 Page 330		
					32 <sup>4</sup>	31 <sup>2</sup>			37 <sup>8</sup>	40	20 <sup>1</sup>					Decree, Vol. 11 Page 6		9391
																Supplemental Findings, Vol. 10 Page 333		9397
					18	40			10	40	40	15				6453	5337	
					17	40	27 <sup>3</sup>		7	40	40	13				2743	1448	2439
				16 <sup>3</sup>				12 <sup>7</sup>								6653	5335	9397
																T-5653	(C-9397)	

TOWNSHIP 4 S RANGE 12 E W. M. Card No 1SECTION 33

N E				N W				S W				S E				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
		6														11677	8294	CANCELLED
																Decree, Vol. 11 Page 417		
																Findings, Vol. 11 Page 270		14586
																Decree, Vol. 11 Page 118		
																Findings, Vol. 11 Page 377		14586
																Decree, Vol. 7 Page 218		14586
																Supplemental		CANCELLED
																24979	17441	
																Supplemental		
																32082	25326	34587
																L-87	V. 16 p. 376	34533
																L-87	V. 16 p. 376	34533
																T-4902	(C-34533)	
																T-4902	(C-34533)	
																59863	47709	
																58513	46164	
																T-4913	(C-34533)	

TOWNSHIP 4 S RANGE 12 E W. M. Card No 2SECTION 33

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
out 2 <sup>7</sup>			out 7 <sup>1</sup>													T-4913	(C-34533) <sup>1911</sup>	
			in 4 <sup>4</sup>										in 16 <sup>3</sup>	in 8 <sup>8</sup>		T-4913	(C-34533) <sup>1911</sup>	

RECEIVED

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

## Plat Card Report for: Township: 3S, Range: 46E Section: 5

Page

Application	Permit	Certificate	Status lot/dlc	NE				NW				SW				SE				Gov't Lot
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12/31/1905	D 9391 *	<u>9391</u> -							32.400 I*	31.200 I*			37.800 I*	40.000 I*	20.100 I*					
12/31/1919	D 9397 *	<u>9397</u> -	Cncl'd						32.400 IS (s) Cncl'd	31.200 IS (s) Cncl'd			37.800 IS (s) Cncl'd	40.000 IS (s) Cncl'd	20.100 IS (s) Cncl'd					
S 2743 1/18/1913	S 1448	<u>2439</u> -							18.000 IS (s)	40.000 IS (s)		10.000 IS (s)	40.000 IS (s)	40.000 IS (s)	15.000 IS (s)					
T 5653 12/31/1919	CD 9397							16.300 IR	32.400 IS (s)	31.200 IS (s)	12.700 IR		37.800 IS (s)	40.000 IS (s)	20.100 IS (s)					
R 76703 1/1/1993	R 101837	<u>70626</u> -	Cncl'd		LV Cncl'd															
R 76703 1/1/1993	R 101837 *	<u>75047</u> -			LV															

Go to 3S, 46E, 5 page: 1

[Return to Plat Card Search](#)**NOTE: Please read the disclaimer before using this information.**Frequently asked questions and the abbreviations (water use codes) noted above are discussed in our Plat Card [FAQ](#).

**RECEIVED**  
FEB 03 2003  
WATER RESOURCES DEPT.  
SALEM, OREGON



Kenny Lake Blvd

T3S R4E  
S4S

R#  
TH 5693  
Henry Birch

STOCK  
ROAD

CORRAL

WALLOMA  
VALLEY

QUARRY

QUARRY

Sheep Creek Hill

IMPROVEMENT

SPRING

CANAL

RECEIVED

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

BM  
4388



NOTICE OF COMPLETION OF CHANGE IN

place of use of water  
point of diversion of water  
use heretofore made of water

**RECEIVED**

JUL - 7 1986

**WATER RESOURCES DEPT**  
**SALEM, OREGON**

Under the Terms of TRANSFER APPLICATION 5653

I, HENRY BIRD, USED the water as provided by the  
(print name)

order of the Water Resources Director approving said water right transfer application

BY OCT. 1, 1986

Description of the land on which I use water:

19.2 acres in NE 1/4 NE  
1/4 and 9.8 acres in SE 1/4 NE 1/4 SECTION 25,  
T. 5. 2 S. R. 45 E. W. M.

(signature)

Henry J Bird

(address)

P. R. 1 - Box 150, JOSEPH ORE  
97846

(date)

JULY 2 - 86

(Mail to the Water Resources Department, Salem, Oregon 97310)

9163A

**RECEIVED**

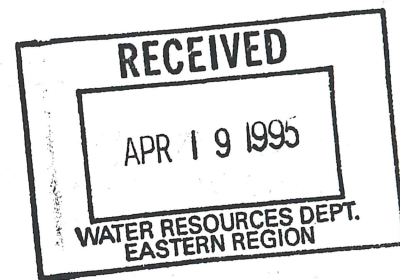
FEB 08 2003

**WATER RESOURCES DEPT**  
**SALEM, OREGON**

432-1795

Joseph, Oregon  
April 19, 1995

Wtermaster  
1995 3rd St  
Baker City, Oregon



Attention: Carrie Jones

Dear Ms. Jones:

This is to explain the problem concerning the Henry Bird water right, T-5653. This property has been irrigated for many years with the understanding it had a water right. Until recently the water assessment tax was handled by the county through the assessors office. I have a copy of the assessment roll for 1973-74 showing that the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  Sec 5 had 17 right complete acres, and the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Sec 5 had 17 complete right acres.

The main canal lays on the side of the hill and the Bird property is on the high side. Where the canal does run next to the Bird property it is 6' below the surface of the land on the east side, so part of the water has to be brought in from the old ditch on the south end of the property.

In 1993 the two other directors and myself met with Henry Bird and he told us he was putting in a sprinkler system and we did not have to be concerned about getting water out of the canal. However, if he irrigates by flood system, part of the water will still have to come from the old ditch at the south end.

I talked to Jack Burris and he told me that from the highway south to the upper end of the water right was 1500'. I am putting in a 1" steel pipe painted red, at the 1500' point. Henry Bird will be noticed he is not to irrigate above or south of that point.

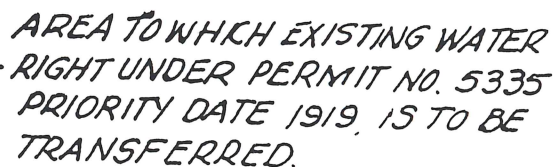
Sincerely,

A handwritten signature in blue ink that reads "Cleve W. Coppin".

Cleve W. Coppin  
Director, Wallowa Valley Improvement Dist. #1

RECEIVED  
FEB 03 2003  
WATER RESOURCES DEPT.  
SALEM, OREGON

6	5
---	---



FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

T-5653

Hank Bird

96062 Bird Lane

50 Seph, OR

432-2753

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

Jack W. Burris

JACK M. TUBBIS

JACK E  
LAND SU.

103 NW FIRST - P.O. BOX 63 - ENTER

PREPARED:

HENRY BIRD  
JOSEPH OR.



Joseph. One  
Aug. 17-85

Samuel Allison  
Supervisor Transfer Section  
Water Resources Dept.

Dear Sir:

I am requesting a  
certified copy of this transfer  
order, File 1-5653 as I am sure  
one will be required by the Ditch Co.  
that carries the water, and other  
business purposes.

Thank you

Henry Bird

Rt. 1- Box 150  
Joseph, Ore  
97846

**RECEIVED**

AUG 19 1985

WATER RESOURCES DEPT  
SALEM, OREGON

**RECEIVED**

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON





T-5653

RECEIVED  
JUN 17 1985

## Application for Transfer of Water Right

RECEIVED

JUN 8 1985

To the WATER RESOURCES DIRECTOR OF OREGON:

WATER RESOURCES DEPT  
SALEM, OREGONI, Henry Bird

(Name of applicant)

of Rt. 1 Box 150

(Mailing address)

Joseph

(City)

State of Oregon97846

(Zip Code)

432-2753

(Phone number)

do hereby make application for change

Place of use

(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No. Wallowa Valley Improvement District No. 1

(If not, give name)

2. Was your water right determined by Decree of Court? Yes No If so, give title of proceedings

(Yes or No)

9317Imnaha RiverVIO, p 330, Decree 11-3-1930

number of certificate

3. Was your water right acquired by Water Right Permit? Yes 110 If so, give number

(Yes or No)

of permit 5335 Number of certificate 9397

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Big Sheep Creek and Little Sheep Creek and streams and springs crossed by ditch5. What is the date of priority of your water right? 1919

See Remarks

6. The authorized point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the \_\_\_\_\_

(N. or S.)

