

3329 Walter E. & Lois F. Robinson
Route 1, Box 227
Halfway, OR 97834

3329

STATUS OF APPLICATION

Change in point of diversion
Date filed 12-24-75
Date of hearing 3-10-76
Place of hearing Baker
Date of order 3-11-76 Vol. 26, page 444
Date for application of water 10-1-77
Proof mailed _____
Proof received FEB 1 1980
Certificate issued Vol. 42, page 48926

OK cert
to be filed

DESCRIPTION OF WATER RIGHT **DVA Notification**

Name of stream Pine Creek
Trib. of Snake R County of Baker
Use irrigation
Quantity of water _____ No. of acres 23 6
Name of ditch Thad Leep Ditch
Date of priority June 7, 1965
In name of Walter Robinson
_____ Adjudication, Vol. _____, page _____
App. No. 40966 Per. No. 30549 Cert. No. 39257
Certificate cancelled _____
Notation made on record by _____

FEE'S PAID

Date	Amount	Receipt No.
<u>12-24-75</u>	<u>35.00</u>	<u>50803</u>
<u>12-24-75</u>	<u>45.00 p.p.</u>	<u>50804</u>
TOTAL . . .		
<u>2-19-76</u>	<u>2⁰⁰</u> Cert. Fee	<u>FROM</u> <u>50804</u>

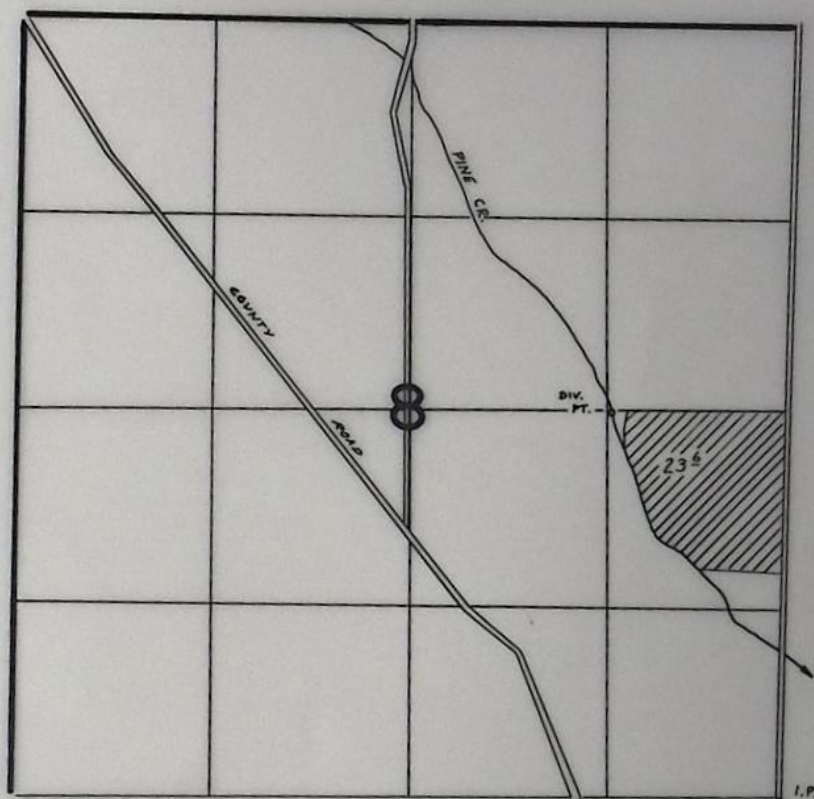
FEE'S REFUNDED

Date	Amount	Check No.
<u>1-18-80</u>	<u>2.00</u>	<u>4009 last reg fee</u>
<u>2-19-76</u>	<u>22.35</u>	<u>287</u>

