

3059

STATUS OF APPLICATION

Change in point of diversion
Date filed 6-6-74
Date of hearing 4-26-77
Place of hearing Enterprise
Date of order 5-17-77 Vol. 29, page 26
Date for application of water 10-1-78
Proof mailed
Proof received
Certificate issued DEC 19 1977 Vol. 37, page 45

DEC 19 1977

JUL 23 1979

Vol. 37, page 45117
9 41 48404

NOV 26 1990 65068

NOV 26 1990 65069

DESCRIPTION OF WATER RIGHT

Name of stream Wallowa River
Trib. of _____ County of Wallowa
Use irrigation and stock
Quantity of water _____ No. of acres 41⁰
Name of ditch _____
Date of priority _____
In name of _____
Wallowa River Adjudication, Vol. 5, page 166
App. No. _____ Per. No. _____ Cert. No. 3025
3026
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
6-6-74	25.00	40577
6-6-74	40.00 P.O. N.	40578
2-14-77	5.00	58119
TOTAL . . .		
1/9/78	\$4 Cert. Fee	July from 58119

Paid Newspaper - \$36.98 ch. # 1293
Wallowa Co. Christensen
FEES REFUNDED

Date	Amount	Check No.
------	--------	-----------

Fees	Exam	15-
	POD	15-
		<hr/> 30-
	cert fee	4-
		<hr/> 34

REMARKS

INDEX CARDS:

Entered

Checked

NO IN POWERED WHEEL CHAIRS

W H
W H
W H
O
✓
✓
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✓
✓

Name
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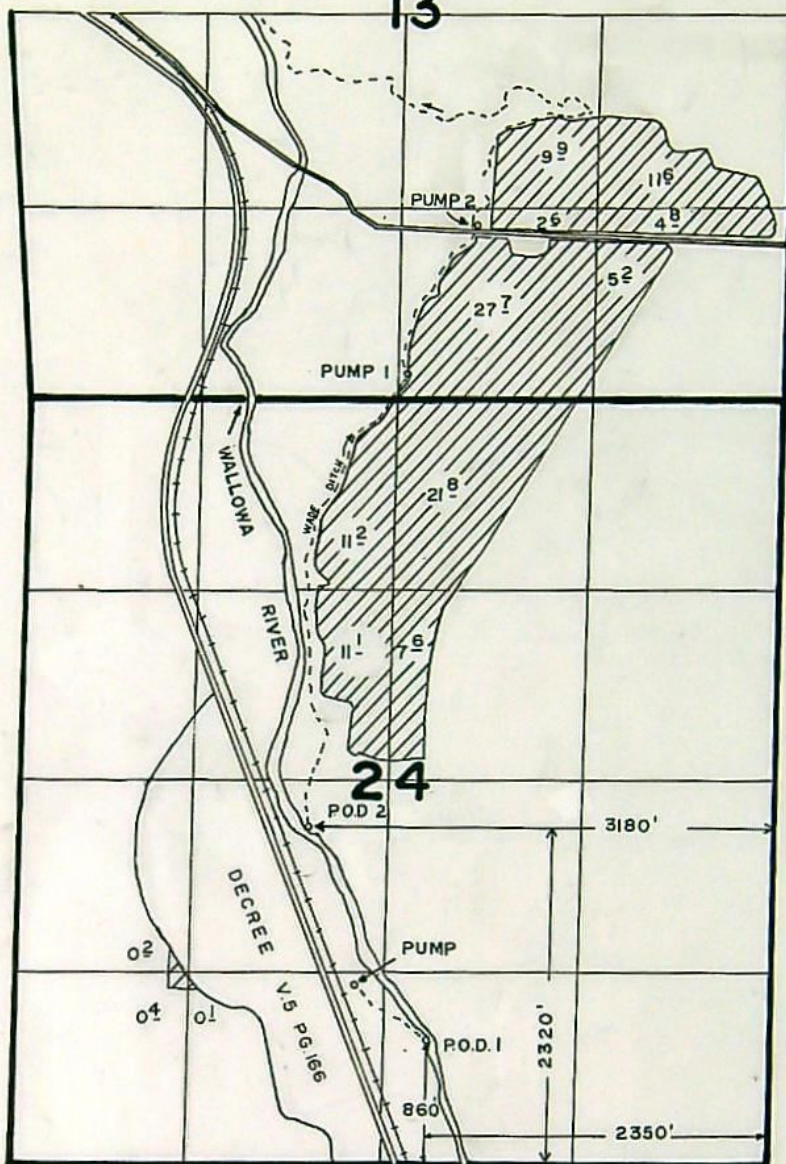
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WORDS:
fig-
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✓

