

2518 Reed Taylor

Alicel Dec. 97811

2518

## STATUS OF APPLICATION

Change in Point of Diversion  
 Date filed May 4, 1971  
 Date of hearing November 9, 1971  
 Place of hearing La Grande Ore  
 Date of order Nov. 18, 1971 Vol. 21, page 316  
 Date for application of water 10-1-72  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued 12-30-71 Vol. 30, page 37990

## DESCRIPTION OF WATER RIGHT

Name of stream Willow Creek  
 Trib. of — County of Union  
 Use Irrigation  
 Quantity of water 1.74 cfs No. of acres 136 4  
 Name of ditch —  
 Date of priority February 20, 1962  
 In name of Reed Taylor  
 \_\_\_\_\_ Adjudication, Vol. \_\_\_\_\_, page \_\_\_\_\_  
 App. No. 37411 Per. No. 27863 Cert. No. 34817  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by slw

## FEES PAID

Date	Amount	Receipt No.
5-4-71	25.00	23477
7-2-71	30.00 P.O.N.	24599
10-13-71	3.50 P.O.N.	25796
TOTAL . . .		
10-18-71	\$2. Cert. Fee	From Pub. Notice
6-5-74	1.00	40511

## FEES REFUNDED

Date	Amount	Check No.

## REMARKS

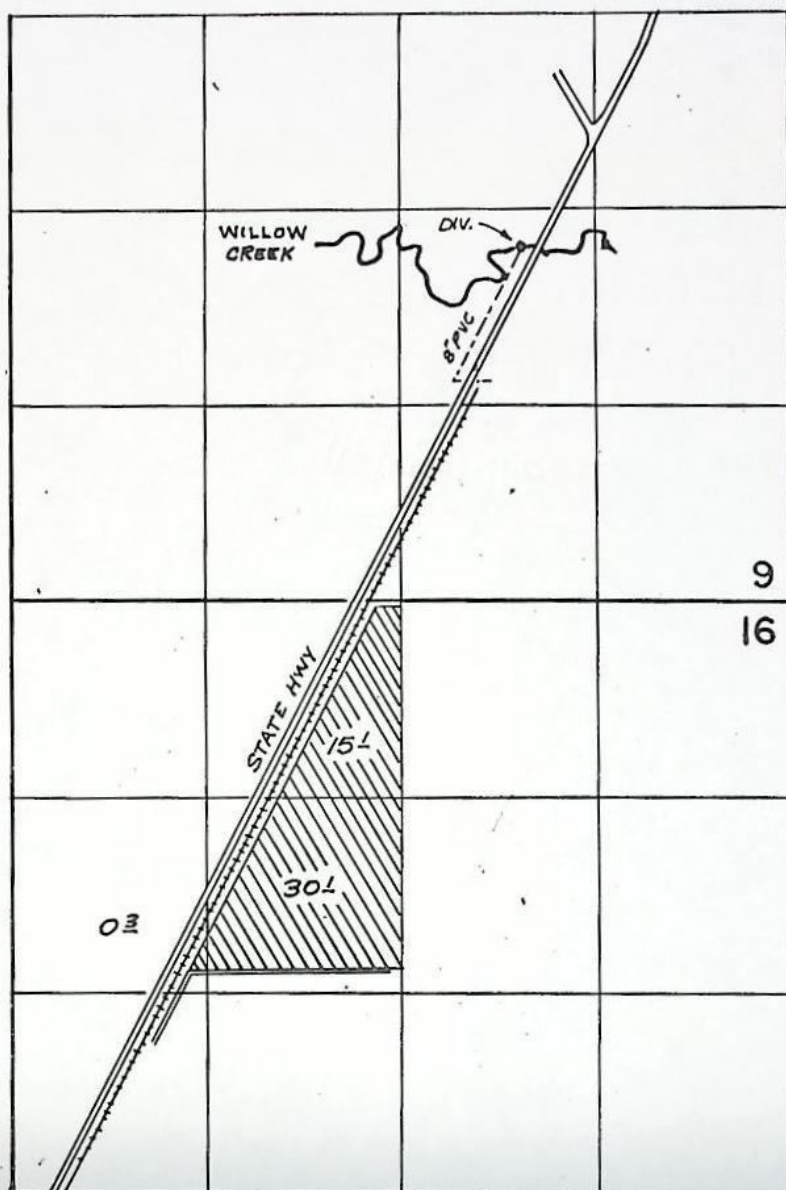
# 1.50 cont. rec. fee used

SEE APPL. #48191 FOR F.P. MAP

WOLF 1979 A1

INDEX CARDS:		Entered	Checked
TO BE ENTERED WHERE CHECKED	Name	slw	—
	Stream	slw	—
	Pt. of Div.	slw	—
	Calendar	slw	—
	CHECKED	—	—
	Twp. & Rg.	slw	—
	Decree-vant	—	—
	Decree-sa	—	—
	Cert. of W.	slw	—
	Per. Folder	slw	—
Chaindex	—	—	
Cross Ref.	—	—	
Power Claim	—	—	
Abstracts	—	—	

T.1S. R.39E. W.M.



DIV. PT. - 2400' N, 825' E FROM S. 1/4 COR. SEC. 9

## FINAL PROOF SURVEY UNDER

TRANSFER No. 2518

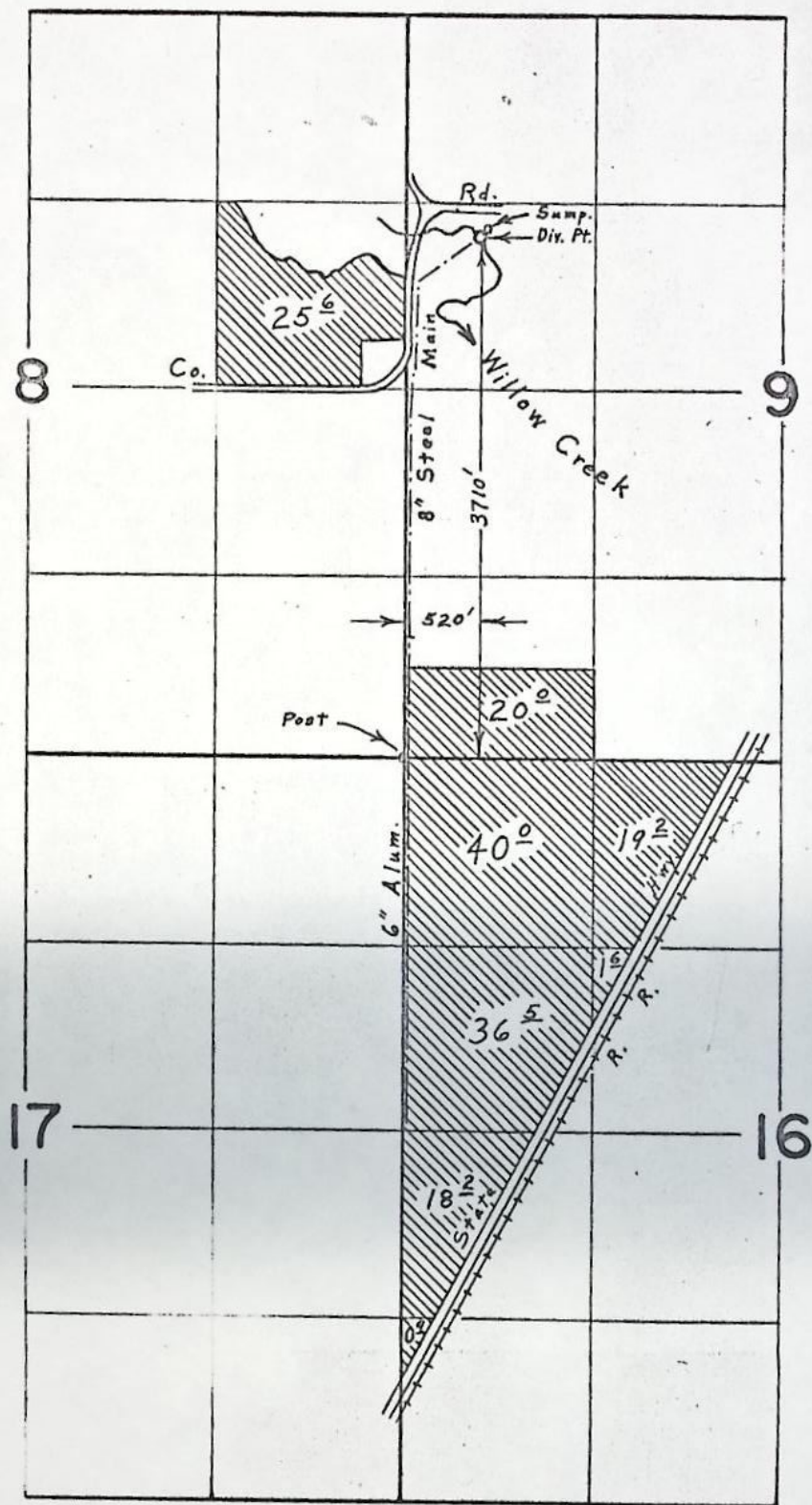
Application No. 48121 Permit No. 35520  
IN NAME OF