REMARKS

	INDEX CARDS:	
	Entered	Checked
<u>WA</u> Name	<u>✓</u>	<u>✓</u>
<u>WA</u> Stream	<u>✓</u>	<u>✓</u>
<u>WA</u> Pt. of Div.	<u>✓</u>	<u>✓</u>
<u>WA</u> Calendar	<u>✓</u>	<u>✓</u>
✓ Twp. & Rge.	<u>WA</u>	<u>✓</u>
Decree-vault	<u>✓</u>	<u>✓</u>
Decree-safe	<u>✓</u>	<u>✓</u>
✓ Cert. of W/E	<u>cc</u>	<u>✓</u>
✓ Per. Folder	<u>✓</u>	<u>✓</u>
Chainindex	<u>✓</u>	<u>✓</u>
Cross Ref.	<u>✓</u>	<u>✓</u>
Power Claim	<u>✓</u>	<u>✓</u>
Abstracts	<u>✓</u>	<u>✓</u>

T. 8S. R. 46E. W.M.



DIV. PT LOC. 10'S & 1200'W FROM E 1/4 COR SEC 8



LAND IRRGATED FROM NEW DIV. PT.

FINAL PROOF SURVEY
UNDER

TRANSFER 3339
Application No. Permit No.
IN NAME OF

WALTER & LOIS ROBINSON

Surveyed 5-31-1978, by R. BARKMAN

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

IN THE MATTER OF THE APPLICATION
OF WALTER E. AND LOIS I. ROBINSON)
FOR THE APPROVAL OF A CHANGE IN)
POINT OF DIVERSION OF WATER FROM)
PINE CREEK)

ORDER APPROVING
TRANSFER NO. 3339

On December 24, 1975, Walter E. and Lois I. Robinson filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Pine Creek, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Walter Robinson and recorded at Page 39257, Volume 31, State Record of Water Right Certificates, confirms a right to the use of not to exceed 0.59 cubic foot per second of water from Pine Creek for the irrigation of 23.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, Township 8 South, Range 46 East, W.M., with a date of priority of June 7, 1965. These lands are irrigated by means of the Thad Leep ditch from a point of diversion located 10 feet South and 500 feet West from the North quarter-corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 8 South, Range 46 East, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 15 feet South and 1230 feet West from the Northeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, Township 8 South, Range 46 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 Baker, Oregon, on March 10, 1976, at 9:30 a.m. The notice was published in the Baker Record-Courier, a newspaper printed and having general circulation in Baker County, Oregon, for a period of three weeks

in the issues of January 15, 22 and 29, 1976. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. V. Kent Searles, Watermaster of District No. 8, has filed a report to the effect that the proposed change in point of diversion of water 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 change in point of diversion of water from Pine Creek, to wit:

From a point located 10 feet South and 500 feet West from the North quarter-corner of Section 8, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 8 South, Range 46 East, W.M.

To a point to be located 15 feet South and 1230 feet West from the Northeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 8 South, Range 46 East, W.M.

for the irrigation of 23.6 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, Township 8 South, Range 46 East, W.M., with a date of priority of June 7, 1965, 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, 1977.

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 0.59 cubic foot 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 the certificate of water right heretofore issued to Walter Robinson and recorded at page 39257, Volume 31, State Record of Water Right Certificates, is canceled, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion, a certificate of water right shall be issued to Walter E. and Lois I. Robinson confirming the change in point of diversion.

Dated at Salem, Oregon, this 11th day of March, 1976.

/s/ JAMES E. SEXSON
Director

NOTICE OF INTEREST IN WATER RIGHT

RECEIVED

MAY 29 1985

To: Director of Water Resources
555 13th Street, N.E.
Salem, Oregon 97310

MAY 30 1985
WATER RESOURCES DEPT.
SALEM, OREGON

This is to notify you of an interest in the following described water right:

Loan Number P42663

Borrower's Name DENNIS, Vernon D.