22

[illegible]

T. 1 S. R. 43 E. W.M.

13



Scale 1"=1320'

FINAL PROOF SURVEY

UNDER

TRANSFER 3059

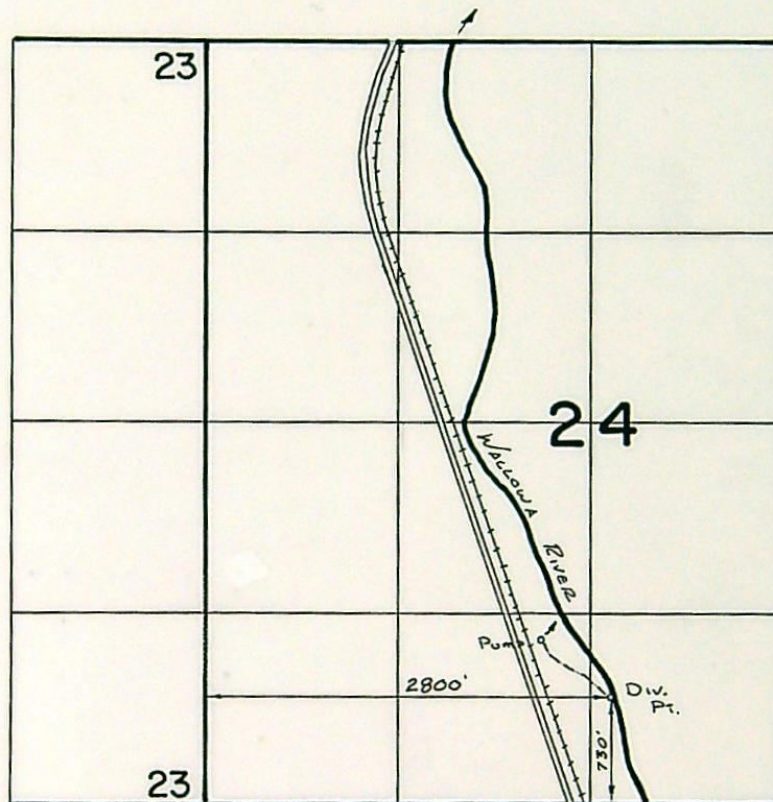
Application No. 55236 Permit No. 41469

IN NAME OF

MERTON WADE

Surveyed AUGUST 10 1982, by V. CHURCH
 AUGUST 28 1985 V. CHURCH

T. 1S., R. 43E., W.M.



FINAL PROOF SURVEY
UNDER

TRANSFER 3059

IN NAME OF

.....MERTON S. WADE.....

Surveyed 8-10-1922, by V. L. Church

Superceded

STATE OF OREGON

COUNTY OF WALLOWASUPERSEDED
CERTIFICATE NO. 78404

CERTIFICATE OF WATER RIGHT

(For Rights, which have been confirmed by the Courts)

This is to Certify, That F. W. FITZPATRICKof Lostine, State of Oregon has a right to the use ofthe waters of South Fork of Wallowa River, a tributary of Wallowa River and
Wallowa River, a tributary of the Grande Ronde Riverfor the purpose of the irrigation of 36 acres of land and stock use

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 OrderRecord of the State Water Board of the State of Oregon, in Volume 5, at page 166;that the priority of the right hereby confirmed dates from 1896 for Tract No. 1 and 1890
from Tract No. 2

that the amount of water to which such right is entitled and hereby confirmed for the purposes

aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
1 1/2 acre feet per acre during any period of 30 days prior to July 31st of each year,
and thereafter not to exceed 1 acre foot per acre during the entire remainder of the
irrigation season; and said right shall be subject to all other conditions and
limitations contained in said decrees.A description of the lands irrigated under such right, and to which the water hereby con-
firmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use,is as follows: Tract No. 1, irrigated from South Fork of Wallowa River: Lots 1, 2, 3, 6, 7,
8, 9, 10, 11, 12, 13 and 14 in Block D, Lots 13 and 14 in Block G, Town of Lostine and
Lots 8, 9 and 10 in Block 3, Bowmans Addition to Lostine, all in Wallowa County,
Oregon.Tract No. 2, irrigated from Wallowa River: 1 acre in the SW $\frac{1}{4}$ NW $\frac{1}{4}$;
4 $\frac{1}{2}$ acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$; 21 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 7 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of
Section 24, Township 1 South, Range 43 East of Willamette Meridian, in Wallowa
County, Oregon.The right to the use of the water aforesaid hereby confirmed is restricted to the lands or
place of use herein described.