Surveyed July 14 1973, by R. MUCKEN

CRK  
AIH-1MM-139  
AIH-1MM-142



# T.I.S.R.39E.W.M.



© New D.P.



WDLF 1979 A-1

G-7713

~~33~~ 37235

T-2518

ANNUAL INSPECTION REPORT

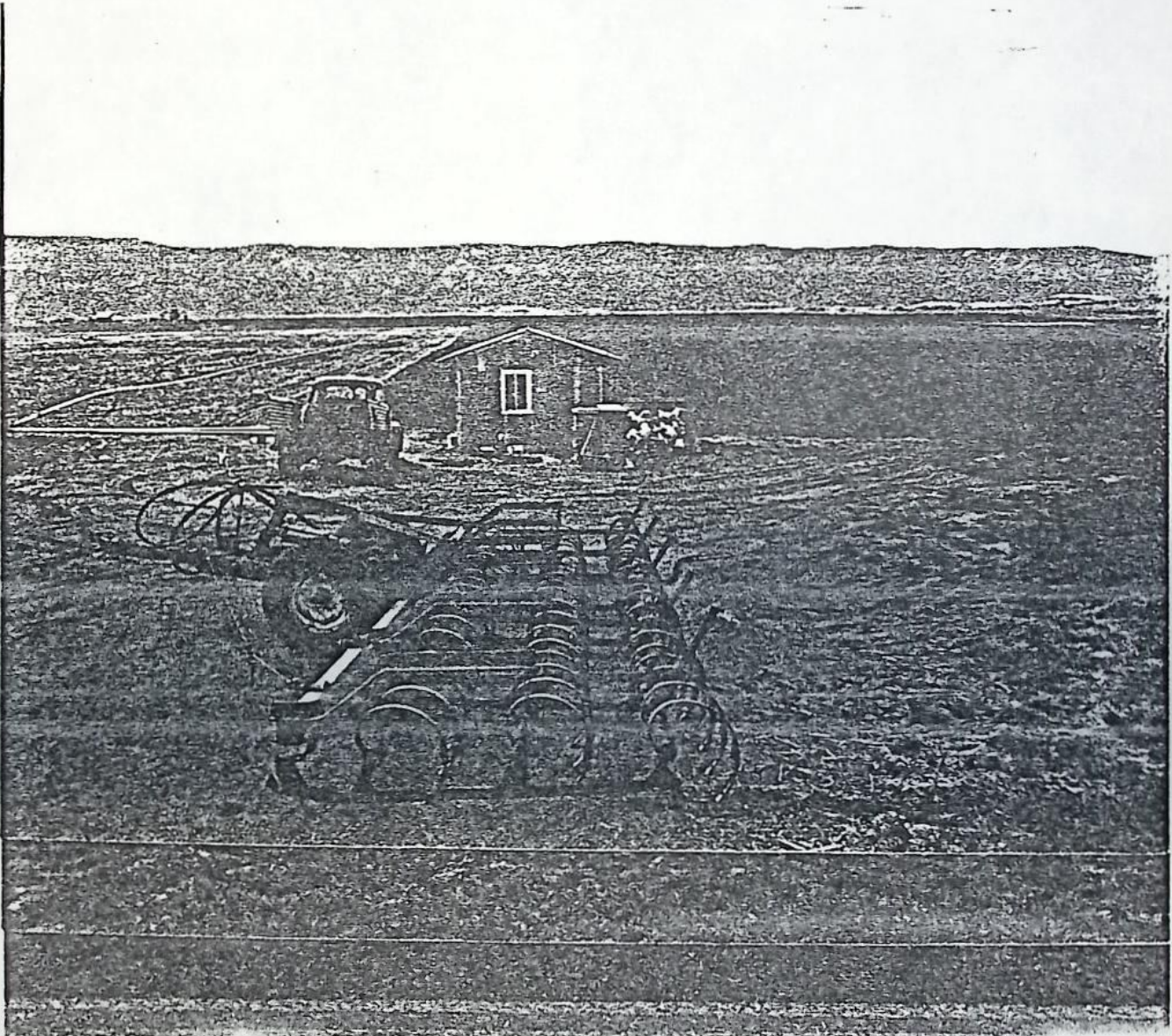
Doyle Eisiminger 1979 A-1

September 23, 1983 Ves Garner

On September 23, 1983 I met with Doyle Eisiminger to inspect his project near Imbler.

The project is a deep artesian well and a centrifugal booster pump. Pipelines are portable aluminum and buried PVC irrigation is by wheel line and handline.

Crops of grain, hay, and grass seed appear excellent.





REPORT ON INSPECTION UNDER  
TRANSFER OF WATER RIGHT FOR

Gillard Conover

- EAST

[illegible]