Mailing Address _____

Property being served by the water:

Township <u>8 S</u>	Township _____	Township _____
Range <u>46 E</u>	Range _____	Range _____
Section <u>8, 9, & 4</u>	Section _____	Section _____
Tract _____	Tract _____	Tract _____

Water Right Numbers:

Permit Number(s)

T-3339

Certificate Number(s)

48926
10465 & 48852

Irrigation District

Pine Creek Sump

The State of Oregon, by and through the Director of Veterans' Affairs, has a security interest in the above described property and hereby requests that no action be taken to diminish the water right without notifying the Department of Veterans' Affairs, 700 Summer Street, N.E., Salem, Oregon, 97310.

Attention: Butch Gehley, Appraisal Coordinator

Attachments:

- ☒ Legal Descriptions
☒ Plat Map
☐ Please return copy to ODVA

Sec 8

Sec 9

Sec 4

Q 6978

Pine Cr. Dec
Vol 10 p 143

Pine Cr. Dec
Vol 10 p 143

10465

10465

23.6 Ac 23.6 Ac
Prim Sec.

14.2 Ac
Prim

39.3 Ac
Prim

DM

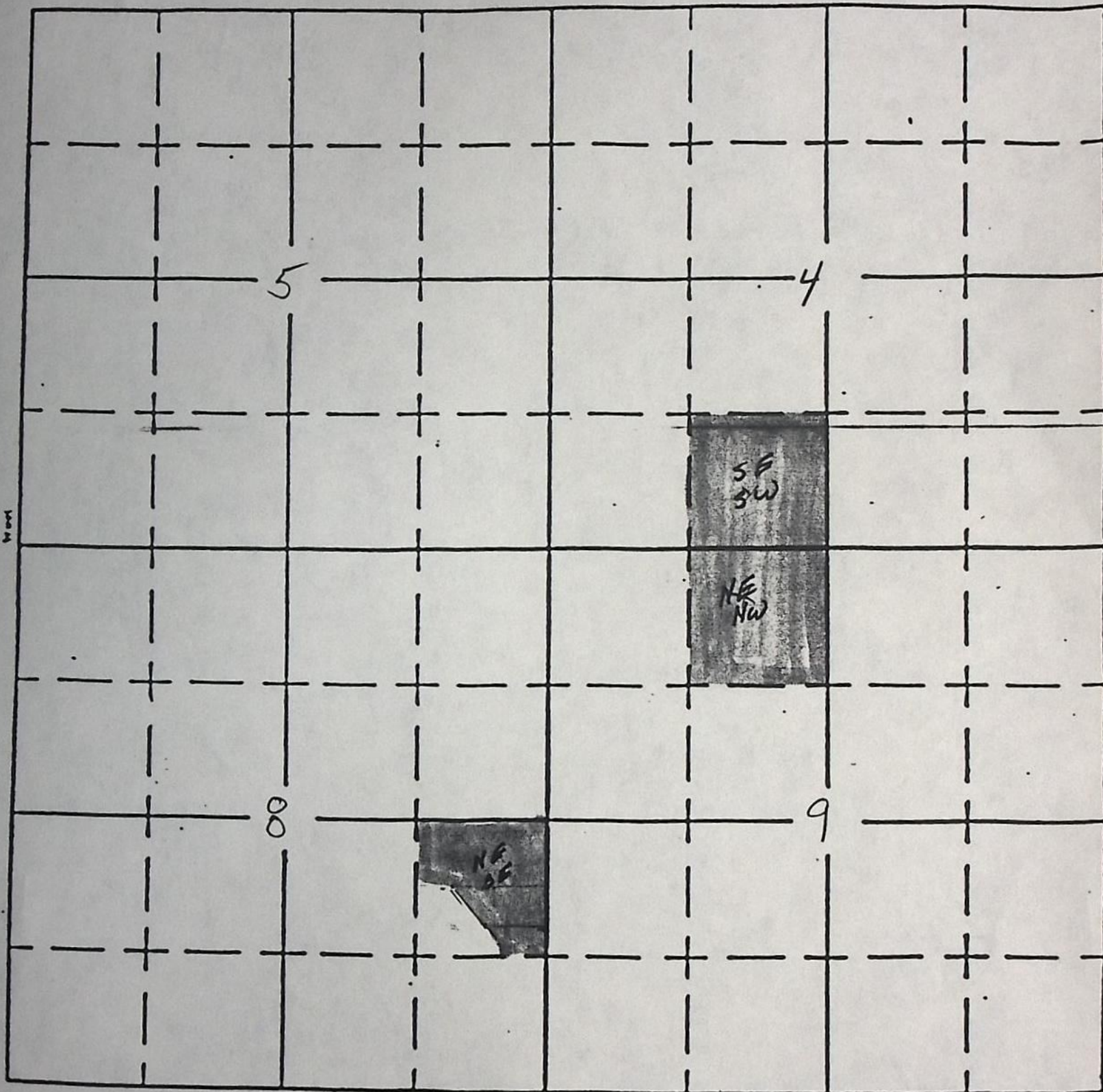
7-29-85

SECTION

4829

TOWNSHIP 8S, RANGE 46E, W. M.

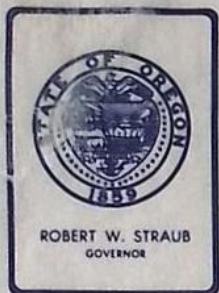
North



South

APPLICATION No.

PERMIT No.



Water Resources Department
MILL CREEK OFFICE PARK

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

PHONE 378-8508

January 24, 1980

T-3339

Walter & Lois I. Robinson
Rt. 1, Box 227
Halfway, Oregon 97834

Dear Mr. and Mrs. Robinson:

During the last legislative session, the statute pertaining to the recording of certificates of water right in county records was repealed. The effective date was October 3, 1979.

We were unable to issue the confirming certificate of water right in connection with the order which approved your transfer number 3339 before the effective date so I am returning the \$2.00 you submitted in February 1976 in our refund check number 4009.

Your certificate will not be recorded in county records but will be mailed directly to you. We will process the certificate with the next group of certificates to be issued.

Sincerely,

Thomas E. Shook
Water Rights Engineer

TES:kas