(E. or W.)

corner of \_\_\_\_\_ being within the \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Tp. \_\_\_\_\_ R. \_\_\_\_\_ W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of \_\_\_\_\_ The name of the ditch used is Wallowa Valley Improvement District No. 1

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the \_\_\_\_\_

(N. or S.)

(E. or W.)

corner of \_\_\_\_\_ being within the \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Tp. \_\_\_\_\_ R. \_\_\_\_\_ W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of \_\_\_\_\_ The name of the ditch to be used is \_\_\_\_\_



8. The use to which the water is applied is Irrigation  
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
2S	45E	25	NE¼NE¼	19.2
			SE¼NE¼	9.8
			CANCEL SUPP RT UNDER P-40712	

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? No approval enclosed  
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No  
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? No  
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
Mortgage	Federal Land Bank	\$15,901

13. The use to which the water is to be applied is Irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
3S	46E	5	NE¼NW¼	16.3
			SE¼NW¼	12.7

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are To effect more efficient use of water and land

These lands being transferred need to be cancelled as Supplemental from P-40712

Also this right was given under the Wallowa Decree but it still has a permit number.

15. Construction work will be completed on or before June 1, 1985

16. The water will be completely applied to the proposed use on or before June 1, 1985

Remarks Refer to Item 6- Point of diversion: (1) Big Sheep Creek- S72°38'W 681'  
from E¼ corner Sec 32 being within the NE¼SE¼ Sec 32, T4S R46E W.M. (2) Little  
Sheep Creek- S81°07' 138' from NW corner Sec 9 being within the NW¼NW¼ Sec 9  
T4S R46E W.M.

**NOTE:** THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

### AFFIDAVIT OF APPLICANT

I, Henry Bird, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 30th day of May, 1985

Henry J. Bird  
(Name of applicant)

Subscribed and sworn to before me this 30th day of May, 1985

[Notarial Seal]

Jack W. Burris  
NOTARY PUBLIC FOR OREGON

My commission expires April 19, 1987



7-1-85  
SRA

T-5653

Bird,  
Henry

July 9, 1986

Henry Bird  
Route 1, Box 150  
Joseph, OR 97846

Dear Mr. Bird:

REFERENCE: File T-5653

Your Notice of Completion for Water Right Transfer T-5653, for a change in place of use of water from Big Sheep Creek, Little Sheep Creek, et al, has been received.

A survey will be made at a later date, and a Certificate of Water Right issued covering the actual use of water. (In case of irrigation, any lands described in the order that have not been irrigated will be automatically eliminated from the water right.)

In the meantime, the order will be evidence of the water right in question as long as the authorized beneficial use of water is continued.

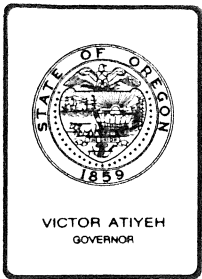
Sincerely,

SAMUEL R. ALLISON  
Transfer Section

SRA:wpc

cc: Robert W. DeBow, Watermaster, District 7

0331/K  
5531D



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

August 22, 1985

Henry Bird  
Rt1, Box 150  
Joseph, Oregon 97846

Dear Mr. Bird:

REFERENCE: File T-5653

Enclosed is a certified copy of the order approving water right Transfer T-5653, per your request.

Sincerely

*Samuel R. Allison*

Samuel R. Allison  
Supervisor  
Transfer Section

378-3066

August 8, 1985

Henry Bird  
Route 1, Box 150  
Joseph, OR 97846

Dear Mr. Bird:

REFERENCE: File T-5653

Enclosed is a copy of the order approving your water right transfer application.

A time to complete the transfer is given in the order. A form for reporting completion is enclosed for your convenience.

YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

If you require a certified copy of this order for business purposes, one will be sent upon request.

A survey will be made after the completion date to determine the actual amount of water used.

Sincerely,

SAMUEL R. ALLISON  
Supervisor  
Transfer Section

SRA:wpc

enclosures

cc: Robert W. DeBow, Watermaster, District 7

0331/G  
9868C



Joseph. Ore  
Aug. 17-85

Samuel Allison  
Supervisor Transfer Section  
Water Resources Dept.

Dear Sir:

I am requesting a  
certified copy of this transfer  
order, File 1-5653 as I am sure  
one will be required by the Ditch Co.  
that carries the water, and other  
business purposes.

**RECEIVED**

AUG 19 1985

WATER RESOURCES DEPT  
SALEM, OREGON

Thank you  
Henry Bird  
Rt. 1 - Box 150  
Joseph, Ore  
97846

RECEIVED

JUL 26 1985

**Federal Land Bank Association of La Grande**

P. O. Box 950, Island City Highway  
La Grande, Oregon 97850  
Telephone (503) 963-5831

WATER RESOURCES  
SALEM, OREGON



KENNETH M. ERREND, *Manager*  
JOE COLVIN, *Assistant Manager*

July 19, 1985


Robert DeBow  
Watermaster District #7  
Box 160  
Enterprise, Oregon 97828

Dear Bob:

This is a response to your letter regarding transfer #5653.

We have no objection to the transfer of 29 acres of water under certificate #9397 with a priority date of 1919 located in the E1/2 NE1/4 Section 25, Township 25, Range 45 East.

Sincerely,

  
Joe Colvin  
Assistant Manager

JC/jao





## STATE OF OREGON

## INTEROFFICE MEMO

RECEIVED

JUL 26 1985

TO: Fed. Land Bank Assoc.

DATE: 24 June 1985 WATER RESOURCES DEPT  
SALEM, OREGONFROM: Bob DeBow  
Watermaster Dist. #7

SUBJECT: Transfer #5653

An application has been recieved by the Water Resources Dept. in the name of Henry Bird for the transfer of some 29 acres of land that has been irrigated from the waters of Little Sheep Crk., Big Sheep Crk. and tributaries of the Wallowa Improvement District Canal. This water right was granted by the Decree of Circuit Court under certificate #9397 with a priority date of 1919.

Mr. Bird has been given permission by Gardner Locke, who is purchasing the land, to transfer these lands located in section 25, Township 2S. Range 45E. to lands owned by himself in section 5, Township 3S. Range 46E. The subject lands are further located as being 19.2 acres in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of section 25 and 9.8 acres in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of section 25 both in T. 2S R. 45E..

As I understand that the FLB holds the mortgage on the land being transferred, it will be necessary for you to submit to the Water Resources Dept. an affidavit of your consent or disapproval.

I am enclosing a map showing the location of these lands under another permit which Mr. Locke has submitted an approval for cancellation of these lands.

Thank you

Robert W. DeBow  
Watermaster Dist. #7

Box 160

Enterprise, Or. 97828

Water Resources Department  
WATERMASTER  
Box 160  
ENTERPRISE, OR.  
97028



Water Resources Department  
Mill Creek Office Park  
555 13th Street, NE  
Salem, OR 97310

Sam A.



7-24-85 8:50 call from Bob DeBow

T-5653 FLB letter - Bob DeBow has it.

T-5653

**JACK BURRIS LAND SURVEYING, [REDACTED]**

103 WEST FIRST ST. P. O. Box 63  
ENTERPRISE, OREGON 97828  
1(503) 426-4562  
May 30, 1985

RECEIVED  
JUN 8 1985  
WATER RESOURCES DEPT  
SALEM, OREGON

Wayne J. Overcash  
Senior Water Rights Examiner  
Water Resources Department  
Mill Creek Office Park  
555 13th Street N.E.  
Salem, Or. 97310

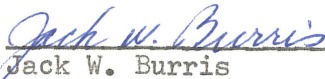
Dear Wayne:

Here are the documents for Water Right Transfer from Gardner Locke to Henry Bird:

- (1) Original map showing location of land involved;
  - (2) Original application for Transfer of Water Right;
  - (3) Note from Gardner Locke to approve transfer;
  - (4) Copy off deed-Lathrop to Bird;
  - (5) Copy of deed - Locke to Locke
  - (6) Check from Henry Bird in the amount of \$99.00;
    - (a) Examination fee.....\$50.00
    - (b) First 10 acres..... 30.00
    - (c) \$1.00 for each acre in excess of 10..... 19.00
- Total.....\$99.00

If you need more information, just let me know.