INFO: Doyle Eisinger, Box 87, Amblen, Oreg.

Doyle has been forming this place the last few  
yrs. He is all the land from the new Div PT.

Taylor Rented from the owner, GILLARD CONOVER,  
Box 121, DAYETTE, IDAHO 83661, or does Doyle

DIV. PT - Pumps from just above a low, conc.  
don cover creek. Hrs. p.p. on N.  
side of ~~the~~ Creek & in the suspended  
creek.

PIPE - 1170' - BURIED 8" PVC.  
3000' - 8" ALUM  
4400' - 6" ALUM  
6400' - 4" ALUM

HDS - 160  $\frac{7}{8}$  x 0 K.B. 30's 140 MAX

CROP - GRAIN, ALFALFA, HAY

LIFT - +20 TO +30'

TIE - 11H-1MM-139

PUMP - CORNELL DD. CENTR. 4" x 6"

MOTOR - GE 75HP. @ 3550 R.P.M.

7-14-73

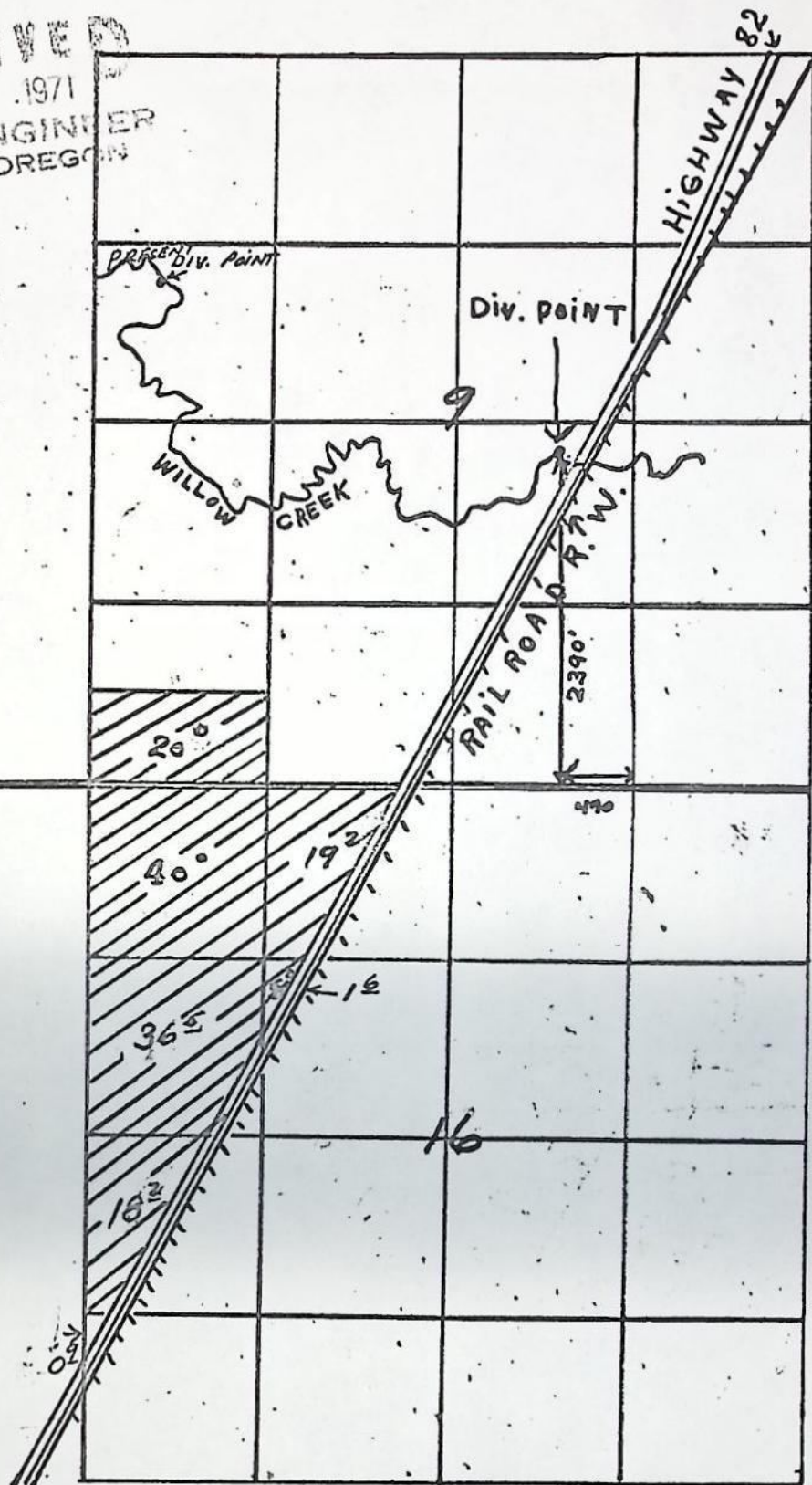
E.E.