Enc.

COPY



Water Resources Department
MILL CREEK OFFICE PARK

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

PHONE 378-8508

File T-3339
G-6978

November 23, 1977

Walter & Lois Robinson
Rt. 1, Box 227
Halfway, OR 97834

Dear Mr. & Mrs. Robinson,

Thank you for the reminder letter you sent November 16 regarding your permit number G-6486. We now have a field engineer stationed in the watermasters' office at Pendleton who has the form to make a final proof survey on your permit. He will schedule a trip to your area whenever he is able to survey enough lands to warrant a trip there.

I noticed you have a change in point of diversion out of Pine Creek involving the same 23.6 acres. Special Order Volume 26, Page 444 was signed by the Director March 11, 1976 to change your diversion from 10 feet South and 500 feet West of the N $\frac{1}{4}$ Corner of Section 8 to 15 feet South and 1230 feet West of the NE Corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 8 South, Range 46 East, W. M. We would very much like to survey the transfer the same time as the ground water filing. The transfer required the change to be completed by October 1, 1977 so unless we hear otherwise from you a survey form will be sent to our field engineer, Bob Barwin, to include this along with the ground water survey.

Again, thank you for the reminder.

Sincerely,

Bruce A. Estes, Supervisor
Certificate-Survey Section

BAE:jt
cc: Bob Barwin
P.O. Box 1427
Pendleton, OR 97801

BBB-2KK-132
5/31/78 RFB
BBB-2KK-132

792-5224

REPORT ON INSPECTION UNDER
TRANSFER OF WATER RIGHT FOR

To be surveyed w/
G-6978

CHANGE IN POINT OF DIVERSION FROM PINE CREEK

Transfer No. 3339 County BAKER

1. Name Walter & Lois Robinson Address Rt 1, Box 227, Halfway, 97834
2. Source of Supply Pine Creek, Trib. of SNAKE R.
3. Amount of Water 0.59 cfs Priority Date June 7, 1965
4. Use irrigation
5. Proposed Point of Diversion 10' S. & 1200' W FROM E 1/4 COR SEC
15 ft S & 1230 ft W from NE Corner of NE 1/4 SE 1/4 of Sec 8,
within NE 1/4 SE 1/4, Sec 8, T 8 S, R 46 E, W.M.