Sincerely,

  
Jack W. Burris

cc: Henry Bird  
file: 85-13

June 4, 1985

Henry Bird  
Route 1, Box 150  
Joseph, OR 97846

Dear Mr. Bird:

REFERENCE: File T-5653

Your Water Right Transfer Application for approval of a change in place of use of water from Big Sheep Creek and Little Sheep Creek, et al, together with supporting data and fees in the amount of \$99, was received on June 3, 1985. Our Receipt 46336 is enclosed.

The application is enclosed. From our records, it appears that Permit 5335 is not involved. That permit was canceled. The only right in the NE 1/4 NE 1/4 and SE 1/4 NE 1/4 of Section 25 is the Imnaha River right described by Certificate 9397. Please check, and if you agree, amend the application.

By copy of this letter, we are asking the Watermaster for his usual report regarding the proposed change.

When examination of the application and supporting data has been completed, you will be advised of any matters requiring your further attention prior to consideration of the application for approval.

Please refer any correspondence to File T-5653.

Sincerely,

SAMUEL R. ALLISON  
Supervisor  
Transfer Section

SRA:wpc

cc: Robert W. DeBow, Watermaster

enclosure

0056/E  
8869C





## STATE OF OREGON

## INTEROFFICE MEMO

TO: TRANSFER SECTION, WATER RIGHTS DIVISION

DATE:

RECEIVED  
JUN 17 1985  
WATER RESOURCES DEPT.  
SALEM, OREGON

FROM: WATERMASTER, DISTRICT #7

(signature)

Robert W. DeBrow

SUBJECT: Water Right Transfer Application T-5653 For Change In POU POD USE Of Water  
In The Name(s) of Henry J. Bird

In my opinion (assuming the water right is valid), the proposed change

MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY\* to an existing water right.

\*The approval of this transfer application would result in injury to other water rights because \_\_\_\_\_

The existing water right may not be valid because \_\_\_\_\_

Headgate notices HAVE HAVE NOT been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point of diversion between the authorized and proposed points of diversion? \_\_\_\_\_  
(yes or no)

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

\_\_\_\_\_ (1) PRIOR to the diverting of water at the new point of diversion ...

✓ (2) WHEN IN the judgment of the watermaster it becomes necessary ...

The enclosed copy of the transfer application and map(s) is for your records.



Contains  
Recycled  
Materials

81-125-1387

SP\*75683-125



T-5653

RECEIVED

JUN 3 1985

WATER RESOURCES DEPT  
SALEM, OREGON May 29, 1985

We authorize the transfer to Henry Bird of our water right from  
Seep Creek on the land described below:

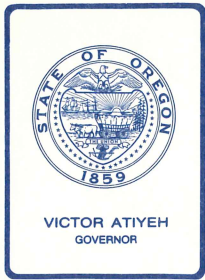
T 2S  
R 45 E  
Sec 25

NE  $\frac{1}{4}$  NE  $\frac{1}{4}$   
SE  $\frac{1}{4}$  NE  $\frac{1}{4}$

19.2 A  
9.8 A

29.0 A

*Gardner L. Locke*  
Gardner L. Locke  
*Tappan Locke*  
Tappan Locke



**Water Resources Department**  
**MILL CREEK OFFICE PARK**  
555 13th STREET N.E., SALEM, OREGON 97310

RECEIVED  
JUN 17 1985  
WATER RESOURCES DEPT.  
PHONE 578-3066 ON

June 4, 1985

Henry Bird  
Route 1, Box 150  
Joseph, OR 97846

Dear Mr. Bird:

REFERENCE: File T-5653

Your Water Right Transfer Application for approval of a change in place of use of water from Big Sheep Creek and Little Sheep Creek, et al, together with supporting data and fees in the amount of \$99, was received on June 3, 1985. Our Receipt 46336 is enclosed.

The application is enclosed. From our records, it appears that Permit 5335 is not involved. That permit was canceled. The only right in the NE 1/4 NE 1/4 and SE 1/4 NE 1/4 of Section 25 is the Imnaha River right described by Certificate 9397. Please check, and if you agree, amend the application.

By copy of this letter, we are asking the Watermaster for his usual report regarding the proposed change.

When examination of the application and supporting data has been completed, you will be advised of any matters requiring your further attention prior to consideration of the application for approval.

Please refer any correspondence to File T-5653.

Sincerely,

*Samuel R. Allison*

SAMUEL R. ALLISON  
Supervisor  
Transfer Section

SRA:wpc

cc: Robert W. DeBow, Watermaster

enclosure

0056/E  
8869C



T-5653

RECEIVED  
JUN 3 1985  
WATER RESOURCES DEPT  
SALEM, OREGON

Harold W. Lathrop, et ux

88228

to

Estella Bird, et al

Q C D

FORM No. 721—QUITCLAIM DEED (Individual or Corporate)  
1-1-74

STEVENS-NEED LAW PUBLISHING CO., PORTLAND, OR 97208

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, That HAROLD W. LATHROP and NELLIE E. LATHROP, husband and wife, hereinafter called grantor, for the consideration hereinafter stated, does hereby remise, release and quitclaim unto ESTELLA BIRD, a widow and HENRY J. BIRD, a single man, hereinafter called grantees, and unto grantees's heirs, successors and assigns all of the grantor's right, title and interest in that certain real property with the tenements, hereditaments and appurtenances therunto belonging or in any-wise appertaining, situated in the County of Wallowa, State of Oregon, described as follows, to-wit:

All of Section 16, Township 3 North, Range 45 East of the Willamette Meridian, containing 640 acres, more or less. RESERVING to Mount Emily Lumber Company all timber thereon.

Township 3 South, Range 46 East of the Willamette Meridian: Section 5: Lots 6, 7, 11 and 14, and that part of Lots 2 and 3 described as follows: Beginning at a point in the center of Little Sheep Creek highway bearing South 583.2 feet from the Northwest corner of said Lot 3; thence South 62°25' East 647.8 feet; thence South 84°45' East 259 feet; thence South 64°45' East 326 feet; thence North 81°35' East 329.535 feet; thence South 77°22' East 539.3 feet; thence North 83°57' East 726.8 feet to a point in the center of the Highway on the East line of said Lot 2; thence South to the Southeast corner of said Lot 2; thence West along the South line of said Lots 2 and 3 to the Southwest corner of said Lot 3; thence North to the point of beginning; EXCEPTING therefrom a parcel conveyed to the State of Oregon by deed recorded in Book 59 of Deeds, at page 502. Containing 203.13 acres, more or less.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantees and grantees's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 0.00.

However, the actual consideration consists of or includes other property or value given or promised which is the whole or part of the consideration (indicate which): None

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 31st day of December, 19 75; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,

County of Wallowa

December 31, 19 75

Personally appeared the above named Harold W. Lathrop and Nellie E. Lathrop

and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me, William R. Fritz

(OFFICIAL SEAL) Notary Public for Oregon

My commission expires: 7-10-78

STATE OF OREGON, County of \_\_\_\_\_

Personally appeared \_\_\_\_\_

and \_\_\_\_\_, who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of \_\_\_\_\_

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me: \_\_\_\_\_ (SEAL)

Notary Public for Oregon

My commission expires: \_\_\_\_\_

Recorded January 9th, 1976 at 9:30 a. m., Marjorie Martin, County Clerk

By Marjorie Martin County Clerk



T-5653

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JUN 3 1985

WATER RESOURCES DEPT  
SALT LAKE COUNTY

2

Gardner L. Locke, et ux } 79509  
to }  
Gardner L. Locke, et ux } Deed

DEED

GARDNER L. LOCKE and TAPPAN LOCKE, Husband and Wife, convey to GARDNER L. LOCKE, an undivided one-half interest and to TAPPAN LOCKE an undivided one-half interest as tenants in common and not with rights of survivorship, the following described real property:

Northwest Quarter, South Half of Northeast Quarter, South three-quarters of the North Half of the Northeast Quarter, Section 25, Township 2 South, Range 45, E.W.M.