R.G. Mcken



RECEIVED  
MAY 4 1971  
STATE ENGINEER  
SALEM, OREGON

R39 E.W.M.  
R39 E.W.M.



SCALE 1" = 1320'

POINT OF DIVERSION IS LOCATED IN THE  
NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SECTION 9, T. 15., R. 39 E.W.M.

DIVERSION POINT LOCATED 470' WEST AND 2390' NORTH  
FROM THE S.E. CORNER SW  $\frac{1}{4}$



BEFORE THE STATE ENGINEER OF OREGON

Union County

IN THE MATTER OF THE APPLICATION )  
OF REED TAYLOR AND GILLARD CONOVER )  
FOR THE APPROVAL OF A CHANGE IN )  
POINT OF DIVERSION OF WATER FROM )  
WILLOW CREEK )  
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ORDER APPROVING  
TRANSFER NO. 2518

On May 4, 1971, Reed Taylor and Gillard Conover filed an application in the office of the State Engineer for the approval of a change in point of diversion of water from Willow Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Reed Taylor and recorded at page 34817, Volume 26, State Record of Water Right Certificates, confirms a right to the use of not to exceed 2.07 cubic feet per second of water from Willow Creek for the irrigation of, among other lands, 20.0 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 9, 19.2 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 40.0 acres in the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , 36.5 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , 1.6 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 18.2 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , and 0.9 acre in the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 16, Township 1 South, Range 39 East, W.M., with a date of priority of February 20, 1962. These lands are irrigated from a point of diversion located 3710 feet north and 520 feet east from the SW corner of Section 9 being within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 9, Township 1 South, Range 39 East, W.M.

Reed Taylor, operator of the lands above described, and Gillard Conover, legal owner of the lands above described, propose to irrigate these lands from a point of diversion to be located 2390 feet north and 470 feet west from the SE corner of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 9, Township 1 South, Range 39 East, W.M.

Notice of the filing of the application was given by



publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the county courthouse in La Grande, Oregon, on November 9, 1971, at 9:30 a.m. The notice was published in the Eastern Oregon Review, a newspaper printed and having general circulation in Union County, Oregon, for a period of three weeks in the issues of September 15, 22, and 29, 1971. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Boyd Hadden, Watermaster of District No. 6, has filed a report to the effect that the proposed change in point of diversion may be made without injury to existing rights.

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

NOW, THEREFORE, it hereby is ORDERED that the proposed change in point of diversion of water from Willow Creek, to-wit:

From a point located 3710 feet north and 520 feet east from the SW corner of Section 9 being within the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 9, Township 1 South, Range 39 East, W.M.