6. Place of Use

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made	
8S	46	8	NE 1/4 SE 1/4		23 ⁶

V. 11, P. 295
C. 10342

G-6978
T-2337 (4/2/66)

INFO: WALTER ROBINSON

DIVERSION

POINT: HEADGATE DIVERTS WATER FROM PINE CREEK INTO 12" PIPE. WATER IS DELIVERED BY GRAVITY IN THE 12" PIPE TO THE SUMP UNDER APPL 6-6978, PER 6-6486.

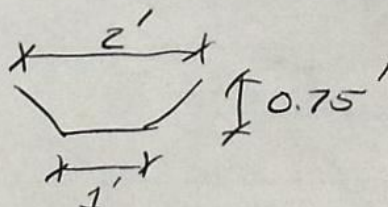
PUMP &

MOTOR: 4 CYL WISCONSIN DIESEL, 25 HP
AMERICAN-MARSH BELT DRIVE CENT, 4" x 3"

PIPE: 1000' 4" ALUM
560' 3" ALUM

HEADS: 21 WEATHER-TEC 10-30, $7/32$ " x 0
12 RB 30's, $3/16$ " x 0
8 RB 30's, $1/16$ " x 0
1 RB 30, $3/16$ " x $7/32$ "
40 HEADS MAX

DITCHES: TYPICAL SECTION



LIFT: SEE QUAD

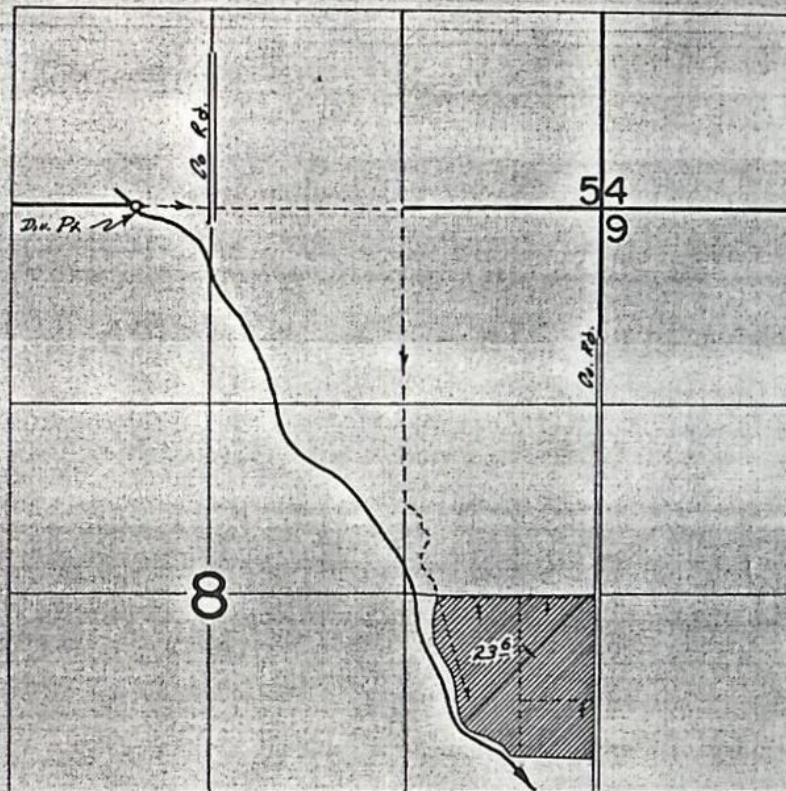
CROP: PASTURE, HAY

TIE: BBB-2KK-132

MAY 31, 1978

Robert F. Brown
FIELD ENGINEER

T. 8 S. R. 46 E. W.M.



Div. Pt. Loc.: 10' S & 500' W FROM N 1/4 Cor. Sec. 8

FINAL PROOF SURVEY
UNDER

Application No. 40966 Permit No. 30549
IN NAME OF

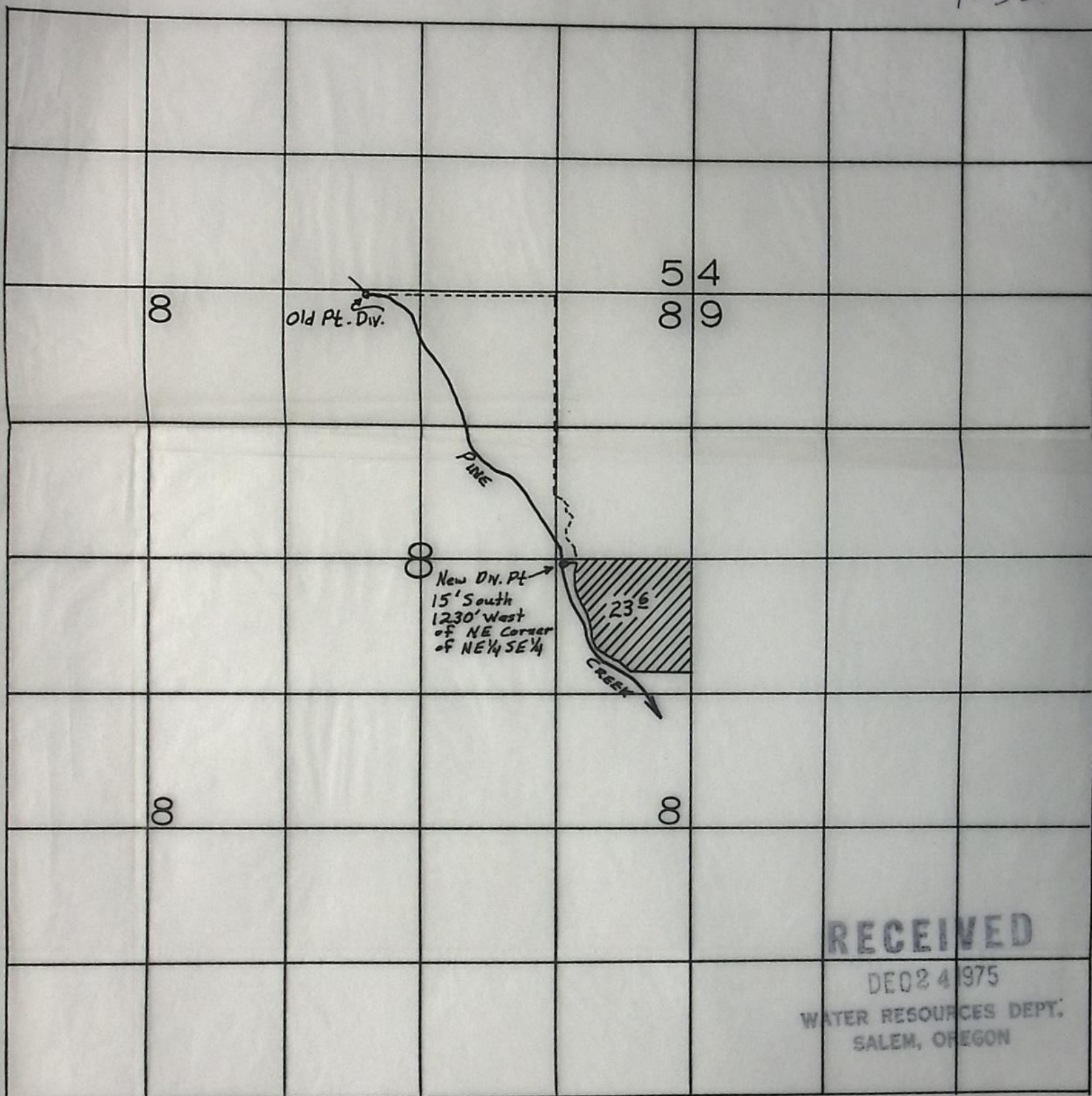
WALTER ROBINSON

Surveyed JUNE 21 1972, by R. G. MCKENNA

TOWNSHIP.....8.....S.