East Half of Section 4, and Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 in Section 3, Township 1 South Range 46, E.W.M.

Southeast Quarter of Section 34, Township 1 North, Range 46, E.W.M.

There is no consideration for this transfer as it is a deed executed for the sole purpose of ending a tenancy by entirety ownership in the property as between the parties.

DATED this 21 day of March, 1972.

Gardner L. Locke  
Tappan Locke

STATE OF OREGON )  
COUNTY OF UMATILLA ) SS

March 21, 1972

Personally appeared the above named GARDNER L. LOCKE and TAPPAN LOCKE, Husband and Wife, and acknowledged the foregoing instrument to be their voluntary act. Before me:

Marjorie Martin  
Notary Public for Oregon  
My Commission expires: 2-28-1975

Recorded March 21st, 1972 at 2:13 p. m., Marjorie Martin, County Clerk

By Marjorie Martin County Clerk

1-Deed



BBA-1MM-337

Bird  
432 2753

USE

$\frac{1}{2} \times \frac{1}{2}$

County      Wallowa

B.B.A. / MM - 337  
8-15-88 VC

Smitten -  
Surveyed 4/20/02  
PSC - Amendment 015

Joseph, OR 97846

6. Proposed Point of Diversion

8. Place of Use: Transfer Order: Vol<sup>39</sup>, pg. 283

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WATER RESOURCES DEPT.  
SALEM, OREGON



Info: Per Obs. All the land north of the ditch is irrigated. They have some lateral running off the main ditch.  
Main ditch 2' x 2' it was running 6" deep. 1' = 1 second.  
This all flood irrigated

Use: Pasture

LIFT: 0 - -25 (-10)

T.E: BBA-1MM-337

8-15-88

JL Church F.I.

4-10-95 - I called Mr. Clive Coppin - President of Wallowa Valley Imp.  
dist #1 And he said last year the dist put a  
new Box in more north of old ditch But used to  
irrigate land most south. in Photo BBA-1MM-337  
So But could only irrigate 29 acres as on transfer  
He (Mr. Coppin) is going to send me a map where  
POD off ditch is for this Transfer.

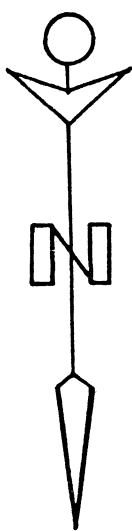
432-4565

5/23/95 - message w/ machine about map, He said he would  
send one see above memo. gm

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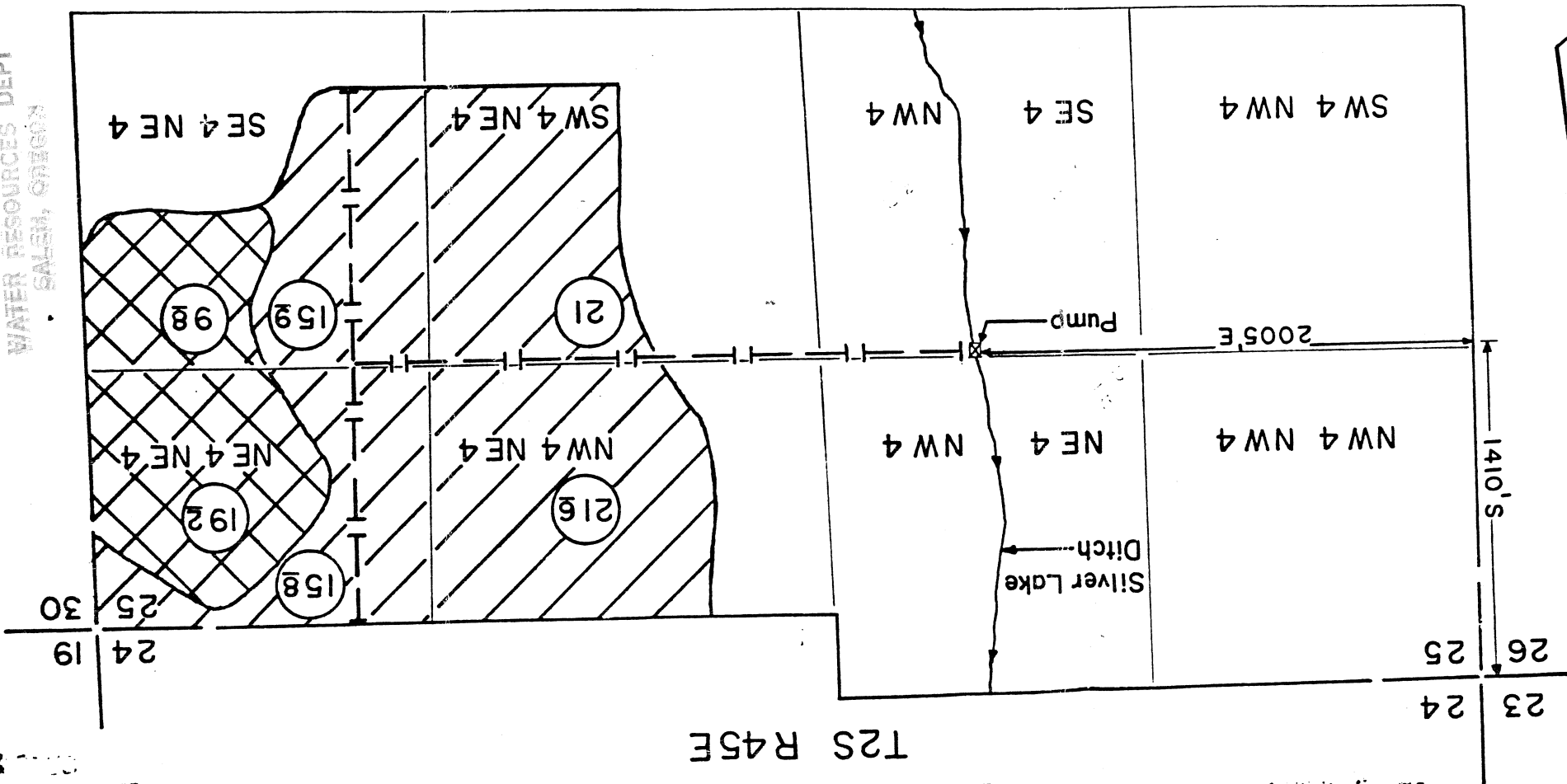
FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON



GARDNER L. LOCKE  
WATER RIGHTS MAP  
Scale 1" = 660'

LEGEND  
Primary Water Right  
Supplemental Water Right



T2S R45E

Application No. 54081  
Fertile No. 40712

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JUL 26 1985  
WATER RESOURCES DEPT  
SALEM, OREGON

June 24, 2002

## Final Proof Survey

Transfer 5653

In the name of Henry Bird, address 86062 Bird Lane, Joseph, OR 97846, phone 541-432-2753.

This is a resurvey, as Vern Church surveyed this transfer in 1988 and found more acres irrigated than the transfer was for.

On June 20<sup>th</sup>, I revisited this land and talked with Henry Bird about the irrigation. Henry showed me the diversions off Big Sheep Cr. and Little Sheep Cr.

The land is irrigated from Big Sheep Cr. and Little Sheep Cr. The Wallowa Valley Improvement District has headgates on both these sources.

POD on Big Sheep Cr. There is a concrete headgate structure across the creek with three 4' screw down gates. The structure is 15' across the creek channel. Diversion is off the east side of the creek channel into an earth lined ditch. The ditch is 10' wide and 2 feet deep. There is a weir with a staff gage down from the diversion 200". This is Wallowa Valley Improvement District canal. The canal is directed to the north and the small tributaries flow into this channel. The canal is about 5 ½ miles to the Little Sheep Cr. Diversion.

Little Sheep Cr. flows into the Walla Valley Improvement canal. The canal is used as the creek channel from the inflow of Little Sheep cr. to the diversion structure where the flow is controlled. Here the diversion had a concrete headgate structure across the creek. The structure is 12' across with the creek being diverted into the channel on the east side of the canal.

The canal continues North to the Joseph Valley another 8 miles ± with lateral ditches off the main canal for irrigation.

