

3052

STATUS OF APPLICATION

Change in point of diversion
 Date filed 5-28-74
 Date of hearing 3-15-77
 Place of hearing Enterprise
 Date of order 3-17-77 Vol. 28, page 384
 Date for application of water 10-1-78
 Proof mailed ✓
 Proof received DEC 19 1977
 Certificate issued Oct 17 1977 Vol. 37, page 45116
AUG 27 1985 36 44914
AUG 27 1985 48 53412
AUG 27 1985 48 53413

DESCRIPTION OF WATER RIGHT

Name of stream South Fork Wallowa River
 Trib. of _____ County of Wallowa
 Use irrigation and stock
 Quantity of water _____ No. of acres 104.0
 Name of ditch Boatman & Wood
 Date of priority _____
 In name of _____
 Wallowa River Adjudication, Vol. 5, page 144
 App. No. _____ Per. No. _____ Cert. No. 2940
 Certificate cancelled _____
 Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
5-28-74	30.00	40346
5-28-74	35.00 P.O.D.	40347
2/17/77	8.71	58219
TOTAL 2-28-77	(8.71)	58219
2-28-77	2.00 Cert. Fee	58219
Chiefton POW	\$41.71 Part of ch. #1163	2-28-77

FEES REFUNDED

Date	Amount	Check No.

Fees Exam 15.00
 POD 15.00
 30.00

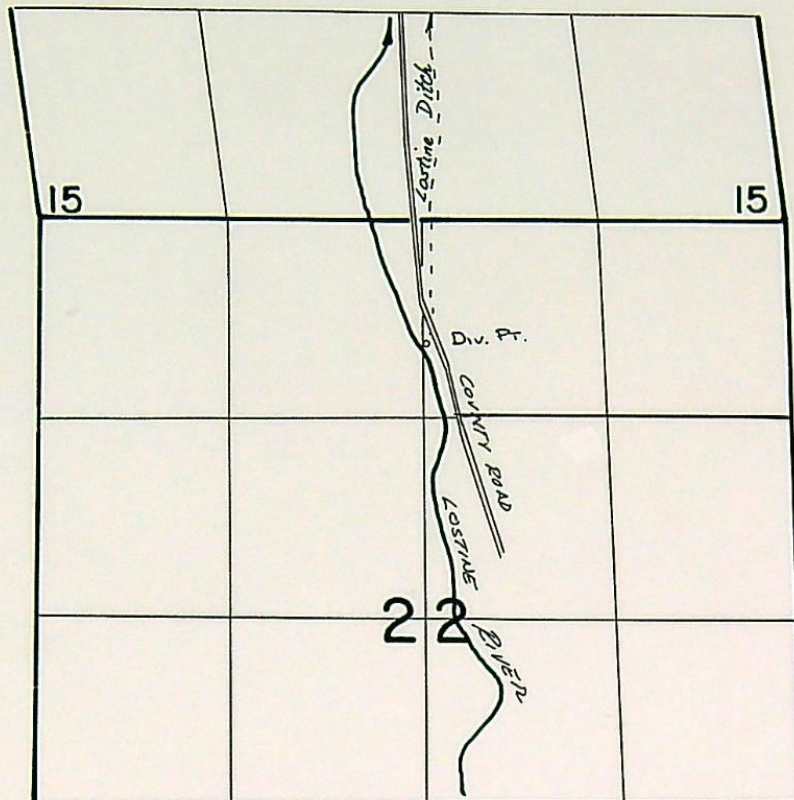
need \$8.71

REMARKS

See T# 3053

INDEX CARDS:	Entered	Checked
WA Name	✓	✓
WA Stream	✓	✓
WA Pt. of Div.	✓	✓
WA Calendar	✓	✓
CHECKED TO RECORDS:		
WA Twp. & Rge.	✓	✓
WA Decree-vault	✓	✓
WA Decree-safe	✓	✓
WA Cert. of W/R	✓	✓
WA Per. Folder	✓	✓
WA Chaindex	✓	✓
WA Cross Ref.	✓	✓
WA Power Claim	✓	✓
WA Abstracts	✓	✓

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



Div. Pt. loc: 830' S. & 2700' E. FROM NW COR. SEC 22

FINAL PROOF SURVEY
UNDER

TRANSFER 3052

IN NAME OF

GEORGE E. WOOD

Surveyed Aug. 10, 1982, by V. H. Church

uB

Do of T. 3053 (A)

John

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

George E. Wood

THIS IS TO CERTIFY, That MINNIE E. ALLEN AND W. C. BOATHAM, By E. C. Allen,
Rt 1, Box 163, Wallowa, 97885
Agent, of Lostine, State of Oregon, has a right to the use of the waters of the South
(Lostine)
Fork of Wallowa River, a tributary of the Wallowa River, for the purpose of the ir-
24.0
rigation of 116 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 Order Record of the STATE WATER BOARD of
Oregon in Volume 5, at page 144, that the priority of the right hereby confirmed
dates from 1896, 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

if available at the original point of diversion in the SE+SW+
Sec 15, T. 15, R. 43E, WM; Wood-Boathman Ditch - N. 67 degrees E.,
2540' from the SW Cor Sec 15.