To a point to be located 2390 feet north and 470 feet west from the SE corner of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 9, Township 1 South, Range 39 East, W.M.

for the irrigation of 20.0 acres in the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 9, 19.2 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 40.0 acres in the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , 36.5 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , 1.6 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 18.2 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , and 0.9 acre in the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 16, Township 1 South, Range 39 East, W.M., with a date of priority of February 20, 1962, is approved.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1972.



It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion and shall not exceed 1.74 cubic feet per second.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point of diversion as herein confirmed.

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 certificate of water right heretofore issued to Reed Taylor and recorded at page 34817, Volume 26, State Record of Water Right Certificates, is canceled and in lieu thereof a new certificate be issued covering the balance of the lands not involved in this proceeding and upon receipt of proof satisfactory to the State Engineer of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Reed Taylor confirming the change in point of diversion.

Dated at Salem, Oregon, this 18<sup>th</sup> day of November, 1971.

/s/ CHRIS L. WHEELER  
State Engineer



Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, REED TAYLOR (Name of applicant)

of Alicel (Postoffice), County of Union

State of Oregon, do hereby make application for change in point of diversion

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

1. The source of present water right is Willow Creek (Name of stream)

2. The use to which the water is applied is irrigation (Irrigation; Mining; Power; Manufacturing; etc.)

3. The name of the ditch, canal or pipe line is none

4. The point of diversion is located 3750 3900 ft. N 5° 39' East from the southwest corner (N. or S.) and 520' ft. from the (E. or W.)

corner of Section 9 (Section or subdivision) being within the Southwest quarter of the northwest quarter

of Section 9 Tp. 1 S R. 39 E W. M., in the County of Union (No. N. or S.) (No. E. or W.)

5. Give the number of acres irrigated in each smallest legal subdivision (40-acre tract). Only show the acreage which is being transferred. If the water is used for power, mining or other use, show place of use.

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
1 S	39 E	9											20.0					
1 S	39 E	16					19.2	40.0	36.5	1.6	18.2	0.9						

NOTE: If you own less than 40-acre tracts, attach a description of your land as it appears in your deed.

(Attach separate sheet if necessary)

6. Are you the legal owner of the above described lands? No. Gillard Conover legal owner (If not owner, explain your interest)

Applicant - operator

7. Have the lands above described been irrigated during the past 5 years? yes

8. What is the priority date of your water right? 2/20/1962

9. Was your water right acquired by State Engineer's Permit? yes If so, give number of permit 27863 (Yes or No)



10. Do you hold a water right certificate? yes If so, give number of certificate 34817  
(Yes or No)

11. Was your water right determined by State Engineer's order of Determination or Decree of Court?

no If so, give title of proceedings  
(Yes or No)

12. Is the water right recorded in your name? yes  
(If not, give name)

13. I propose to transfer the water right to the following described lands: (Do not answer if your application is for change in point of diversion only.)

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$

(Attach separate sheet if necessary)

NOTE: Answer questions 14, 15, 16 and 17, if the application is for change in point of diversion.

14. The proposed point of diversion is located 2390 ft. N and 470 ft. W from the SE  
corner of SW $\frac{1}{4}$  SE $\frac{1}{4}$  being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 9 Tp. 1S R. 39 W. M.,  
(Smallest legal subdivision) (N. or S.) (E. or W.) (No. N. or S.) (No. E. or W.)  
in the county of Union The name of the ditch to be used is

15. Are you the owner of the land on which the proposed point of diversion is to be located? no

16. If not the owner of the land on which the proposed point of diversion is to be located, give the name and address of owner and submit evidence of your right-of-way for your proposed ditch, canal, or pipe line.

Doyle M. Eisiminger - Imbler, Oregon

See License attached

17. Are there any diversions between your present point of diversion and the proposed point of diversion? No

NOTE: Answer questions 18 and 19 if application is for change in use or place of use.

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

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

20. Reasons for the proposed changes are There are 25.6 acres that are near the old point of diversion that will still be irrigated from this point, but it is easier acces to Willow Creek to apply for change in point of diversion for the other acreate as shown on the map



AFFIDAVIT OF APPLICANT

STATE OF ~~OREGON~~ Idaho }  
County of Payette } ss.

I, Gillard Conover, 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 28<sup>th</sup> day of June, 1971.