The ditch that irrigates the south end of the Bird property had a wooden headgate structure across the main ditch that is 5' wide and 3' deep at this point.. There is a lateral gate on this headgate structure that delivers water to the northeast. The gate for this water flow is 2' x 2' x 2' p and the headgate has a slide gate for control.

Water from the east side of the headgate flows into a earth ditch. The head of the ditch is 3' wide on the top 2' wide on the bottom width and 2' deep. The ditch is constructed to the northeast about 1100'.

The second ditch, which is south 1300' from the upper ditch, has the same type of headgate structure on the main ditch. The gate opening is 2' x 2' x 2' and directs water to the east into a

**RECEIVED**

FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON



T-5653 in the name of Henry Bird  
FPS  
PG 2 of 2

earth lined ditch. The ditch is 600' in length and ends at a rocky point.

Water could be measured, for Bird's portions, at the headgate structures on the canal.

Mr. Bird flood irrigates through lateral cutouts from the ditches.

I located the diversions off the ditches and off the creeks with the Leica GPS.

The east side of Bird's property is real rocky and Henry said the water did not flow here. He cannot get the water across the rocky area. This area will be taken off the final proof map. The total area to be irrigated is 29.0 acres

Use: Pasture grass for cattle

Fall: From the ditch diversion to the land irrigated, average is 120 feet of fall in 1000' of distance. Elevation at Big Sheep Cr. Diversion is  $\pm 6161'$ . The elevation at the diversion on Little Sheep Cr. is  $\pm 5640'$ . The mid elevation at the place of use this transfer is for is 4640'.

Tie: For the irrigation portion, Hwy 350 (Sheep Cr. Hill) and driveway to the Bird property. No marked corners found. The tie for the diversions was projected from the Lick Cr. quad map. The diversions from the creeks are within the body of Hells Canyon National Recreation Area.

The "from" land is not irrigated.

The Lick Creek quad map shows the Irrigation Canal. The land is shown on the Kenney Lake quad map.

Mr. Bird said this land has been irrigated for about 50 years.

Land shows up on a 1971 series aerial B.B.A. MM-337 and 94 flight downloaded from GIS.

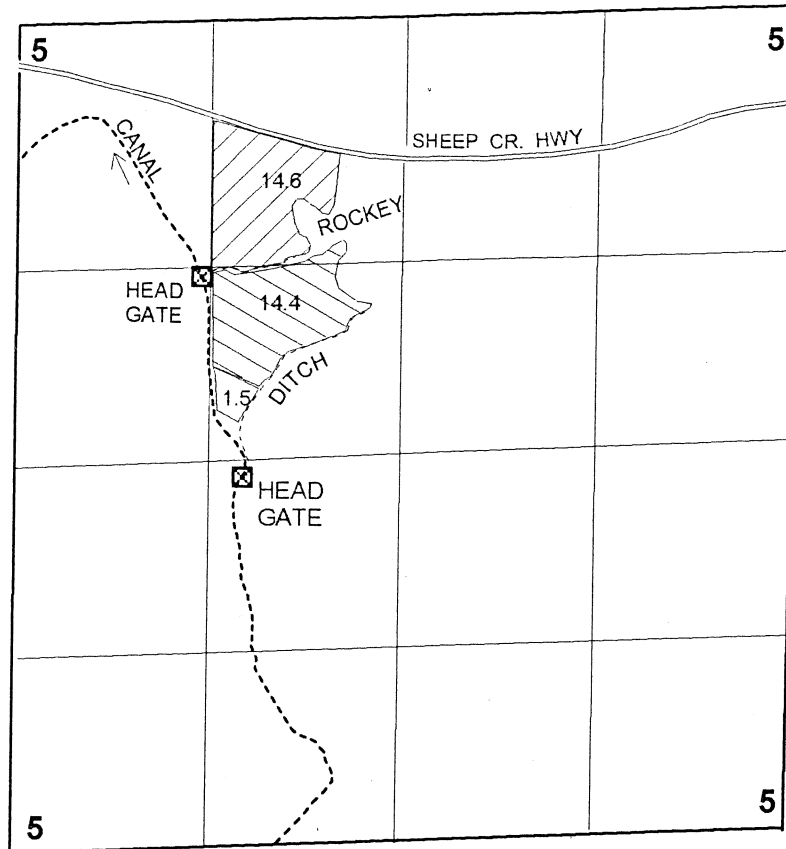
June Miller  
Field Inspector

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FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

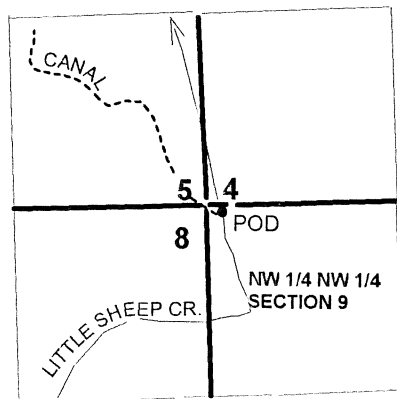
T. 3 S., R. 46 E., W. M.



1" = 1320'

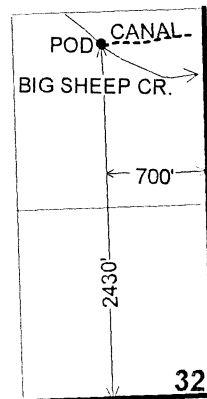
Insert of Diversions

T 4 S., R. 46 E., W. M.



POD - 70' South and 90' East of the Northwest Corner, Section 9.