POB: NW4NE+ Sec 22, T. 15, R. 43E, WM; Lostine Ditch - 830' S.
2700' E. from the NW Cor. Sec 22.

24.0 ac NENE
Sec 10

T. 15, R. 43E, WM

This certificate is issued to confirm a change in ~~place of use and~~ point of
diversion approved by an order of the Water Resources Director
entered 3-17-77 and together with certificate ~~of~~ water right
recorded at page 44914, Volume 36, State Record of Water
Right Certificates, supersedes certificate 2940 and page "A", Vol. 53404.

The issuance of this superseding certificate does not confirm the status of
the water right in regard to the provisions of ORS 540.610 pertaining to
forfeiture or abandonment.

(SEAL OF STATE WATER BOARD)

STATE WATER BOARD

By PERCY A. CUPPER,
State Engineer, President.

ATTEST:

R. W. POTTER,
Secretary.

53412

Recorded in State Record of Water Right Certificates Volume 4, page 2040

Place in file -> T# 3052, T# 3053
on vault copy

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That George E. GBO. D. WOOD
of Rt 1, Box 163, Wallowa, State of Oregon 97885 has a right to the use of
the waters of South Fork of Wallowa River, a tributary of the Wallowa River
for the purpose of the irrigation of 80.0 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 Order
Record of the State Water Board of the State of Oregon, in Volume 5, at page 206 ;
that the priority of the right hereby confirmed dates from 1896

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~~

if available at the original point of diversion
in the SE 1/4 SW 1/4 Sec 15, T. 15 S., R. 43 E., WM; Wood-Boatman Ditch -
N. 67 degrees E. 2540' from the SW Cor Sec 15.

POD : NW 1/4 NE 1/4 Sec 22, T. 15 S., R. 43 E., WM; Lostine Ditch - 830' S. &
2700' E. from the NW Cor Sec 22.

40.0 ac NW NE

40.0 ac SW NE

Sec 10

T. 15 S., R. 43 E., WM

This certificate is issued to confirm a change in ~~place of use and~~ point of
diversion approved by an order of the Water Resources Director
entered 3-17-77 and together with certificate of water right
recorded at page 45116, Volume 37, State Record of Water
Right Certificates, supersedes certificate 3195.

The issuance of this superseding certificate does not confirm the status of
the water right in regard to the provisions of ORS 540.610 pertaining to
forfeiture or abandonment.

(Seal of State Water Board)

Attest:

State Engineer, President

R. W. POTTER

Secretary

Recorded in State Record of Water Right Certificates, Volume 4, page 3195

T# 3052 ~~T# 3053~~
on vault copy

STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That GEO. D. WOOD

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

for the purpose of the irrigation of ²~~82~~ 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 Order
Record of the State Water Board of the State of Oregon, in Volume 5, at page 206 ;
that the priority of the right hereby confirmed dates from 1896

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 decree.

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: 80 acres in the W 1/4 NE 1/4 of Section 10 and 2 acres in the SE 1/4 SE 1/4 of
Section 3, Township 1 South, Range 43 East of Willamette Meridian, in Wallowa
County, Oregon.

20 ac in SE 1/4 SE 1/4
Sec. 3

~~402 ac in NW 1/4 NE 1/4~~ 402

~~402 ac in SW 1/4 NE 1/4~~ 402

~~Sec 10~~

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 3195, Volume 4, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water Resources
Director entered on March 17, 1977, approving transfer application No. 3052.

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

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 3195

T # 3052 ~~T # 3053~~
on vault copy

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Wallowa County

IN THE MATTER OF THE APPLICATION)
OF G. E. WOOD FOR THE APPROVAL)
OF A CHANGE IN POINT OF DIVERSION)
OF WATER FROM SOUTH FORK WALLOWA)
RIVER)

ORDER APPROVING
TRANSFER NO. 3052

On May 28, 1974, G. E. Wood filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from South Fork Wallowa (Lostine) River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at Page 2940, Volume 4, State Record of Water Right Certificates, in the names of Minnie E. Allen and W. C. Boatman, describes a right which includes the use of waters of South Fork Wallowa (Lostine) River for irrigation of 24.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 1 South, Range 43 East, W.M., with a priority date of 1896.