Gillard Conover  
(Name of applicant)

Subscribed and sworn to before me this 28<sup>th</sup> day of June, 1971.

[Notarial Seal]

[Signature]  
NOTARY PUBLIC FOR ~~OREGON~~ Idaho

My commission expires 6-13-1972

Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THIS APPLICATION MUST BE ACCOMPANIED BY A MAP SHOWING THE LOCATION OF THE POINT OF DIVERSION, PLACE OF USE AND WORKS UTILIZED UNDER THE PRESENT WATER RIGHT. THE MAP SHOULD ALSO SHOW THE NEW POINT OF DIVERSION OR PLACE OF USE, AS THE CASE MAY BE.



NOTICE OF FILING APPLICATION FOR A  
CHANGE IN POINT OF DIVERSION OF WATER

Notice is given hereby that Reed Taylor and Gillard Conover have filed an application for the approval of a change in point of diversion of water from Willow Creek.

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Reed Taylor, operator of the lands above described, and Gillard Conover, legal owner of the lands above described, propose to irrigate these lands from a point of diversion to be located 2390 feet north and 470 feet west from the SE corner of SW $\frac{1}{4}$  SE $\frac{1}{4}$  being within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 9, T. 1 S., R. 39 E., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at La Grande, Oregon, on November 9, 1971, at 9:30 a.m. All objections to the proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Carl G. Helm, P. O. Box 967, La Grande, Oregon, and one copy filed with the State Engineer, Salem, Oregon, together with a \$5 filing fee at least 10 days prior to the date set for hearing. If no objections are filed, the application may be approved by the State Engineer without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the State Engineer upon request.

Dated at Salem, Oregon, this 8<sup>th</sup> day of September, 1971.

CHRIS L. WHEELER  
State Engineer



L I C E N S E

DOYLE EISIMINGER does hereby license REED TAYLOR to use a pipeline for the distribution of water from a point which is 2390 feet north and 470 feet west from the southeast corner of the southwest quarter of the southeast quarter, being within the northwest quarter of the southeast quarter of Section 9, Township 1 South, Range 39 East of the Willamette Meridian, Union County, Oregon, to the property located in Section 9 and Section 16, Township 1 South, Range 39 E st of the Willamette Meridian irrigated under Permit No. 27863 for the distribution of irrigation water for the irrigation of said property

DATED this 29 day of April, 1971.

Doyle Eisiminger  
DOYLE EISIMINGER

STATE OF OREGON    )  
                                  ss:  
COUNTY OF UNION    )

April 29<sup>th</sup>, 1971.

Personally appeared the withing named Doyle Eisiminger and acknowledged the foregoing to be his voluntary act. Before me:

(Seal)

Carol B. Helm  
Notary Public for Oregon  
My Commission Expires: 2/22/74

RECEIVED  
MAY 4 1971  
STATE ENGINEER  
SALEM, OREGON



## LEGAL NOTICE

NOTICE OF FILING  
APPLICATION FOR A  
CHANGE IN POINT OF  
DIVERSION OF WATER

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Dated at Salem, Oregon this 3th day of September, 1971.

CHRIS L. WHEELER  
State Engineer

(Published in the Eastern Oregon Review September 16, 23 and 30, 1971).

RECEIVED  
OCT 5 1971  
STATE ENGINEER  
SALEM OREGON

## Publisher's Affidavit

STATE OF OREGON  
COUNTY OF UNION, ss.

I, Kenneth H. Presler, being first duly sworn, depose and say that I am the publisher of the Eastern Oregon Review, a weekly newspaper of general circulation, made up of four or more pages of five columns each; and said newspaper has more than 200 bona fide subscribers living in Union County, Oregon, and that said newspaper has been published uninterruptedly in Union, County, Oregon, at least once a week during a period of more than one year immediately preceding the first publication of the within Notice of Filing Application that the said Notice of Filing Application was published in the Eastern Oregon Review once a week for 3 consecutive weeks, the first issue being dated September 16, 1971, and the last September 30, 1971, that said legal notice was published in the main body of the paper and not in any supplement thereto.

Signed Kenneth H. Presler

Subscribed and sworn before me this 4<sup>th</sup> day of October, 1971.