WITNESS the seal and signature of the State

Water Board, affixed this 2nd dayof April, 192 1

STATE WATER BOARD

(Seal of State Water Board)

By PERCY A. CUPPER
State Engineer, President

Attest:

R. W. POTTER

Secretary

Recorded in State Record of Water Right Certificates, Volume 4, page 3025

T-3059

2.5
1
4.5
21
7
33.5

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That F. W. FITZPATRICK, J.A. & MAGGIE FITZPATRICK

By F. W. Fitzpatrick
 of Lostine , State of Oregon, 97857 , has
 a right to the use of the waters of Wallowa River

a tributary of Grande Ronde River for the purpose of
 the irrigation of 87.5 acres and stock use

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 WATER RESOURCES DIRECTOR, in Volume 5 , at page 166 ; that the priority of the
 right thereby confirmed dates from 1890

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 1½ acre feet per
 acre during any period of 30 days prior to July 31st of each year, and there-
 after not to exceed 1 acre foot per acre during the entire remainder of the
 irrigation season, and said right shall be subject to all other conditions and
 limitations contained in said decree.

The point of diversion is located in the

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

9.0 acres SW¼ NW¼
 21.0 acres NW¼ SW¼
 Section 30
 T. 1 S., R. 44 E., W. M.

11.5 acres NW¼ NE¼
 13.0 acres SW¼ NE¼
 6.0 acres NE¼ NW¼
 24.0 acres NE¼ SE¼
 3.0 acres NW¼ SE¼
 Section 25
 T. 1 S., R. 43 E., W. M.

This certificate describes that portion of the water right confirmed by the prior
 certificate recorded at page 3026, Volume 4, State Record of Water Right
 Certificates, NOT modified by the provisions of an order of the Water Resources
 Director entered on May 17, 1977, approving transfer application No. 3059.

The issuance of this superseding certificate does not confirm the status of the
 water right in reference to ORS 540.610.

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 the purposes aforesaid is restricted to the lands or place of
 use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date December 19 , 19 77 .

James E. Sexson

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 37 , page 45117

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Wallowa County

IN THE MATTER OF THE APPLICATION }
OF MERTON S. WADE FOR THE APPROVAL }
OF A CHANGE IN POINT OF DIVERSION }
OF WATER FROM WALLOWA RIVER }

ORDER APPROVING
TRANSFER NO. 3059

On June 6, 1974, Merton S. Wade filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Wallowa River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right recorded at Page 3025, Volume 4, State Record of Water Right Certificates, in the name of F. W. Fitzpatrick, describes an existing right of record which includes the use of water from Wallowa River for irrigation of 21.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 7.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, Township 1 South, Range 43 East, W.M., with a date of priority of 1890.

Certificate of water right recorded at Page 3026, Volume 4, State Record of Water Right Certificates, in the name of F. W. Fitzpatrick, J. A. and Maggie Fitzpatrick, describes an existing right of record which includes the use of water from Wallowa River for irrigation of 19.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 1.0 acre in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 1 South, Range 43 East, W.M., with a date of priority of 1890.

Water for the said rights is diverted through the Fitzpatrick ditch from a point located 2300 feet South and 350 feet West from the Northeast corner, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 1 South, Range 43 East, W.M.

The applicant herein, owner of the lands above described, proposes to change, without loss of priority, the point of diversion and to irrigate these lands from a point located 410 feet North and 2130 feet West from the Southeast corner of Section 24, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 1 South, Range 43 East, W.M.

Notice of the application, pursuant to ORS 540.510, was published in the Wallowa County Chieftain, a newspaper printed and having general circulation in Wallowa County, Oregon, for a period of three weeks in the issues of March 3, 10 and 17, 1977.

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

No objection 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 requested change in point of diversion from Wallowa River described herein, without loss of priority, is approved.