The certificate recorded at Page 3195, Volume 4, State Record of Water Right Certificates, in the name of Geo. D. Wood, describes a right which includes use of waters of South Fork Wallowa (Lostine) River for irrigation of 40.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 40.0 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 1 South, Range 43 East, W.M., with a priority date of 1896.

Water for the above described lands is diverted through the Boatman & Wood Ditch from a point located North 67 degrees East, 2540 feet from the Southwest corner of Section 15, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, Township 1 South, Range 43 East, W.M.

The applicant proposes to change the point of diversion to a point located South 72 degrees East, 2880 feet from the Northwest corner of Section 22, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 1 South, Range 43 East, W.M.,

Transfer No. 3052

Name G. E. Wood

Expiration date for completion 10/1/78

Extended to _____

Proof to Survey 2-79

O. K. for certificate _____

Ditch company or irrigation district involved is _____

and take the water through the Lostine Ditch Company ditch.

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 January 20 and 27 and February 3, 1977.

Mr. Robert W. DeBow, Watermaster of District No. 7, 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 South Fork Wallowa (Lostine) 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 rights involved herein.

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.

It is FURTHER ORDERED that the portion of the right described by the certificate recorded at Page 2940, Volume 4, State Record of Water Right Certificates, involved in the change authorized herein NOT be included in the new certificate to be issued as provided by the order entered March 17, 1977, approving transfer application No. 3053; and that the certificate of water right heretofore issued to Geo. D. Wood and recorded at Page 3195, Volume 4, State Record of Water Right Certificates, is canceled, and in lieu thereof a new certificate be issued covering the balance of the right not involved in this proceeding; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

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

/s/ JAMES E. SEXSON
Director

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. 3052 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

January 20, 1977

January 27, 1977

February 3, 1977

Thelma Morgan

Subscribed and sworn to before me this
3rd day of February, 1977

Donald Stewart

Notary Public for Oregon

(My Commission expires 15 Jan. 1981...)

NOTICE OF WATER RIGHT TRANSFER Application No. 3052 For Change In Point Of Diversion

Notice is given hereby
that G.E. Wood has filed an
application in the office of
the Water Resources Di-
rector for the approval of a
change in point of diver-
sion from South Fork
Wallowa River.

The certificate recorded
at Page 2940, Vol. 4, State
Record of Water Right
Certificates, in the names
of Minnie E. Allen and
W.C. Boatman, describes a
right which includes use of
waters of South Fork
Wallowa (Lostine) River
for irrigation of 24.0 acres
in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 10,
T. 1 S., R. 43 E., W.M.,
with a priority date of
1896.

The certificate recorded
at Page 3196, Vol. 4, State
Record of Water Right
Certificates, in the name of
Geo. D. Wood, describes a
right which includes use of
waters of South Fork
Wallowa (Lostine) River
for irrigation of 40.0 acres
in NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 40.0
acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of
Sec. 10, T. 1 S., R. 43 E.,
W.M., with a priority date
of 1896.

Water for the above
described lands is diverted
through the Boatman &
Wood Ditch from a point
located N. 67° E., 2540 ft.
from the SW corner of Sec.
15, being within the SE $\frac{1}{4}$
SW $\frac{1}{4}$ of Sec. 15, T. 1 S., R.
43 E., W.M.

The applicant proposes
to change the point of
diversion to a point located
S. 72° E., 2880 ft. from the
NW corner of Sec. 22,
being within the NE $\frac{1}{4}$
NW $\frac{1}{4}$ of Sec. 22, T. 1 S., R.
43 E., W.M., and take the
water through the Lostine
Ditch Co. ditch.

All persons interested
are notified hereby that a
hearing will be held at the
county courthouse at En-
terprise, Oregon, on March
15, 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 G.E. Wood,
Route 1, Wallowa, Oregon
97885, and one copy filed
with the Water Resources
Department, Salem, Ore-
gon 97310, together with a
\$10 filing fee, at least 10
days prior to the date set
for hearing. IF NO OBJEC-
TION IS FILED, THE
APPLICATION MAY BE
APPROVED BY THE
WATER RESOURCES
DIRECTOR WITHOUT A
HEARING. Administra-
tive rules pertaining to the
filing of a protest will be
furnished by the Water
Resources Department up-
on request.

Dated at Salem, Oregon,
this 10th day of January,
1977.

James E. Sexson
Director

c44t3

RECEIVED

FEB - 7 1977

WATER RESOURCES DEPT
SALEM, OREGON