RANGE 46.....E.W.M.

T-3339



RECEIVED

DEC 24 1975
WATER RESOURCES DEPT.
SALEM, OREGON

MAP TO ACCOMPANY APPLICATION OF:

Name WALTER Robinson AND Lois I. Robinson

County Baker

Date 12-5-75

Scale 4" to 1 Mile

Note:

MAP PREPARED FROM: Final Proof Map

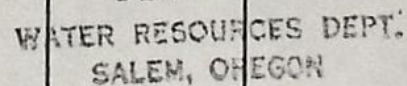
SIGNED BY APPLICANT: W. Robinson
Lois I. Robinson

MAP DRAWN BY: V. K. Searles

RECEIVED

DEC 12 1975

WATER RESOURCES DEPT.
SALEM, OREGON



WATER RESOURCES DEPT.
SALEM, OREGON

742-2634

T-3339

RECEIVED

DEC 24 1975

WATER RESOURCES DEPT.
SALEM, OREGON

Application for Transfer of Water Right

To the STATE ENGINEER OF OREGON:

I, WALTER E. AND Lois I. Robinson Route 1, Box 227
(Name of applicant)

of HALFWAY County of BAKER
(Postoffice)

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 PIRE CREEK Trib. OF SNAKE R.
(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 THAD LEEP DITCH

4. The point of diversion is located 10 ft. S. and 500 ft. W. from the N¹/₄
(N. or S.) (E. or W.)

corner of Sec. 8 being within the NE¹/₄ NW¹/₄
(Section or subdivision)

of Section 8 Tp. 8 S. R. 46 E. W. M., in the County of BAKER
(No. N. or S.) (No. E. or W.)

5. List the number of acres irrigated in each smallest legal subdivision (40-acre tract) involved in this transfer. If for any other use, indicate place of use:

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄
8S	46E	8													23.6			

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? yes
(If not owner, explain your interest)

7. Has water been used beneficially for the purposes indicated herein during the past 5 years? yes

8. What is the date of priority of your water right? June 7 1965

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

of permit 30549

RECEIVED

DEC 12 1975

WATER RESOURCES DEPT.
SALEM, OREGON

10. Do you hold a water right certificate? yes If so, give number of certificate 39257
(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 15 ft. S and 1230 ft. W from the NE
(N. or S.) (E. or W.)
corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$ being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8 Tp. 8 S R. 46 E W. M.,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)
in the county of BAKER The name of the ditch to be used is Robinson Pump

15. Are you the owner of the land on which the proposed point of diversion is to be located? yes

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.

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.? yes
(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 Part of the previous ditch system has been washed out and it is not feasible to rebuild said ditch.

AFFIDAVIT OF APPLICANT

STATE OF OREGON,

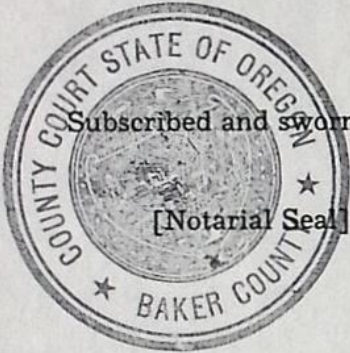
County of

Baker

} ss.

We Walter E Robinson & Lois J Robinson, 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 3rd day of December, 1975.



Subscribed and sworn to before me this

3rd

day of

December

, 1975.

Walter E Robinson
(Name of applicant)

Lois J Robinson

Quinta C Johnson
NOTARY PUBLIC FOR OREGON

Baker County Clerk

My commission expires

Baker, Ore

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.