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 under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install head-gates 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 the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1978.

Gibraltar Onion Skin

MILLERS FALLS

It is FURTHER ORDERED that the certificate of water right heretofore issued to F. W., J. A. and Maggie Fitzpatrick and recorded at Pages 3025 and 3026, Volume 4, State Record of Water Right Certificates, are canceled, and in lieu thereof two new certificates shall be issued covering the balance of the rights not involved in this proceeding, and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, confirming certificates of water right shall be issued to the applicant herein.

Dated at Salem, Oregon, this 17th day of May, 1977.

/s/ JAMES E. SEXSON
Director

Gibraltar Onion Skin

MILLERS FALLS

ALL COTTON

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

SHERMAN P. CROW

This Is to Certify, That

F. W. FITZPATRICK, J.A. & MAGGIE FITZPATRICK

By F. W. Fitzpatrick
 of Lostine
 a right to the use of the waters of Wallowa River

, State of Oregon, 97857 , has

a tributary of Grande Ronde River
 the irrigation of 87.5 acres and stock use

for the purpose of

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 WATER RESOURCES DIRECTOR, in Volume 5 , at page 166 ; that the priority of the right thereby confirmed dates from 1890

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 1½ acre feet per acre during any period of 30 days prior to July 31st of each year, and thereafter not to exceed 1 acre foot per acre during the entire remainder of the irrigation season, and said right shall be subject to all other conditions and limitations contained in said decree.
 The point of diversion is located in the

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

9.0 acres SW¼ NW¼
 21.0 acres NW¼ SW¼
 Section 30
 T. 1 S., R. 44 E., W. M.

11.5 acres NW¼ NE¼
 13.0 acres SW¼ NE¼
 6.0 acres NE¼ NW¼
 24.0 acres NE¼ SE¼
 3.0 acres NW¼ SE¼
 Section 25
 T. 1 S., R. 43 E., W. M.

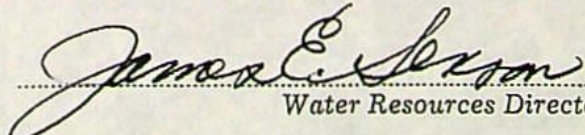
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 3026, Volume 4, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on May 17, 1977, approving transfer application No. 3059.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

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 the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date December 19 , 1977 .


 Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 37 , page 45117

INDEXED

CERTIFICATE OF
WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

County of Wallowa

} ss.

I CERTIFY, that the within was received
and duly recorded by me in Volume 3
of Record of Water Right Certificates, at
Page 123, on the 2nd day
of February, 19 78
at 10:17 a. m.

My sig. in blue

County Clerk.

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

F. W. FITZPATRICK

of Lostine, State of Oregon, 97857, has
a right to the use of the waters of South Fork of Wallowa River, a tributary of Wallowa
River and Wallowa River

a tributary of Grand Ronde River for the purpose of
irrigation of 8.0 acres and stock use

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 WATER RESOURCES DIRECTOR, in Volume 5, at page 166; that the priority of the
right thereby confirmed dates from 1896 for Tract No. 1 and 1890 for Tract No. 2

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 $1\frac{1}{2}$ acre feet per
acre during any period of 30 days prior to July 31st of each year, and there-
after, not to exceed 1 acre foot per acre during the entire remainder of the
irrigation season; and said right shall be subject to all other conditions and
limitations contained in said decree.

The point of diversion is located in the $SE\frac{1}{4}NE\frac{1}{4}$, Section 25, T. 1 S., R. 43 E., W.M.,
Fitzpatrick Ditch--2300 feet South and 350 feet West from the NE Corner, Section
25.

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

Tract No. 1, South Fork Wallowa River:
Lots 1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13 and 14 in Block D,
Lots 13 and 14 in Block G,
Town of Lostine and
Lots 8, 9 and 10 in Block 3,
Bowmans Addition to Lostine, Oregon

Tract No. 2, Wallowa River:
1.0 acre $SW\frac{1}{4}NW\frac{1}{4}$
4.5 acres $SE\frac{1}{4}NW\frac{1}{4}$
Section 24
T. 1 S., R. 43 E., W. M.