John C. Williamson  
Notary Public for Oregon

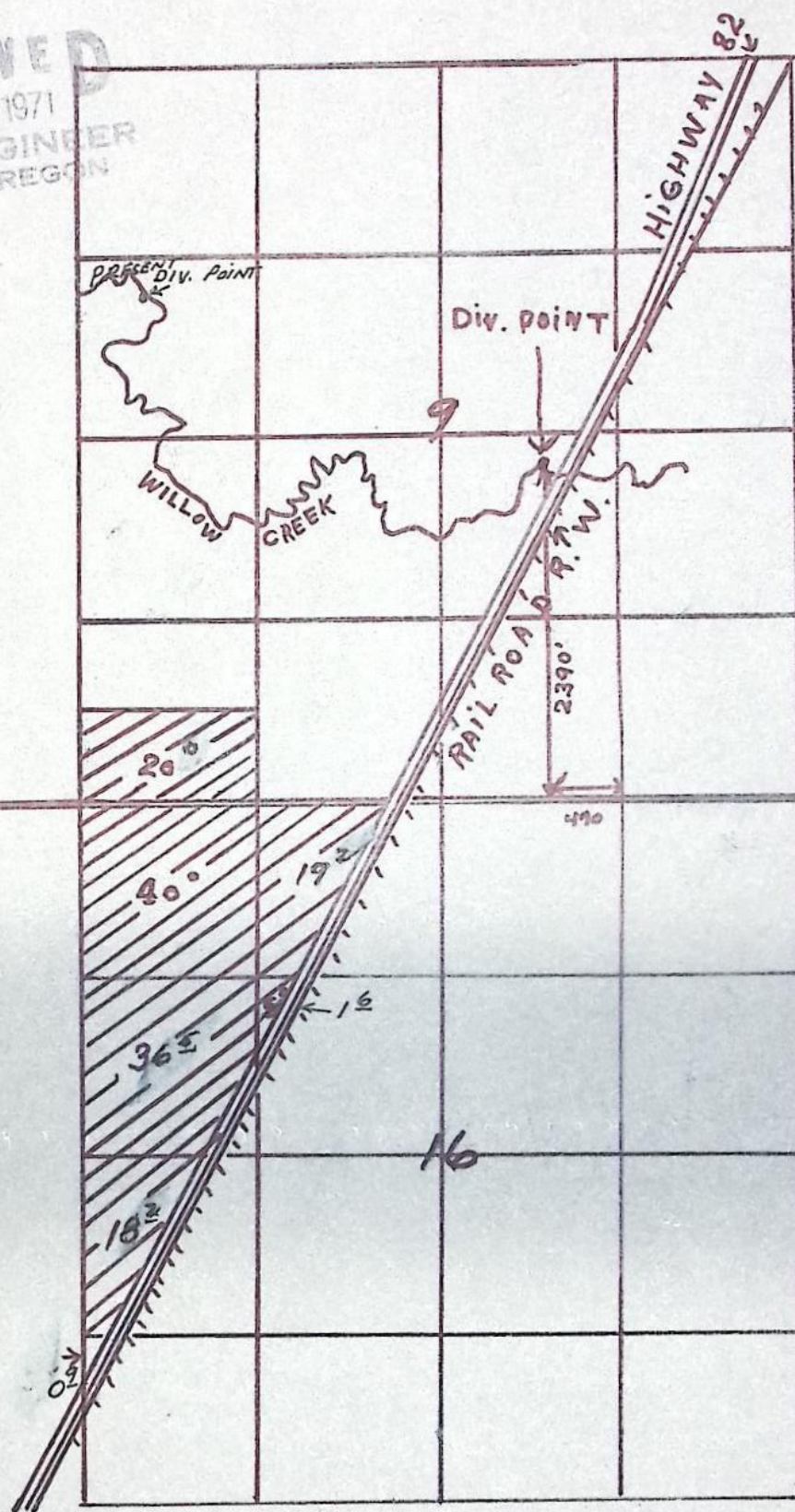
My Commission Expires June 17, 1973



RECEIVED  
MAY 4 1971  
STATE ENGINEER  
SALEM, OREGON

T. 1S., R. 39 E.W.M.  
T. 1S., R. 39 E.W.M.

N



SCALE 1"=1320'

POINT OF DIVERSION IS LOCATED IN THE  
NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 9, T. 1S., R. 39 E.W.M.

DIVERSION POINT LOCATED 470' WEST AND 2390' NORTH  
FROM THE S.E. CORNER, SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 9