AFFIDAVIT OF PUBLICATION

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

Notice is given hereby that Walter E. and Lois I. Robinson have filed an application for the approval of a change in point of diversion of water from Pine Creek.

Certificate of water right issued to Walter Robinson and recorded at page 39257, Volume 31, State Record of Water Right Certificates, confirms a right to the use of 0.59 c.f.s. from Pine Creek for the irrigation of 23.6 acres in NE 1/4 SE 1/4, Sec. 8, T. 8S., R. 46 E., W. M., with a date of priority of June 7, 1965.

These lands are irrigated from a point of diversion located 10 ft. S. and 500 ft. W. from the North 1/4 corner of Sec. 8, being within the NE 1/4 NW 1/4, Sec. 8, T. 8S., R. 46 E., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located 15 ft. S. and 1230 ft. W. from the NE corner of NE 1/4 SE 1/4, being within the NE 1/4 SE 1/4, Sec. 8, T. 8 So., R. 46 E., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Baker, Oregon, on March 10, 1976, 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 Walter E. and Lois I. Robinson, Route 1, Box 227, Halfway, Oregon 97834, and one copy filed with the Water Resources Director, Salem, Or., together with a \$10 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 Water Resources Director without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Director upon request.

Dated at Salem, Oregon, this 7th day of January, 1976.

JAMES E. SEXSON
Director

(3-5)

State of Oregon, County of Baker, ss.

I, Byron C. Brinton, being first duly sworn,

depose and say that I am the owner - printer of The Record-Courier, which is a weekly newspaper of general circulation published in Baker, in said county and state; that such newspaper is made up of at least four pages of five columns each and of at least 17 3/4 inches in depth of type matter; that such newspaper was regularly and uninterruptedly published once each week for at least twelve consecutive months immediately preceding the first publication of the attached Notice of Filing Application For A Change in Point of Diversion of Water

and has more than 200 bona fide subscribers within said county; that the Notice of Filing Application For A Change in Point of Diversion of Water

of which the one hereto attached is a true and correct copy as printed, was published in the regular and entire issue of said newspaper and not in any supplement thereof, once each week for 3 successive and consecutive weeks, being published 3 times, commencing with the issue dated the 15th day of January, 1976, and ending with the issue dated the 29th day of January, 1976.

That the amount of charge actually made and to be collected by such newspaper for such publication is \$ 20.65.

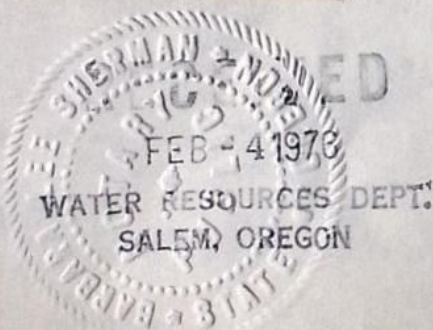
Byron C. Brinton

Subscribed and sworn to before me this 30th day of January, 1976.

Barbara L. Sherrin

Notary Public for Oregon.

My commission expires June 6, 1977.





WATER RESOURCES DEPARTMENT

BAKER COUNTY COURTHOUSE • BAKER, OR • 97814 • Phone 523-2322

ROBERT W. STRAUB
GOVERNOR

JAMES E. SEXSON
Director

WATER POLICY REVIEW
BOARD

EMERY N. CASTLE
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Arch Cape

JEAN FROST
Portland

January 12, 1976

Mr. Trevor Jones
Water Rights Division Administrator
1178 Chemeketa St. N.E.
Salem, Oregon 97310

Dear Trevor;

According to my understanding of the system that Mr. and Mrs. Walter E. Robinson are proposing they should be required to install a suitable flow controlling valve and measuring device.

The proposed transfer in point of diversion can be made without injury to existing rights.

Sincerely,

V. Kent Searles
Watermaster Dist. #8

VKS/meh
CC

RECEIVED

JAN 13 1976

WATER RESOURCES DEPT.
SALEM, OREGON