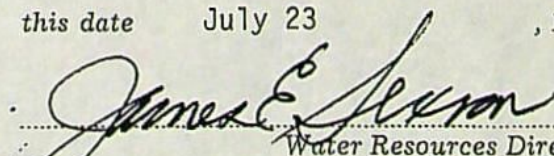
This certificate describes that portion of the water right confirmed by the prior
certificate recorded at page 3025, Volume 4, State Record of Water Right Certifi-
cates, NOT modified by the provisions of an order of the Water Resources Director
entered on May 17, 1977, approving transfer application No. 3059.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

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 the purposes aforesaid is restricted to the lands or place of
use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date July 23, 1979.


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 41, page 48404

100839

INDEXED

CERTIFICATE OF WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

County of Wallowa

} ss.!

I CERTIFY, that the within was received
and duly recorded by me in Volume 3
of Record of Water Right Certificates, at
Page 178, on the 22nd day
of August, 1979.
at 11:37 a.m.
May Ann Martin
County Clerk.

SP*32034-690

STATE OF OREGON

COUNTY OF WALLAWA

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

MERTON S. WADE

This is to Certify, That ~~E. V. FITZPATRICK, J. A. AND MAGGIE FITZPATRICK~~
By ~~R. W. Fitzpatrick Box 307~~
of ~~Lostine~~, State of ~~ENTERPRISE~~ Oregon 97828 has a right to the use of
the waters of Wallowa River, a tributary of the Grande Ronde River

for the purpose of the irrigation of ~~20.0~~ ^{20.0} acres of ~~land and stock use~~ ^(107.5)
~~875~~ ⁻²⁰⁻

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 Water Board of the State of Oregon, in Volume 5, at page 166;
that the priority of the right hereby confirmed dates from 1890

that the amount of water to which such right is entitled and hereby confirmed for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
1 1/2 acre foot per acre during any period of 30 days prior to July 31st of each year,
and thereafter not to exceed 1 acre foot per acre during the entire remainder of the
irrigation season; and said right shall be subject to all other conditions and

A description of the lands irrigated under such right, and to which the water hereby con-
firmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use,
is as follows: 9 acres in the SW 1/4 NW 1/4 and 21 acres in the NW 1/4 SW 1/4 of Section 30;
Township 1 South, Range 44 East of Willamette Meridian. 11 1/2 acres in the
NW 1/4 NE 1/4; 13 acres in the SW 1/4 NE 1/4; 6 acres in the NE 1/4 NW 1/4; 24 acres in the NE 1/4 SE 1/4 and
3 acres in the NW 1/4 SE 1/4 of Section 25: ~~10 acres in the SE 1/4 of Section 24 and 1 acre in the~~
~~SW 1/4 of Section 24, Township 1 South, Range 43 East of Willamette Meridian, in~~
Wallowa County, Oregon.

19.0 SE SW
1.0 SW SE
524

This certificate describes that portion of the water right confirmed by the prior
certificate recorded at page 3026, Volume 4, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water Resources
Director entered on May 17, 1977, approving transfer application No. 3059.

The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or
place of use herein described.

WITNESS the seal and signature of the State
Water Board, affixed this 2nd day
of April, 1921
STATE WATER BOARD

(Seal of State Water Board)

By PERCY A. GUZZAR
State Engineer, President

Attest:

R. W. POTTER
Secretary

Recorded in State Record of Water Right Certificates, Volume 4, page 3026

c-45117

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That MERTON S. WADE

of Lostine, State of ENTERPRISE, Oregon 97828 has a right to the use of the waters of South Fork of Wallowa River, a tributary of Wallowa River and Wallowa River, a tributary of the Grande Ronde River for the purpose of the irrigation of 28.0 ~~36~~ acres of land and stock use (36)

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 Water Board of the State of Oregon, in Volume 5, at page 166;

that the priority of the right hereby confirmed dates from 1896 for Tract No. 1 and 1890 ~~for Tract No. 2~~

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1 1/2 acre feet per acre during any period of 30 days prior to July 31st of each year, and thereafter not to exceed 1 acre foot per acre during the entire remainder of the irrigation season; and said right shall be subject to all other conditions and limitations contained in said decrees.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: Tract No. 1, ~~irrigated from~~ South Fork of Wallowa River: Lots 1,2,3,6,7, 8,9,10,11,12,13 and 14 in Block D, Lots 13 and 14 in Block G, Town of Lostine and Lots 8,9 and 10 in Block 3, Bowmans Addition to Lostine, ~~all in Wallowa County, Oregon.~~