T. 4 S., R 46 E., W.M.  
E 1/2 SE 1/4 SEC.32



FINAL PROOF SURVEY  
UNDER

Transfer 5653

IN THE NAME OF  
HENRY BIRD

Surveyed: June 20th, 2002 by: J. Miller

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FEB 03 2003

WATER RESOURCES DEPT.  
SALEM, OREGON

P

Transfer No. 5653

County Walla Walla

Name Henry Bird

Date for Completion 10-1-86

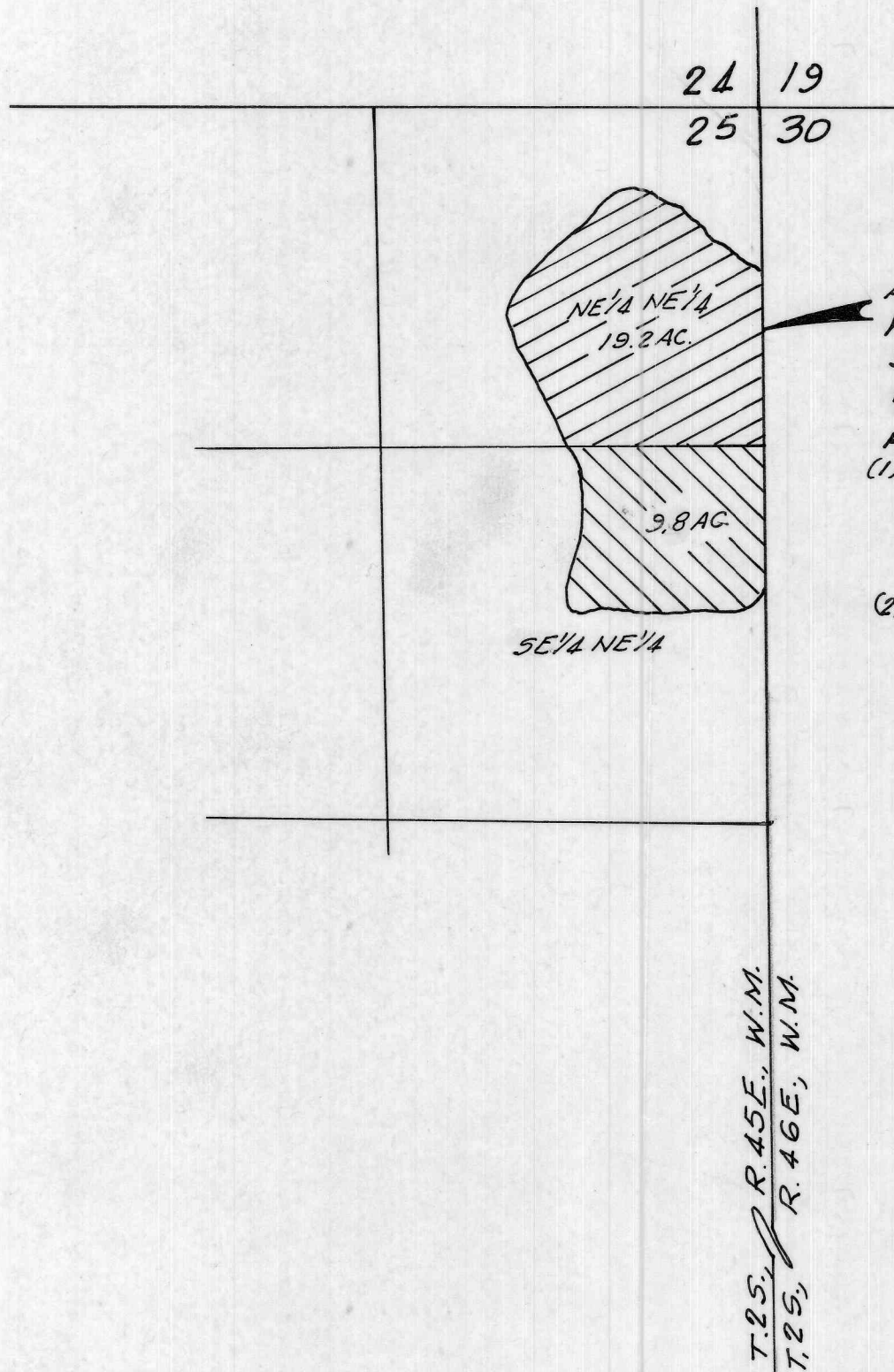
Extended to \_\_\_\_\_

Completion Report Received 7-7-86

To Survey 7-9-86

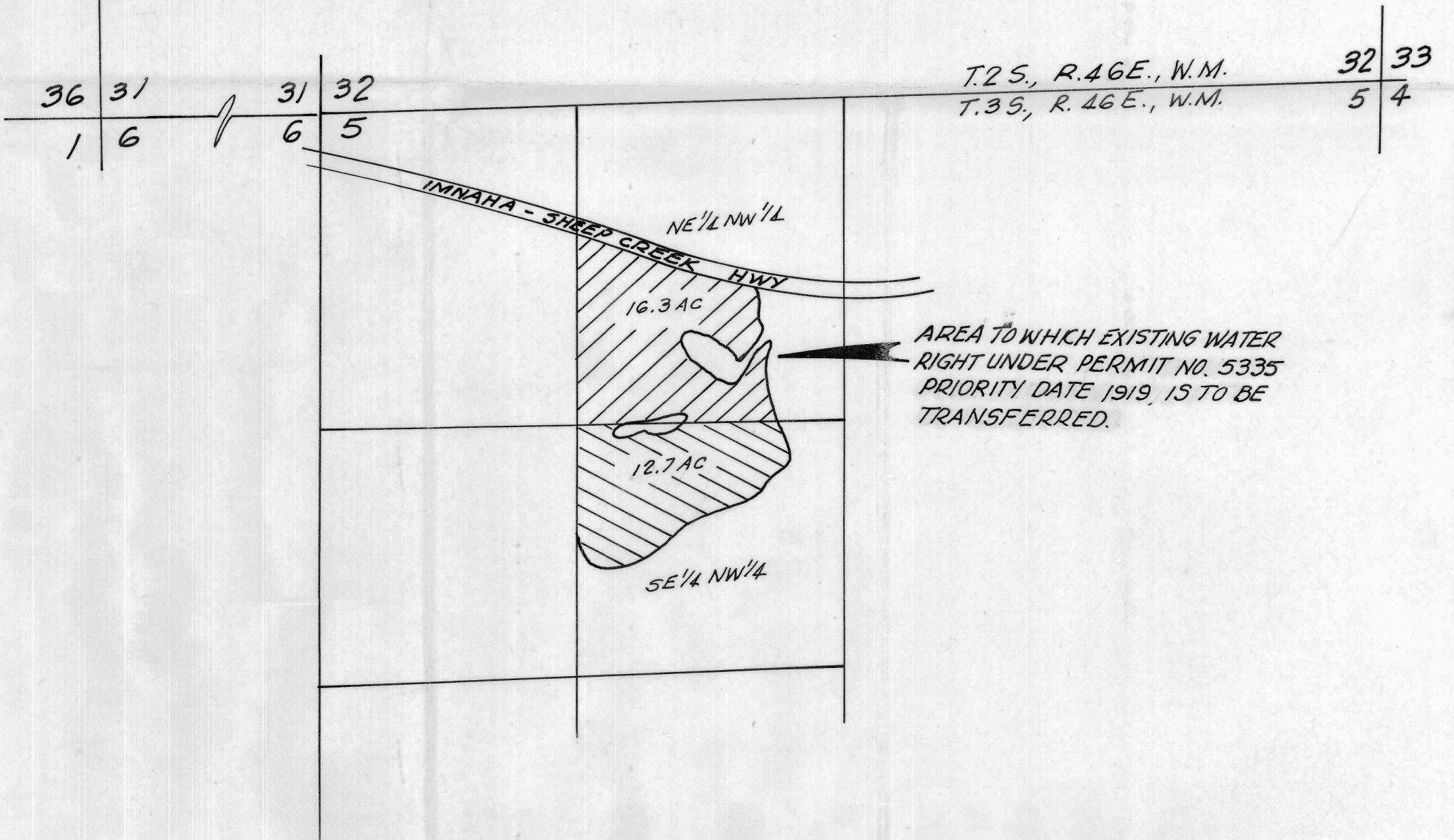
Comments:





AREA FROM WHICH EXISTING  
WATER RIGHT IS TO BE TRANSFERRED  
SEE WATER PERMIT NO. 5335  
PRIORITY DATE 1919.

- POINTS OF DIVERSION:
- (1) BIG SHEEP CREEK:  
S72°38'W 681' FROM E 1/4  
COR SEC. 32, BEING WITHIN  
THE NE 1/4 SE 1/4 SEC. 32,  
T.45, R.46E., M.M.
  - (2) LITTLE SHEEP CREEK:  
S81°07'E 138' FROM NW  
COR SEC. 9, BEING WITHIN  
THE NW 1/4 NW 1/4 SEC. 9,  
T.45, R.46E., W.M.



AREA TO WHICH EXISTING WATER  
RIGHT UNDER PERMIT NO. 5335  
PRIORITY DATE 1919, IS TO BE  
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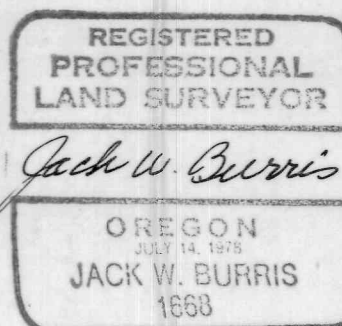
T-5653