Tract No. 2, ~~irrigated from~~ Wallowa River: 1 acre in the SW ¹/₄ NW ¹/₄; 4 ¹/₂ acres in the SE ¹/₄ NW ¹/₄; ~~2 1/2 acres in the NE ¹/₄ SW ¹/₄ and 7 acres in the NW ¹/₄ SW ¹/₄ of Section 24, Township 1 South, Range 43 East of Willamette Meridian, in Wallowa County, Oregon.~~

21.0 NE SW
7.0 NW SW
S 24

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 3025, Volume 4, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on May 17, 1977, approving transfer application No. 3059.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

WITNESSED the seal and signature of the State

Water Board, affixed this 2nd day

of April, 192 7

STATE WATER BOARD

(Seal of State Water Board)

By PERCY A. CHITPER
State Engineer, President

Attest:

R. W. POTTER

Secretary

Recorded in State Record of Water Right Certificates, Volume 4, page 3025

48404

P.O.D.: SE ¹/₄ NE ¹/₄ Sec 25, T1S R43E WM, Fitzpatrick Ditch - 2300' S E, 350' W from the NE cor Sec 25

Affidavit of Publication

STATE OF OREGON

County of Wallowa

ss

I, Thelma Morgan, being
first duly sworn, depose and say that I am the
Office Manager

(printer, foreman of the printer, principal clerk,
publisher or business manager)
of the WALLOWA COUNTY CHIEFTAIN, a
newspaper of general circulation printed and
published at Enterprise in the aforesaid County
and State, as defined in Section 58, Oregon
Laws, and that the

NOTICE OF WATER RIGHT TRANSFER
APPLICATION NO. 3059 FOR CHANGE
IN POINT OF DIVERSION

a printed copy of which is hereto annexed, was
published in the entire issue of said newspaper
for 3 weeks in the issues of

March 3, 1977
March 10, 1977
March 17, 1977

Thelma Morgan

Subscribed and sworn to before me this 17th
day of March, 1977

Notary Public for Oregon

(My Commission expires 15 Jan. 1981)



RECEIVED

APR - 5 1977

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF WATER RIGHT TRANSFER APPLICATION NO. 3059 FOR CHANGE IN POINT OF DIVERSION.

Notice is given hereby
that Merton S. Wade has
filed an application in the
office of the Water Re-
sources Director for the
approval of a change in
point of diversion from
Wallowa River.

Certificates of water
right recorded at Pages
3025 and 3026, Vol. 4, State
Record of Water Right
Certificates, in the names
of F.W. Fitzpatrick and
F.W., J.A. and Maggie
Fitzpatrick describe, exist-
ing rights of record which
include the use of water
from Wallowa River for
irrigation of a certain 48.0
acres of SW $\frac{1}{4}$ and SW $\frac{1}{4}$
SE $\frac{1}{4}$ of Sec. 24, T. 1 S., R.
43 E., W.M., with a date of
priority of 1890.

Water for the said right
is diverted through the
Fitzpatrick ditch from a
point located 2300 ft. S.
and 350 ft. W. from the NE
corner of Sec. 25, being
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of
Sec. 25, T. 1 S., R. 43 E.,
W.M.

The applicant herein,
owner of the lands above
described, proposes to
change, without loss of
priority, the point of diver-
sion to a point located 410
ft. N. and 2130 ft. W. from
the SE corner of Sec. 24,
being within the SW $\frac{1}{4}$
SE $\frac{1}{4}$ of Sec. 24, T. 1 S., R.
43 E., W.M.

All persons interested
are notified hereby that a
hearing will be held at the
county courthouse at En-
terprise, Oregon, on April
26, 1977, 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 prepar-
ed in writing, one copy to
be served on Merton S.
Wade, Box 509, Enter-
prise, Or., 97828, and one
copy filed with the Water
Resources Department,
Salem, Oregon 97310, to-
gether with a \$10 filing fee,
at least 10 days prior to the
date set for hearing. IF NO
OBJECTION IS FILED,
THE APPLICATION
MAY BE APPROVED BY
THE WATER RE-
SOURCE DIRECTOR
WITHOUT A HEARING.
Administrative rules per-
taining to the filing of a
protest will be furnished
by the Water Resources
Department upon request.

Dated at Salem, Oregon,
this 15th day of February,
1977.

James E. Sexson
Director

c50t3