# ACREAGE SUMMARY

T.25, R.45E., W.M.  
SECTION 25:  
NE 1/4 NE 1/4 19.2 AC.  
SE 1/4 NE 1/4 9.8 AC  
29.0 AC

T.35, R.46E., W.M.  
SECTION 32:  
NE 1/4 NW 1/4 16.3 AC.  
SE 1/4 NW 1/4 12.7 AC  
29.0 AC

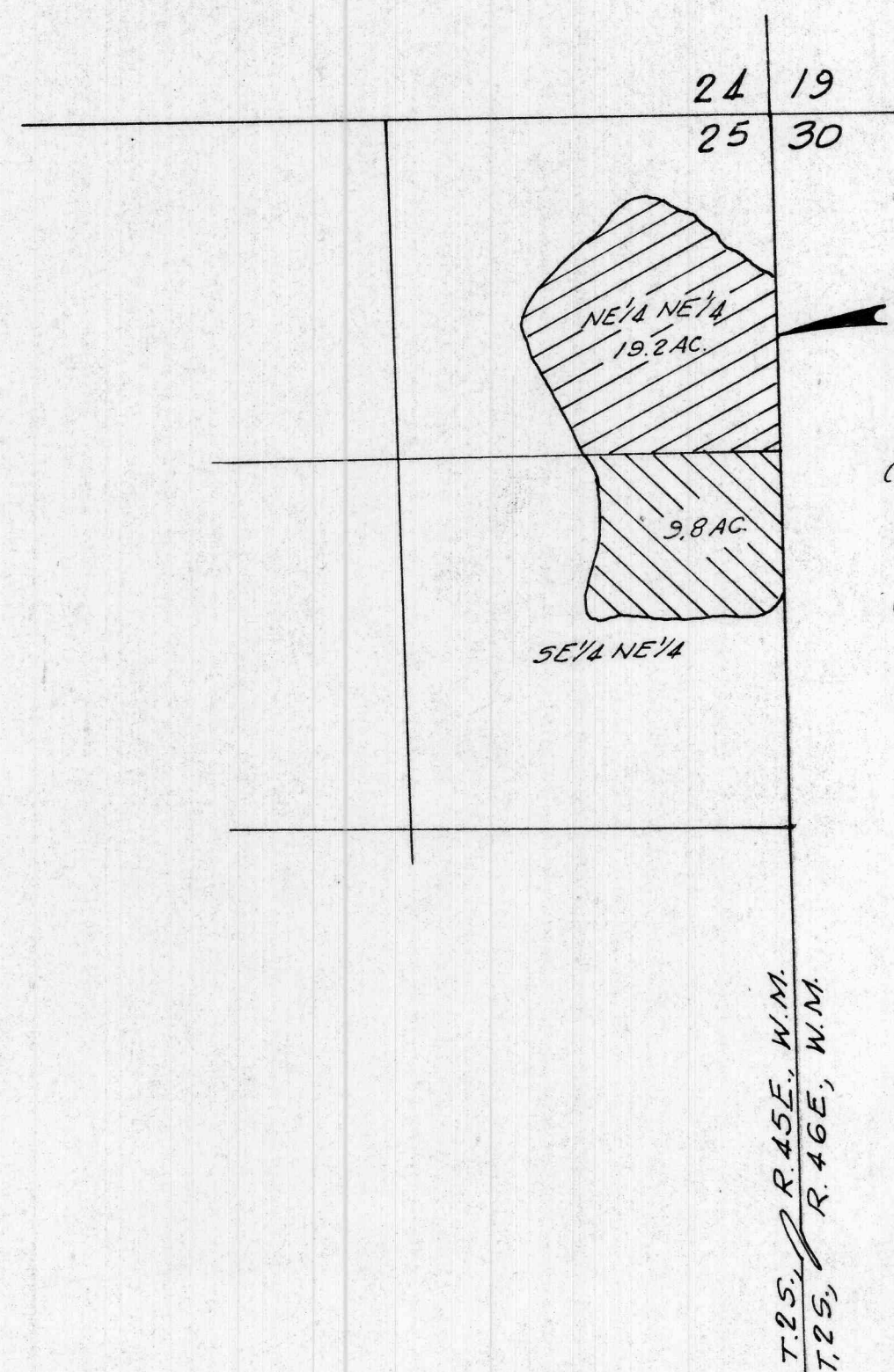
## MAP FOR TRANSFER OF WATER RIGHT



<b>JACK BURRIS</b> <b>LAND SURVEYING</b> 103 NW FIRST-PO. BOX 63-ENTERPRISE, OR. 97828-426-4562	
PREPARED AT REQUEST HENRY BIRD JOSEPH, OR.	RT. 1 BOX 150 977846
PREPARED BY JACK W. BURRIS DATE: MAY 17, 1985	L.S. 1668 ADJCT. NO. 85-13

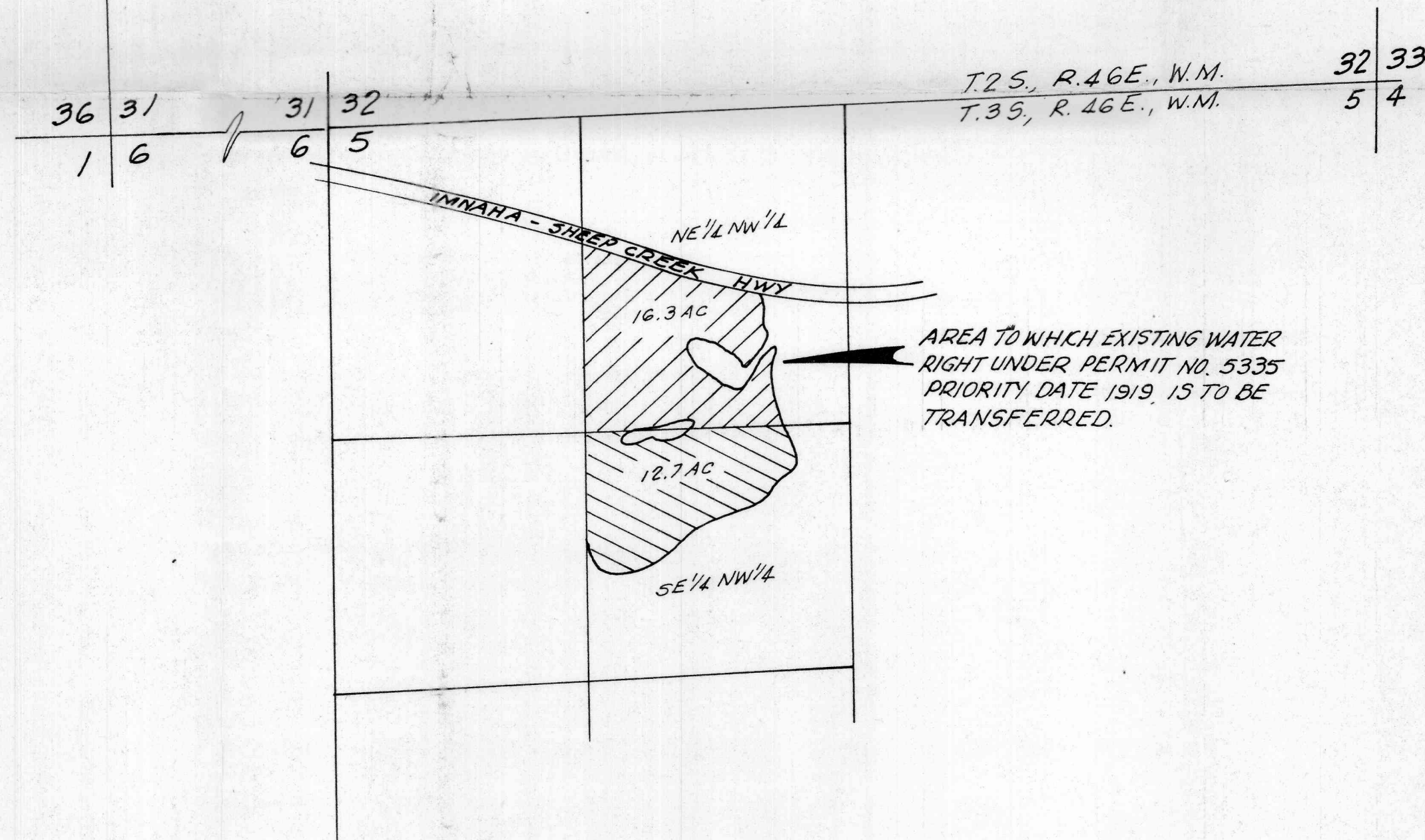


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WATER RESOURCES DEPT.  
OREGON



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AREA TO WHICH EXISTING WATER  
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T.2S, R.45E, W.M.  
SECTION 25:  
NE 1/4 NE 1/4 19.2 AC.  
SE 1/4 NE 1/4 9.8 AC.  
29.0 AC.

T.2S, R.46E, W.M.  
SECTION 5:  
NE 1/4 NW 1/4 16.3 AC.  
SE 1/4 NW 1/4 12.7 AC.  
29.0 AC.

## MAP FOR TRANSFER OF WATER RIGHT

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Jack W. Burris*

OREGON  
JACK W. BURRIS  
1958

JACK BURRIS  
LAND SURVEYING

103 NW FIRST - P.O. BOX 63 - ENTERPRISE, OR. 97828 - 426-4562

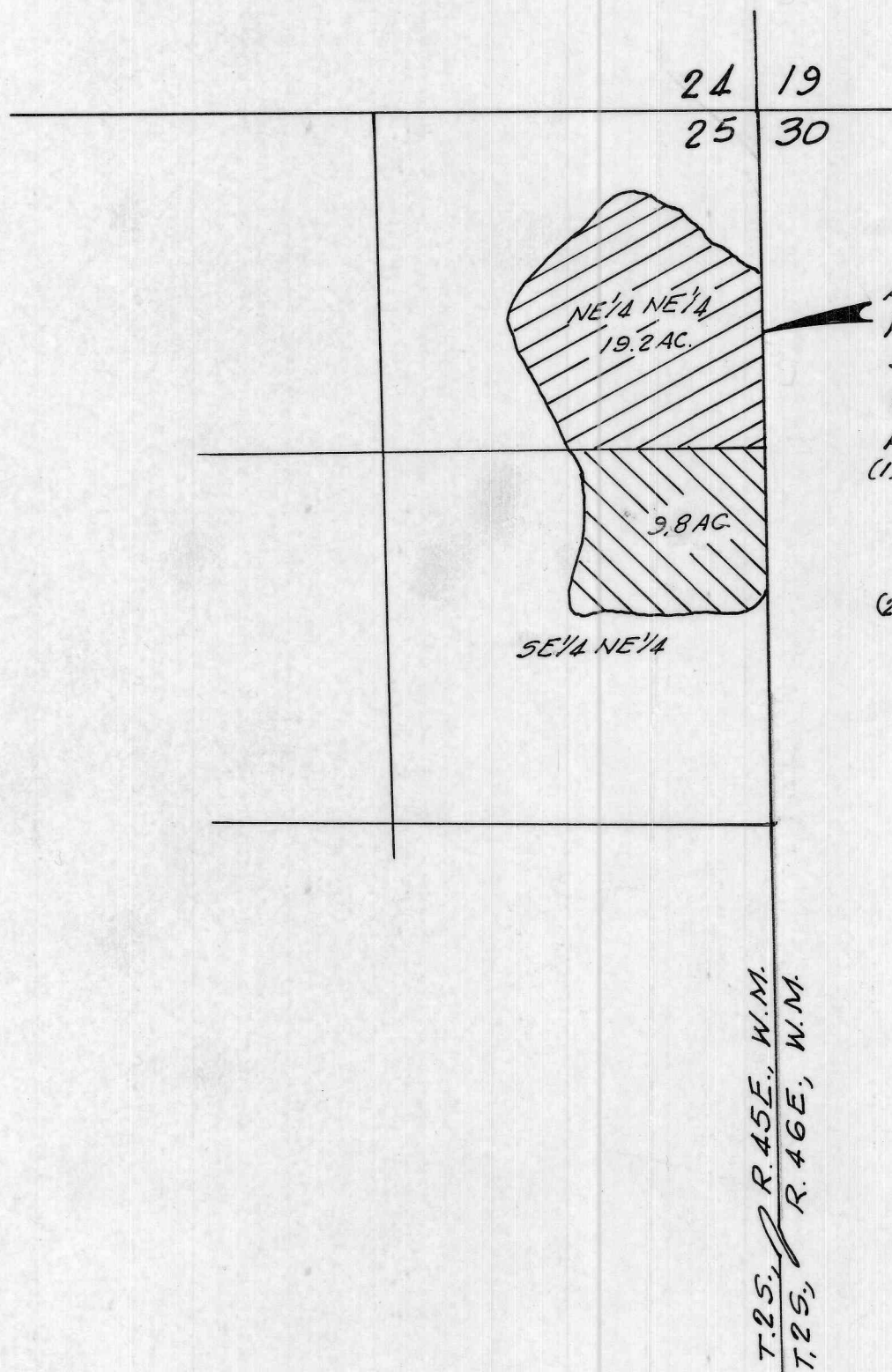
PREPARED AT REQUEST

HENRY BIRD RT. 1 Box 150  
JOSEPH, OR. 97846

PREPARED BY

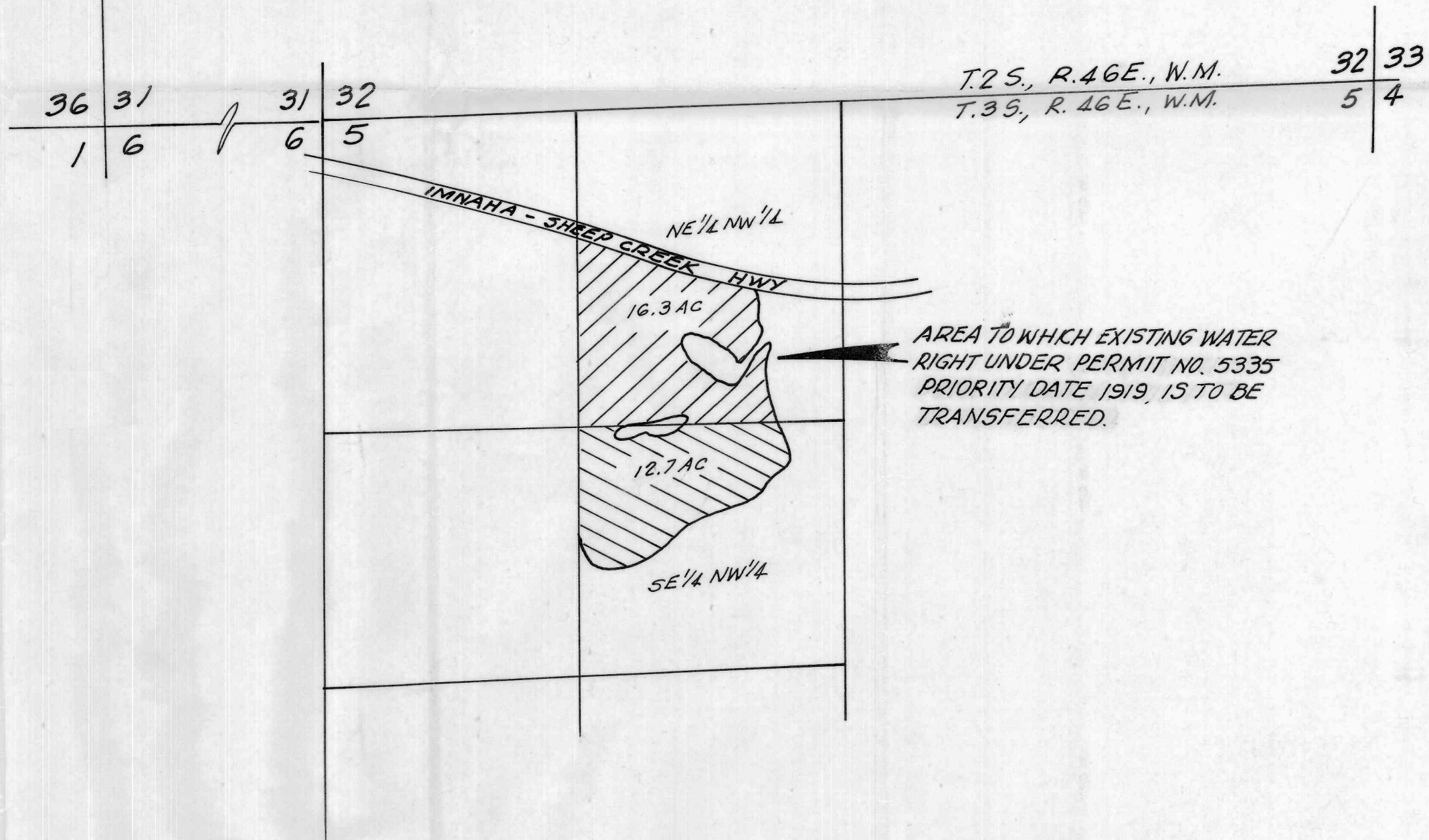
JACK W. BURRIS L.S. 1668  
DATE: MAY 17, 1985 ACCT. NO. 85-13





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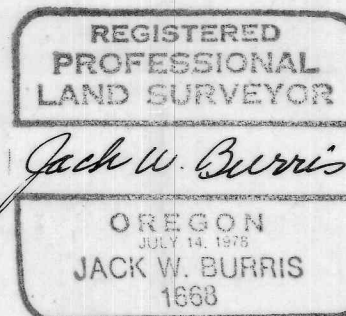
T-5653

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29.0 AC

MAP FOR TRANSFER OF WATER RIGHT



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